

TYNWALD

Tinvaal



VOTES AND PROCEEDINGS

Reaghyssyn as daaltyn

DOUGLAS
Tuesday 21st July 2020
Wednesday 22nd July 2020
Thursday 23rd July 2020
at 10.30 am

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, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Moorhouse, Mr Peake, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Shimmins, Mr Skelly, Mr Thomas

The President paid tribute to Miss Costain, who had resigned.

1. Laid before the Court –

Town and Country Planning Act 1999

Town and Country Planning (Permitted Development and Change of Use)
(Amendment) Order 2020 [SD No 2020/0349] [MEMO]

Data Protection Act 2018

GDPR and LED Implementing (Amendment) Regulations 2020
[SD No 2020/0375] [MEMO]

GDPR and LED Implementing Regulations 2018

GDPR and LED Implementing (Competent Authorities) Regulations 2020 [[SD No 2020/0376](#)] [[MEMO](#)]

Education Act 2001

Education (Student Awards) (Modification) Regulations 2020 [[SD No 2020/0382](#)] [[MEMO](#)]

Airports and Civil Aviation Act 1987

Civil Aviation (Occurrence Reporting) Order 2020 [[SD No 2020/0137](#)]

Civil Aviation (Small Unmanned Aircraft) Order 2020 [[SD No 2020/0135](#)]

Civil Aviation (Miscellaneous Provisions) Order 2020 [[SD No 2020/0134](#)]

Civil Aviation (Safe Transport of Dangerous Goods by Air) Order 2020 [[SD No 2020/0138](#)]

Civil Aviation (Air Traffic Services) Order 2020 [[SD No 2020/0136](#)]

Employment Act 2006

Annual Leave (Amendment) (No. 2) Regulations 2020 [[SD No 2020/0359](#)] [[MEMO](#)]

Electronic Transactions Act 2000

Electronic Transactions (General) (Amendment) (No. 2) Regulations 2020 [[SD No 2020/0369](#)] [[MEMO](#)]

Forestry Act 1984

Forestry (Public Turbaries) (Revocation) Byelaws 2020 [[SD No 2020/0322](#)] [[MEMO](#)]

Game Act 1957

Game (Amendment) Order 2020 [[SD No 2020/0304](#)] [[MEMO](#)]

European Communities (Isle of Man) Act 1973

Ozone-depleting Substances and Fluorinated Greenhouse Gases (Application) Order 2020 [[SD No 2020/0350](#)] [[MEMO](#)]

Abortion Reform Act 2019

Abortion Reform (Records and Notices) (Amendment) Regulations 2020 [[SD No 2020/0340](#)] [[MEMO](#)]

National Health Service Act 2001

National Health Service (Overseas Visitors) (Amendment) Regulations 2020 [[SD No 2020/0353](#)] [[MEMO](#)]

Government Departments Act 1987

Transfer of Public Health Functions (No.2) Order 2020 [[SD No 2020/0343](#)]
[MEMO]

Highways Act 1986

Highway Diversion (Public Right of Way No. 352, Castletown) Order 2020
[[SD No 2020/0152](#)] [MEMO]

Criminal Injuries Compensation (Amendment) Scheme 2020

Criminal Injuries Compensation (Amendment) Scheme 2020 [[GD No 2020/0022](#)]

Income Tax Act 1970

Taxes (Guernsey) Order 2020 [[SD No 2020/0357](#)] [MEMO]

Taxes (Anguilla) Order 2020 [[SD No 2020/0356](#)] [MEMO]

Social Security Act 2000

Social Security Legislation (Benefits) (Application) (No. 4) Order 2020
[[SD No 2020/0326](#)] [MEMO]

Social Security Contributions and Benefits Act 1992 (Application) (Amendment)
(No. 8) Order 2020 [[SD No 2020/0327](#)] [MEMO]

Social Security Act 1998 (Application) (Amendment) (No. 2) Order 2020
[[SD No 2020/0328](#)] [MEMO]

Social Security Legislation (Benefits) (Application) (Amendment) (No. 8) Order
2020 [[SD No 2020/0329](#)] [MEMO]

Pension Act 2014 (Application) (Amendment) Order 2020 [[SD No 2020/0331](#)]
[MEMO]

Pension Schemes Act 1995

Pension Schemes Legislation (Application) (No. 2) Order 2020
[[SD No 2020/0330](#)] [MEMO]

