

TYNWALD Tinvaal



ORDER PAPER Claare Obbyr

DOUGLAS
Tuesday 20th October 2020
at 10.30 am

1. To lay before the Court –

Emergency Powers Act 1936

- Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 2) Regulations 2020 [[SD No 2020/0412](#)] [[MEMO](#)]
- Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 3) Regulations 2020 [[SD No 2020/0425](#)] [[MEMO](#)]
- Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 4) Regulations 2020 [[SD No 2020/0431](#)] [[MEMO](#)]

Town and Country Planning Act 1999

- Town and Country Planning (Area Plan for the East) Order 2020 [[SD No 2020/0430](#)] [[MEMO](#)]

Oil Pollution Act 1986

- Merchant Shipping (MARPOL) (Amendments) Order 2020 [[SD No 2020/0427](#)] [[MEMO](#)]

Financial Provisions and Currency Act 2011

Town and Village Regeneration (Amendment) Scheme 2020
[\[SD No 2020/0436\]](#) [\[MEMO\]](#)

Coronavirus Fisheries Industry Support (Amendment) Scheme 2020
[\[SD No 2020/0433\]](#) [\[MEMO\]](#)

Social Services Act 2011

Adult Social Care Services (Charges) (Amendment) Regulations 2020
[\[SD No 2020/0426\]](#) [\[MEMO\]](#)

Government Departments Act 1987

Transfer of Flood Risk Management and Related Functions Order
[\[SD No 2020/0445\]](#) [\[MEMO\]](#)

Road Traffic Act 1985

Road Vehicles (Maintenance and Use) (Amendment) (No. 2) Regulations
2020 [\[SD No 2020/0111\]](#) [\[MEMO\]](#)

Local Government Act 1985

Ramsey Town General Byelaws 2020 [\[SD No 2020/0398\]](#) [\[MEMO\]](#)

Ramsey Town Act 1970 and Local Government Act 1985

Ramsey Public Parks and Foreshore Byelaws 2020 [\[SD No 2020/0397\]](#)
[\[MEMO\]](#)

Housing Act 1955

Braddan Housing Byelaws 2020 [\[SD No 2020/0389\]](#) [\[MEMO\]](#)

Customs and Excise Act 1993

Export Control (Somalia) (Amendment) Order 2020 (Application) Order
2020 [\[SD No 2020/0362\]](#) [\[MEMO\]](#)

European Communities (Isle of Man) Act 1973

European Union (Terrorism Sanctions and Miscellaneous Amendments)
Order 2020 [\[SD No 2020/0386\]](#) [\[MEMO\]](#)

Alcoholic Liquor Duties Act 1986 and Customs and Excise Management Act 1986

Alcoholic Liquor Duties Act 1986 (Amendment) Order 2020
[\[SD No 2020/0401\]](#) [\[MEMO\]](#)

European Union and Trade Act 2019 and European Union and Trade Act 2019
(Withdrawal Agreement) Regulations 2020

European Union and Trade Act 2019 (Exit Day References) (Customs)
Regulations 2020 [\[SD No 2020/0403\]](#)

Value Added Tax Act 1996

Value Added Tax Act 1996 (Amendment) Order 2020 [[SD No 2020/0406](#)]
[[MEMO](#)]

Social Security Act 2000

Jobseekers Act 1995 (Application) (Amendment) (No. 2) Order 2020
[[SD No 2020/0409](#)] [[MEMO](#)]

Social Security Contributions and Benefits Act 1992 (Application)
(Amendment) (No. 11) Order 2020 [[SD No 2020/0410](#)] [[MEMO](#)]

Social Security Legislation (Benefits) (Application) (Amendment) (No. 10)
Order 2020 [[SD No 2020/0411](#)] [[MEMO](#)]

Social Security Legislation (Benefits) (Application) (Amendment) (No. 11)
Order 2020 [[SD No 2020/0421](#)] [[MEMO](#)]

Social Security Legislation (Credits) (Application) (Amendment) Order 2020
[[SD No 2020/0423](#)] [[MEMO](#)]

Social Security Contributions and Benefits Act 1992

Income Support (General) (Isle of Man) (Amendment) (No. 5) Regulations
2020 [[SD No 2020/0413](#)] [[MEMO](#)]

Income Tax Act 1970

Income Tax (Benefits in Kind) (Exemptions) Order 2020 [[SD No 2020/0429](#)]
[[MEMO](#)]

Reports

Programme for Government 2020/2021 [[GD No 2020/0058](#)] [[MEMO](#)]

Council of Ministers' Response and Action Plan in respect of the Independent
Review of Management and Governance Arrangements in the Department of
Education, Sport and Culture [[GD No 2020/0060](#)]

