

TYNWALD Tinvaal



ORDER PAPER Claare Obbyr

DOUGLAS
Tuesday 16th November 2021
at 10.30 am

1. To lay before the Court –

Item subject to motion that has had 6 weeks on the Register of Business:

Petition of David Buttery [[PP 2021/0197](#)]

Items not subject to motion that have had 6 weeks on the Register of Business:

Documents subject to negative resolution

Value Added Tax Act 1996

Value Added Tax (Flat Rate Scheme) (No. 2) Regulations 2021
[[SD 2021/0303](#)] [[MEMO](#)]

Value Added Tax (Miscellaneous Amendments and Revocations) Order 2021
[[SD 2021/0294](#)] [[MEMO](#)]

Taxation (Cross-border Trade) Act 2018

Customs (Miscellaneous Amendments) (No. 3) Regulations 2021
[[SD 2021/0291](#)] [[MEMO](#)]

Value Added Tax (Amendment) (No. 3) Regulations 2021 [[SD 2021/0292](#)]
[[MEMO](#)]

Immigration Act 1971

Statement of Changes in Immigration Rules [[SD 2021/0304](#)] [[MEMO](#)]

Documents subject to no procedure

Direction Notice by the Council of Ministers for a harbour in the Island at which a private vessel may dock pursuant to Regulation 7(1)Public Health Protection (Coronavirus) Regulations 2020 [[GC 2021/0304](#)]

Manx Radio Annual Report 2020/21 [[GD 2021/0080](#)]

Standing Orders of Tynwald Court (Revised Edition September 2021) [[PP 2021/0176](#)]

Standing Orders of the House of Keys (Revised Edition September 2021) [[PP 2021/0177](#)]

Standing Orders of the Legislative Council (Updated Edition September 2021) [[PP 2021/0178](#)]

Department of Infrastructure Public Rights of Way Policy and Strategy 2018-2028 version 1.02 (11th February 2021) [[NN 2021/0015](#)]

Items not subject to motion that have not had 6 weeks on the Register of Business:

Documents subject to no procedure

Council of Ministers Act 1990

Assignment of Ministers Instrument 2021 [[GC 2021/0092](#)]

Reports

Council of Ministers' Response to the Standing Committee of Tynwald on Public Accounts Annual Report Covering Activity during the Session 2020-2021 [[GD 2021/0082](#)]

2. Oral Questions

See Question Paper.

3. Public Accounts Committee

The Hon. Member for Rushen (Mr Speaker) to move –

That the Public Accounts Committee Annual Report Covering Activity During the Session 2020-21 [[PP 2021/0166](#)] be received and the following recommendations be approved –

Recommendation 1

That Tynwald is of the opinion that, pursuant to the Inquiries (Evidence) Act 2003, a public inquiry should be held on the Isle of Man Government's handling of the coronavirus pandemic; and that it should cover the period December 2019, when the first case of Covid-19 was reported in China, to the end of September 2021, the end of the term of office of the 2016-2021 administration.

Recommendation 2

That Tynwald waives privilege in relation to any evidence relating to the Covid-19 pandemic held by the Public Accounts Committee and Tynwald Policy Review Committees at the date of this resolution; and that such evidence may be provided on terms decided by the relevant Committee to a public inquiry if requested.

[[GD 2021/0082](#)] is relevant to this item.

4. Political Appointments

This item has not completed 6 weeks on the Register of Business.

The Chief Minister (Mr Cannan) to move –

That Tynwald approves the appointment of:

- a) Mrs C A Corlett MHK as member of the Communications and Utilities Regulatory Authority;
 - b) Mr C C Thomas MHK as Chair of the Isle of Man Post Office;
 - c) Mr J C Wannenburg MHK as Chair of the Isle of Man Office of Fair Trading;
 - d) Mr S G Peters MHK as Vice Chair of the Isle of Man Office of Fair Trading;
 - e) Mr R E Callister MHK as Chair of the Manx Utilities Authority;
 - f) Mr C C Thomas MHK as Chair of Culture Vannin;
 - g) Hon D J Ashford MBE MHK as member of the War Pensions Committee.
- [[MEMO](#)]*

5. Deputy President

To elect a Deputy President of Tynwald in accordance with section 5(1) of the Constitution Act 1990.

(The person elected as Deputy President must be either a Member of the House of Keys or an elected Member of the Legislative Council; the previous Deputy President was Mr Speaker. A Minister who is elected as Deputy President will go out of office immediately).

6. Public Accounts Committee

To elect a Chair.

(Under the Schedule to Standing Orders, paragraph 3.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. The previous members of the Committee were Mr Speaker (Chair), Mr Hooper (Vice-Chair), Mrs Barber, Ms Edge, Mrs Poole Wilson and Mr Robertshaw).

7. Economic Policy Review Committee

To elect a Chair.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Chair is an ex officio member of the Public Accounts Committee and may not also chair another Policy Review Committee. The previous members of the Committee were Mr Robertshaw (Chair), Mr Moorhouse and Mrs Sharpe).

8. Environment and Infrastructure Policy Review Committee

To elect a Chair.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Chairman is an ex officio member of the Public Accounts Committee and may not also chair another Policy Review Committee. The previous members of the Committee were Mrs Barber (Chair), Mr Mercer and Mr Robertshaw).

9. Social Affairs Policy Review Committee

To elect a Chair.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Chair is an ex officio member of the Public Accounts Committee and may not also chair another Policy Review Committee. The previous members of the Committee were Ms Edge (Chair), Mr Greenhill and Mr Perkins).

10. Committee on Constitutional and Legal Affairs and Justice

To elect a Chair.