Pension Act 2014 (Application) (Amendment) (No. 2) Order 2020
[[SD No 2020/0332](#)] [MEMO]

Social Security Contributions and Benefits Act 1992

Maternity and Funeral Expenses (General) (Isle of Man) (Amendment)
Regulations 2020 [[SD No 2020/0333](#)] [MEMO]

Reports

Second Report of the Economic Policy Review Committee for the Session 2019-20 -
The Post Office Post-Covid [[PP No 2020/0149](#)]

Licence

Licence Granted to e-Ilan Communications Limited under Section 5 of the
Telecommunications Act 1984 (of Tynwald) [[GD No 2020/0038](#)] [MEMO]

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

Items subject to negative resolution

Flood Risk Management Act 2013

Flood Risk Management Act (Glen Roy Tributary) Designation Order 2020
[SD No 2020/0337] [MEMO]

Immigration Act 1971

Immigration (Variation of Leave) (No.2) (Amendment) (No.2) Order 2020 [SD No 2020/0346]

Immigration (Variation of Leave) (No.2) (Amendment) (No.3) Order 2020 [SD No 2020/0371] [MEMO]

Statement of Changes in Immigration Rules [SD No 2020/0344] [MEMO]

Documents subject to no procedure

Emergency Powers Act 1936

Proclamation of Emergency (revocation) by the Governor in Council
[SD No 2020/0366]

Emergency Powers (Coronavirus) (Entry Restrictions) (No.2) (Amendment) (No.2) Regulations 2020 [SD No 2020/0372] [MEMO]

Council of Ministers Act 1990

Assignment of Ministers Instrument 2020 [GC No 2020/0008]

Currency Act 1992

Currency (Peter Pan) 50p Coin Collection Part 2 Order 2020 [SD No 2020/0003]

Audit Act 2006

Audit Act 2006 (Small Government Subsidiary Companies and Trusts) Directions
[SD No 2020/0163]

Coronavirus Inspection Timetable Direction Order 2020 [SD No 2020/0164]

Audit Act 2006 (Exemption) Order [SD No 2020/0131]

Air Navigation (Isle of Man) Order 2015

Air Navigation (Restriction of Flying) (Tynwald Day) Regulations 2020
[SD No 2020/0148] [MEMO]

Water Act 1991

Water (Reduction of Supply of Compensation Water) Order 2020
[SD No 2020/0368]

European Communities (Isle of Man) Act 1973

Ozone-Depleting Substances and Fluorinated Greenhouse Gases Regulations
2020 [[SD No 2020/0351](#)] [[MEMO](#)]

Appointed Day Order

Children and Young Persons (Amendment) Act 2020

Children and Young Persons (Amendment) Act 2020 (Appointed Day) Order
2020 [[SD No 2020/0341](#)] [[MEMO](#)]

Reports

Health and Care Transformation Programme Annual Report 2019-2020
[[GD No 2020/0021](#)]

Isle of Man Government Preservation of War Memorials Committee Annual Report
July 2020 [[GD No 2020/0018](#)]

Judicial Pensions Scheme 1992 - Public Sector Pensions Authority Annual Report and
Accounts for year ended 31 March 2019 [[GD No 2020/0025](#)]

Police Pensions Regulations 1991 - Public Sector Pensions Authority Annual Report
and Accounts for year ended 31 March 2019 [[GD No 2020/0030](#)]

Isle of Man Unified Government Scheme 2011 - Public Sector Pensions Authority
Annual Report and Accounts for year ended 31 March 2019 [[GD No 2020/0024](#)]

Teachers' Superannuation Order 2011 Public Sector Pensions Authority Annual
Report and Accounts for year ended 31 March 2019 [[GD No 2020/0029](#)]

Judicial Pension Scheme 2004 - Public Sector Pensions Authority Annual Report and
Accounts for year ended 31 March 2019 [[GD No 2020/0026](#)]

Superannuation (Manual Workers) (No.1) Scheme 1973 - Public Sector Pensions
Authority Annual Report and Accounts for year ended 31 March 2019
[[GD No 2020/0027](#)]

Police Pensions Regulations 2010 - Public Sector Pensions Authority Annual Report
and Accounts for year ended 31 March 2019 [[GD No 2020/0028](#)]

