



**Isle of Man**  
**Government**

*Reilrys Ellan Vannin*

PUBLICATION

# **Extract of Proceedings: Council of Ministers February 2023**

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## **Extract of Proceedings in the Council of Ministers during February 2023**

### **Part I Decisions made by Council**

#### **Out of Council Approval – Review of the Petroleum Act 1986**

Council **agreed** that a letter be circulated to Tynwald Members regarding the Review of the Petroleum Act 1986.

#### **Public Appointments – Communications and Utilities Regulatory Authority**

Council **agreed** to seek Tynwald approval for the appointment of Mrs Shirley Corlett and Dr Juan Brown as lay members and Mrs Corlett as Chair to the Communications and Utilities Regulatory Authority for a term of five years. Council also **agreed** to seek Tynwald approval for the appointment of Mrs Roxanne Oldham as lay member for a term commencing on 4 April 2023 ending on 20 March 2028. All appointments will be moved for approval at the March 2023 sitting of Tynwald.

#### **Housing and Communities Board – Proposed Definitions**

Council considered a paper submitted by the Cabinet Office seeking approval of the proposed definitions for key terms such as 'affordable housing'; 'empty properties'; and 'dilapidated properties' as agreed by the Housing and Communities Board.

After consideration, Council **agreed** that **Option 1** is progressed and approved the definitions put forward by the Board. Subject to Council agreement, these definitions will be applied to relevant aspects in the development of housing policy

#### **Merchant Shipping (Fees) Regulations 2023**

Council considered and **agreed** a paper submitted by the Department for Enterprise seeking approval for the Minister for Enterprise to move the Merchant Shipping (Fees) Regulations 2023 for approval at the March 2023 sitting of Tynwald.

#### **Department of Home Affairs' Response to the Independent Report on the Review of Isle of Man Constabulary and Next Steps**

Council discussed a paper submitted by the Department of Home Affairs noting the Minister for Justice and Home Affairs' intention to make a statement at February Tynwald regarding the independent review of the Isle of Man Constabulary by His Majesty's Inspectorate of Constabulary and Fire and Rescue Services.

#### **Harbours and Pleasure Craft Fees**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval for the Minister to move the:

1. Harbour (Dues and Charges) (Amendment) Regulations 2023;
2. Harbour (Miscellaneous Provisions) (Amendment) Bye-laws 2023;
3. Harbour (Fees) Order 2023; and
4. Registration of Pleasure Craft (No.2) (Amendment) Regulations 2023

for approval at the March 2023 sitting of Tynwald.

### **Vehicle Duty Order**

Council considered a paper submitted by the Department of Infrastructure seeking approval to move the Vehicle Duty Order 2023 for approval at the March 2023 sitting of Tynwald.

After consideration, Council **agreed** that the Vehicle Duty Order 2023 be moved for approval at the March 2023 sitting of Tynwald subject to agreed revisions.

### **Coroner Fees 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Treasury Minister to move the Coroner Fees Order 2023 at the March 2023 sitting of Tynwald.

### **Draft Policy on Disposal of Lands and Buildings**

Council **noted** a paper submitted by the Treasury with an updated draft policy for the disposal of lands and buildings.

After consideration, Council **agreed** that the policy on the Disposal of Lands and Buildings be laid before the March 2023 sitting of Tynwald.

### **Isle of Man Financial Services Authority Orders and Regulations 2023**

Council considered a paper submitted by the Financial Services Authority seeking approval for the Minister for the Treasury to move the following items for approval at the March 2023 sitting of Tynwald:

- Collective Investment Schemes (Fees) Order;
- Designated Businesses (Fees) Order 2023;
- Financial Services (Fees) Order 2023; and
- Register of Section 14E Auditors Regulations 2023

The paper also sought approval for the following items to be laid before Tynwald at the March 2023 sitting:

- Insurance (Fees) Regulations 2023; and
- Registered Schemes Administrators (Fees) Order 2023

After consideration, Council **agreed** that the Minister for the Treasury would move the legislation listed above at the March 2023 sitting of Tynwald.

### **State Pensions Revaluation Orders 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Minister (or a Member of the Treasury) to move the following items at the March 2023 sitting of Tynwald:

- State Pension Revaluation for Transitional Pensions Order 2023; and
- State Pension Debits and Credits (Revaluation) Order 2022

### **Depositors' Compensation Scheme (Amendment) Regulations 2023**

Council considered and **agreed** a paper submitted by the Financial Services Authority seeking approval for the Depositors' Compensation Scheme (Amendment) Regulations 2023 to be moved at the March 2023 sitting of Tynwald.

