

**PUBLIC SERVICES COMMISSION BILL 2014**

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**Explanatory Memorandum**

1. This Bill is promoted by the Council of Ministers.
2. *Clause 1* provides for the short title of the Act resulting from the Bill.
3. *Clause 2* provides for the Act to come into operation on a day or days appointed by the Council of Ministers.
4. *Clause 3* sets out various defined terms used in the Bill.
5. *Clause 4* establishes the Public Services Commission as a body corporate and provides for its membership. This new body acquires the functions of the Civil Service Commission which will cease to exist on the repeal of its governing Act.
6. *Clause 5* sets out the functions of the Commission and *clause 6* provides for the delegation of functions.
7. *Clause 7* provides for the employees of the Commission to be public sector employees who have entered into a contract of employment with it or who are in employment or an office prescribed by order of the Council of Ministers. There is further provision for approval in the case of appointment of chief executives and the Chief Secretary and provision for the Commission to be the appointing body for statutory public sector appointments where no other appointor is provided.
8. *Clause 8* preserves the current terms and conditions of employment of people who transfer to the Commission by virtue of an order as described above. This, however, does not prevent a revision of those terms and conditions following collective bargaining or other applicable arrangements. Otherwise an employee's terms and conditions of employment are governed by his or her contract of employment.
9. *Clause 9* provides that Commission's employees must perform such duties and observe and comply with such reasonable instruction as required by the Department etc. to which they are assigned.
10. *Clause 10* provides for vicarious liability in the law of tort for a Commission employee's acts in the course of carrying out his or her functions. Liability falls on the Department or Board to which the employee is assigned or, in other cases, on the Treasury.
11. *Clause 11* provides for the Commission to make an annual report to the Chief Minister about its functions and for the report to be laid before Tynwald.
12. *Clause 12* introduces the Schedule of consequential amendments and provides for the repeal of the Civil Service Act 1990 and an amendment to it. Once taken effect or after promulgation of the Act if later, this clause and the Schedule cease

to have effect though this does not affect the operation of the amendments. The *Schedule* is concerned with replacing references to the Civil Service Commission and to civil servants etc. with references to the new Commission and its employees or other public sector workers. Some missed amendments consequential on the Public Sector Pensions Act 2011 are also included.

13. The Bill has no implications for manpower or resources.
14. In the opinion of the member moving the Bill its provisions are compatible with the Convention rights within the meaning of the Human Rights Act 2001.



*Ellan Vannin*

## PUBLIC SERVICES COMMISSION BILL 2014

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*Ellan Vannin*

## PUBLIC SERVICES COMMISSION BILL 2014

1 **A BILL** to establish a new body to be responsible for the employment of certain  
2 public sector employees and for connected purposes.

**BE IT ENACTED** by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Council and Keys in Tynwald assembled, and by the authority of the same, as follows:—

### 3 **1 Short title**

4 The short title of this Act is the Public Services Commission Act 2014.

### 5 **2 Commencement**

6 (1) This Act (apart from this section and section 1) comes into operation on  
7 such day or days as the Council of Ministers may by order appoint and  
8 different days may be appointed for different purposes of the Act.

9 (2) An Order under subsection (1) may make such transitional and saving  
10 provision as the Council of Ministers considers necessary or expedient.

### 11 **3 Interpretation**

12 (1) In this Act –

13 “**Commission**” means the Public Services Commission established by section 4;

14 “**employee of the Commission**” has the meaning assigned by section 7(1);

15 “**officer of the Commission**” means an employee of the Commission whom the  
16 Commission has assigned to work directly for it;

17 “**prescribed**” means prescribed by an order made by the Council of Ministers;

18 “**stationed employer**” means the Department, Statutory Board, office of  
19 Government or other public entity to which the employee of the  
20 Commission is assigned.

21 (2) For the purposes of this Act a person is a “**public sector employee**” if the  
22 person is employed by or holds office within a Department, Statutory  
23 Board, office of Government or other public sector entity.