Department of Health and Social Care Report to Tynwald – July 2020 Financial
Expenditure [[GD No 2020/0023](#)]

Department of Home Affairs Annual Report of the Surveillance Commissioner for
2019 [[GD No 2020/0008](#)]

Isle of Man Financial Intelligence Unit Annual Report 2018-19 [GD No 2020/0014]

Isle of Man Financial Intelligence Unit Strategic Delivery Plan 2020-21 [GD No 2020/0016]

Isle of Man Government Action Plan for Achieving Net Zero Emissions by 2050: Phase 1 Progress Report & Delivery Strategy Post Covid-19 Pandemic [GD No 2020/0033]

Health Services Consultative Committee Annual Report 1 April 2019 to 31 March 2020 [GD No 2020/0035]

Report of the Select Committee of Tynwald on the Fireworks Act 2004 (Public Petition) for the Session 2019-20 [PP No 2020/0145]

Tynwald Commissioner for Administration Third Annual Report July 2020 [PP No 2020/0153]

Standing Orders of Tynwald Court [PP No 2020/0106]

Order Paper No 2

1. Laid before the Court –

Isle of Man Budget Update 2020-21 [GD No 2020/0031]

Financial Provisions and Currency Act 2011

COVID 19 Salary Support (Amendment) (No. 5) Scheme [SD No 2020/0358]
[MEMO]

Income Tax Act 1970

Income Tax (Social Security Benefits) (Exemption) Order 2020
[SD No 2020/0360] [MEMO]

Social Security Act 2000

Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 9) Order 2020 [SD No 2020/0352] [MEMO]

Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 10) Order 2020 [SD No 2020/0363] [MEMO]

Social Security Legislation (Benefits) (Application) (Amendment) (No. 9) Order 2020 [SD No 2020/0361] [MEMO]

Social Care Staff (Coronavirus) Support Payment Order 2020 [SD No 2020/0383]
[MEMO]

Social Security Contributions and Benefits Act 1992
Income Support (General) (Isle of Man) (Amendment) (No. 4) Regulations 2020
[SD No 2020/0265] [MEMO]

Financial Provisions and Currency Act 2011
Agricultural Development and Coronavirus Fisheries Industry Support
(Amendment) Scheme 2020 [SD No 2020/0290] [MEMO]

2. Budget for the year 2020-21

Motion made –

That the Budget update proposals [GD No 2020/0031] for the year ending 31st March 2021 be received and necessary action be taken to give effect thereto.

Mr Cannan

Bills signed –

Licensing (Amendment) Bill 2020

Limitation (Childhood Abuse) Bill 2019

Debate resumed.

Court divided.

In the Keys – Ayes 21, Noes 0

For: Mr Ashford, Mr Moorhouse, Dr Allinson, Mr Baker, Mrs Barber, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Peake, Mr Perkins, Mr Robertshaw, Mr Shimmins, Mr Skelly, Mr Speaker, Mr Thomas

In the Council – Ayes 9, Noes 0

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

Motion carried.

3. General Revenue and Reserves

Motion made –

- (1) That Tynwald approves the transfer of £100,000,000 from the General Revenue Operating Account to the Economic Recovery Fund.

- (2) That Tynwald approves the transfer from the General Revenue Operating Account to the Contingency Fund of an additional sum of £17,500,000.
- (3) That the Treasury be authorised during the year ending 31st March 2021, to expend sums not exceeding £58,953,000 from the Contingency Fund and sums not exceeding £2,000,000 from the Economic Development Fund by way of transfer to Government Departments, other Bodies or to Treasury itself for the purpose only of financing their additional costs and shortfalls in income that cannot, to the satisfaction of Treasury, be otherwise funded from within any such Government Departments' and Other Bodies' own approved budgets with the exception of transfers from the Contingency Fund to Treasury itself save where any such transfer has received the approval of Council of Ministers.

Mr Cannan

Part (1) carried.

Part (2) carried.

Part (3) carried.

4. Capital Payments 2020-21

Motion made –

- (1) That the Treasury be authorised to expend during the year ending 31st March 2021 a net additional sum not exceeding £910,000 from the Capital Transactions Account in respect of expenditure on those projects shown in the column "Net changes to budget for approval (C2)" in Appendix 2 of [GD No 2020/0031], such borrowing to be repaid within the period already approved for each project.
- (2) That the Treasury be authorised to expend during the year ending 31st March 2021, from the Capital Transactions Account, further sums not exceeding £6,115,000 as set out in the column entitled "Accelerations" (being expenditure on projects already approved by Tynwald) in Appendix 2 of [GD No 2020/0031].

