



Extract of Proceedings in the Council of Ministers during June 2020

Part I Decisions made by Council

Stay Safe

The challenges posed by the Coronavirus [SARS-CoV-2] pandemic [COVID-19] requires a clear and joined up response

Emergency Powers Act 1936

Council considered and agreed that the following instruments under the Emergency Powers Act 1936 be made and submitted to Tynwald:

- Emergency Powers (Coronavirus) (Events and Gatherings: Qualifications) Regulations 2020
- Emergency Powers (Coronavirus) (Speed Limits) (No. 3) Regulations 2020
- Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) (No.2) Regulations 2020
- Emergency Powers (Coronavirus) (Educational Institutions) (Amendment) Regulations 2020
- Emergency Powers (Coronavirus) (Continuation) (No.2) Regulations 2020
- Emergency Powers (Coronavirus) (Continuation) Regulations 2020
- Emergency Powers (Coronavirus) (Miscellaneous Revocations) Regulations 2020

Coronavirus measures – Stay Safe Phased Approach

Council considered various papers submitted by the Cabinet Office, Departments of Infrastructure, Education, Sport and Culture, Health and Social Care, and agreed aspects of the Stay Safe Phased Approach:

- The use of pleasure-craft in the Island's waters be allowed within the boundary of the Island's territorial seas that being within 12 nautical miles from early June 2020;
- The Guidance for the safe operation of sporting facilities be issued from early June 2020;
- Revisions to the provision of school bus services and the proposed summer schedule for school children for the remainder of the academic year
- Gatherings – Increase the limit from 10 to 30 outdoors and retain the limit of 2 indoors from separate households from 15 June 2020;
- Gyms – Open subject to appropriate guidance and restrictions on high risk activities from 15 June 2020;
- Restaurants and Cafes – indoor service subject to appropriate guidance from 15 June 2020;

- Hotels and Accommodation – Accommodation providers to recommence subject to appropriate guidance from 15 June 2020;
- The implementation of a phased return of social care services from 15 June 2020, with the publication of the 'Back to Care' document;

Coronavirus measures – Stay Safe Final Phase

Council considered various papers submitted by the Cabinet Office and agreed the final aspects of the Stay Safe Phased Approach:

- Gatherings – to remove the limits on outdoor gatherings and in household visits from 16 June 2020;
- Bars and Nightclubs – to remove any remaining restrictions in place from 18 June 2020;
- Cinemas, Theatres and Children's Play Areas – to remove any remaining restrictions in place from 18 June 2020;
- Guidance – to remove all sector specific guidance that included social distancing requirements and precluded higher risk activities – gym classes, swimming pools, saunas, indoor play areas from Thursday 18 June;
- Speed limits – to remove the remaining national speed limit of 60mph back to existing limits and unrestricted areas from 22 June 2020;
- The removal of all internal [on-Island] restriction by no later than 29 June 2020, with the requirement for social distancing removed from 15 June 2020.

Border Framework

Council considered papers and a presentation submitted by the Cabinet Office developing the framework to allow increased and sustainable movement across the borders balanced against the risk of doing so, and supported the two principles of the framework:

- A staged approach to opening the borders for residents and businesses and ultimately those from off-Island; whilst
- Protecting the Island from any unnecessary and unmanageable importation of the virus.

Council supported a phased approach to the implementation of each Level of the Framework and that a weekly review taking into account various factors take place:

- Level 5 – Repatriation and Key Workers;
- Level 4 – Non-Essential Resident Travel;
- Level 3 – Non-Essential Sponsored Travel;
- Level 2 – Non-Essential Sponsored Travel – no isolation;
- Level 1 – Borders open

Border Framework – Entry Restrictions: Compassionate Exemptions

Council considered a paper submitted by the Cabinet Office and Department of Infrastructure providing an opportunity to review of the current guidelines in respect of compassionate exemptions for travel. Council agreed that the 'Guidelines on Determining Compassionate Grounds for IoM residents', be amended and that a number of additional exemptions under the 'Guidelines on Determining Compassionate Grounds for non-Manx residents' be implemented.

Border Framework – Entry Restrictions: University Students Belongings

Council discussed and agreed that an amendment be made to the entry restrictions regulations to allow for transportation and removal companies to be granted exemptions to travel to the UK to collect students' belongings.

