1. **Suspension of Standing Orders (virtual sitting)**

Mr Deputy Speaker to move –

That Standing Orders be suspended to the extent necessary to take this sitting virtually.

2. **Questions for Oral Answer**

1. The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for the Treasury –

If he will make a statement on the progress made with the Town Centre Purchase Incentive?

2. The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Policy and Reform –

If he will make a statement about the sites identified in the Castletown Housing Land Review following the Planning Committee’s and the Inspector’s decisions on applications that have been submitted?

3. The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Education, Sport and Culture –

What plans the Department has for enabling and supporting home learning for those children who are not able to return to school in line with the Department's re-opening proposals; and if he will make a statement?
3. **Questions for Written Answer**

1. **The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Education, Sport and Culture** –

   What the Department’s policy on remote learning has been through the period schools have been closed owing to coronavirus; what expectations or minimum standards were set for schools; and if he will make a statement?

2. **The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Health and Social Care** –

   On what (a) legal and (b) medical basis the Comis quarantine solution was preferred over self-isolation?

3. **The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Home Affairs** –

   How many persons have received a custodial sentence from the Manx Courts for a breach of the Emergency Powers Regulations, broken down by:
   
   a) sex;
   
   b) whether suspended or immediate;
   
   c) whether sentenced after remand or at first appearance;
   
   d) those who have served their sentence; and
   
   e) those who are serving their sentence?

4. **The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Home Affairs** –

   How many people have been held in police custody as a consequence of being arrested for breaches of the Emergency Regulations; for how long they have been so held; and where?

5. **The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Home Affairs** –

   What the maximum number is of prisoners the police are able to detain?
6. The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Home Affairs –

What special provisions in relation to the prevention and spread of coronavirus (Covid-19) the police had to implement in order to protect detainees and officers?

7. The Hon. Member for Douglas South (Miss Costain) to ask the Minister for Home Affairs –

When each of the three varied regimes at the Prison were applied to inmates as a result of COVID?

4. **Consideration of Clauses**

4.1 Elections (Keys and Local Authorities) Bill 2020

Mr Thomas

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New Clause 1 Ms Edge
New Clause 2 Ms Edge
Schedule 2 Mr Hooper
Schedule 6 Mr Hooper

(If Clauses are completed)
The Hon. Member for Douglas Central (Mr Thomas) to move – That Standing Orders, and in particular Standing Order 4.11 (1), be suspended to permit Third Reading of the Elections (Keys and Local Authorities) Bill 2020 to be taken at this sitting.

4.2 Road Traffic Legislation (Amendment) Bill 2020 Mr Harmer

Tabled amendments

Clause 7 Mr Hooper
Clause 24 Mr Perkins
Clause 34 Mr Perkins
Clause 37 Mr Hooper
Clause 46 Mr Perkins
Clause 47 Mr Perkins
Clause 59 Mr Perkins

(If Clauses are completed)
The Hon. Member for Glenfaba and Peel (Mr Harmer) to move – That Standing Orders, and in particular Standing Order 4.11 (1), be suspended to permit Third Reading of the Road Traffic Legislation (Amendment) Bill 2020 to be taken at this sitting.

Roger Phillips
Secretary of the House
CONCATENATED AMENDMENTS FOR CONSIDERATION OF CLAUSES

AMENDMENTS TO CLAUSE 3

1. Page 22, lines 1 to 3, in subsection (1) for the definition of “casual vacancy” substitute the following —

«“casual vacancy” means a vacancy created by—
   (a) an incumbent’s demitting office;
   (b) an incumbent’s being removed from office before the scheduled end of the incumbency;
   (c) the death of an incumbent; or
   (d) there being, in respect of an incumbent, a successful recall petition under section 150;».

2. Page 22, lines 35 to 38, in subsection (1) for the definition of “national emergency” substitute the following —

«“national emergency” means any period during which there is in place a proclamation of emergency under section 3 of the Emergency Powers Act 1936;».

(Mr Hooper)

AMENDMENTS TO CLAUSE 3

3. Page 21, immediately after line 22, in subsection (1) insert the following —

«“by-election” means an election —
   (a) that is neither a national election nor a local election;
   (b) that is held in respect of a single seat in the Keys or, as the case may be, a single membership of a local authority;
   (c) that is occasioned by a vacancy, regardless of how it arises, —
      (i) in the seat or membership, as the case may be, for which it is held; and

(ii) which has arisen at a time other than that at which it is, in accordance with this Act, scheduled to arise in anticipation of a forthcoming national election or local election, as the case may be; and

(d) the purpose of which is to facilitate the election of a member to fill the vacancy referred to in paragraph (c) without recourse to a national election or a local election, as the case may be;».

