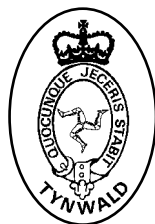


TYNWALD

Tinvaal



VOTES AND PROCEEDINGS

Reaghyssyn as daaltyn

DOUGLAS
TUESDAY 19th FEBRUARY 2008
WEDNESDAY 20th FEBRUARY 2008

Bill Signed -

Prisoner Escorts Bill 2007.

No 2 Order Paper

1. Laid before the Court -

The Isle of Man Budget 2008-2009 [*GD No 1/08*]

Income Tax Act 1970 -

Income Tax (Nursing Expenses) (Amendment) Order 2008
[*SD No 25/08*]

Income Tax (Donations to Charities) (Amendment) Regulations 2008
[*SD No 26/08*]

Income Tax Act 1995 -

Income Tax (Individuals) (Temporary Taxation) Order 2008
[*SD No 29/08*]

National Lottery Act 1999 -

National Lottery (Designation) (Amendment) Order 2008 [*SD No 23/08*]

Income Tax Act 2003 -

Income Tax (Personal Allowance Credit) (Amendment) Regulations
2008 [*SD No 27/08*]

2. Budget for the year 2008-2009 -

Motion made -

That the Budget proposals for the year ending 31st March 2009 be received and necessary action be taken to give effect thereto.

Mr Bell

Court divided.

Motion unanimously carried.

3. General Revenue and Capital Payments 2008-2009 -

Motion made -

- (1) That the Treasury be authorised to expend during the year ending 31st March 2009 sums not exceeding those set out in Column 3 of pages 2 to 5 of the Isle of Man Budget, being the amounts required by the Revenue Funded Government Departments and Other Bodies after deduction of the receipts of the said Government Departments and Other Bodies (estimated at the sums set out opposite their names in Column 2) to enable those Departments and Other Bodies to expend sums not exceeding those set out in Column 1 totalling £853,224,598 for the purpose of carrying into effect the services approved by Tynwald.

Provided that a Department or Other Body, having the duty to administer expenditure out of monies provided by Tynwald, may transfer savings on any main heads to meet additional anticipated expenditure to be incurred on any other main heads of its Vote, subject to the conditions set out in Financial Regulation FD18 - Virements, issued by the Treasury in October 2007.

- (2)(a) That the Treasury be authorised to expend during the year ending 31st March 2009, from the Capital Transactions Account, sums not exceeding those set out in Column 1 of the Capital Estimates of Government Departments and Other Bodies on pages 7 to 11 of the Isle of Man Budget, totalling £43,042,660 (being expenditure on projects already approved by Tynwald).
- (b) That Tynwald approves the expenditure detailed in Column 2 of the Capital Estimates of Government Departments and Other Bodies on pages 7 to 11 of the Isle of Man Budget and authorises the Treasury to expend during the year ending 31st March 2009, from the Capital Transactions Account, sums not exceeding those set out in Column 2, totalling £60,904,465.
- (c) That, upon Tynwald approval to such projects being obtained, the Treasury be authorised to expend during the year ending 31st March 2009, from the Capital Transactions Account, sums not exceeding those set out in Column 3 of the Capital Estimates of Government Departments and Other Bodies on pages 7 to 11 of the Isle of Man Budget, totalling £65,878,276.

- (d) That Tynwald sanctions borrowings not exceeding those set out in Column 4 of the Capital Estimates of Government Departments and Other Bodies on pages 7 to 11 of the Isle of Man Budget, totalling £128,494,000, being made by Government, such borrowings to be repaid within the appropriate period as set out in Column 5.
- (3)(a) That Tynwald approves the transfers from the General Revenue Account of the amounts set out in column 2 totalling £139,122,000 and the transfers to General Revenue and Capital Accounts and Other Expenses' expenditure set out in columns 5 and 6 totalling £120,411,000 and £25,894,000 respectively of the Investments and Reserves, Probable 2007-2008, on page 14 of the Isle of Man Budget.
- (b) That Tynwald approves the transfers from the General Revenue Account of the amounts set out in column 2 totalling £36,978,000 and the transfers to General Revenue and Capital Accounts and Other Expenses' expenditure set out in columns 5 and 6 totalling £85,369,000 and £26,986,000 respectively of the Investments and Reserves, Estimate 2008-2009, on page 14 of the Isle of Man Budget.

Mr Bell

Motion carried.

4. Income Tax Act 1970 -

Motion made -

That, in accordance with section 119 of the Income Tax Act 1970, it is hereby resolved -

- (1) That the personal allowance -
- (a) in respect of a husband and wife under subsection (1) of section 35 of that Act shall be £18,400;
 - (b) in respect of individuals under each of paragraphs (a), (b), (c) and (d) of subsection (3) of that section shall be £9,200.
- (2) That the allowance in respect of registered blind persons under subsection (1) of section 35A of that Act shall be £2,850.
- (3) That the allowance for disabled persons under subsection (1) of section 35B of that Act shall be £2,850.
- (4) That the personal allowance in respect of a non-resident individual under subsection (1) of section 35C of that Act shall be £2,120.
- (5) That in respect of the additional relief in respect of children under section 39A of that Act, the deduction under subsection (2) of that section shall be £6,300.
- (6) That in respect of the additional relief in respect of children under section 39B of that Act, the additional deduction under subsection (3) shall not in any case exceed £6,300.
- (7) That in respect of the additional relief in respect of children under section 39C of that Act, in the formula in subsection (3) for £6,040 there shall be substituted £6,300.