Mr Cannan

Part (1) carried.

Part (2) carried.

5. Isle of Man Loans Act 1974

Motion made –

That the Treasury be authorised to borrow a sum not exceeding £250,000,000 under a sterling revolving credit facility for a term not exceeding four years for a purpose specified in section 3 of the Isle of Man Loans Act 1974.

Mr Cannan

Court divided.

In the Keys – Ayes 18, Noes 3

For: Mr Ashford, Dr Allinson, Mr Baker, Mrs Barber, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Peake, Mr Perkins, Mr Robertshaw, Mr Shimmins, Mr Skelly

Against: Mr Moorhouse, Mr Speaker, Mr Thomas

In the Council – Ayes 8, Noes 0

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

Motion carried.

6. Financial Provisions and Currency Act 2011

Motion made –

That Tynwald approves the Treasury to expend up to £10 million from general revenue or from the general reserve, to meet liabilities properly incurred under the Isle of Man Working Capital Loan Guarantee Agreement.

Mr Cannan

Motion carried.

7. Financial Provisions and Currency Act 2011

Motion made –

That the COVID 19 Salary Support (Amendment) (No. 5) Scheme [*SD No 2020/0358*] [*MEMO*] be approved.

Mr Cannan

Motion carried.

8. Income Tax Act 1970

Motion made –

That the Income Tax (Social Security Benefits) (Exemption) Order 2020 [SD No 2020/0360] [MEMO] be approved.

Mr Cannan

Motion carried.

9. Social Security Act 2000

Motion made –

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 9) Order 2020 [SD No 2020/0352] [MEMO] be approved.

Mr Cannan

Motion carried.

10. Social Security Act 2000

Motion made –

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 10) Order 2020 [SD No 2020/0363] [MEMO] be approved.

Mr Cannan

Motion carried.

11. Social Security Act 2000

Motion made –

That the Social Security Legislation (Benefits) (Application) (Amendment) (No. 9) Order 2020 [SD No 2020/0361] [MEMO] be approved.

Mr Cannan

Motion carried.

12. Social Security Act 2000

Motion made –

That the Social Care Staff (Coronavirus) Support Payment Order 2020 [SD No 2020/0383] [MEMO] be approved.

Mr Cannan

Motion carried.

13. Social Security Contributions and Benefits Act 1992

Motion made –

That the Income Support (General) (Isle of Man) (Amendment) (No. 4) Regulations 2020 [SD No 2020/0265] [MEMO] be approved.

Mr Cannan

Motion carried.

14. Financial Provisions and Currency Act 2011

Motion made –

That the Agricultural Development and Coronavirus Fisheries Industry Support (Amendment) Scheme 2020 [SD No 2020/0290] [MEMO] be approved.

Mr Boot

Motion carried.

Supplementary Order Paper No. 2

1. Suspension of Standing Orders

Motion made –

That Standing Orders be suspended to the extent necessary to allow item 2 to 6 on Supplementary Order Paper No 1 to be taken.

Mr Quayle

Motion carried.

2. Laid before the Court –

Emergency Powers Act 1936

Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) Regulations 2020 [SD No 2020/0394] [MEMO]

Financial Provisions and Currency Act 2011

School Summer Holiday Food Voucher Scheme (No. 2) 2020 [SD No 2020/0399] [MEMO]

Reports

Overview of Proposed Gas Regulatory Agreement [GD No 2020/0042]

Licence

Licence Granted to E-Ilan Communications Limited under Section 5 of the Telecommunications Act 1984 (of Tynwald) [GD No 2020/0043] [MEMO]

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

Documents subject to no procedure

Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) (No.2) Regulations 2020

Directions by the Department of Education Sport and Culture [GC No 2020/0010]

Emergency Powers (Coronavirus) (Information Sharing) Regulations 2020

Council of Ministers Direction (on information sharing) [GC No 2020/0011]

Council of Ministers Direction (on information sharing) [GC No 2020/0013]

Council of Ministers Direction (on infrastructure support) [GC No 2020/0015]

Emergency Powers (Coronavirus) (Events and Gatherings) Regulations 2020

Department of Health and Social Care Direction – Events and Gatherings [GC No 2020/0016]

