

TYNWALD Tinvaal



ORDER PAPER Claare Obbyr

DOUGLAS
Tuesday 21st January 2020
at 10.30 am

1. To lay before the Court –

Town and Country Planning Act 1999

Town and Country Planning (National Policy Directives) Regulations 2019
[\[SD No 2019/0505\]](#) [\[MEMO\]](#)

European Union and Trade Act 2019

European Union and Trade Act 2019 (Deficiencies) (DEFA) (No. 10)
Regulations 2019 [\[SD No 2019/0512\]](#) [\[MEMO\]](#)

Licensing Act 1995

Liquor Licensing (Occasional Licences) (Temporary Modification) (No. 2)
Order 2019 [\[SD No 2019/0510\]](#) [\[MEMO\]](#)

Local Government Act 1985

Arbory and Rushen (Local Government District) Order 2019
[\[SD No 2019/0498\]](#) [\[MEMO\]](#)

European Communities (Isle of Man) Act 1973

European Union (Turkey Sanctions) Order 2019 [\[SD No 2019/0476\]](#)
[\[MEMO\]](#)

Financial Services Act 2008

Authorised Collective Investment Schemes (Compensation) (Amendment) Regulations 2019 [[SD No 2019/0480](#)] [[MEMO](#)]

Social Security Act 2000

Pensions Act 2007 (Application) (Amendment) Order 2019 [[SD No 2019/0293](#)] [[MEMO](#)]

Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 2) Order 2019 [[SD No 2019/0482](#)] [[MEMO](#)]

Reports

Isle of Man Programme for Achievement of Climate Targets – An independent report on options for targets and actions to achieve net zero emissions by 2050 Professor James Curran [[GD No 2019/0102](#)] [[MEMO](#)]

Isle of Man Government Action Plan for Achieving Net Zero Emissions by 2050 Phase One [[GD No 2019/0101](#)] [[MEMO](#)]

Children’s Champion Annual Report 2018-2019 [[GD No 2019/0103](#)]

The remaining items are not the subject of motions on the Order Paper

Documents subject to no procedure

Building Control Act 1991

Building Control (Approved Documents) (No. 2) Order 2019 [[SD No 2019/0448](#)] [[MEMO](#)]

Currency Act 1992

Currency (VE Day 75th Anniversary) 50p Coin Collection Order 2020 [[SD No 2020/0001](#)]

Currency (VE Day 75th Anniversary) Sovereign Coin Collection Order 2020 [[SD No 2020/0002](#)]

Currency (Rupert the Bear Centenary) 50p Coin Collection Order 2020 [[SD No 2020/0004](#)]

Documents subject to negative resolution

Interpretation Act 2015

Agriculture and Fisheries Grant Scheme (Appeal Fees) Order 2019 [[SD No 2019/0467](#)] [[MEMO](#)]

Agriculture Development Scheme (Appeal Fees) Order 2019 [[SD No 2019/0468](#)] [[MEMO](#)]

European Communities (Isle of Man) Act 1973

Turkey Sanction Regulations 2019 [[SD No 2019/0477](#)] [[MEMO](#)]

Equality Act 2017

Employment and Equality Tribunal (Amendment) Rules 2019
[[SD No 2019/0506](#)] [[MEMO](#)]

Fisheries Act 2012

Sea Fishing Licensing (No. 2) (Amendment) (No. 2) Regulations 2019
[[SD No 2019/0511](#)] [[MEMO](#)]

Immigration Act 1971

Statement of Changes in Immigration Rules [[SD No 2020/0011](#)] [[MEMO](#)]

Appointed Day Order

Equality Act 2017

Equality Act 2017 (Guidance on the Definition of Disability) Appointed Day
Order 2019 [[SD No 2019/0485](#)]

Reports

Equality Act 2017 – Guidance on matters to be taken into account in
determining questions relating to the definition of disability [[GD No 2019/0093](#)]

Depositors' Compensation Scheme (in relation to the Compensation of
Depositors Regulations 2008) Annual Report of the Scheme Manager for the
year ended 31 March 2019 [[GD No 2019/0095](#)]

Isle of Man Government Accounts 2018-19 [[GD No 2019/0097](#)]

A Management Plan for the 0-3 M Zone of the Manx Territorial Sea
[[GD No 2019/0098](#)]

Council of Ministers Response to the Tynwald Social Affairs Policy Review
Committee Report for the Session 2019-20 on Suicide [[GD No 2019/0063](#)]

Emoluments of Members of Tynwald Report by an Independent Panel
[[PP No 2019/0158](#)]

2. Questions

See Question Paper.