(8) That in respect of the personal allowance credit under section 7 of the Income Tax Act 2003

(a) the credit in subsection (2)(a) of that section shall be £500;

(b) the credit in subsection (2)(b) of that section shall be £1,000.

(9) That this resolution shall apply in respect of the income tax year commencing 6th April 2008 and subsequent years.

Mr Bell

Motion carried.

5. Income Tax Act 1970 -

Motion made -

That the Income Tax (Nursing Expenses) (Amendment) Order 2008 [*SD No 25/08*] be approved.

Mr Bell

Motion carried.

6. Income Tax Act 1970 -

Motion made -

That the Income Tax (Donations to Charities) (Amendment) Regulations 2008 [*SD No 26/08*] be approved.

Mr Bell

Motion carried.

7. Income Tax Act 1995 -

Motion made -

That the Income Tax (Individuals) (Temporary Taxation) Order 2008 [*SD No 29/08*] be approved.

Mr Bell

Motion carried.

8. National Lottery Act 1999 -

Motion made -

That the National Lottery (Designation) (Amendment) Order 2008 [*SD No 23/08*] be approved.

Mr Bell

Motion carried.

The Court rose at 7.27 pm and adjourned to Wednesday 20th February 2008.

DOUGLAS
WEDNESDAY 20th FEBRUARY 2008

Main Order Paper

2. Questions -

Questions 1 to 15 answered orally.
Questions 16 to 21 answered in writing.

1. Laid before the Court -

Anti-Terrorism and Crime Act 2003 -

Anti-Terrorism and Crime Act 2003 (Continuation) Order 2008
[SD No 33/08]

Local Elections Act 1986 -

Local Elections (Amendment) Rules 2008 *[SD No 40/08]*

Local Elections (Fees) Order 2008 *[SD No 42/08]*

Representation of the People Act 1995/Local Elections Act 1986 -

Local Elections (Absent Voters) Regulations 2008 *[SD No 41/08]*

Local Government Act 1985 -

Laxey Village Commissioners (Alteration of Number of Members)
Scheme Order 2008 *[SD No 43/08]*

Harbours (Isle of Man) Act 1961 -

Harbour Dues (Merchant Vessels) Regulations 2008 *[SD No 30/08]*

Harbour Dues (Fishing Vessels, Work Boats and Construction Barges)
Regulations 2008 *[SD No 31/08]*

Harbour Dues (Pleasure Vessels, House Boats, Large Commercial
Yachts and Tall Ships) Regulations 2008 *[SD No 32/08]*

Witnesses' Allowances Act 1947 -

Witnesses' Allowances Order 2008 *[SD No 1001/07]*

Income Tax Act 1970 -

Income Tax (Non-Corporate Taxpayers) (Repayment Supplements)
Order 2008 *[SD No 004/08]*

Audit Act 2006 -

Accounts and Audit (Amendment) Regulations 2008 *[SD No 14/08]*

Economic Development Fund Scheme -

Economic Development Fund Scheme *[GC No 02/08]*

Income Tax Act 1970 -

Income Tax (Rate of Interest) Order 2008 *[SD No 003/08]*

Income Tax (Rate of Surcharge Interest) Order 2008 *[SD No 005/08]*

Value Added Tax Act 1996 -

Value Added Tax (Reduced Rate) (Amendment) (No. 2) Order 2007
[SD No 989/07]

Currency Act 1992 -

- Currency (Tutankhamun Crowns) Order 2007 *[SD No 929/07]*
- Currency (Prince Charles 60th Birthday Crown) Order 2008 *[SD No 17/08]*
- Currency (2008 Cat Crown) Order 2008 *[SD No 18/08]*
- Currency (International Year of Planet Earth Crown) Order *[SD No 19/08]*
- Currency (25th Anniversary of the Angel) Order 2008 *[SD No 20/08]*
- Currency (Christmas 2008 50p) Order 2008 *[SD No 21/08]*
- Currency (Wonders of the World Crown) Order 2008 *[SD No 22/08]*

Audit Act 2006 -

- Audit Directions 2008 *[SD No 13/08]*

Dogs Act 1990 -

- Malew Dog Control Byelaws 2007 *[SD No 923/07]*

Statement of Changes in Immigration Rules *[SD No 02/08]*

Reports -

- Financial Information and Miscellaneous Accounts for the year ended 31st March 2007 additional to the published Government Accounts *[GD No 003/08]*
- Manx Heritage Foundation Fund Financial Statements for the year ended 31st March 2007 *[GR No 002/08]*
- Overseas Aid Committee of the Council of Ministers Annual Report 2006-2007 *[GR No 004/08]*
- Department of Local Government and the Environment Report of the Public Auditors on the Accounts of Local Authorities, Burial Authorities, Elderly Persons' Housing Committees and Joint Boards *[GR No 005/08]*

3. Public Service Pension Schemes -

Statement not made.