Department of Health and Social Care – Events and Gatherings [GC No 2020/0017]

Department of Health and Social Care – Events and Gatherings [GC No 2020/0018]

Department of Health and Social Care – Educational Institutions [GC No 2020/0019]

Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) Regulations 2020

Department of Education Sport and Culture Direction – Sports 1 [GC No 2020/0020]

Department of Education Sport and Culture Direction – Sports 2 [GC No 2020/0021]

Department of Education Sport and Culture Direction – Sports 3 [GC No 2020/0022]

Department of Education Sport and Culture Direction – Sports 4 [GC No 2020/0023]

Emergency Powers (Potentially Infectious Persons) Regulations 2020

COVID-19 Direction Notice: Isle of Man Arrivals for Comis [GC No 2020/0024]

COVID-19 Direction Notice to Self-Isolate [GC No 2020/0025]

COVID-19 Direction Notice: Isle of Man Arrivals – General Hotels and Guesthouses [GC No 2020/0026]

COVID-19 Direction Notice: Isle of Man Arrivals – Homelike Premises [GC No 2020/0027]

COVID-19 Direction Notice: Isle of Man Arrivals – Child arrival [GC No 2020/0028]

COVID-19 Direction Notice: Isle of Man Arrivals – Self Isolation [GC No 2020/0029]

COVID-19 Direction Notice: Isle of Man Arrivals – Non Resident Compassionate [GC No 2020/0030]

Unlawful Entry – Direction 1 [GC No 2020/0031]

Unlawful Entry – Direction 2 [GC No 2020/0032]

Unlawful Entry – Direction 3 [GC No 2020/0033]

Unlawful Entry – Direction 4 [GC No 2020/0034]

Education Act 2001

Bunscoill Ghaelgagh Order 2020 [SD No 2020/0374] [MEMO]

Reports

Isle of Man Government Action Plan for Achieving Net Zero Emissions by 2050 Phase 1 Progress Report & Delivery Strategy Post COVID-19 Pandemic (Version 2) [GD No 2020/0040]

Climate Change Bill - draft for consultation [GD No 2020/0041]

Petition of Mr Barry Murphy to the Chief Minister 16th July 2020 [PP No 2020/0155]

Standing Orders Committee of Tynwald Second Report for the Session 2019-2020: Petitions for Redress [PP No 2020/0142]

3. Gas Regulation

Motion made –

That Tynwald approves:

1. in principle the proposal negotiated with Manx Gas outlined in the Overview of Proposed Gas Regulatory Agreement [GD No 2020/0042];
2. that the Heads of Terms will be brought for Tynwald approval in October 2020;
3. the bringing forward of enabling legislation in relation to gas regulation concurrently with continued negotiation on the Heads of Terms

Mr Harmer

Part (1) –
Court divided.

In the Keys – Ayes 16, Noes 6

For: Mr Ashford, Mr Moorhouse, Dr Allinson, Mr Baker, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Mr Cregeen, Mr Harmer, Mr Hooper, Mr Perkins, Mr Quayle, Mr Skelly, Mr Speaker

Against: Mrs Barber, Ms Edge, Mr Peake, Mr Robertshaw, Mr Shimmins, Mr Thomas

In the Council – Ayes 8, Noes 1

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

Against: Mrs Lord-Brennan

Part carried.

Part carried.

Part (2) carried.

Part (3) –
Court divided.

In the Keys – Ayes 22, Noes 0

For: Mr Ashford, Mr Moorhouse, Dr Allinson, Mr Baker, Mrs Barber, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Peake, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Shimmins, Mr Skelly, Mr Speaker, Mr Thomas

In the Council – Ayes 9, Noes 0

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

Part carried.

4. Emergency Powers Act 1936

Motion made –

That the Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) Regulations 2020 [SD No 2020/0394] [MEMO] be approved

Mr Quayle

Motion carried.

5. Financial Provisions and Currency Act 2011

Motion made –

That Tynwald approves the School Summer Holiday Food Voucher Scheme (No. 2) 2020 [SD No 2020/0399] [MEMO]

Mr Boot

Motion carried.

6. Telecommunications Act 1984

Motion made –

That Tynwald approves the Telecommunications Licence issued under Telecommunications Act 1984 (of Tynwald) to E-Ilan Communications Ltd be modified under Section 8 of that Act to apply Code Powers [GD No 2020/0043] [MEMO].