### **Hydrocarbon Oil Duty**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Hydrocarbon Oil Duties Act 1986 (Amendment)(No.3) Order 2022 to be moved at the March 2023 sitting of Tynwald.

### **Russia Sanctions (Application)(No.14) Regulations 2022**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Russia Sanctions (Application) (No. 14) Regulations 2022 to be made and submitted to the March 2023 sitting of Tynwald.

### **Democratic Republic of the Congo Sanctions (Application) Regulations 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Democratic Republic of the Congo Sanctions (Application) Regulations 2023 to be moved at the March 2023 sitting of Tynwald.

### **Report by the UK Government Actuary on the operation of the Social Security Acts in the Isle of Man for the period 1 April 2017 to 31 March 2022**

Council considered a paper submitted by the Treasury on the publication of the 2022 Government Actuaries Department (GAD) Review. After consideration, Council **agreed** that Review be laid before the March 2023 sitting of Tynwald.

### **List of Items of Government Business**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval of the List of Items of Government Business for the February 2023 (Fast Track) and March 2023 sitting of Tynwald.

### **Housing and Communities Board – Update on RAG for Actions**

Council noted a paper submitted by the Cabinet Office providing information in relation to those actions within the Housing & Communities Board action plan currently at "Red" RAG status.

After consideration, Council **agreed** that a review be carried out of the structure of the Housing and Communities Board, indicating defined progress; and that a report be brought back before the next Island Plan performance workshop.

### **Vehicle Duty Order 2023 – Supplementary Paper**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval to move the Vehicle Duty Order 2023 at the March 2023 sitting of Tynwald, with the modifications contained in this paper. *(This is an update to paper 2023/060 which was approved by Council 02 February 2023 subject to amendments).*

### **Mandate to Manx Care**

Council considered and **agreed** a paper submitted by the Department of Health and Social Care seeking approval for the Mandate to Manx Care for the service year 2023-24 to be laid before the March 2023 sitting of Tynwald. Council's approval was given, subject to amendments being made to the mandate.

### **Report by the UK Government Actuary on the Operation of the Social Security Acts in the Isle of Man**

Council considered a paper submitted by the Treasury seeking approval of a delay in the publication of the 2022 GAD review, the reasons for the delay and seeking approval to lay the revised attached report before the April sitting of Tynwald.

After consideration, Council **noted** the revised report and **agreed** that the Treasury Minister lay the report at the April 2023 sitting of Tynwald.

### **Cabinet Office Department Plan**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval of the Department's Plan, to be submitted to the March 2023 sitting of Tynwald.

### **Report on the Options for Introducing a Social Tariff for Internet Services in the Isle of Man**

Council considered a paper submitted by the Communications and Regulatory Authority (CURA) seeking direction on the options for introducing a Social Tariff for Internet Services in the Isle of Man, as requested by Tynwald.

After consideration, Council **agreed** that the report be laid before Tynwald at the April 2023 sitting.

### **Income Tax Bill 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Income Tax Bill 2023 to be introduced into the Branches of Tynwald

## II

### **Council noted the following Matters**

#### **Review of National Insurance Scheme – Consultation Response Document**

Council **noted** a paper submitted by the Treasury providing information in relation to the results of the National Insurance Scheme consultation.

#### **Isle of Man Inflation Report – January 2023**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man Inflation Report – January 2023, prior to publication on Monday 13 February 2023.

#### **Suspension of Investigation of Statutory Nuisance Complaints**

Council **noted** a paper submitted by the Department of Environment, Food and Agriculture providing information in relation to a temporary suspension of Statutory Nuisance Investigations by DEFA Environmental Health Officers.

#### **Isle of Man Labour Market Report – January 2023**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man Labour Market Report January 2023 prior to publication on Monday 20 February 2023.

#### **Quarter Four Economic Report**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Quarter Four 2022 Quarterly Economic and Statistical Update.

#### **Regional Sewage Treatment Strategy Update**

Council **noted** a paper submitted by Manx Utilities providing information in relation to the Regional Sewage Treatment Strategy Phase 2 Project and Programme.

**Part III**  
**Council determined the following Planning Applications**

The Decision Notice for applications and the Inspector's Report are available online at <https://www.gov.im/online-services>.

**Application of General Importance – Billown Quarry**

After consideration, Council **agreed** that the planning application (22/00922/B) requires determination by Council. This application relates to the restoration of Billown Quarry, Foxdale Road, by infill.

Applications are referred to the Council of Ministers on a number of specific grounds which are set out in the Town and Country Planning Act 1999. These relate broadly to land use zoning, the size of the proposed development and environmental matters, and are explained more fully on the [Planning and Building Control pages](#) of the Government website.