(Mrs Barber)

AMENDMENT TO CLAUSE 5

4. Page 28, immediately after line 41, insert the following new subsection —

«(11) The seat of a member of the Keys becomes vacant if the member is subject to any incapacity by virtue of this or any other Act.»

(Mrs Caine)

AMENDMENT TO CLAUSE 5

5. Page 25, line 19, in subsection (1)(e) omit “or”.

6. Page 25, line 20, in subsection (1) (f) for the full stop substitute «; or».

7. Page 25, immediately after line 20, after paragraph (f) of subsection (1) insert the following new paragraph —

«(g) has within five years before the day of election or since his or her election, been convicted in the Island, the United Kingdom, the Channel Islands or the Republic of Ireland of any offence and has had passed on him or her a sentence of custody (whether suspended or not) for a period of not less than three months without the option of a fine.».

(Mr Hooper)

AMENDMENT TO CLAUSE 9

8. Page 26, immediately after line 29, at the end of subsection (1) insert «Tynwald procedure – approval required».

(Mr Hooper)
AMENDMENT TO CLAUSE 11

9. Page 27, line 31, in subsection (2)(a), after the semicolon omit “or”.

10. Page 27, lines 32 and 33, for paragraph (b) of subsection (2) substitute the following —

«(b) fails, throughout a period of three consecutive months from the date of his or her last attendance, to attend any of the sittings of either the Keys or Tynwald;».

11. Page 27, immediately after line 33, in subsection (2) insert the following new paragraphs —

«(c) ceases to be qualified to be a member of the Keys; or
(d) becomes disqualified for being a member of the Keys otherwise than by virtue of —

(i) a conviction; or
(ii) a breach of any provision of this Act.».

(Mr Hooper)

AMENDMENT TO CLAUSE 13

12. Page 29, lines 9 to 12, for clause 13 substitute the following —

«13 Members to take oaths or to affirm
A member of the Keys is prohibited from sitting or voting in the Keys until the member has either —

(a) taken and subscribed the oaths set out in Schedule 5; or
(b) affirmed.»

(Mr Hooper).

AMENDMENT TO CLAUSE 14

13. Page 29, line 27, in subsection (4)(c) omit “or”.

14. Page 29, line 28, in subsection (4)(d) for the full stop substitute «; or».

15. Page 29, immediately after line 28, after paragraph (d) of subsection (4) insert the following new paragraph —
(e) on the success of a recall petition against the Speaker under section 150.».

(Mr Hooper)

**AMENDMENTS TO CLAUSE 15**

16. Page 30, line 6, in subsection (2)(c) omit “or”.

17. Page 30, line 7, in subsection (2)(d) for the full stop substitute «; or».

18. Page 30, immediately after line 7, in subsection (2) insert the following new paragraph —

«(e) on the success of a recall petition against the Deputy Speaker under section 150.».

19. Page 30, lines 8 to 10, for subsection (3) substitute the following —

«(3) The Deputy Speaker must deputise in the absence of the Speaker and assume the powers of the Speaker —

(a) when the Speaker is absent from the Island;
(b) when the Speaker is not present at any sitting of the Keys; or
(c) where the seat of the Speaker has become vacant as a result of the success of a recall petition under section 150, until a new Speaker has been chosen.».

(Mr Hooper)

**AMENDMENT TO CLAUSE 20**

20. Page 32, lines 33 and 34, in subsection (1)(h) for “in the Island, the United Kingdom, the Channel Islands or the Republic of Ireland” substitute «in any jurisdiction».

(Mrs Caine)

**AMENDMENT TO CLAUSE 20**

21. Page 32, lines 29 and 30, in subsection (1)(g) for “authority” in each line substitute «local authority».
22. Page 32, line 40, in subsection (2)(a) for “authority” substitute «local authority».

(Mr Hooper)

AMENDMENT TO CLAUSE 22

23. Page 33, line 27, in subsection (2) for “Rules” substitute «Regulations».

(Mr Hooper)

AMENDMENT TO CLAUSE 23

24. Page 34, line 3, in paragraph (b) for “the Cabinet Office” substitute «the Council of Ministers».

25. Page 34, line 4, for “2024” substitute «2025».

(Mr Hooper)

AMENDMENT TO CLAUSE 24

26. Page 34, lines 8 to 28, for “2024” wherever it appears substitute «2025».

(Mr Hooper)

AMENDMENT TO CLAUSE 25

27. Page 34, immediately after line 37, at the end of subsection (1) insert «Tynwald procedure – approval required».

(Mr Hooper)

AMENDMENT TO CLAUSE 28

28. Page 36, lines 15 and 16, in subsection (1), for “for authority” wherever it appears substitute «local authority».

29. Page 36, line 22, in subsection (2)(a)(i) for “authority” substitute «local authority».
30. Page 36, line 26, in subsection (2)(a)(ii)(A) for “authority” substitute «local authority».

