

**Town and Country Planning (Amendment) Bill 2012**  
**Third Reading approved**

5.1. Mr Crookall to move:

*That the Town and Country Planning (Amendment) Bill 2012 be read the third time and be sent to the Council.*

**The Deputy Speaker:** We move then, to Item 5 on our Order Paper, Bills for Third Reading. Item 5.1, Town and Country Planning (Amendment) Bill 2012 and I call on Mr Crookall, the Member for Peel.

**Mr Crookall:** Thank you, Mr Deputy Speaker.

Hon. Members will be aware what brought me to introduce this Private Member's Bill, but it is not just that individual case that highlighted the issue. Sometimes a situation arises in the scenario that is left that leaves little or no room for manoeuvre for the Minister left to deal with the situation. All that I have attempted to do, with the support of Members, is to give the Minister of the Department another option, if they feel they need it. It takes absolutely nothing away from what is already in situ; it is purely about buildings in Government ownership and that is not about deregistering listed buildings.

This Bill has been worked up with the help of the Director of Planning and the Conservation Officer from the Department of Infrastructure and Mr Howard Connell from the Attorney General's Office and I thank them for their input and their guidance.

Mr Deputy Speaker, I beg to move that the Town and Country Planning (Amendment) Bill 2012 be read for the third time, sir.

**The Deputy Speaker:** Hon. Member for Onchan, Mr Quirk.

**Mr Quirk:** I beg to second, sir, and reserve my remarks.

**The Deputy Speaker:** Hon. Member for Douglas East, Mrs Cannell.

**Mrs Cannell:** Thank you, Mr Deputy Speaker.

As the Bill is down for Third and final Reading, I have to make comment again that I am actually very disappointed that the mover has not seen fit to answer any of the concerns that were raised at both 'in principle' stage and also clauses stage. That is in respect of clause 5, 'regulations may provide for'.

I recognise that the regulations 'may' provide, which also means that they may *not* provide and there is a list of suggestions of what the regulations may provide, but there is no mention within this legislation of any kind of Tynwald approval for regulations and that disturbs me, because what it means is that the Council of Ministers, who may provide regulations, will determine what those regulations are, without any kind of formal procedure for the regulations to be laid before Tynwald, or indeed debated by Tynwald.

So for that reason, I would ask Members to vote against it.

**The Deputy Speaker:** Mover to reply.

**Mr Crookall:** Thank you, Mr Deputy Speaker.

I feel sorry that the Hon. Member who has just resumed her seat feels like that. I have tried to address these issues going along the way and I know the Hon. Member, Mr Karran is happier than he was before, although he is not with us this morning. All I can do is make an apology, I have tried and done my best and I will leave it up to Members, Mr Deputy Speaker.

Thank you.

**The Deputy Speaker:** The motion is as on the Order Paper, Hon. Members: Town and Country Planning (Amendment) Bill 2012. Those in favour, say aye; those against, no. The ayes have it. Division is called.

**Mr Crookall:** If you were here for half the time, you would know what was going on!

**Mrs Cannell:** I beg your pardon?

*A division was called for and electronic voting resulted as follows:*

**FOR**  
Mr Quirk

**AGAINST**  
Mrs Beecroft

Mr Hall  
Mr Crookall  
Mr Anderson  
Mr Singer  
Mr Quayle  
Mr Teare  
Mr Cannan  
Mr Houghton  
Mr Henderson  
Mr Robertshaw  
Mr Shimmin  
Mr Skelly  
Mr Gawne  
The Deputy Speaker

Mrs Cannell

**The Deputy Speaker:** Hon. Members, the vote is 15 votes for, 2 against. It therefore carries in the House.