3. Department of Health and Social Care Supplementary Vote

The Minister for Health and Social Care to move –

That Tynwald authorises the Treasury, in respect of the year ended 31st March 2020, to apply from General Revenue a sum not exceeding £8,000,000, being the additional amount required by the Department of Health and Social Care in respect of forecast expenditure incurred in the provision of its services in excess of the Tynwald approved budget. [[MEMO](#)]

4. Government Climate Change Action Plan

The Chief Minister to move –

That Tynwald:

1. Receives the independent report Isle of Man Programme for Achievement of Climate Targets by Professor Curran [[GD No 2019/0102](#)] [[MEMO](#)]; and agrees the Council of Ministers' commitments and actions, as laid out in the Isle of Man Government Action Plan for Achieving Net Zero Carbon Emissions by 2050 Phase One [[GD No 2019/0101](#)] [[MEMO](#)]; and notes the commitment to further research work to develop a Phase Two Action Plan; with a progress report to be laid before Tynwald in July 2020; and
2. Notes that Council of Ministers re-confirms its commitment to tackling climate change by the creation of a Transformation Board and the establishment of a Transformation Fund.

5. Children's Champion Annual Report 2018-2019

The Children's Champion (Mr Baker) to move –

That the Children's Champion Annual Report 2018-2019 [[GD No 2019/0103](#)] be received.

6. Social Affairs Policy Review Committee: Suicide

The Chairman of the Social Affairs Policy Review Committee (Mr Cretney) to move –

That the Social Affairs Policy Review Committee's Second Report for the Session 2019-20: Suicide [[PP No 2019/0142\(1\)](#)] [[PP No 2019/0142\(2\)](#)] be received and the following recommendations be approved:

Recommendation 1

That Tynwald invites the Director of Public Health to include information on suicide prevention in future reports to Tynwald; and that these reports be laid annually.

Recommendation 2

That all gatekeepers, particularly health and social care providers, be encouraged to routinely enquire into vulnerable service users' suicidal ideation; and that risk assessment tools be created to assist them in doing so.

Recommendation 3

That guidance be developed on the online environment and suicide-related internet use; and disseminated to clinicians; and that clinicians be encouraged to explore service users' internet use as part of suicide risk assessments.

Recommendation 4

That Applied Suicide Intervention Skills Training be encouraged for gatekeepers and other interested individuals, and that systems be put in place to support the active use of the skills gained from this training.

Recommendation 5

That Tynwald reaffirm its commitment to the resolution of 15th January 2019 –

That the Social Affairs Policy Review Committee Second Report for the Session 2018-19: Mental Health [[PP No 2018/0151](#)] be received and the following recommendations be approved:

- 1) That the Department of Health and Social Care should review the operational and legal basis for the confidentiality protocols in place in the Mental Health Service and disseminate clear guidance to all staff.*
- 2) That Tynwald is of the opinion that every effort should be made to ensure that patients' records are retained and referred appropriately, and that patients and, where appropriate, next of kin should be kept informed insofar as practical and in conformity with relevant confidentiality law.*
- 3) That further provision be put in place by the Department to support carers and that this provision should be available throughout the Island.*
- 4) That the Department for Health and Social Care make available clear guidance for service users and families on how they can access the available complaints systems.*
- 5) That the Mental Health Service review its training procedures relating to the 1998 Act and disseminate guidance to all staff, who require this understanding as part of their role, on its relevant requirements and provisions.*

6) *That mental capacity legislation containing Deprivation of Liberty Safeguards be drafted and introduced into the Branches of Tynwald.*

7) *That the Department of Health and Social Care submit a yearly report to Tynwald on the progress towards the goals of the Mental Health and Wellbeing Strategy. In particular this report should focus on waiting times for patients in all service areas, support for carers and signposting and communication between service areas.*

Recommendation 6

That Tynwald is of the opinion that psychological support should be introduced for patients experiencing moderate to severe emotional reactions to illnesses.

