



## **Isle of Man Government**

*Reilrys Ellan Vannin*

PUBLICATION

# **Extract of Proceedings: Council of Ministers May 2022**

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## **Extract of Proceedings in the Council of Ministers during May 2022**

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

#### **Beneficial Ownership (Amendment) Bill 2022**

Council considered a paper submitted by the Treasury seeking approval to submit Drafting Instructions to the Attorney General's Chambers for the preparation of a Bill to amend the Beneficial Ownership Act 2017, so as to provide for public access to the Island's Beneficial Ownership Register.

After consideration, Council **agreed** to note the appended Impact Assessment; and authorise the submission of the appended Drafting Instructions to the Attorney General's Chambers to draft the Beneficial Ownership (Amendment) Bill 2022.

#### **Mandate to Manx Care and Overview Document**

Council considered a paper submitted by the Department of Health and Social Care seeking approval for the preparation of a three year Mandate for Manx Care covering the period 2023-2026 to be put down for General Debate as proposed by the Minister for Health and Social Care and seconded by Dr Haywood MHK.

After consideration, Council **agreed** to support the Minister for Health and Social Care to progress with a motion to be brought to June Tynwald to receive the updated Mandate to Manx Care for 2022-23 and Manx Care's Overview Document, and note the Department's intention to develop a three year Mandate from 2023- 2026.

#### **Asbestos Health and Safety Legislation**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Minister to make the following items of legislation, with items 1 and 2 to be moved for approval and item 3 to be laid before Tynwald at the next available sitting:

1. The Control of Asbestos (Application) Order 2022
2. The Health and Safety at Work (Managing and Working with Asbestos Code of Practice) (Application) Order 2022 and
3. The Control of Asbestos (Licence Application Fees) Regulations 2022

#### **Island Plan Refresh**

Council considered a paper submitted by the Cabinet Office seeking approval of the refreshed Island Plan June 2022 and for the updated document to be placed on the Register of Business for the June sitting of Tynwald.

After consideration, Council **agreed** to approve the refreshed Island Plan June 2022 document; note that the formal annual review of the Island Plan will be undertaken in the autumn each year; and agree that the document is placed on the Register of Business no later than noon on 10 May for the June sitting of Tynwald.

### **Draft Legislation Programme 2021-26**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the draft Legislation Plan 2021-26 to be laid before Tynwald in June 2022 alongside or as part of the Island Plan update.

### **List of Items of Government Business for June Tynwald 2022**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the list of Government Businesses for the June 2022 sitting of Tynwald.

### **Russia Sanctions (Application) (No. 7) Regulations 2022**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Russia Sanctions (Application) (No. 7) Regulations 2022 to be made and moved for approval at the July 2022 sitting of Tynwald.

### **2017 Review of the Manx National Insurance Fund**

Council considered and **agreed** a paper submitted by the Treasury advising Council of the outcome of the 2017 review of the Manx National Insurance Fund and seeking approval to lay the report before the July 2022 sitting of Tynwald. The 2017 Report has been delayed due to the availability of the UK Government Actuary's Department during the pandemic period and also to enable more up to date data on benefits to be included in the report.

### **Climate Change (Public Bodies' Reporting Requirements) Regulations 2022**

Council considered and **agreed** a paper submitted by Cabinet Office seeking approval for the Climate Change (Public Bodies' Reporting Requirements) Regulations 2022 to be made by Council and submitted to the Register of Business for approval by Tynwald at the July sitting of Tynwald, thereby fulfilling the statutory obligation for the Regulations to be made prior to 1 June 2022.

### **Holiday Activity and Food Scheme**

Council considered and **agreed** a paper submitted by the Cabinet Office outlining proposals for a Pilot Summer Holiday Activity and Food Programme for the school summer holidays 2022 and seeking approval to proceed with the scheme.

### **Report on Waste Strategy**

Council considered a paper submitted by the Department of Infrastructure, and **agreed** that Tynwald be asked to receive the Report on Waste Strategy for the July sitting of Tynwald and; that the attached Motion, Explanatory Memorandum and Report on Waste Strategy to be submitted to Clerk of Tynwald's Office for inclusion on the Register of Business marked for the July sitting of Tynwald.

### **Online Safety Bill – Permissive Extent Clause**

Council considered a paper submitted by the Department of Home Affairs seeking approval for the inclusion of a permissive extent clause in the UK's Online Safety Bill.

After consideration, Council **agreed** that the UK Government Department for Digital, Culture, Media and Sport should be asked to insert a permissive extent clause into the Online Safety Bill during its passage of Parliament for contingency purposes, **noting** that

any decision on the potential extension of any of the Bill's provisions would be made after the Bill has received Royal Assent and would require further approval by the Isle of Man Government.

### **List of Items of Government Business for July Tynwald 2022**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the List of Items of Government Business for the July 2022 sitting of Tynwald.

### **Isle of Man Climate Change Plan 2022-2027**

Council **declined to agree** that the Isle of Man Climate Change Plan 2022-2027 be tabled for the June 2022 sitting of Tynwald. Council noted that the paper had not been approved by the Climate Change Board, and noted the value that Board involvement has on policy and delivery. Council provided feedback and requested that the points raised be addressed before they can approve the papers.

