

TYNWALD

Tinvaal



ORDER PAPER

Claare Obbyr

DOUGLAS
Tuesday 20th November 2012
at 10.30 am

1. To lay before the Court -

European Communities (Isle of Man) Act 1973

[European Union \(Syria Sanctions\) \(Application\) \(Amendment\) \(No 5\) Order 2012 \[SD No 0674/12\]](#)

Government Departments Act 1987

Statutory Boards Act 1987

[Communications Commission \(Amendment\) Order 2012 \[SD No 0662/12\]](#)

Licensing and Registration of Vehicles Act 1985

[Licensing and Registration of Vehicles \(Amendment\) \(No 3\) Regulations 2012 \[SD No 0647/12\]](#)

[Registration of Vehicles \(Fees for Certain High-Value Registration Marks\) \(No 2\) Regulations 2012 \[SD No 0648/12\]](#)

Housing (Miscellaneous Provisions) Act 2011

[Historic Buildings Conservation Scheme 2012 \[SD No 0671/12\]](#)

Health and Safety at Work etc Act 1974

[Construction \(Health and Safety\) \(Revocation\) Regulations 2012 \[SD No 0658/12\]](#)

[Construction \(Head Protection\) \(Revocation\) Regulations 2012 \[SD No 0659/12\]](#)

Income Tax Act 1970

[Income Tax \(Singapore\) \(Double Taxation\) Order 2012 \[SD No 0663/12\]](#)

Income Tax Act 2003

[Income Tax \(Turkey\) Order 2012 \[SD No 0664/12\]](#)

Customs and Excise Act 1993

[Customs and Excise Acts \(Machine Games Duty\) \(Application\) Order 2012 \[SD No 0665/12\]](#)

Value Added Tax Act 1996

[Value Added Tax Act 1996 \(Amendment\) \(No 2\) Order 2012 \[SD No 0667/12\]](#)

Customs and Excise Management Act 1986

[Customs and Excise Management Act 1986 \(Amendment\) Order 2012 \[SD No 0668/12\]](#)

Food Act 1996

[Cocoa and Chocolate Products Regulations 2012 \[SD No 0655/12\]](#)

Public Sector Pensions Act 2011

[Police Pensions \(Amendment\) Regulations 2012 \[SD No 0604/12\]](#)
[Interim Injury Benefit Scheme 2012 \[SD No 0137/12\]](#)

Reports

[Treasury Report on the Feasibility of Establishing an Investment Fund Focusing on Supporting the Local Economy \[GD No 0044/12\]](#)

[Young People Not in Education, Employment or Training \(NEET\) Update Report \[GD No 0059/12\]](#)

[Report of the Select Committee on the Kirk Michael School Land Exchange Agreement \[PP No 0122/12\]](#)

Note: The following items are not the subject of motions on the Order Paper

Documents subject to negative procedure

Immigration Act 1971 (An Act of Parliament as extended to the Isle of Man by the Immigration (Isle of Man) Order 2008 (SI 2008 No 680))

[Statement of Changes in Immigration Rules \[SD No 0657/12\]](#)

[Immigration \(Designation of Travel Bans\) \(No 2\) Order 2012 \[SD No 0686/12\]](#)

European Communities (Isle of Man) Act 1973

[Syria Sanctions \(Amendment\) \(No 5\) Regulations 2012 \[SD No 0675/12\]](#)

Documents subject to no procedure

Burials Act 1986

[Burial Fees Resolution 2012 \[SD No 0678/12\]](#)

Nationality, Immigration and Asylum Act 2002

[Immigration Appeals \(Family Visitor\) Regulations 2012 \[SD No 0661/12\]](#)

Finance Act 2012

[Machine Games Duty Regulations 2012 \[SD No 0669/12\]](#)

[Machine Games Duty \(Exemptions\) Order 2012 \[SD No 0670/12\]](#)

Currency Act 1992

[Currency \(Christmas Angel\) \(50 Pence Coins\) Order 2012 \[SD No 0676/12\]](#)

European Community

[EU Secondary Legislation: October 2012 \[GC No 0030/12\]](#)

Geneva Conventions and United Nations Personnel (Protocols) Act 2009
(An Act of Parliament as extended to the Isle of Man by the United Nations
Personnel (Isle of Man) Order 1997 (SI 1998 No 1509))

[United Nations Personnel \(Isle of Man\) Order 2012 \[SI 2012 No 2594\]](#)