24 (3) However, the following are not public sector employees –

- 1 (a) persons mentioned in section 3(1) of the *Public Sector Pensions Act*  
2 *2011* (other than paragraph (c)) (judges, Crown Officers and  
3 Tynwald appointees);
- 4 (b) Ministers and members of Departments.
- 5 (c) officers and employees of a local authority;
- 6 (d) members of the police force maintained under section 1 of the  
7 *Police Act 1993*.

#### 8 **4 Public Services Commission**

- 9 (1) The Commission is established as the body responsible for employing  
10 the individuals to be employed by it under this Act.
- 11 (2) The Commission —
- 12 (a) is a body corporate with perpetual succession; and  
13 (b) has the functions given to it by section 5.
- 14 (3) The Commission is to consist of the following members —
- 15 (a) a chairperson and a vice-chairperson who must be members of  
16 Tynwald;
- 17 (b) no more than 3 other individuals who must not be members of  
18 Tynwald.
- 19 (4) However, an employee of the Commission must not be a member of the  
20 Commission.
- 21 (5) The members of the Commission are appointed by the Chief Minister  
22 and hold office at the Chief Minister's pleasure.
- 23 (6) A member of the Commission may resign by giving notice to the Chief  
24 Minister.
- 25 (7) If a member of the Commission —
- 26 (a) being appointed under subsection (3)(a), ceases to be a member of  
27 Tynwald; or
- 28 (b) being appointed under subsection (3)(b), becomes a member of  
29 Tynwald,
- 30 the member remains in office as a member of the Commission until a  
31 successor is appointed, subject to subsections (5) and (6).
- 32 (8) Paragraphs 9 (except for sub-paragraph (1)(a)), 10, 11, 11A 11B and 12(2)  
33 of Schedule 2 to the *Statutory Boards Act 1987* apply to the Commission as  
34 they apply to a Statutory Board.
- 35 (9) Subject to this Act the Commission may regulate its own proceedings.
- 36 (10) To avoid doubt the Commission does not have in respect of its  
37 employees any of the rights and privileges that the Crown has or had in  
38 respect of civil servants.

**5 Functions of Commission**

- 1           **5**           **Functions of Commission**
- 2           (1)       The Commission has the following functions —
- 3                   (a)       to determine policies relating to the employment, and the terms
- 4                               and conditions of employment, of its employees that are
- 5                               consistent with the Government's human resources strategy and
- 6                               policies;
- 7                   (b)       to employ such persons on such terms as it considers appropriate;
- 8                   (c)       by agreement with such bodies as it considers to represent the
- 9                               interests of its employees, to establish as necessary negotiating
- 10                              and consultation committees that include members of such
- 11                              bodies;
- 12                   (d)       where appropriate, to negotiate or consult with its employees or
- 13                              their representatives, whether via those committees or otherwise,
- 14                              about the employees' pay and other terms and conditions of
- 15                              employment;
- 16                   (e)       to arrange for the recruitment of its future employees;
- 17                   (f)       to organise the training of its employees;
- 18                   (g)       to make arrangements for the assessment of performance and
- 19                              appraisal of individual employees of the Commission;
- 20                   (h)       to make promotions and arrange for the transfer of its employees
- 21                              between the various stationed employers;
- 22                   (i)       where appropriate to discipline its employees and provide for the
- 23                              suspension or termination of their employment;
- 24                   (j)       without limiting any duties it has under health and safety
- 25                              legislation, to make arrangements for securing the welfare of its
- 26                              employees;
- 27                   (k)       to make arrangements for loss of office in relation to any public
- 28                              sector employee;
- 29                   (l)       to make arrangements, with the consent of the employee
- 30                              concerned, for its employees to be seconded to another employer;
- 31                   (m)       to determine such other matters that may be considered
- 32                              reasonably necessary for the proper administration and
- 33                              management of its employees;
- 34                   (n)       to perform such other functions as directed by the Council of
- 35                              Ministers.
- 36           (2)       If it is not possible for the Commission to reach agreement with the
- 37                              bodies mentioned in subsection (1)(c) as to the establishment and
- 38                              membership of the committees there mentioned, a special committee of
- 39                              Tynwald established for the purpose must determine the collective
- 40                              bargaining and consultation arrangements that are applicable to the
- 41                              negotiation or consultation mentioned in subsection (1)(d).