Chief Constable's Annual Report 2019 - 2020 [[GD No 2020/0020](#)]

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

Items subject to negative resolution

Immigration Act 2014

Immigration (Fees) (No. 2) (Amendment) Regulations 2020
[[SD No 2020/0298](#)] [[MEMO](#)]

Immigration Act 1971

Immigration (Variation of Leave) (No. 2) (Amendment) (No. 4) Order 2020
[\[SD No 2020/0408\]](#) [\[MEMO\]](#)

Value Added Tax 1996

Value Added Tax (Zero-Rating) (Coronavirus) (No. 2) Order 2020
[\[SD No 2020/0385\]](#) [\[MEMO\]](#)

Value added Tax (Section 55A) (Specified Services and Excepted Supplies)
(Amendment) Order 2020 [\[SD No 2020/0391\]](#) [\[MEMO\]](#)

Value Added Tax Act 1996 (Reduced Rate) Order 2020 [\[SD No 2020/0392\]](#)
[\[MEMO\]](#)

Value Added Tax (Flat Rate Scheme) Regulation 2020 [\[SD No 2020/0393\]](#)
[\[MEMO\]](#)

Value Added Tax (Amendment) (No. 3) Regulations 2020
[\[SD No 2020/0402\]](#) [\[MEMO\]](#)

Value Added Tax (Amendment) (No. 4) Regulations 2020
[\[SD No 2020/0407\]](#) [\[MEMO\]](#)

Documents subject to no procedure

Child Custody Act 1987

Child Abduction and Custody (Parties to Conventions) (Amendment) Order
2020 [\[SD No 2020/0428\]](#) [\[MEMO\]](#)

Emergency Powers (Coronavirus) (Entry Restrictions) (No. 2) Regulations 2020

COVID-19 Direction Notice to Self-Isolate for Isle of Man Resident Arrivals
[\[GC No 2020/0040\]](#)

COVID-19 Direction Notice Following Negative Coronavirus Test Result
[\[GC No 2020/0041\]](#)

Guernsey Air Bridge Direction [\[GC No 2020/0038\]](#)

COVID-19 Entry Certificate (Key Worker) [\[GC No 2020/0042\]](#)

Agricultural Marketing (No. 2) Act 1948

Milk Prices Order 2020 [\[SD No 2020/0189\]](#)

Dormant Assets Act 2019

Dormant Assets (Notices) (Amendment) Order 2020 [\[SD No 2020/0415\]](#)

Coronavirus Business Support Scheme 2020

Treasury Notice – Manx Earnings Replacement Allowance
[\[GC No 2020/0036\]](#)

Coronavirus Business Support (Amendment) Scheme 2020

Notice by Treasury - Coronavirus (COVID-19) - Relevant Sectors for the
Purposes of: the Coronavirus Business Support Scheme (Amendment)
2020 [\[GC No 2020/0005\]](#)

Harbours Act 2010

Laxey Harbour Temporary Designation Order 2020 [[SD No 2020/0373](#)]

Appointed Day Orders

Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019

Ecclesiastical Jurisdiction and Care of Churches Measure (Isle of Man) 2019
(Appointed Day) (No. 2) Order 2020 [[SD No 2020/0442](#)]

Licensing (Amendment) Act 2020

Licensing (Amendment) Act 2020 (Appointed Day) Order 2020
[[SD No 2020/0400](#)]

Reports

Report of the Police Complaints Commissioner for the year ended 31st March
2020 [[GD No 2020/0034](#)]

Isle of Man Financial Services Authority Annual Report 2019/20
[[GD No 2020/0039](#)]

Equality Act 2017 Statutory Code of Practice on Equal Pay [[GD No 2020/0045](#)]

Safeguarding Board Annual Report 2019-2020 [[GD No 2020/0050](#)]

Policing Plan 2020-2021 [[GD No 2020/0051](#)]

Isle of Man National Transport Limited Report and Financial Statements for the
year ended 31st March 2020 [[GD No 2020/0052](#)]

Isle of Man Limited Report and Financial Statements for the year ended
31st March 2020 [[GD No 2020/0053](#)]

Manx Radio Annual Report 2019/20 [[GD No 2020/0054](#)]

Isle of Man Gambling Supervision Commission Annual Report 2019/2020
[[GD No 2020/0055](#)]

Tynwald Policy Decisions Report 2020 [[GD No 2020/0056](#)]

Combined Action Plan for Children and Young People [[GD No 2020/0057](#)]

Legislation Programme 2020-2021 [[GD No 2020/0059](#)]

Standing Committee of Tynwald on Public Accounts: Annual Report covering activity during the session 2019-20 [[PP No 2020/0171](#)]

2. Questions

See Question Paper.

3. State of the Nation

Statement to be made by the Chief Minister.