Mr Cregeen

Motion carried.

Royal Assent announced –

Licensing (Amendment) Act 2020

Limitation (Childhood Abuse) Act 2020

Main Order Paper

3. Coronavirus (COVID-19)

Statement made by the Chief Minister.

4. Programme for Government

Statement made by the Minister for Policy and Reform.

5. Laxey Flooding ARUP Report

Statement made by the Minister for Policy and Reform.

6. Climate Change Action Plan

Statement made by the Minister for Environment, Food and Agriculture.

7. Grandparents (Petition for Redress)

Statement made by the Chair of the Social Affairs Policy Review Committee.

8. Political Appointment – Isle of Man Post Office

Motion made –

That Tynwald approves the appointment by the Council of Ministers of Mr C C Thomas MHK as Vice Chair of the Isle of Man Post Office [MEMO].

Mr Quayle

Motion carried.

9. Public Appointment – Manx Utilities Authority

Motion made –

That in accordance with Paragraph 1(4) of Schedule 1 of the Electricity Act 1996, (as amended by the Transfer of Functions (Manx Utilities Authority) Order 2014), Tynwald approves the appointment, by the Council of Ministers, of Mr John Cowan to the Manx Utilities Authority for a term of five years [MEMO].

Mr Quayle

Motion carried.

10. Environment and Infrastructure Policy Review Committee

Motion made –

That Mrs Maska be discharged from the Environment and Infrastructure Policy Review Committee as an alternate Member for the purposes and duration of the Committee's consideration of the Douglas Promenade Scheme.

Mrs Barber

Motion carried.

11. Town and Country Planning Act 1999

Motion made –

That the Town and Country Planning (Permitted Development and Change of Use) (Amendment) Order 2020 [SD No 2020/0349] [MEMO] be approved.

Mr Harmer

Motion carried.

12. Data Protection Act 2018

Motion made –

That the GDPR and LED Implementing (Amendment) Regulations 2020 [SD No 2020/0375] [MEMO] be approved.

Mr Harmer

Motion carried.

13. GDPR and LED Implementing Regulations 2018

Motion made –

That the GDPR and LED Implementing (Competent Authorities) Regulations 2020 [SD No 2020/0376] [MEMO] be approved.

Mr Harmer

Motion carried.

The Court rose at 8pm and adjourned to Wednesday 22nd July 2020.

Wednesday 22nd July 2020

Mr Speaker asked an Urgent Question under Standing Order 3.5(4) that was answered orally by the Minister for Infrastructure:

Whether it is his intention under the Education Institutions Directions 2020 [GC No 2020/0012] to issue every pupil attending school on 17th June with a legal notice to observe and abide by Public Health Directorate Guidance; what the implications are of breaching the directions, particularly for those under the age of criminal responsibility; what other means were considered of complying with public health guidance; and whether he considers this a proportionate response?

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

If he will make a statement on how the UK Government's decision regarding Huawei will affect telecommunications on the Isle of Man?

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

If he will make a statement on (a) traffic issues at Governor's Bridge/Victoria Road and St Ninian's Junctions and (b) the closure of

Summerhill, Broadway and Church Road Marina junctions, and the impact on road users?

2. Questions

Questions 1 and 2, 3 to 5, 6, 42 and 50, 7 to 13, and 15 to 29 were answered orally.

Motion made – that Standing Order 3.5(2) be suspended to allow the remaining Questions for oral answer to be taken at this sitting.

Mr Moorhouse

Court divided.

In the Keys – Ayes 10, Noes 11

For: Mr Moorhouse, Mrs Barber, Mrs Caine, Mr Callister, Mrs Corlett, Ms Edge, Mr Hooper, Mr Perkins, Mr Robertshaw, Mr Thomas

Against: Mr Ashford, Dr Allinson, Mr Baker, Mr Boot, Mr Cannan, Mr Cregeen, Mr Harmer, Mr Peake, Mr Shimmins, Mr Skelly, Mr Speaker

In the Council – Ayes 7, Noes 1

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

Against: Mr Henderson

Motion lost.

Questions 14, 30 to 41, 43 to 49, and 51 to 103 were answered in writing.

14. Education Act 2001

Motion made –

That Tynwald approves the Education (Student Awards) (Modification) Regulations 2020 [SD No 2020/0382] [MEMO].