### **Southern Swimming Pool Board (Amendment) (No2) Order 2022**

### **Western Swimming Pool Board (Amendment) Order 2022**

### **Northern Swimming Pool Board (Amendment) Order 2022**

Council **agreed** to approve both the Northern and Western Swimming Pool Board (Amendment) Orders and requested that the Southern Swimming Pool (Amendment)(No2) Order is updated to include the discretion to make payments prior to its submission to Tynwald.

### **Anti-Bribery and Corruption Strategy**

Council **agreed** that the Chief Minister move the Isle of Man's Anti-Bribery and Corruption Strategy, noting the strategy's Mission Statement, Vision, Strategic Objectives and Actions, to be received by Tynwald at the June 2022 sitting.

### **Coroner Fees Order 2022**

Council **agreed** that the Minister for Treasury move the Coroners Fees Order 2022 for approval at the June 2022 sitting of Tynwald.

### **Isle of Man Childcare Strategy**

Council **agreed** that the Minister for Education, Sport and Culture move the Isle of Man Childcare Strategy for approval at the June 2022 sitting of Tynwald.

### **Exceptional Needs Grants and Budgeting Loans (Amendment) Regulations 2022**

Council **agreed** that the Minister for Treasury move the Exceptional Needs Grants and Budgeting Loans (Amendment) Regulations 2022 for approval at the June 2022 sitting of Tynwald.

### **Taxation (Cross-border Trade) Act 2018 (Application) (Amendment) (No. 2) Order 2022**

Council **agreed** that the Minister for Treasury move the Taxation (Cross-Border Trade) Act 2018 (Application) (Amendment) (No. 2) Order 2022 for approval at the June 2022 sitting of Tynwald.

### **Export Control (Amendment) Order 2022 (Application) Order 2022**

Council **agreed** that the Minister for Treasury move the Export Control (Amendment) Order 2022 for approval at the June 2022 sitting of Tynwald.

**Beneficial Ownership (Civil Penalties) Regulations 2022**

Council **agreed** that the Minister for Treasury move the Beneficial Ownership (Civil Penalties) Regulations 2022 for approval at the June 2022 sitting of Tynwald.

**Social Security Legislation (Benefits) (Application) (Amendment) (No. 5) Order 2022**

Council **agreed** that the Minister for Treasury move the Social Security Legislation (Benefits) (Application) (Amendment) (No. 5) Order 2022 for approval at the June 2022 sitting of Tynwald.

**Social Security Legislation (Benefits) (Application) (Amendment) (No. 6) Order 2022**

Council **agreed** that the Minister for Treasury move the Social Security Legislation (Benefits) (Amendment) (No. 6) Order 2022 for approval at the June 2022 sitting of Tynwald.

**Bank (Recovery and Resolution) Administrative Levy Order 2022**

Council **agreed** that the Minister for Treasury move the Bank (Recovery and Resolution) Administrative Levy Order 2022 for approval at the June 2022 sitting of Tynwald.

**Department of Infrastructure Plan 2022-2023**

After consideration, Council agreed that revisions will need to be made prior to the Plan being approved and requested that this Plan and accompanying paper be **returned to Council** for approval on 1 June 2022.

## II

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

#### **Ukraine Conflict Strategic Planning Update**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to progress across work streams in response to the economic and social threats posed by the ongoing conflict and resultant inflationary cycle.

#### **Procurement Policy Review**

Council **noted** a paper submitted by the Treasury providing information in relation to the Procurement Policy Review, to be laid before the June 2022 sitting of Tynwald.

#### **King Scallop Long Term Management Plan**

Council **noted** a paper submitted by the Department of Environment, Food and Agriculture providing information in relation to the 'Long Term Management Plan for the Isle of Man King Scallop fishery', and the two initial implementing policies; 1) Capacity Reduction Programme, and 2) Termination of Grandfather Rights.

#### **Isle of Man Inflation Report 2022**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man's inflation rate, prior to publication.

#### **Tynwald Commissioner for Administration Report**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the report of the Tynwald Commissioner for Administration on a complaint made to the Commissioner about the Eastern Area Plan, Case TCA 2003.

#### **Isle of Man Labour Market Report – April 2022**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man Labour Market Report – April 2022, prior to publication.

#### **Health and Care Transformation Programme – Annual Report**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Quarterly Update and Annual Report on the Health and Care Transformation Programme.

#### **School Catchment Area Order 2022**

Council **noted** a paper submitted by the Department of Education, Sport and Culture providing information in relation to the School Catchment Area Order 2022, which changes the existing status of the catchment areas of two Douglas primary schools, which form part of the joint catchment area of three secondary schools.

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

**Planning Application 22/00287/B - Rockmount Silt Store, Poortown Road, Peel**

After consideration, Council **agreed** that the application does not require determination by Council.

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

**Planning Application 22/00416/B - Development of Industrial and Business Parks, Cooil Road, Braddan**

After consideration, Council **agreed** that the application does not require determination by Council.

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