

Ms Kate Brunner KC
Chair of Independent Covid Review

16 January 2023

Dear Ms Brunner

Independent Covid Review – Isle of Man

I write to follow up on our correspondence dated 08 November 2022, in which I reported to you that the Public Accounts Committee and the Council of Ministers had considered your suggestion that three matters be considered and reflected as clarifications and changes to the background and Terms of Reference of the Review. These revisions were moved at the November 2022 Tynwald, in order to:

- seek approval for the two amendments to the Terms of Reference;
- recognise that further amendments may be made to the Terms of Reference by the Council of Ministers with the agreement of the Public Accounts Committee; and
- to address the matter of waiver of parliamentary privilege.

I append the Supplementary Order Paper for full details of the motion, which was approved at the November 2022 sitting. The Terms of Reference to the Review have been updated accordingly.

Yours sincerely



Hon. Mrs Jane Poole-Wilson, MHK
Minister for Justice & Home Affairs

TYNWALD Tinvaal



SUPPLEMENTARY ORDER PAPER Claare Obbyr Arbyllagh Earroo

DOUGLAS

Tuesday 15th November 2022

at 10.30 am

1. Suspension of Standing Orders

The Minister for Justice and Home Affairs to move –

That Standing Orders 2.3(1), 2.4(1), 10.9(1) and 10.12A(4) be suspended to allow items 2 and 3 on the Supplementary Order Paper to be taken.

2. To lay before the Court –

Item not subject to motion that has not had 6 weeks on the Register of Business:

Update on Independent Review into the Isle of Man Government's handling of the Coronavirus Pandemic [[GD 2022/0087](#)]

3. Revision of Terms of Reference for the Independent Review into the Government's handling of the COVID-19 pandemic

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

The Minister for Justice and Home Affairs to move –

1. That the following amendments be made to the terms of reference agreed in April 2022 for the Independent Review into the Government's handling of the COVID-19 pandemic –

- (a) to leave out the words “during the period December 2019, to the end of September 2021, the end of the term of office of the 2016-2021 administration” and to add in their place the words “during the period 1 December 2019 to 1 April 2022”;
 - (b) to leave out the words “The final report will be a public document to include the evidence gathered on which any conclusions and recommendations are based” and to add in their place the words “The final report will be a public document which will summarise the evidence gathered on which any conclusions and recommendations are based. Evidence, extracts from evidence, and summaries of evidence will be published at the Chair’s discretion subject to considerations of confidentiality, relevance, cost and practicality”;
2. That further amendments to the terms of reference may be made by the Council of Ministers with the agreement of the Public Accounts Committee, provided that in the opinion of the Council of Ministers and the Public Accounts Committee such amendments are not likely to increase the cost of the review or reduce its value, and that any amendments so made shall be laid before Tynwald;
3. That Tynwald waives privilege in relation to all unpublished records held by the Public Accounts Committee, the Policy Review Committees, the Constitutional and Legal Affairs and Justice Committee and any other parliamentary scrutiny committee at the date of this resolution which relate to Government’s handling of the COVID-19 pandemic from 1 December 2019 to 1 April 2022, and that such records may be provided to the Independent Review on terms decided by the relevant Committee if requested;
4. That Tynwald waives privilege in relation to any information relevant to COVID-19 which was circulated to all Members and the Clerk of Tynwald by or on behalf of a Member during the period 1 December 2019 to 1 April 2022; and that such information may be provided to the Independent Review by the Clerk of Tynwald if requested.

[\[GD 2022/0087\]](#) is relevant to this item.