Dr Allinson

Motion carried.

15. Airports and Civil Aviation Act 1987

Motion made –

That the Civil Aviation (Occurrence Reporting) Order 2020 [SD No 2020/0137] be approved.

Mr Skelly

Motion carried.

16. Airports and Civil Aviation Act 1987

Motion made –

That the Civil Aviation (Small Unmanned Aircraft) Order 2020 [SD No 2020/0135] be approved.

Mr Skelly

Motion carried.

17. Airports and Civil Aviation Act 1987

Motion made –

That the Civil Aviation (Miscellaneous Provisions) Order 2020 [SD No 2020/0134] be approved.

Mr Skelly

Motion carried

18. Airports and Civil Aviation Act 1987

Motion made –

That the Civil Aviation (Safe Transport of Dangerous Goods by Air) Order 2020 [SD No 2020/0138] be approved.

Mr Skelly

Motion carried.

19. Airports and Civil Aviation Act 1987

Motion made –

That the Civil Aviation (Air Traffic Services) Order 2020 [SD No 2020/0136] be approved.

Mr Skelly

Motion carried.

20. Employment Act 2006

Motion made –

That the Annual Leave (Amendment) (No. 2) Regulations 2020 [SD No 2020/0359] [MEMO] be approved.

Mr Skelly

Motion carried.

21. Electronic Transactions Act 2000

Motion made –

That the Electronic Transactions (General) (Amendment) (No. 2) Regulations 2020 [SD No 2020/0369] [MEMO] be approved.

Mr Skelly

Motion carried.

22. Forestry Act 1984

Motion made –

That the Forestry (Public Turbaries) (Revocation) Byelaws 2020 [SD No 2020/0322] [MEMO] be approved.

Mr Boot

Motion carried.

23. Game Act 1957

Motion not made.

24. European Communities (Isle of Man) Act 1973

Motion made –

That the Ozone-depleting Substances and Fluorinated Greenhouse Gases (Application) Order 2020 [SD No 2020/0350] [MEMO] be approved.

Mr Boot

Motion carried.

25. Abortion Reform Act 2019

Motion made –

That the Abortion Reform (Records and Notices) (Amendment) Regulations 2020 [SD No 2020/0340] [MEMO] be approved.

Mr Ashford

Motion carried.

26. National Health Service Act 2001

Motion made –

That the National Health Service (Overseas Visitors) (Amendment) Regulations 2020 [SD No 2020/0353] [MEMO] be approved.

Mr Ashford

Motion carried.

27. Government Departments Act 1987

Motion made –

That Tynwald approves the Transfer of Public Health Functions (No.2) Order 2020 [SD No 2020/0343] [MEMO].

Mr Ashford

Motion carried.

28. Telecommunications Act 1984

Motion not made.

29. Highways Act 1986

Motion made –

That the Highway Diversion (Public Right of Way No. 352, Castletown) Order 2020 [SD No 2020/0152] [MEMO] be approved.

Mr Baker

Motion carried.

30. Criminal Injuries Compensation (Amendment) Scheme 2020

Motion made –

That the Criminal Injuries Compensation (Amendment) Scheme 2020 [GD No 2020/0022] [MEMO] be approved.

Mr Cannan

Motion carried.

31. Income Tax Act 1970

Motion made –

That the Taxes (Guernsey) Order 2020 [SD No 2020/0357] [MEMO] be approved.

Mr Cannan

Motion carried.

32. Income Tax Act 1970

Motion made –

That the Taxes (Anguilla) Order 2020 [SD No 2020/0356] [MEMO] be approved.

Mr Cannan

Motion carried.

33. Social Security Act 2000

Motion made –

That the Social Security Legislation (Benefits) (Application) (No. 4) Order 2020 [SD No 2020/0326] [MEMO] be approved.

Mr Peake

Motion carried.

34. Social Security Act 2000

Motion made –

That the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) (No. 8) Order 2020 [SD No 2020/0327] [MEMO] be approved.

Mr Peake

Motion carried.

35. Social Security Act 2000

Motion made –

That the Social Security Act 1998 (Application) (Amendment) (No. 2) Order 2020 [SD No 2020/0328] [MEMO] be approved.

Mr Peake

Motion carried.