31. Page 36, line 27, in subsection (2)(a)(ii)(B) for “authority” substitute «local authority».

32. Page 36, line 30, in subsection (2)(b) for “authority” substitute «local authority».

33. Page 36, line 32, in subsection (2) for “authority” substitute «local authority».

(Mr Hooper)

AMENDMENT TO CLAUSE 29

34. Page 37, line 9, for “authority” substitute «local authority».

(Mrs Caine)

AMENDMENT TO CLAUSE 31

35. Page 37, line 22, in subsection (1)(b)(ii) omit “or”.

36. Page 37, line 24, in subsection (1)(c) for the full stop substitute «; or».

37. Page 37, immediately after line 24, after paragraph (c) of subsection (1) insert the following new paragraph —

«(d) is subject to any incapacity by virtue of this or any other Act.».

(Mrs Caine)

AMENDMENT TO CLAUSE 38

38. Page 41, line 25, in subsection (1) for “a” substitute «the».

(Mr Hooper)

AMENDMENT TO CLAUSE 49

39. Page 46, line 11, in subsection (2) for “10 working days” substitute «30 working days».
(Miss Costain)

**AMENDMENT TO CLAUSE 51**

40. Page 48, line 12, in subsection (2), for “within 10 working days of its receipt” substitute the following —
   «within either 10 working days of becoming aware of it or 30 working days of receipt of it (whichever period is shorter)».

(Miss Costain)

**AMENDMENT TO CLAUSE 57**

41. Page 50, line 12, in subsection (2) immediately after “Keys” insert «or the Council».

42. Page 50, line 27, in subsection (8) for the full stop substitute the following —
   «, which report must be so issued no later than 18 months after the appointment of the Electoral Commission (unless this period is, where circumstances so warrant, extended by agreement between the Electoral Commission and Tynwald).».

(Mr Hooper)

**AMENDMENT TO CLAUSE 65**

43. Page 54, lines 1 and 2, in subsection (1)(a) omit “who follows no secular occupation other than that of a teacher”.

(Mrs Caine)

**AMENDMENT TO CLAUSE 70**

44. Page 57, immediately after line 25, insert the following new subsection —
   «(12) The Council of Ministers may by regulations make provision regarding —
   (a) the role and responsibilities of an election agent; or
   (b) acts or omissions for which an election agent may be liable.
   Tynwald procedure – approval required». 
AMENDMENT TO CLAUSE 73

45. Page 58, line 37, in subsection (2) for “within 20 working days of receiving it” substitute «within 10 working days of becoming aware of the donation or 30 days of receiving it (whichever comes sooner)».

(Mr Hooper)

AMENDMENT TO CLAUSE 76

46. Page 60, line 15, in subsection (2) immediately after “made” insert no earlier than 10 days».

(Mr Hooper)

AMENDMENT TO CLAUSE 79

47. Page 61, line 6, in the heading for “Division 4” substitute «Division 5».

(Mrs Caine)

AMENDMENT TO CLAUSE 81

48. Page 61, line 28, in subsection (1) omit “and local elections”.

(Mr Hooper)

AMENDMENT TO CLAUSE 84

49. Page 64, line 19, in subsection (3) between “person” and the full stop insert «or in advance by means of post».

(Mr Hooper)

AMENDMENT TO CLAUSE 88

50. Page 66, line 21, in subsection (3) for “additional” substitute «addition».
AMENDMENT TO CLAUSE 94

51. Page 70, line 28, in subsection (3)(b) omit “by an absent voter”.

(Mr Hooper)

AMENDMENT TO CLAUSE 97

52. Page 72, line 35, in subsection (3)(c) immediately after “Government Office” insert «, or by any Local Government or Municipal Office».

(Mrs Caine)

AMENDMENT TO CLAUSE 136

53. Page 94, line 15, in subsection (3)(a) for “and sentenced to custody” substitute «which carries the potential for a custodial sentence (whether or not such a sentence was imposed)».

(Miss Costain)

AMENDMENT TO CLAUSE 136

54. Page 94, line 15, in subsection (3)(a) immediately before “convicted” insert «summarily».

(Mr Hooper)

AMENDMENT TO CLAUSE 139

55. Page 96, line 25, in subsection (1) omit “in the Island”.

(Mrs Caine)
AMENDMENT TO CLAUSE 143

56. Page 99, lines 10 and 11, for paragraph (a) of subsection (1) substitute the following —

«(a) to all eligible electors for the constituency; and».