- 1 (3) The Chief Minister may, after consultation with the Commission, direct  
2 the Commission as to the exercise of its functions and the Commission  
3 must comply with the direction.

## 4 6 Delegation of functions

- 5 (1) The Commission may authorise any member or officer of the  
6 Commission, or any other person, to exercise any function of the  
7 Commission, either alone or jointly with it or any other person.
- 8 (2) Any person authorised under subsection (1) to exercise any function of  
9 the Commission may authorise any employee of the Commission to  
10 exercise that function in place of the person.
- 11 (3) Subsection (2) does not prevent the person given the power to delegate a  
12 function of the Commission from exercising the function personally.

## 13 7 Employees of the Commission

- 14 (1) An “**employee of the Commission**” is a public sector employee –
- 15 (a) employed by the Commission under a contract of employment  
16 made between the individual and the Commission; or
- 17 (b) in employment or an office prescribed for the purposes of this  
18 section.
- 19 (2) An order under this section cannot come into operation unless it is  
20 approved by Tynwald.
- 21 (3) The Commission may organise its employees in such categories as it  
22 considers appropriate and apply terms and conditions of employment  
23 according to that categorisation.
- 24 (4) Where a person is to be appointed as a chief executive officer (by  
25 whatever title designated) –
- 26 (a) of a Department or Statutory Board, the appointment may not  
27 have effect without the concurrence of that Department or  
28 Statutory Board;
- 29 (b) of any other stationed employer, the appointment may not have  
30 effect without the concurrence of such person or body (if any) as  
31 the Council of Ministers may direct.
- 32 (5) Where a person is to be appointed as the Chief Secretary, the  
33 appointment may not have effect without the concurrence of the Chief  
34 Minister who must, before giving such concurrence, consult the  
35 Governor.
- 36 (6) Where any statutory provision (whether enacted before or after the  
37 coming into operation of this Act) provides for a person to be appointed  
38 to any public sector employment or perform any functions that would  
39 normally fall to be performed by a public sector employee but does not



1 stipulate the person or body who is to appoint the person, the person is  
2 to be appointed by the Commission.

3 (7) Nothing in this Act prevents the appointment of an individual to more  
4 than one employment at the same time.

## 5 **8 Protection of rights of public sector employees who become employees** 6 **of the Commission**

7 (1) A public sector employee who becomes an employee of the Commission  
8 by virtue of an order made under section 7 is employed on the same  
9 terms and conditions that applied immediately before he or she becomes  
10 an employee of the Commission.

11 (2) Nothing in subsection (1) prevents the Commission from implementing  
12 any change to the terms and conditions of employment of any of its  
13 employees following any collective bargaining or other arrangements  
14 applicable to the employee.

## 15 **9 Terms of employment of employees**

16 (1) An employee of the Commission is required to perform such duties and  
17 observe and comply with such reasonable instruction as his or her  
18 stationed employer or any person duly authorised by the stationed  
19 employer may require.

20 (2) Without limiting subsection (1) the terms and conditions of employment  
21 of an employee of the Commission is governed by his or her contract of  
22 employment.

## 23 **10 Liability in tort**

24 (1) The relevant body is liable in respect of torts committed by an employee  
25 of the Commission in the performance or purported performance of the  
26 employee's functions and accordingly is treated for all purposes as a joint  
27 tortfeasor in respect of any such tort.

28 (2) In this section "relevant body" means —  
29 (a) where an employee of the Commission's stationed employer is a  
30 Department or Statutory Board, that Department or Statutory  
31 Board;  
32 (b) in any other case, the Treasury.