36. Social Security Act 2000

Motion made –

That the Social Security Legislation (Benefits) (Application) (Amendment) (No. 8) Order 2020 [SD No 2020/0329] [MEMO] be approved.

Mr Peake

Motion carried.

37. Pension Schemes Act 1995

Motion made –

That the Pension Schemes Legislation (Application) (No. 2) Order 2020 [SD No 2020/0330] [MEMO] be approved.

Mr Peake

Motion carried.

Motions made –

38. Social Security Act 2000

That the Pensions Act 2014 (Application) (Amendment) Order 2020 [SD No 2020/0331] [MEMO] be approved.

39. Pension Schemes Act 1995

That the Pensions Act 2014 (Application) (Amendment) (No. 2) Order 2020 [SD No 2020/0332] [MEMO] be approved.

Mr Peake

Item 38 –

Motion carried.

Item 39 –

Motion carried.

40. Social Security Contributions and Benefits Act 1992

Motion made –

That the Maternity and Funeral Expenses (General) (Isle of Man) (Amendment) Regulations 2020 [SD No 2020/0333] [MEMO] be approved.

Mr Peake

Motion carried.

41. United Nations Convention on the Rights of the Child

Motion not made.

42. Responsible Island Reports

Motion not made.

43. Speed Limits

Motion made –

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.

44. Amendment to Standing Orders – September sittings

Motion made (but not seconded) –

That Standing Orders be amended to add the following Standing Order 1.1(1A):

In years where the Emergency Powers Act 1936 has been used, Tynwald shall sit in the fourth week of September, in addition to the dates scheduled under Standing Order 1.1(1);

and that as a consequence that Tynwald shall sit on Tuesday 22nd September 2020.

Mr Shimmins

45. General Debate (Douglas Promenade Scheme)

The President called Mrs Barber to move this item.

Motion made –

That Standing Order 2.2(3) be suspended to allow the Court to revert to item 44.

Mr Thomas

Court divided.

In the Keys – Ayes 10, Noes 12

For: Mr Moorhouse, Mrs Barber, Mrs Caine, Mr Callister, Mrs Corlett, Ms Edge, Mr Hooper, Mr Peake, Mr Shimmins, Mr Thomas

Against: Mr Ashford, Dr Allinson, Mr Baker, Mr Boot, Mr Cannan, Mr Cregeen, Mr Harmer, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Skelly, Mr Speaker

In the Council – Ayes 6, Noes 2

For: Miss August-Hanson, Mr Henderson, Mrs Lord-Brennan, Mrs Maska, Mr Mercer, Mrs Poole-Wilson

Against: Mr Greenhill, Mrs Sharpe

Motion lost.

Mrs Barber moved a General Debate on the Second Report of the Environment and Infrastructure Policy Review Committee for the Session 2019-20: Douglas Promenade Scheme – Second Interim Report [PP No 2020/0133].

Motion made – that Standing Order 1.2(2) be suspended to the extent necessary to enable that debate to be completed that evening.

Mr Cregeen

Motion carried.

The Court rose at 8.33 pm and adjourned to Thursday 23rd July 2020.

Thursday 23rd July 2020

46. General Debate (The Post Office Post-Covid)

Mr Robertshaw moved a General Debate on the Second Report of the Economic Policy Review Committee for the Session 2019-20: The Post Office Post-Covid [PP No 2020/0149].

Motion made – that the General Debate be now concluded.

Mr Cannan

Court divided.

In the Keys – Ayes 20, Noes 2

For: Mr Ashford, Dr Allinson, Mr Baker, Mr Boot, Mrs Caine, Mr Callister, Mr Cannan, Mrs Corlett, Mr Cregeen, Ms Edge, Mr Harmer, Mr Hooper, Mr Peake, Mr Perkins, Mr Quayle, Mr Robertshaw, Mr Shimmins, Mr Skelly, Mr Speaker, Mr Thomas

Against: Mr Moorhouse, Mrs Barber

In the Council – Ayes 5, Noes 3

For: Miss August-Hanson, Mr Greenhill, Mr Henderson, Mr Mercer, Mrs Sharpe

Against: Mrs Lord-Brennan, Mrs Maska, Mrs Poole-Wilson

Closure motion carried.

47. General Debate (Racism)

Mrs Poole-Wilson moved a General Debate – action on racism, institutional racism and racial discrimination in the Isle of Man.

The Court adjourned at 4.50 pm.

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