7. Anti-Terrorism and Crime Act 2003 -

Motion made -

That the Anti-Terrorism and Crime Act 2003 (Continuation) Order 2008 be approved *[SD No 33/08]*

Mr Brown

Motion carried.

8. Local Elections Act 1986 -

Motion made -

That the Local Elections (Amendment) Rules 2008 be approved *[SD No 40/08]*

Mr Shimmin

Motion carried.

9. Representation of the People Act 1995/Local Elections Act 1986 -

Motion made -

That the Local Elections (Absent Voters) Regulations 2008 be approved
[SD No 41/08]

Mr Shimmin

Motion carried.

10. Local Elections Act 1986 -

Motion made -

That the Local Elections (Fees) Order 2008 be approved *[SD No 42/08]*

Mr Shimmin

Motion carried.

11. Local Government Act 1985 -

Motion made -

That the Laxey Village Commissioners (Alteration of Number of Members)
Scheme Order 2008 be approved *[SD No 43/08]*

Mr Shimmin

Motion carried.

12. Harbours (Isle of Man) Act 1961 -

Motion made -

That the Harbour Dues (Merchant Vessels) Regulations 2008 be approved
[SD No 30/08]

Mr Anderson

Motion carried.

13. Harbours (Isle of Man) Act 1961 -

Motion made -

That the Harbour Dues (Fishing Vessels, Work Boats and Construction
Barges) Regulations 2008 be approved *[SD No 31/08]*

Mr Anderson

Motion carried.

14. Harbours (Isle of Man) Act 1961 -

Motion made -

That the Harbour Dues (Pleasure Vessels, House Boats, Large Commercial
Yachts and Tall Ships) Regulations 2008 be approved *[SD No 32/08]*

Mr Anderson

Motion carried.

15. Witnesses' Allowances Act 1947 -

Motion made -

That the Witnesses' Allowances Order 2008 be approved [*SD No 1001/07*]
Mr Bell

Motion carried.

16. Income Tax Act 1970 -

Motion made -

That the Income Tax (Non-Corporate Taxpayers) (Repayment Supplements) Order 2008 be approved [*SD No 004/08*]

Mr Bell

Motion carried.

17. Audit Act 2006 -

Motion made -

That the Accounts and Audit (Amendment) Regulations 2008 be approved [*SD No 14/08*]

Mr Bell

Court divided.

Motion carried.

18. Economic Development Fund Scheme -

Motion made -

That the Economic Development Fund Scheme be approved [*GC No 02/08*]
Mr Bell

Motion carried.

Announcement of Royal Assent -

Prisoner Escorts Act 2008.

4. Statement by the Minister for Tourism & Leisure -

Statement on rail track safety and operations for the 2008 season made by the Minister for Tourism & Leisure.

21. Bemahague School -

Motion not made.

5. Airport: Runway End Safety Areas/Runway Project -

Motion not made.

Statement made by the Minister for Transport.

6. Peel Inner Harbour Development -

Motion made -

That Tynwald approves the Department of Transport incurring expenditure not exceeding £3,100,000 in respect of Peel Inner Harbour Development.

Mr Anderson

Motion carried.

19. Royal Assent and Good Governance -

Motion made -

That Tynwald calls on the Constitutional Committee of Tynwald to investigate and report with recommendations by the December 2008 sitting on -

- (a) the protection of the interests of the people of the Isle of Man through their democratic representation in connection with the issues of Royal Assent and the use of the Royal Prerogative;
- (b) the constitutional consequences for the Isle of Man of the signing by the United Kingdom Government of the Nice and Lisbon Treaties, and, in particular, the extent to which they may cause the United Kingdom to commit the Island to legislation or policies not approved by this Honourable Court; and
- (c) the power of the European Union to cause the United Kingdom Government to legislate for the Manx nation.

Mr Karran

Amendment made -

Delete all the words after "Tynwald" and substitute:

"requests the Council of Ministers to report by no later than July 2008 on matters relating to the Royal Assent and any implications relating to the Island regarding the United Kingdom's membership of the European Union".

Mr Brown

Court divided.

Amendment carried.

Court divided.

Amended motion unanimously carried.

20. Manx Freedom and the European Union -

Motion made -

That Tynwald is of the opinion that the Council of Ministers should report by the sitting in December 2008 on its view of -

- (a) the medium and long term effects of the European Union on the Isle of Man;
- (b) the action it feels that the Isle of Man needs to take in order to protect the Island; and
- (c) to make recommendations as to whether the Island would benefit from retaining our Protocol 3 relationship, or becoming a full member of the European Union, or becoming completely removed from the European Union and instead seeking membership of another free trade area that does not have the ambitions for political and economic union that are intrinsic in the European Union.

Mr Karran

Court divided.
Motion lost.

The Court adjourned at 6.32 pm.

**The Hon Noel Quayle Cringle
President of Tynwald**