## 33 **11 Annual report**

34 (1) As soon as practicable after the end of each financial year or more  
35 frequently if the Chief Minister so directs, the Commission must make a  
36 report to the Chief Minister with respect to the carrying out of its  
37 functions under this Act.

- 1 (2) A copy of every such report must be laid before Tynwald.

2 **12 Consequential amendments and repeals**

- 3 (1) The Schedule contains amendments to enactments consequential on this  
4 Act and the *Public Sector Pensions Act 2011*.

- 5 (2) The following are repealed —

6 (a) the *Civil Service Act 1990*;

7 (b) the *Civil Service (Amendment) Act 2007*.

- 8 (3) This section and the Schedule cease to have effect on the day  
9 following —

10 (a) the promulgation of this Act; or

11 (b) the date they come into operation,

12 whichever is the later.

- 13 (4) Subsection (3) does not affect the continuing effect of the amendments  
14 made by the Schedule.  
15

## SCHEDULE

[Section 12(1)]

## ENACTMENTS AMENDED

**1 General amendments**

In the provisions set out in the following table for “Civil Service Commission” substitute “Public Services Commission”:

<i>Act</i>	<i>Provision of Act</i>
<i>Public Authorities Staff (War Service) Act 1940</i>	section 2 in the definition of “War Service”; section 7(2) (wherever occurring)
<i>The Superannuation Schemes (War Service) Act 1941</i>	section 2(6) in the definition of “Employment for war purposes”
<i>Interpretation Act 1976</i>	section 20(4)
<i>Chronically Sick and Disabled Persons Act 1981</i>	section 9(4A)
<i>Land Registration Act 1982</i>	section 1(2)
<i>Trade Disputes Act 1985</i>	section 5(1) and (3)
<i>Customs and Excise Management Act 1986</i>	section 1(2)
<i>Rent and Rating Appeals Act 1986</i>	section 1(6)
<i>Interception of Communications Act 1988</i>	Schedule 1 paragraph 5(1)
<i>Payment of Members Expenses Act 1989</i>	section 5(1)(a)
<i>Redundancy Payments Act 1990</i>	section 29(3) (wherever occurring)
<i>Police Act 1993</i>	Schedule 1 paragraph 2(7)
<i>Public Records Act 1999</i>	section 1(4) and Schedule 2 paragraph 4(1)(e)
<i>Employment (Sex Discrimination) Act 2000</i>	section 50(7) in the definition of “Crown Appointor”
<i>Minimum Wage Act 2001</i>	section 2(7)
<i>Residence Act 2001</i>	section 20(1) in the definition of “the Registrar”
<i>Data Protection Act 2002</i>	Schedule 5, in paragraph 1(1) and paragraph 7
<i>Employment Act 2006</i>	section 53 (including the marginal note and wherever occurring)
<i>Financial Services Act 2008</i>	Schedule 4 paragraph 4(3)(b)

<i>Civil Partnership Act 2011</i>	section 101(2)
<i>Tynwald Commissioner for Administration Act 2011</i>	Schedule 2, paragraph 1(g)

1 **2 Finance Act 1958**

2 In section 2(c) of the *Finance Act 1958* for “Isle of Man Civil Service” substitute  
3 “Public Services Commission”.

4 **3 Control of Employment Act 1975**

5 For section 15 of the *Control of Employment Act 1975* substitute —

6 **“15 Application to the Government**

7 Save as otherwise provided by or under this Act, this Act applies to  
8 public sector employees (within the meaning of section 3 of the *Public*  
9 *Services Commission Act 2014*) as if the Public Services Commission were a  
10 private person; but nothing in this Act makes the Commission guilty of  
11 an offence under this Act.”

