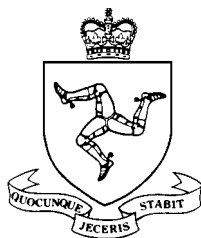


LEGISLATIVE COUNCIL Y Choonceil Slattyssagh



VOTES AND PROCEEDINGS Reaghyssyn as daaltyn

DOUGLAS

**Tuesday 1st December 2020
at 10.30am**

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

1. Medicines (Amendment) Bill 2020

Motion made – that this Bill be read a First time.

– Mrs Sharpe

Motion carried.

2. International Maritime Standards Bill 2020

Motion made – that this Bill be read a Second time.

– Mrs Maska

Motion carried.

Motion made – that

Clauses 1 and 2

Clause 3 and Schedules 1, 2 and 3

Clause 4

Clause 5

Clause 6

Clause 7
Clause 8
Clause 9
Clause 10
Clause 11
Clause 12

do stand part of the Bill.

– Mrs Maska

Motions carried.

3. **Manx Care Bill 2020**

Motion made – that this Bill be read a Third time.

– Mrs Sharpe

Amendment 1 (an amendment to Clause 9) moved.

– Mrs Poole-Wilson

Amendment 1 carried.

Amendment 2 (an amendment to Clause 26) moved.

– Mrs Poole-Wilson

Amendment 2 carried.

Amendment to Clause 40 moved –

Page 27, after line 9 insert –

“(3) Directions must be published by the Department.

(4) Subsection (3) does not require the Department to publish any part of a direction—

(a) it could refuse to disclose in response to a request under the Freedom of Information Act 2015; or

(b) the disclosure of which is prohibited by any enactment.”

– Miss August-Hanson

Amendments to Miss August-Hanson’s amendment moved –

In the proposed new subsection (4), for “any part of a direction”, substitute “part of a direction if”.

In the proposed new subparagraph (4)(a), after “disclose”, insert “it”.

In the proposed new subparagraph (4)(b), for “the disclosure of which”, substitute “its disclosure”.

– HM Attorney General

Amendments to Miss August-Hanson’s amendment carried.

Miss August-Hanson’s amendment to Clause 40 (in its amended form) carried.

Amendments to Schedule 1 moved –

Page 34, line 28 omit “the”.

Page 34, line 33 after “for” insert “the”.

– HM Attorney General

HM Attorney General’s amendments to Schedule 1 carried.

Third reading carried.

The Council adjourned at 11.29 am.

JONATHAN KING
Clerk of the Legislative Council
Cleragh y Choonceil Slattyssagh

IN THE COUNCIL

MANX CARE BILL 2020

THIRD READING

Mrs J. Poole-Wilson to move —

AMENDMENT TO CLAUSE 9

1. Page 16, in lines 23 and 24 for “employed or, who are considering becoming employed” substitute “engaged under a contract of service or for services or otherwise, or who are considering engaging in that way” (Mrs Poole-Wilson)

AMENDMENT TO CLAUSE 26

2. Page 21, in lines 25 and 26 for “employed or, who are considering becoming employed” substitute “engaged under a contract of service or for services or otherwise, or who are considering engaging in that way” (Mrs Poole-Wilson)

AMENDMENT TO CLAUSE 40

3. Page 27, after line 9 insert —
 - “(3) Directions must be published by the Department but the Department need not publish any part of a direction it considers—
 - (a) could jeopardise the safety of any person;
 - (b) would breach data protection legislation or an obligation of confidence imposed by an Act or otherwise;
 - (c) is not in the public interest;
 - (d) is commercially sensitive.”(Mrs Poole-Wilson)

IN THE COUNCIL

MANX CARE BILL 2020

THIRD READING

Miss August-Hanson to move –

AMENDMENT TO CLAUSE 40

Page 27, after line 9 insert —

- “(3) Directions must be published by the Department.
- (4) Subsection (3) does not require the Department to publish any part of a direction—
 - (a) it could refuse to disclose in response to a request under the *Freedom of Information Act 2015*; or
 - (b) the disclosure of which is prohibited by any enactment.”