Appointed Day Orders

[Mission and Pastoral Measure \(Isle of Man\) 2012 \(Appointed Day\) Order 2012 \[SD No 0672/12\]](#)

Reports

[Road Transport Licensing Committee](#)

[Annual Report for the Year Ended 31st March 2012 \[GD No 0060/12\]](#)

[Isle of Man Government Budget and Financial Performance Update as at 30th September 2012 \[GD No 0058/12\]](#)

2. Questions

See Question Paper

3. Treasury Report on the Feasibility of Establishing an Investment Fund Focusing on Supporting the Local Economy

The Minister for the Treasury to move -

That the Treasury Report on the Feasibility of Establishing an Investment Fund Focusing on Supporting the Local Economy [\[GD No 0044/12\]](#) be received and that the following recommendations be approved -

- (a) Tynwald confirms that the Department of Economic Development continues to be responsible for supporting the developing the local economy through its financial assistance schemes.
- (b) Tynwald supports the principle that financial assistance, whether through grant assistance, advancing of loans or equity investment, should be provided in circumstances where it is considered the provision of such assistance will benefit the Isle of Man economy.
- (c) Tynwald requests that the Department of Economic Development, in conjunction with the Isle of Man private sector, continually review the provisions of the financial assistance schemes to maximise the benefit to the Isle of Man economy.
- (d) Tynwald agrees that the funding of the financial assistance schemes continues to be provided from the existing revenue and capital budgets of the Department of Economic Development supported by applications to the Economic Development Fund where necessary.
- (e) Tynwald supports the principle that monies be transferred from the Reserve Fund to the Economic Development Fund through the annual budget process in the event a lack of available funding is considered to be preventing financial assistance from being provided.
- (f) The Treasury and the Department of Economic Development will report back to Tynwald on progress made in implementing changes to the current policies for providing economic and financial support to local businesses. [\[GD No 0044/12\]](#)

4. Young People Not In Education, Employment or Training (NEET) Update Report

The Minister for Economic Development to move -

That the Young People Not in Education, Employment or Training (NEET) Update Report be received by Tynwald. [\[GD No 0059/12\]](#)

5. Select Committee on the Kirk Michael School Land Exchange Agreement -

The Chairman of the Select Committee on the Kirk Michael School Land Exchange Agreement (Mr Speaker) to move -

That the Report of the Select Committee on the Kirk Michael School Land Exchange Agreement [\[PP No 0122/12\]](#) be received and that the following recommendation be approved -

That as soon as the final outcome of the Kirk Michael Land Exchange Agreement is known, the Department of Education and Children should publish in full both the Agreement itself and all associated valuations provided by the Government Valuer during the negotiations which led to the Agreement.

6. Economic Committee

The Hon. Member for Council (Mr Butt) to move -

That Mr Butt be discharged from the Economic Committee.

7. European Communities (Isle of Man) Act 1973

The Chief Minister to move -

That the European Union (Syria Sanctions) (Application) (Amendment) (No 5) Order 2012 be approved [\[SD No 0674/12\]](#)

**8. Government Departments Act 1987
Statutory Boards Act 1987**

The Minister for Home Affairs to move -

That the Communications Commission (Amendment) Order 2012 be approved [\[SD No 0662/12\]](#)

9. Licensing and Registration of Vehicles Act 1985

The Minister for Infrastructure to move -

That the Licensing and Registration of Vehicles (Amendment) (No 3) Regulations 2012 be approved [\[SD No 0647/12\]](#)

10. Licensing and Registration of Vehicles Act 1985

The Minister for Infrastructure to move -

That the Registration of Vehicles (Fees for Certain High-Value Registration Marks) (No 2) Regulations 2012 be approved [\[SD No 0648/12\]](#)

11. Housing (Miscellaneous Provisions) Act 2011

The Minister for Infrastructure to move -

That the Historic Buildings Conservation Scheme 2012 be approved [\[SD No 0671/12\]](#)

12. Health and Safety at Work etc Act 1974

The Minister for Infrastructure to move –

That the Construction (Health and Safety) (Revocation) Regulations 2012 be approved [\[SD No 0658/12\]](#)

13. Health and Safety at Work etc Act 1974

The Minister for Infrastructure to move –

That the Construction (Head Protection) (Revocation) Regulations 2012 be approved [\[SD No 0659/12\]](#)