12 **4 Interpretation Act 1976**

13 For section 20(3)(a) of the *Interpretation Act 1976* substitute —

14 “(a) in the case of a public officer appointed or to be appointed  
15 by the Public Services Commission in accordance with the  
16 *Public Services Commission Act 2014*, the Public Services  
17 Commission;”.

18 **5 Income Tax (Retirement Benefit Schemes) Act 1978**

19 In section 14(1) of the *Income Tax (Retirement Benefit Schemes) Act 1978*, in  
20 paragraph (b) of the definition of “statutory scheme” for “Civil Service  
21 Commission” substitute “Public Sector Pensions Authority”.

22 **6 Jury Act 1980**

23 In Schedule 1 to the *Jury Act 1980*, in Group C for “Members of the Isle of Man  
24 Civil Service appointed” substitute “Employees of the Public Services  
25 Commission (within the meaning of section 7(1) of the *Public Services*  
26 *Commission Act 2014*) assigned”.

27 **7 Administration of Justice Act 1981**

28 In the *Administration of Justice Act 1981* —

29 (a) in sections 4(1) and 6(2) for “Isle of Man Civil Service  
30 Commission” substitute “Public Services Commission”.

- 1 (b) in section 4(2) delete “appointed by the Isle of Man Civil Service  
2 Commission”.

3 **8 Tobacco Products Duty Act 1986**

- 4 In section 4(4) of the *Tobacco Products Duty Act 1986* for “a civil servant”  
5 substitute “an employee of the Public Services Commission (within the meaning  
6 of section 7(1) of the *Public Services Commission Act 2014*)”.

7 **9 Government Departments Act 1987**

- 8 In paragraph 4(1)(d) of Schedule 2 to the *Government Departments Act 1987* for  
9 “members of the Isle of Man Civil Service” substitute “employees of the Public  
10 Services Commission (within the meaning of section 7(1) of the *Public Services  
11 Commission Act 2014*)”.

12 **10 Payment of Members Expenses Act 1989**

- 13 (1) The *Payment of Members Expenses Act 1989* is amended as follows.  
14 (2) For section 1(2)(e) substitute —  
15 | “(e) chairperson of the Public Services Commission;”.  
16 (3) In section 6(2A) for “under section 3(1)(e) of the *Civil Service Act 1990*”  
17 substitute “by the Public Services Commission for any category of its  
18 employees”.

19 **11 Redundancy Payments Act 1990**

- 20 (1) The *Redundancy Payments Act 1990* is amended as follows.  
21 (2) In section 14 —  
22 (a) in subsection (1) for “Part I of Schedule 1 to the Superannuation  
23 Act 1984” substitute “section 3(1)(a) or (b) of the *Public Sector  
24 Pensions Act 2011*”;  
25 (b) in subsection (2)(a) for “, order or regulations under any of  
26 sections 1 to 5, 7 and 8 of the *Superannuation Act 1984*” substitute  
27 “under section 6(1)(c) of the *Public Sector Pensions Act 2011*”.  
28 (3) In section 29 —  
29 (a) in the marginal note for “civil servants etc” substitute “public  
30 sector employees”;  
31 (b) in subsection (2)(a) for “section 1 of the Superannuation Act 1984”  
32 substitute “section 6(1)(c) of the *Public Sector Pensions Act 2011*”.

33 **12 Education Act 2001**

- 34 For paragraph 1(b)(ii) of Schedule 3A to the *Education Act 2001* substitute —

1 “(ii) an employee of the Public Services Commission (within the  
2 meaning of section 7(1) of the *Public Services Commission*  
3 *Act 2014*”.

#### 4 **13 Data Protection Act 2002**

5 In the *Data Protection Act 2002* —

- 6 (a) in section 58(1)(a) for “a civil servant” substitute “an employee of  
7 the Public Services Commission (within the meaning of section  
8 7(1) of the *Public Services Commission Act 2014*”;
- 9 (b) in section 58(1)(b) for “any other civil servant” substitute “such  
10 employee”.