4. EU/UK Negotiations

Statement to be made by the Chief Minister.

5. Economic Recovery Fund

Statement to be made by the Treasury Minister.

6. Gas Regulation

Statement to be made by the Minister for Policy and Reform

7. Programme for Government

The Minister for Policy and Reform to move –

That Tynwald receives the Programme for Government 2020/2021 [[GD No 2020/0058](#)] [[MEMO](#)].

8. Independent Review of the Department of Education, Sport and Culture

The Minister for Education, Sport and Culture to move –

That Tynwald receives the Council of Ministers' Response and Action Plan in respect of the Independent Review of Management and Governance Arrangements in the Department of Education, Sport and Culture [[GD No 2020/0060](#)], and notes that the Minister for Education, Sport and Culture will report to Tynwald with a detailed implementation action plan by no later than the January 2021 sitting of Tynwald.

9. Chief Constable's Report

The Minister for Home Affairs to move –

That the Chief Constable's Annual Report 2019 - 2020 [[GD No 2020/0020](#)] be received.

10. Emoluments of Members of Tynwald

The Chairman of the Emoluments Committee (Mr Speaker) to move –

That the Report of an Independent Panel on the Emoluments of Members of Tynwald [[PP No 2019/0158](#)] be received and that the necessary action be taken by the Treasury and the Public Sector Pensions Authority to implement the proposal set out at Annex 2A of the Report; and that the proposal should be implemented in accordance with the consultation and transition arrangements outlined at paragraph 55 of the Report.

11. Ecclesiastical Committee

To elect a Member to replace Miss Costain.

The other Members of the Committee are Hon Alfred Cannan (chair) and Mrs Maska.

12. British-Irish Parliamentary Association

To elect an Associate Member to replace Mr Crookall.

13. Emergency Powers Act 1936

The Chief Minister to move –

That the Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 4) Regulations 2020 [[SD No 2020/0431](#)] [[MEMO](#)] be approved.

14. Emergency Powers Act 1936

The Chief Minister to move –

That the Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 3) Regulations 2020 [[SD No 2020/0425](#)] [[MEMO](#)] be approved.

15. Emergency Powers Act 1936

The Chief Minister to move –

That the Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 2) Regulations 2020 [[SD No 2020/0412](#)] [[MEMO](#)] be approved.

16. Town and Country Planning Act 1999

The Minister for Policy and Reform to move –

That the Town and Country Planning (Area Plan for the East) Order 2020 [[SD No 2020/0430](#)] [[MEMO](#)] be approved.

17. Oil Pollution Act 1986

The Minister for Enterprise to move –

That the Merchant Shipping (MARPOL) (Amendments) Order 2020 [[SD No 2020/0427](#)] [[MEMO](#)] be approved.

18. Financial Provisions and Currency Act 2011

The Minister for Enterprise to move –

That the Town and Village Regeneration (Amendment) Scheme 2020 [[SD No 2020/0436](#)] [[MEMO](#)] be approved.

19. Financial Provisions and Currency Act 2011

The Minister for Environment, Food and Agriculture to move –

That the Coronavirus Fisheries Industry Support (Amendment) Scheme 2020 [[SD No 2020/0433](#)] [[MEMO](#)] be approved.

20. Social Services Act 2011

The Minister for Health and Social Care to move –

That the Adult Social Care Services (Charges) (Amendment) Regulations 2020 [[SD No 2020/0426](#)] [[MEMO](#)] be approved.

21. Government Departments Act 1987

The Minister for Infrastructure to move –

That the Transfer of Flood Risk Management and Related Functions Order [\[SD No 2020/0445\]](#) [\[MEMO\]](#) be approved.

22. Road Traffic Act 1985

The Minister for Infrastructure to move –

That the Road Vehicles (Maintenance and Use) (Amendment) (No. 2) Regulations 2020 [\[SD No 2020/0111\]](#) [\[MEMO\]](#) be approved.

23. Local Government Act 1985

The Minister for Infrastructure to move –

That the Ramsey Town General Byelaws 2020 [\[SD No 2020/0398\]](#) [\[MEMO\]](#) be approved.

24. Ramsey Town Act 1970 and Local Government Act 1985

The Minister for Infrastructure to move –

That the Ramsey Public Parks and Foreshore Byelaws 2020 [\[SD No 2020/0397\]](#) [\[MEMO\]](#) be approved.

25. Housing Act 1955

The Minister for Infrastructure to move –

That the Braddan Housing Byelaws 2020 [\[SD No 2020/0389\]](#) [\[MEMO\]](#) be approved.

26. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Export Control (Somalia) (Amendment) Order 2020 (Application) Order 2020 [\[SD No 2020/0362\]](#) [\[MEMO\]](#) be approved.

