

**MINUTES OF A MEETING OF THE BOARD OF THE
ISLE OF MAN OFFICE OF FAIR TRADING HELD ON 27TH JANUARY 2023 AT 9.30 AM
IN THE BOARDROOM, THIE SLIEAU WHALLIAN, ST JOHNS**

	TO PUBLISH	ACTION
PRESENT	Mr J C Wannenburgh MHK, Chairman Mr S G Peters, MHK, Vice-Chairman Dr M Maska, Member Mr M J Bathgate, Member Mr L Wong, Member	-
SUPPORTED BY	Mr I Mansell, Director of OFT Mr J R Peet, Head of OFT Mr N R Taylor, Secretary to the Board	-
2023/01/01	CONFLICTS OF INTERESTS Members and officers considered agenda items in which they had interests or may have been conflicted. None were identified.	-
2023/01/02	MINUTES OF PREVIOUS MEETING HELD ON 25TH NOVEMBER 2022 The Minutes of the meeting of 25 th November 2022 were reviewed, agreed, and signed as a true record of proceedings.	-
2023/01/03	MATTERS ARISING The Board Actions Update and Agenda Planner dated 20 th January 2023 was noted. <u>OMBUDSMAN SERVICES - FINANCIAL SERVICES OMBUDSMAN SCHEME – 2022/06/04</u> Discussion was ongoing in regard to publication of names of service providers in adjudications. <u>REGISTRATION OF MONEYLENDERS – 2022/06/04</u> Publication of limited elements of the Register was to be progressed. <u>DEBT STATISTICS 2022/10/10</u> It was noted that information on personal loans for debt clients was not systematically recorded to be able to report on.	-
2023/01/04	FEES REGULATIONS The following drafts, which had been agreed by email, were noted: <ul style="list-style-type: none"> Architects (Amendment) Regs 2022 	

	<ul style="list-style-type: none"> • Chapmen's (Licence) & Moneylenders (Registration) Order 2022 • Estate Agents (Amendment) Rules 2022 • Weights and Measures (Testing Fees) Regs 2022 <p>A Treasury paper was to be submitted.</p> <p>It was to be made clear on publicised fees lists which were VATable.</p>	NRT
2023/01/05	<p>REGULATORY REVIEW AND OFT/DEFA SERVICE LEVEL AGREEMENT AND DELEGATIONS</p> <p>DEFA had acknowledged the OFT submission regarding the Regulatory Review Paper advising that it would respond to the points raised in due course.</p> <p>The paper dated 23rd January 2022 covering a draft submission to DEFA in regard to OFT demonstrable independence and Service Level Agreement review was considered. The draft described a range of issues and proposals to address. The submission was to be revised and prefaced with clear high-level Board requirements to include:</p> <ul style="list-style-type: none"> • Autonomy and independence. • Dedicated Chief Officer/Accounting Officer. • Ability to manage its own budget and negotiate direct with Treasury. • Own staff team and dedicated secretariat and support staff. • DEFA to remain as sponsoring Department. • Appropriate premises/accommodation. <p>The Minister for DEFA was to be requested to meet with the Board.</p>	NRT
2023/01/06	<p>STAFFING AND SUCCESSION PLANNING</p> <p>The new Enforcement Officer and had commenced work and had made a good start. The Assistant Trading Standards Officer vacancy was being progressed. The next pressing issue would be the retirement of the Senior Trading Standards Officer.</p>	-
2023/01/07	<p>PARLIAMENTARY QUESTIONS</p> <p>Hansard of the Tynwald question for oral answer January 2023 from Dr Haywood regarding Isle of Man Energy billing problems was noted.</p>	-
2023/01/08	<p>ISLE OF MAN ENERGY BILLING ISSUES</p> <p>The Chairman, Vice Chairman, Head of OFT and representatives of the Communications and Utilities Regulatory Authority (CURA) had met with the Chief Executive and officers of Isle of Man Energy (IoME) on 16th January 2023. IoME had advised that the billing system had been corrected but a backlog of errors remained to be resolved. IoME had agreed to resolve its billing problems by the end of January 2023.</p>	

	<p>The situation was to be reviewed on 1st February to assess whether IoME had satisfied its obligation.</p> <p>The OFT would feed comments in to the development of CURA's proposed gas regulation changes.</p>	JRP
2023/01/09	<p>ESTATE AGENTS ACT</p> <p>The paper dated 24th January 2023 was considered. The Board considered and confirmed estate agent regulation policy proposals to alter or replace the existing regime under the Estate Agents Act 1975 to take forward.</p> <p>The Senior Trading Standards Officer was to be thanked for his work on this project.</p>	DO
2023/01/10	<p>TRADING STANDARDS ENFORCEMENT UPDATE</p> <p>The paper dated 16th January 2023 was noted. Roofer complaints were discussed, as was the OFT milk tank calibration service.</p>	-
2023/01/11	<p>FSOS STATISTICS</p> <p>The paper dated 11th January 2023 was noted.</p>	-
2023/01/12	<p>EQUALITY STATISTICS</p> <p>The paper dated 12th January 2023 was noted.</p>	-
2023/01/13	<p>CONSUMER ADVICE</p> <p>The paper dated 16th January 2023 was noted. Gas billing enquiries featured significantly in statistics.</p>	-
2023/01/14	<p>DEBT COUNSELLING</p> <p>The paper dated 11th January 2023 was noted.</p> <p><u>MONEYLENDERS</u></p> <p>There was discussion about a registered moneylender undertaking peer to peer 0% lending.</p> <p>There was also discussion around the need for UK lenders lending into the Isle of Man to be registered.</p>	JRP
2023/01/15	<p>FINANCIAL SUMMARY</p> <p>The paper dated 20th January 2023 was noted. This showed that net year-end spend was anticipated to be under budget.</p>	-
2023/01/16	<p>RISK REGISTER</p> <p>The paper dated 24th January 2023 was noted. The Head of OFT advised that he would review the Register to update, in particular those entries referring to legislation and the Registration of Moneylenders.</p>	JRP

<p>2023/01/17</p>	<p>ANY OTHER URGENT BUSINESS</p> <p><u>COMPETITION BILL SECONDARY LEGISLATION</u></p> <p>Drafting instructions were being checked prior to formal approval.</p> <p><u>CONSULTATION ON VAPOUR PRODUCTS</u></p> <p>The Head of OFT was to draft a consultation response and include reference to resource implications.</p>	<p>JRP</p>
<p>2023/01/18</p>	<p>The meeting closed at 11.45 am.</p> <p>Signed _____ J C Wannenburg MHK _____</p> <p>Dated _____ 24th February 2023 _____</p> <p>Chairman</p>	