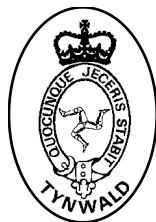


TYNWALD

Tinvaal



VOTES AND PROCEEDINGS

Reaghyssyn as daaltyn

DOUGLAS – VIRTUAL SITTING
Tuesday 26th May 2020
at 2.30 pm

IN THE COUNCIL

PRESENT President of Tynwald, The Lord Bishop, HM Attorney General, Miss August-Hanson, Mr Greenhill, Mr Henderson, Mrs Lord-Brennan, Mrs Maska, Mr Mercer, Mrs Poole-Wilson, Mrs Sharpe

IN THE KEYS

PRESENT Speaker of the House of Keys, Dr Allinson, Mr Ashford, Mr Baker, Mrs Barber, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Miss Costain, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Moorhouse, Mr Peake, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Shimmins, Mr Skelly, Mr Thomas

Urgent Questions

1. Mr Moorhouse asked an Urgent Question under Standing Order 3.5(4) that was answered orally by the Chief Minister:

Whether Emergency Regulations will be updated to allow people who were planning to relocate to the Island before the Borders were closed to complete their move to the Island

2. Mr Moorhouse asked an Urgent Question under Standing Order 3.5(4) that was answered orally by the Minister for Home Affairs:

If he will make a statement on the type and the number of checks carried out on individuals who self-quarantine away from the Comis Hotel?

3. Ms Edge asked an Urgent Question under Standing Order 3.5(4) that was answered orally by the Chief Minister:

If he will make a statement on EasyJet Flights recommencing when the borders are still closed?

1. Suspension of Standing Orders (virtual sitting)

Motion made –

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

Mr Speaker

Motion carried.

2. Suspension of Standing Orders (Government business)

Motion made –

That Standing Orders be suspended to the extent necessary to allow items 3 to 9 on the Order Paper to be taken at this sitting.

Mr Quayle

Motion carried.

3. Laid before the Court –

Emergency Powers Act 1936

Emergency Powers (Coronavirus) (Miscellaneous Amendments) Regulations 2020 [[SD No 2020/0311](#)] [[MEMO](#)]

Emergency Powers (Coronavirus) (Entry Restrictions) (No.2) (Amendment) Regulations 2020 [[SD No 2020/0312](#)] [[MEMO](#)]

Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) (Amendment) (No.9) Regulations 2020 [[SD No 2020/0313](#)]

Emergency Powers (Coronavirus) (Town and Country Planning Procedures) Regulations 2020 [[SD No 2020/0314](#)] [[MEMO](#)]

Emergency Powers (Coronavirus) (Births and Deaths Modifications) (Amendment) Regulations 2020 [[SD No 2020/0310](#)] [[MEMO](#)]

4. Coronavirus (COVID-19)

Statement made by the Chief Minister.

5. Emergency Powers Act 1936

Motion made –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Miscellaneous Amendments) Regulations 2020 [[SD No 2020/0311](#)] [[MEMO](#)].

Mr Thomas

Motion carried.

6. Emergency Powers Act 1936

Motion made –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Entry Restrictions) (No.2) (Amendment) Regulations 2020 [[SD No 2020/0312](#)] [[MEMO](#)].

Mr Thomas

Amendment moved –

In regulation 3(6), in the inserted regulation 10A(4), after “given under paragraph (1).”, insert –

“10B Exemption: planning appeal inquiries

- (1) The prohibition in regulation 5 does not apply to an individual to whom the Chief Secretary has given prior written consent to enter the Island.*
- (2) An individual to whom consent may be given under paragraph (1) is a person whom the Chief Secretary is satisfied is –*
 - (a) a planning inspector, as defined in the Town and Country Planning (Development Procedure) Order 2019^[1]; or*
 - (b) an expert or professional with appropriate and essential expertise, whose attendance is necessary at a planning appeal inquiry.*
- (3) A consent given under paragraph (1) must provide that such measures are put in place as are reasonably practicable to mitigate any risks associated with giving consent in respect of that individual.*
- (4) Paragraphs (10) to (15) of regulation 7 apply to this regulation as they apply to an exemption notice under regulation 7 but as if references in*

^[1] SD 2019/0423

those paragraphs to “an exemption notice” were references to a consent given under paragraph (1).”

Mrs Lord-Brennan

Amendment carried.

Amended motion –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Entry Restrictions) (No.2) (Amendment) Regulations 2020 [[SD No 2020/0312](#)] [[MEMO](#)] subject to the following amendment:

In regulation 3(6), in the inserted regulation 10A(4), after “given under paragraph (1).”, insert –

“10B Exemption: planning appeal inquiries

- (1) The prohibition in regulation 5 does not apply to an individual to whom the Chief Secretary has given prior written consent to enter the Island.
- (2) An individual to whom consent may be given under paragraph (1) is a person whom the Chief Secretary is satisfied is –
 - (a) a planning inspector, as defined in the Town and Country Planning (Development Procedure) Order 2019^[1]; or
 - (b) an expert or professional with appropriate and essential expertise, whose attendance is necessary at a planning appeal inquiry.
- (3) A consent given under paragraph (1) must provide that such measures are put in place as are reasonably practicable to mitigate any risks associated with giving consent in respect of that individual.
- (4) Paragraphs (10) to (15) of regulation 7 apply to this regulation as they apply to an exemption notice under regulation 7 but as if references in those paragraphs to “an exemption notice” were references to a consent given under paragraph (1).”

Amended motion carried.

7. Emergency Powers Act 1936

Motion made –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) (Amendment) (No.9) Regulations 2020 [[SD No 2020/0313](#)].

Mr Skelly

Motion carried.

^[1] SD 2019/0423

8. Emergency Powers Act 1936

Motion made –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Town and Country Planning Procedures) Regulations 2020 [[SD No 2020/0314](#)] [[MEMO](#)].

Mr Boot

Court divided.

In the Keys – Ayes 12, Noes 11

For: Dr Allinson, Mr Ashford, Mr Baker, Mr Boot, Mr Cannan, Mr Cregeen, Mr Harmer, Mr Moorhouse, Mr Perkins, Mr Quayle, Mr Skelly, Mr Speaker

Against: Mrs Barber, Mrs Caine, Mr Callister, Mrs Corlett, Miss Costain, Ms Edge, Mr Hooper, Mr Peake, Mr Robertshaw, Mr Shimmins, Mr Thomas

In the Council – Ayes 0, Noes 8

Against: The Lord Bishop, Miss August-Hanson, Mr Greenhill, Mrs Lord-Brennan, Mrs Maska, Mr Mercer, Mrs Poole-Wilson, Mrs Sharpe

Motion lost.

9. Emergency Powers Act 1936

Motion made –

That Tynwald approves the continuance of the Emergency Powers (Coronavirus) (Births and Deaths Modifications) (Amendment) Regulations 2020 [[SD No 2020/0310](#)] [[MEMO](#)].

Mr Ashford

Motion carried.

Royal Assent announced –

Regulation of Care (Amendment) Act 2020

The Court adjourned at 5.26 pm.

**The Hon Stephen Charles Rodan
President of Tynwald**