Establishing a Border Control in relation to the Island's response to the Pandemic

Council considered papers submitted by the Cabinet Office and agreed the establishment of a robust, effective and sustainable border control mechanism to enable and support movement across the border whilst reducing risk of importing COVID-19.

Stay Responsible

The challenges posed by the Coronavirus [SARS-CoV-2] pandemic [COVID-19] requires a clear and joined up response

Coronavirus measures – Stay Responsible

Council considered papers submitted by the Cabinet Office and agreed the Stay Responsible principles – physical distancing, hand and respiratory hygiene, 14-day quarantine as standard for individuals entering the Island, and the Alert Level Responses – Level 4 Lockdown, Level 3 Stay at Home, Level 2 Stay Safe and Level 1 Stay Responsible. Council agreed that a finalised document be published and distributed to all households on the Island.

End of the Emergency Proclamation Period – Legislative Approach

Council considered papers submitted by the Cabinet Office and Attorney General's Chambers and agreed the next steps in preparation for the end of the Emergency Proclamation Period, including the continuation for 6 months of various Emergency Regulations and the cessation of a number of such Regulations at the end of the Proclamation Period; and noted the ongoing work in respect of modernising primary legislation through the drafting of a Civil Contingencies Bill.

Revocation of the Emergency Proclamation

Council agreed that the Chief Minister would recommend to His Excellency the Lieutenant Governor that the Emergency Proclamation be revoked on 26 June 2020.

COVID-19 Contingency Fund Applications

Council considered a paper submitted by Treasury providing information in relation the applications to the COVID contingency fund, and noting the applications in the £250,000 to £500,000 range, approved the respective draws on the Contingency Fund that exceeded £500,000.

Economic Recovery Framework Plan

Council considered a presentation provided by the Treasury in respect of the Economic Recovery Plan and agreed the following Economic Policy Principles:

- As determined in the economic analysis, many businesses entered into this crisis in a fragile financial position, therefore the current abnormal economic conditions may force these and indeed many other businesses to fail but it is important to recognise that current economic conditions are not "market" led but rather created by justifiable national and international Government actions to combat Covid-19;
- The justifiable Government actions to protect lives have directly impacted on business and the economy, and distorted the market by preventing businesses from trading freely and equitably, or accelerate / compress existing market forces and trends;
- It is clear that without direct Government intervention there would be wide scale economic impacts including the collapse of certain economic sectors. It is also clear that not to intervene would be unacceptable.
- To support businesses where national or international policy decisions relating to the control of Covid-19 have severely restricted their market sector or operating ability in the short to medium term; ensure any support is available to the whole sector equitably and does not distort the local market;
- Provide recovery and transitional assistance, that is strategic, proportionate and appropriate, for a period after operating restrictions have been lifted to allow a return to normalised trading conditions; and
- Remove direct assistance where sectors are able to operate on a fair and equitable basis without Covid-19 restriction.

Air Bridge between the Isle of Man and Guernsey

The Chief Minister provided an update in relation to forming an air bridge between the two jurisdictions, and noting that the proposal was a commercial venture between the relevant travel agents and the airline Aurigny, Council agreed that the air bridge between the Isle of Man and Guernsey be formed.

Enterprise and Opportunity Island

We have a diverse economy where people choose to work and invest

Enterprise Development (Amendment) (No 2) Scheme 2020

Council considered a paper submitted by the Department for Enterprise and agreed that the Enterprise Development (Amendment) (No. 2) Scheme 2020 to be made and submitted to Tynwald.

Bank Holidays (Amendment) (No.2) Order 2020

Council considered a paper submitted by the Treasury and agreed that the Bank Holidays (Amendment) (No.2) Order 2020 be made and submitted to Tynwald for the creation of a Bank Holiday on 28 August 2020.

Enterprise and Opportunity Island
We have Island transport that meets our social and economic needs

Air Services Update

Council considered a paper submitted by the Department of Infrastructure in respect of the current position relating to air routes and supported the proposals to secure continued air connectivity to critical UK locations – London and the North West.

Enterprise and Opportunity Island
We have an education system which matches our skills requirements now and in the future

Independent Education Review

Council considered a paper submitted by the Cabinet Office, and noting that the revised Terms of Reference for commencing the Independent Education Review would be published, agreed that Beamans Management Consultants be engaged undertake the review.