(Under the Schedule to Standing Orders, paragraph 10.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Chairman is an ex officio member of the Public Accounts Committee and may not also chair another Policy Review Committee. The previous members of the Committee were Mrs Poole-Wilson (Chair), Mr Hooper and Mr Robertshaw).

11. Public Accounts Committee

To elect a Vice-Chair.

(Under the Schedule to Standing Orders, paragraph 3.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Vice Chair may not also be Chair of a Policy Review Committee. The previous members of the Committee Mr Speaker (Chair), Mr Hooper (Vice-Chair), Mrs Barber, Ms Edge, Mrs Poole Wilson and Mr Robertshaw).

12. Economic Policy Review Committee

To elect two members.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury; and under paragraph 3.2 the Chair is an ex officio member of the Public Accounts Committee. The previous members of the Committee were Mr Robertshaw (Chair), Mr Moorhouse and Mrs Sharpe).

13. Environment and Infrastructure Policy Review Committee

To elect two members.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury; and under paragraph 3.2 the Chairman is an ex officio member of the Public Accounts Committee. The previous members of the Committee were Mrs Barber (Chair), Mr Mercer and Mr Robertshaw).

14. Social Affairs Policy Review Committee

To elect two members.

(Under the Schedule to Standing Orders, paragraph 1.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury; and under paragraph 3.2 the Chairman is an ex officio member of the Public Accounts Committee. The previous members of the Committee were Ms Edge (Chair), Mr Greenhill and Mr Perkins).

15. Committee on Constitutional and Legal Affairs and Justice

To elect two members.

(Under the Schedule to Standing Orders, paragraph 10.3, the following members are not eligible for membership of this Committee: the President, members of the Council of Ministers and members of the Treasury. Under paragraph 3.2 the Chairman is an ex officio member of the Public Accounts Committee and may not also chair another Policy Review Committee. The previous members of the Committee were Mrs Poole-Wilson (Chair), Mr Hooper and Mr Robertshaw).

16. Ecclesiastical Committee

To elect three members.

(The previous members were Mr Cannan (Chair), Mrs Barber, and Mrs Maska).

17. Tynwald Management Committee: Keys Members

To elect two members.

(Under the Schedule to Standing Orders, paragraph 9.2, Mr President and Mr Speaker are ex officio members of this Committee. The previous elected Members were Mr Baker and Mrs Corlett).

18. Tynwald Management Committee: Council Member

To elect one member.

(Under the Schedule to Standing Orders, paragraph 9.2, Mr President and Mr Speaker are ex officio members of this Committee. The previous elected Member was Mr Mercer).

19. British-Irish Parliamentary Assembly

To elect one member and one alternate member to serve during the term of the House of Keys.

(The previous Member was Mr Speaker and the alternate Member was Mr Perkins).

20. Poverty

The Hon. Member for Rushen (Mr Speaker) to move –

That Tynwald –

- a) recognises the existence of relative poverty on our Island, and the struggle of those on low incomes;
- b) recognises the debilitating impact it has on individuals, families and society;
- c) accepts that this is often a complex problem that cuts across many different Government Departments, the third sector and personal responsibility; and
- d) appoints a Select Committee of five members:
 - i. to investigate definitions of poverty based on different circumstances;
 - ii. to investigate the underlying causes of poverty and how people have ended up in poverty;
 - iii. to assess the policies, programmes and measures in place by Government and others to tackle poverty; and
 - iv. to report with recommendations.

Supported in the Keys by Mrs Barber, Mrs Caine, Ms Faragher, Mr Glover, Mr Johnston, Mrs Maltby, Mr Moorhouse, Mr Peters, Mr Smith and

Mr Wannenburgh; and in the Council by Miss August-Hanson, Mr Greenhill and Mrs Sharpe

Amendment lodged:

The Hon. Member for Douglas South (Mrs Maltby) to move –

To delete the “and” before (d) then add at the end “; and (e) gives the new Committee access to all of the papers of the Select Committee of Tynwald on Poverty established on 17th April 2018.”

21. Protection of Marine Nature Reserves

The Hon. Member for Ramsey (Mr Hooper) to move –

That Tynwald is of the opinion that due to the importance of our Biosphere, the commitments in the Isle of Man Government Biosphere Strategy and statutory obligations placed on public bodies in the Climate Change Act and the Climate Change Plan in relation to the UN Sustainable Development Goals, sustainable development and protecting and enhancing biodiversity, ecosystems and ecosystem services:

- 1) no development should be undertaken in Marine Nature Reserves and as such the Department of Infrastructure should immediately end the current process investigating the development of a private marina in the Ramsey Bay Marine Nature Reserve; and
- 2) the Harbours Strategy [[GD 2018/0011](#)] should be updated to re-allocate funding away from development of a cruise berth in Douglas and towards harbours regeneration and improvement in all harbours identified in the Harbours Strategy.

Supported in the Keys by Ms Faragher and Mrs Maltby

22. Government Programme

The Hon. Member for Douglas Central (Mr Thomas) to move –

That Tynwald is of the opinion that the Council of Ministers should publish no later than the end of December 2021 a Programme which sets out the current challenges and opportunities that face the Island with a collective and prioritised policy agenda, financial plan and legislative programme to address them; with annual reviews and revisions being laid for debate and approval each October thereafter.

23. Petition of David Buttery

The Hon. Member for Douglas South (Mrs Maltby) to move –

That a Committee of three Members be appointed to consider, consult on and report on the petition of David Buttery presented at St John's on 5th July 2021 [[PP 2021/0197](#)]; and that the Committee should publish its report by the last day of April 2022.

Supported in the Keys by Mrs Caine

[[NN 2021/0015](#)] is relevant to this item.