14. Income Tax Act 1970

The Minister for the Treasury to move –

That the Income Tax (Singapore) (Double Taxation) Order 2012 be approved [\[SD No 0663/12\]](#)

15. Income Tax Act 2003

The Minister for the Treasury to move –

That the Income Tax (Turkey) Order 2012 be approved [\[SD No 0664/12\]](#)

16. Customs and Excise Act 1993

The Minister for the Treasury to move –

That the Customs and Excise Acts (Machine Games Duty) (Application) Order 2012 be approved [\[SD No 0665/12\]](#)

17. Value Added Tax Act 1996

The Minister for the Treasury to move –

That the Value Added Tax Act 1996 (Amendment) (No 2) Order 2012 be approved [\[SD No 0667/12\]](#)

18. Customs and Excise Management Act 1986

The Minister for the Treasury to move –

That the Customs and Excise Management Act 1986 (Amendment) Order 2012 be approved [\[SD No 0668/12\]](#)

19. Food Act 1996

The Minister for Environment, Food and Agriculture to move –

That the Cocoa and Chocolate Products Regulations 2012 be approved
[\[SD No 0655/12\]](#)

20. Public Sector Pensions Act 2011

The Vice-Chairman of the Public Sector Pensions Authority to move –

That the Police Pensions (Amendment) Regulations 2012 be approved
[\[SD No 0604/12\]](#)

21. Public Sector Pensions Act 2011

The Vice-Chairman of the Public Sector Pensions Authority to move –

That the Interim Injury Benefit Scheme 2012 be approved [\[SD No 0137/12\]](#)

22. Whitley Council

The Chief Minister to move –

That following the resignation of Mr L I Singer MHK as a member of the Employers' Side of the Whitley Council for the Isle of Man Public Service (Manual Workers) Tynwald approves the appointment of Mr P Karran MHK as a member of the Employers' Side of the Whitley Council for the Isle of Man Public Service (Manual Workers).

23. Open Skies (*Combined vote under Standing Order 3.19(1)*)

Extract from the Votes and Proceedings of the October sitting:

Motion made –

That the Economic Committee should examine whether –

- (a) *the current 'Open Skies' policy is, in the light of changing circumstances, still in the best interests of the Isle of Man in preserving and encouraging an adequate, frequent and long-term network of scheduled air services between the Island and major business and social destinations; and*

(b) *the determination of the Island's civil aviation policy should properly be in the remit of the Department of Economic Development, with the operation and management of the Airport the responsibility of the Department of Infrastructure;*

and report to Tynwald Court no later than the April 2013 sitting.

Mr Speaker

Court divided.

Motion lost.

Mr Speaker gave notice under Standing Order 3.19(1) that he intended to move the same motion at the November sitting.

24. Remuneration and Emoluments of Members

The Hon. Member for Michael (Mr Cannan) to move -

That Tynwald is of the opinion that an independent body should be appointed to review the remuneration and emoluments received by Members of (a) Council and (b) the House of Keys in the light of their respective duties and to report with recommendations; and in doing so it shall seek the opinions of -

- (a) the Members of Tynwald;
- (b) the Isle of Man Chamber of Commerce;
- (c) members of the public;
- (d) representatives of trade unions; and
- (e) any other persons it sees fit;

and that the body should comprise -

- (i) a chairman who is a senior figure of standing from off-Island, such as a member of the Independent Parliamentary Standards Authority;
- (ii) a vice-chairman who is a senior legal figure practising on the Isle of Man;
- (iii) the Lord Bishop; and
- (iv) two lay members from the Isle of Man to be appointed by the chairman;

and that the body be supported by the Office of the Clerk of Tynwald.

25. Public Accounts Committee: non-Tynwald Members

The Hon. Member for Onchan (Mr Karran) to move -

That after paragraph 3.2(c) of the Schedule to the Standing Orders of Tynwald Court (composition of the Public Accounts Committee) the following words should be added -

“; (d) at least one and no more than three non-voting members, not being Members of Tynwald, who shall be appointed by the Committee subject to the approval of Tynwald”

and that Tynwald is of the opinion that provision should be made to enable the payment of attendance allowances to non-Tynwald members of parliamentary committees.

26. Purchase of Shares

The Hon. Member for Douglas South (Mrs Beecroft) to move -

That Tynwald is of the opinion that when Treasury, via one investment vehicle or cumulatively, purchases a 5% or greater share in any company it should have prior approval from Tynwald.