Enhancing Education in relation to Race, Culture and Ethnicity

Council considered a paper submitted by the Department of Education, Sport and Culture which outlined the current education provision for all the Island's pupils in respect of issues involving racial equality and cultural diversity, and agreed options for enhancing such.

Enterprise and Opportunity Island
We have utilities that support our Island communities and businesses

Gas Voluntary Agreement

Council considered papers submitted by the Cabinet Office and agreed approach and proposals related to the Manx Gas negotiations, and that an outline of the Heads of Terms be submitted to Tynwald.

Responsible Island
We are financially responsible while providing services that meet the needs of our community

Department of Health and Social Care Financial Progress Report

Council considered a paper submitted by the Department of Health and Social Care and noting that due to the Island's response to the pandemic, the Department's Cost Improvement Programme had been paused, agreed that the Report be submitted to Tynwald.

Public Sector Pension Schemes Annual Report and Accounts for the year ending 31 March 2019

Council considered a paper submitted by Public Sector Pensions Authority ("PSPA"), and agreed that, in accordance with Section 10(2) of the Public Sector Pensions Act 2011, the various Reports and Accounts be submitted to Tynwald.

Responsible Island

We have public services which are fit for purpose, modern and provided in the right place

Political Appointments

Council considered and agreed Mr R E Callister MHK be appointed as Children's Champion and a Member of the Department of Environment, Food and Agriculture; Mr C C Thomas MHK be appointed as Vice Chair of the Isle of Man Post Office and the Minister for Infrastructure remain as Chair of the Manx Utilities Authority.

Public Appointments – Manx Utilities Authority

Council considered a paper submitted by the Cabinet Office and agreed the appointment of Mr John Cowan to the Board of the Manx Utilities Authority for a term of five years, subject to the approval of Tynwald.

Responsible Island

We have more responsive legislation and regulation

Elections (Keys and Local Authorities) Bill 2020 – Amendments

Council considered a paper submitted by the Cabinet Office and agreed the approach to amendments to the Elections (Keys and Local Authorities) Bill 2020 to be progressed in the House of Keys.

Registration of Electors Bill 2020 – Amendments

Council considered a paper submitted by the Cabinet Office and the approach to amendments to the Registration of Electors Bill 2020 to be progressed in the Legislative Council.

Social Security Legislation (Benefits) (Application) (Amendment) (No. 6) Order 2020

Council considered a paper submitted by the Treasury and agreed that the Social Security Legislation (Benefits) (Application) (Amendment) (No. 6) Order 2020 be made and submitted to Tynwald.

Social Security (Adoption Allowance) (Earnings) (Amendment) Regulations 2020

Council considered a paper submitted by the Treasury and agreed that the Social Security (Adoption Allowance) (Earnings) (Amendment) Regulations 2020 be made and submitted to Tynwald.

GDPR and LED Implementing Regulations 2020

Council considered a paper submitted by Cabinet Office and agreed that the GDPR and LED Implementing (Amendment) Regulations 2020 and the GDPR and LED Implementing Regulations (Competent Authorities) Regulations 2020 be made and submitted to Tynwald.

*Responsible Island
We engage, participate and are respected internationally*

International Maritime Standards Bill 2020 – Introduction

Council considered a paper submitted by the Department of Infrastructure and agreed that the International Maritime Standards Bill 2020 be introduced into the Branches of Tynwald.

Protocols for Double Taxation Agreements with Finland

Council considered a paper submitted by the Treasury and agreed that Protocols to the mini-Double Taxation Agreements with Finland be concluded and finalised.

International Taxation Orders – Guernsey and Anguilla

Council considered a paper submitted by Treasury and agreed that the Taxes (Anguilla) Order 2020] and the Taxes (Guernsey) Order 2020 be made and submitted to Tynwald.

*Sustainable Island
We have a planning system which supports sustainable growth*

Referral of Application of General Importance: Change of use of agricultural land to driving range and the erection of new driving range building, and the change of use of existing driving range land back to agricultural use including the demolition of existing driving range building, Part Field 510218, Comis, Mount Murray Golf Club

Council considered a paper submitted by the Department for Environment, Food and Agriculture and directed that application [19/01376/B], by Comis Holdings Ltd, be determined by the Department of Environment, Food and Agriculture.