27. European Communities (Isle of Man) Act 1973

The Minister for the Treasury to move –

That the European Union (Terrorism Sanctions and Miscellaneous Amendments) Order 2020 [[SD No 2020/0386](#)] [[MEMO](#)] be approved.

28. Alcoholic Liquor Duties Act 1986 and Customs and Excise Management Act 1986

The Minister for the Treasury to move –

That the Alcoholic Liquor Duties Act 1986 (Amendment) Order 2020 [[SD No 2020/0401](#)] [[MEMO](#)] be approved.

29. European Union and Trade Act 2019 and European Union and Trade Act 2019 (Withdrawal Agreement) Regulations 2020

The Minister for the Treasury to move –

That the European Union and Trade Act 2019 (Exit Day References) (Customs) Regulations 2020 [[SD No 2020/0403](#)] be approved.

30. Value Added Tax Act 1996

The Minister for the Treasury to move –

That the Value Added Tax Act 1996 (Amendment) Order 2020 [[SD No 2020/0406](#)] [[MEMO](#)] be approved.

31. Social Security Act 2000

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

That the Jobseekers Act 1995 (Application) (Amendment) (No. 2) Order 2020 [[SD No 2020/0409](#)] [[MEMO](#)] be approved.

32. 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. 11) Order 2020 [[SD No 2020/0410](#)] [[MEMO](#)] be approved.

33. Social Security Act 2000

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

That the Social Security Legislation (Benefits) (Application) (Amendment) (No. 10) Order 2020 [[SD No 2020/0411](#)] [[MEMO](#)] be approved.

34. Social Security Act 2000

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

That the Social Security Legislation (Benefits) (Application) (Amendment) (No. 11) Order 2020 [[SD No 2020/0421](#)] [[MEMO](#)] be approved.

35. Social Security Contributions and Benefits Act 1992

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

That the Income Support (General) (Isle of Man) (Amendment) (No. 5) Regulations 2020 [[SD No 2020/0413](#)] [[MEMO](#)] be approved.

36. Social Security Act 2000

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

That the Social Security Legislation (Credits) (Application) (Amendment) Order 2020 [[SD No 2020/0423](#)] [[MEMO](#)] be approved.

37. Income Tax Act 1970

The Minister for Treasury to move –

That the Income Tax (Benefits in Kind) (Exemptions) Order 2020 [[SD No 2020/0429](#)] [[MEMO](#)] be approved.

38. Speed Limits (Combined Vote)

Motion made (at July 2020 sitting) –

That the maximum speed limit to apply on a) urban roads should be 20mph and b) narrow rural lanes should be 30mph.

Mr Shimmins

Amendment moved –

To leave out all the words after “That” and to add the words “Tynwald confirms its continued support for the Road Safety Strategy and Road Safety Action Plan 2019-2029; and calls for the report required under Priority 15 of that Plan to be laid before the December 2020 sitting of Tynwald.”

Mr Baker

Amendment moved –

To leave out all the words after “That the” and to add the words “default speed limit to apply on a) urban roads should be 20mph and b) narrow rural lanes should be 30mph; and that the Department of Infrastructure should identify exceptions to the above roads where strong evidence exists that higher speeds are safe and to report by December 2020.”

Mr Mercer

Mr Baker’s amendment –

Court divided.

In the Keys – Ayes 16, Noes 6

For: Mr Ashford, Mr Moorhouse, Dr Allinson, Mr Baker, Mr Boot, Mr Callister, Mr Cannan, Mr Cregeen, Ms Edge, Mr Harmer, Mr Peake, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Skelly, Mr Speaker

Against: Mrs Barber, Mrs Caine, Mrs Corlett, Mr Hooper, Mr Shimmins, Mr Thomas

In the Council – Ayes 2, Noes 6

For: Mr Greenhill, Mrs Maska

Against: Miss August-Hanson, Mr Henderson, Mrs Lord-Brennan, Mr Mercer, Mrs Poole-Wilson, Mrs Sharpe

Mr Baker gave notice under Standing Order 3.19(1) that he intended to move his amendment for a combined vote at the next sitting.

39. Declaration of candidacy for Chief Minister

The Hon. Member for Garff (Mrs Caine) to move –

That Tynwald is of the opinion that prospective candidates for the position of Chief Minister should declare themselves ahead of a General Election.

40. Independent Post Office panel

The Hon. Member for Douglas East (Mr Robertshaw) to move –

That Tynwald is of the opinion that the Council of Ministers should establish an independent panel to examine the feasibility of re-setting the relationship between the Sub-Post Offices, the Post Office and Government; and that the Council of Ministers should report to Tynwald on the outcome of the panel's deliberations in April 2021.