#### 11 **14 Employment Act 2006**

12 In the *Employment Act 2006* —

- 13 (a) in section 173(1) in the definition of “Crown employment” for  
14 paragraphs (a) and (b) substitute —
- 15 “(a) in an office specified in section 3(1)(a) or (b) of the *Public*  
16 *Sector Pensions Act 2011*;
- 17 (b) as an employee of the Public Services Commission (within  
18 the meaning of section 7(1) of the *Public Services*  
19 *Commission Act 2014*); or”;
- 20 (b) in Schedule 5 paragraph 12(3)(a) for “section 1 of the  
21 *Superannuation Act 1984*” substitute “ section 6(1)(c) of the *Public*  
22 *Sector Pensions Act 2011*” and for “civil servants etc” substitute  
23 “public sector employees”.

#### 24 **15 Tribunals Act 2006**

25 In Part 1 of Schedule 2 to the *Tribunals Act 2006* delete the following entry —

26 “10. The Civil Service Appeals Tribunal.”.

#### 27 **16 Audit Act 2006**

28 For section 3(5)(b) and (c) of the *Audit Act 2006* substitute —

- 29 “(b) a public sector employee (within the meaning of section 3 of the  
30 *Public Services Commission Act 2014*);”.

#### 31 **17 Personal Liability (Ministers, Members and Officers) Act 2007**

32 In section 3(4)(b) of the *Personal Liability (Ministers, Members and Officers) Act*  
33 *2007* for “section 5 of the *Civil Service Act 1990*” substitute “section 10 of the  
34 *Public Services Commission Act 2014*”.

1 **18 Financial Services Act 2008**

- 2 (1) In the *Financial Services Act 2008* —
- 3 (a) in Schedule 1, for paragraph 1(11)(b) and (c) substitute —
- 4 (b) a public sector employee (within the meaning of section 3
- 5 of the *Public Services Commission Act 2014*) other than the
- 6 Chief Executive Officer of the Commission.”
- 7 (b) in Schedule 5, for paragraph 2(1)(r) substitute —
- 8 “(r) for the purpose of enabling the Public Services
- 9 Commission to investigate the conduct of its employees
- 10 (within the meaning of section 7(1) of the *Public Services*
- 11 *Commission Act 2014*);”.

12 **19 Insurance Act 2008**

13 Delete paragraph 2(3) of Schedule 1 to the *Insurance Act 2008*.

14 **20 Proceeds of Crime Act 2008**

15 In section 108(7) of the *Proceeds of Crime Act 2008* for “a civil servant or other

16 public servant; and it is immaterial whether the receiver is a permanent or

17 temporary civil or public servant” substitute “a public sector employee (within

18 the meaning of section 3 of the *Public Services Commission Act 2014*), and it is

19 immaterial whether the receiver is a permanent or temporary public sector

20 employee.”.

21 **21 Company Officers (Disqualification) Act 2009**

22 In Schedule 3 to the *Company Officers (Disqualification) Act 2009*, for paragraph

23 2(1)(s) substitute —

24 “(s) for the purpose of enabling the Public Services

25 Commission to investigate the conduct of its employees

26 (within the meaning of section 7(1) of the *Public Services*

27 *Commission Act 2014*).”.

28 **22 Gender Recognition Act 2009**

29 In section 12(3)(a) of the *Gender Recognition Act 2009* for “a member of the civil

30 service” substitute “an employee of the Public Services Commission (within the

31 meaning of section 7(1) of the *Public Services Commission Act 2014*)”.

32 **23 Gambling Supervision Act 2010**

- 33 (1) The *Gambling Supervision Act 2010* is amended as follows.
- 34 (2) For Schedule 1 paragraph 1(3)(b) and (c) substitute —

1 | “(b) a public sector employee (within the meaning of section 3  
2 | of the *Public Services Commission Act 2014*).”.