*Sustainable Island
We have a natural and built environment which we conserve and cherish and which is adapted to cope with the threats from climate change*

Climate Change Report

Council considered a paper submitted by the Department of Environment, Food and Agriculture and agreed that the "Isle of Man Government Action Plan for Achieving Net Zero Emissions by 2050: Phase 1 Progress Report and Delivery Strategy Post Covid-19 Pandemic Report" be submitted to Tynwald.

Flood Risk Management Act (Glen Roy Tributary) Designation Order 2020

Council considered a paper submitted by Manx Utilities and agreed that the Flood Risk Management Act (Glen Roy Tributary) Designation Order 2020 be made and submitted to Tynwald.

IOM Government Preservation of War Memorials Committee Annual Report July 2020

Council considered a paper submitted by Cabinet Office and agreed that the Annual Report of the Isle of Man Government Preservation of War Memorials Committee be submitted to Tynwald.

Ratification of the five Montreal Protocol Amendments

Council considered a paper submitted by the Department of Environment, Food and Agriculture, and agreed that the Ozone-depleting Substances and Fluorinated Greenhouse Gases Order and Regulations be made and submitted to Tynwald, and that the UK Ministry of Justice be requested to extend the ratifications of the five amendments to the Montreal Protocol on Substances that Deplete the Ozone Layer to the Island.

Inclusive and Caring Island

We have open and transparent Government which engages effectively with Tynwald and the public

List of Items of Government Business – July 2020 sitting of Tynwald

Council considered a paper submitted by the Cabinet Office, and approved the List of Items of Government Business for the routine monthly July 2020 sitting of Tynwald.

Healthy and Safe Island

We live longer, healthier lives

Manx Care Bill 2020 – Introduction

Council considered a paper submitted by the Cabinet Office and agreed that the Manx Care Bill 2020 be introduced into the Branches of Tynwald.

Medicines (Amendment) Bill 2020 – Introduction

Council considered a paper submitted by the Department of Health and Social Care and agreed that the Medicines (Amendment) Bill 2020 be introduced into the Branches of Tynwald.

Health and Care Transformation Programme Annual Report

Council considered a paper submitted by the Cabinet Office providing a quarterly report on the Health and Care Transformation Programme and agreed that the Health and Care Transformation Programme Annual Report 2019-2020 be submitted to Tynwald.

Healthy and Safe Island

We have improved the quality of life for children, young people and families at risk

Children and Young Persons Amendment Act 2020

Council considered a paper submitted by the Cabinet Office and agreed that the Children and Young Persons (Amendment) Act 2020 (Appointed Day) Order 2020 and the Transfer of Public Health Functions (No.2) Order 2020 be made and submitted to Tynwald.

Part II

Council noted the following Matters

Enterprise and Opportunity Island

We have utilities that support our Island communities and businesses

Raw Water Stocks Update

Council noted a paper submitted by Manx Utilities providing an updated position with respect to raw water stocks and the actions announced from 5 June 2020 including a temporary use restriction (ban on the use of hosepipes) and a reduction in compensation flows from the reservoirs into the rivers.

Responsible Island

We are financially responsible while providing services that meet the needs of our community

Isle of Man Budget Update

Council noted a presentation and the revised Budget "Purple Book" provided by the Treasury in respect of the Budget Update and that a Statement would be made to Tynwald.

Responsible Island

We engage, participate and are respected internationally

UK EU Trade Negotiations Update

Council noted a paper submitted by the Cabinet Office providing an update on recent developments in respect of trade negotiations between the UK and EU, specifically in regard to the territorial scope of the agreement.

Inclusive and Caring Island

We have open and transparent Government which engages effectively with Tynwald and the public

Labour Market Report – May 2020

Council noted a paper submitted by Cabinet Office providing information in relation to the Labour Market Report – May 2020 prior to publication.

Isle of Man in Numbers 2020

Council noted a paper submitted by the Cabinet Office providing information in relation to the Isle of Man in Numbers 2020 prior to publication.

Inflation Report – May 2020

Council noted a paper submitted by the Cabinet Office providing information in relation to the May 2020 Inflation Report prior to publication.