Recommendation 7

That the Department of Home Affairs and Department of Health and Social Care review methods of restricting mentally disordered persons from holding firearm licences where it would be a safety risk for such a person to do so.

Recommendation 8

That the Communications Commission develop guidance on the reporting of suicide and disseminate it to those it regulates.

Recommendation 9

That the Department of Home Affairs and the Communications Commission should monitor developments in the UK relating to online harms and should ensure that the Island keeps pace with any relevant international standards.

Recommendation 10

That the Public Health Directorate commission a suicide audit to identify opportunities for further targeted suicide prevention. This should examine, among other things:

- i) the involvement of suicide victims with statutory services;
- ii) the incidence of mental disorders among suicide victims;
- iii) the care received by mentally disordered suicide victims;
- iv) the drugs commonly used in self-poisonings by overdose to enable the development of policies to restrict the access to such drugs for people at risk of suicide; and
- v) the existence of suicide hotspots.

Recommendation 11

That the police and the courts should continue to improve the support they give to people affected by suicide.

Recommendation 12

That Tynwald is of the opinion that there is a need for additional support for those bereaved by suicide, including additional training for relevant front-line staff, a focal point for the co-ordination of the response to a suicide, and a survivors group.

Recommendation 13

That Prevention of Future Death Reports should be published as a matter of routine.

[\[GD No 2019/0063\]](#) is relevant to this item.

7. Social Affairs Policy Review Committee: Election of Alternate Member

The Chairman of the Social Affairs Policy Review Committee (Mr Cretney) to move –

That Tynwald elects an alternate Member to the Social Affairs Policy Review Committee for the purpose and duration of the Committee's consideration of historic child abuse.

8. Public Appointment – Appointments Commission

The Chief Minister to move –

That in accordance with Section 1(2) of the Tribunals Act 2006, Tynwald approves the appointment, by the Council of Ministers, of Ms Kim Corlett to the Appointments Commission for a five year term ending 1st January 2025.
[\[MEMO\]](#)

9. Town and Country Planning Act 1999

The Minister for Policy and Reform to move –

That the Town and Country Planning (National Policy Directives) Regulations 2019 *[\[SD No 2019/0505\]](#)* *[\[MEMO\]](#)* be approved.

10. European Union and Trade Act 2019

The Minister for Environment, Food and Agriculture to move –

That the European Union and Trade Act 2019 (Deficiencies) (DEFA) (No. 10) Regulations 2019 *[\[SD No 2019/0512\]](#)* *[\[MEMO\]](#)* be approved.

11. Licensing Act 1995

The Minister for Home Affairs to move –

That the Liquor Licensing (Occasional Licences) (Temporary Modification) (No. 2) Order 2019 [[SD No 2019/0510](#)] [[MEMO](#)] be approved.

12. Local Government Act 1985

The Minister for Infrastructure to move –

That the Arbory and Rushen (Local Government District) Order 2019 [[SD No 2019/0498](#)] [[MEMO](#)] be approved.

13. European Communities (Isle of Man) Act 1973

The Minister for the Treasury to move –

That the European Union (Turkey Sanctions) Order 2019 [[SD No 2019/0476](#)] [[MEMO](#)] be approved.

14. Financial Services Act 2008

The Minister for the Treasury to move –

That the Authorised Collective Investment Schemes (Compensation) (Amendment) Regulations 2019 [[SD No 2019/0480](#)] [[MEMO](#)] be approved.

15. Social Security Act 2000

A Member of the Treasury (Mr Peake) to move –

That the Pensions Act 2007 (Application) (Amendment) Order 2019 [[SD No 2019/0293](#)] [[MEMO](#)] be approved.

16. Social Security Act 2000

A Member of the Treasury (Mr Peake) to move –

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 2) Order 2019 [[SD No 2019/0482](#)] [[MEMO](#)] be approved.

17. Assisted Dying

The Hon. Member for Ramsey (Dr Allinson) to move –

That Tynwald is of the opinion that legislation to allow for voluntary assisted dying should be introduced.