3 | (3) In Schedule 1 paragraph 6 —

4 | (a) in sub-paragraphs (1)(b) and (2) for “members of the Isle of Man  
5 | Civil Service” substitute “employees of the Public Services  
6 | Commission”;

7 | (b) after sub-paragraph (2) insert —

8 | “(3) In this paragraph “employees of the Public Services Commission”  
9 | has the same meaning as in section 7(1) of the *Public Services  
10 | Commission Act 2014*.”.

11 | (4) For Schedule 2 paragraph 2(1)(f) substitute —

12 | “(f) for the purpose of enabling the Public Services  
13 | Commission to investigate the conduct of its employees  
14 | (within the meaning of section 7(1) of the *Public Services  
15 | Commission Act 2014*).”.

## 16 | 24 Civil Partnership Act 2011

17 | In section 101(5) of the *Civil Partnership Act 2011* delete “or the Civil Service  
18 | Commission”.

## 19 | 25 Public Sector Pensions Act 2011

20 | (1) The *Public Sector Pensions Act 2011* is amended as follows.

21 | (2) In section 3 —

22 | (a) for subsection (1)(c) and (d) substitute —

23 | “(c) persons employed by, or holding office within, a  
24 | Department, Statutory Board, office of Government or  
25 | other public sector entity other than Ministers or members  
26 | of Departments;”.

27 | (b) in subsection (3) for “being employed by a Department”  
28 | substitute “falling within subsection (1)(c)”.

29 | (3) In section 4 in the definition of “superannuation” delete “and  
30 | compensation for those who suffer loss of office”.

31 | (4) In section 5(3)(b) for “Chairman of the Civil Service Commission”  
32 | substitute “chairperson of the Public Services Commission”.

## 33 | 26 Social Services Act 2011

34 | Paragraph 7 of Schedule 3 to the *Social Services Act 2011* (and its cross heading)  
35 | is deleted.



1 **27 Tynwald Auditor General Act 2011**

2 In Schedule 2 to the *Tynwald Auditor General Act 2011* –

3 (a) delete paragraph 4 (and its cross heading);

4 (b) after paragraph 12 insert –

5 | *“Public Sector Pensions Act 2011*

6 | 13. In section 3 of the Public Sector Pensions Act 2011 –

7 | (a) in subsection (1) in paragraph (e) delete “and” and after  
8 | paragraph (f) insert -

9 | “(g) the Tynwald Auditor General and the staff of the Auditor  
10 | General.”;

11 | (b) in subsection (2)(b) for “subsection 1(e) or (f)” substitute  
12 | “subsection (1)(e), (f) or (g)”

13 **28 Tynwald Commissioner for Administration Act 2011**

14 In the *Tynwald Commissioner for Administration Act 2011* –

15 (a) in section 16(3)(b) for “member of the Civil Service” substitute “  
16 | employee of the Public Services Commission (within the meaning  
17 | of section 7(1) of the *Public Services Commission Act 2014*)”;

18 (b) in section 30 delete subsection (2) and after subsection (4) insert –

19 | “(5) In section 3 of the Public Sector Pensions Act 2011 –

20 | (a) in subsection (1) after the last paragraph there appearing  
21 | insert -

22 | “(h) the Tynwald Commission for Administration and the staff  
23 | of the Commissioner;”;

24 | (b) in subsection (2)(b) after the last paragraph letter there  
25 | mentioned insert “or (h)”.

26 **29 Regulation of Care Act 2013**

27 In section 92(7) of the *Regulation of Care Act 2013* for “an inspector’s or civil  
28 | servant’s remuneration” substitute “the remuneration of an inspector or an  
29 | employee of the Public Services Commission (within the meaning of section 7(1)  
30 | of the *Public Services Commission Act 2014*)”.

IN THE KEYS

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**PUBLIC SERVICES COMMISSION BILL 2014**

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A **BILL** to establish a new body to be responsible for the employment of certain public sector employees and for connected purposes.

Approved by the Council of Ministers  
for introduction in the House of Keys.

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MR ROBERTSHAW

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MAY 2014