57. Page 99, line 12, in subsection (1)(b) omit “descriptions of”.

(Mr Hooper)

AMENDMENT TO CLAUSE 144

58. Page 99, lines 32 and 37, in subsection (3) for “eligible people” in both places where it appears, substitute «eligible electors».

(Mr Hooper)

INSERTION OF NEW CLAUSE 1

Page 106, in the appropriate place in Part 10 insert the following new clause –

«NC1 Duty of candidates to declare conflicts of interest

A candidate for an election must ensure that, when his or her nomination papers are submitted, there is also submitted whichever of the following is appropriate –

(a) a declaration specifying and providing details of any interest he or she has which may tend to conflict with –

(i) his or her candidature; or

(ii) if elected, his or her position as member of the Keys or a local authority (as the case may be); or

(b) a written declaration that he or she has no interest of the type described in paragraph (a).».

If Honourable Members vote in favour of NC1, kindly decide on its appropriate location, number it appropriately, and accordingly renumber any succeeding clause or clauses.

(Ms Edge)

INSERTION OF NEW CLAUSE 2

Page 106, in the appropriate place in Part 10 insert the following new clause –
«NC2  Restrictions on use of media for campaigning
The Governor in Council and the Cabinet Office, when making
regulations respectively under sections 153 and 154, must each ensure
that any restriction imposed by such regulations on the use of print,
broadcast or electronic media for the purpose of campaigning is no
less onerous than that which is imposed by the other in respect of the
other type of election.».

If Honourable Members vote in favour of NC2, kindly decide on its appropriate location,
number it appropriately, and accordingly renumber any succeeding clause or clauses.

(Ms Edge)

AMENDMENT TO SCHEDULE 2

59. Page 121, in paragraph 6(2), for the full stop substitute «, unless the candidate
expressly states otherwise.».

(Mr Hooper)

AMENDMENT TO SCHEDULE 6

60. Page 128, fourth column, in the first entry under the heading “Substituted
portion”, for “Part 9” substitute «Part 8».

(Mr Hooper)
IN THE KEYS

ROAD TRAFFIC LEGISLATION (AMENDMENT) BILL
2020

CONCATENATED LIST OF AMENDMENTS FOR
CLAUSES STAGE

AMENDMENTS TO CLAUSE 7

1. Page 18, line 16, in subsection (1) of the new section 5BA insert between “applies” and the comma –
«and a constable reasonably suspects the person in charge of the mechanically propelled vehicle has committed a specified offence whilst the vehicle was in motion».

2. Page 19, lines 34 to 37, for subsection (10) of the new section 5BA substitute the following –
«(10) A constable may arrest a person without warrant if –
(a) if –
   (i) the person fails to undertake a preliminary drug test; and
   (ii) the constable reasonably suspects that the person has a drug in his body or is under the influence of a drug; or
(b) if as a result of a preliminary drug test he has reasonable cause to suspect that the proportion of drug in that person’s blood exceeds the prescribed limit,
   but a person shall not be arrested by virtue of this subsection when he is at a hospital as a patient.».

(Mr Hooper)

AMENDMENTS TO CLAUSE 24

3. Page 35, lines 10, 13 and 16.: for the respective numbering (i), (ii), (iii) substitute, respectively, (a), (b), (c).

(Mr Perkins)
AMENDMENTS TO CLAUSE 34

4. Page 52, lines 22 and 27, in sub-clause 19, for the respective numbering (i), (ii) substitute, respectively, (a), (b).

(Mr Perkins)

AMENDMENT TO CLAUSE 37

5. Page 63, subsection (37), in the table that appears immediately below line 6, for the fourth column entry in respect of “5AA(1)(a) and (2)” substitute «6 months or level 4 on the standard scale or both».

6. Page 63, subsection (37), in the table that appears immediately below line 6, for the fourth column entry in respect of “5AA(1)(b) and (2)” substitute «3 months or level 4 on the standard scale or both».

(Mr Hooper)

AMENDMENTS TO CLAUSE 46

7. Page 67, lines 32 and 33, in the insertion specified in sub-clause (1), for the respective numbering (i), (ii) substitute, respectively, (a), (b).

(Mr Perkins)

AMENDMENTS TO CLAUSE 47

8. Page 68, lines 26 and 28, in the insertion specified in sub-clause (1), for the respective numbering (i), (ii) substitute, respectively, (a), (b).

(Mr Perkins)

AMENDMENTS TO CLAUSE 59

9. Page 77, lines 3 and 8, for the respective numbering (i), (ii) substitute, respectively, (a), (b).

(Mr Perkins)