



## **Isle of Man Government**

*Reilrys Ellan Vannin*

### PUBLICATION

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

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

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

#### **Isle of Man Climate Change Plan 2022-2027 (Updated)**

Council considered a paper submitted by the Climate Change Board seeking approval for the Isle of Man Climate Change Plan 2022-2027, The Road Map to 2050 and the Progress Report to be moved for approval at the July sitting of Tynwald 2022.

After consideration, Council **agreed** that the Progress Report be laid before Tynwald in July in accordance with the requirements of the Climate Change Act, to be debated in October 2022.

Council requested that the Climate Change Action Plan and the Road Map to 2050 be reworked and agreed with the Climate Change Board, with the aim that Council approval would be achieved in time to allow the documents to be placed on the Register of Business before the July sitting of Tynwald, to be debated at the October 2022 sitting.

#### **The Energy Bill 2022**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Draft Energy Bill 2022 to enter the House of Keys for a First Reading on the 14 June 2022 and a Second Reading on 28 June 2022.

#### **Medicinal Cannabis and GDPR**

Council considered and **agreed** a paper submitted by Treasury seeking approval to move the Misuse of Drugs (Cannabis Licences) (Data Processing) Regulations 2022 for approval at the July 2022 sitting of Tynwald.

#### **Statute Law Revision Act 2021**

Council considered and **agreed** a paper submitted by the Attorney General's Chamber seeking approval to make the Statute Law Revision Act 2021 (Appointed Day Order) 2022, to be laid before the next available sitting of Tynwald.

#### **Capacity Bill Amendments**

Council considered and **agreed** a paper submitted by the Department of Health and Social Care seeking approval for a number of Government amendments to be made to the Capacity Bill 2022 to be moved during the clauses stages on 14 June 2022.

#### **Sanctions Bill 2022**

Council considered and **agreed** a paper submitted by Treasury seeking approval for the drafting instructions provided to be submitted to the Attorney General's Chamber.

### **Green Living Grant Amendment Scheme 2022**

Council considered and **agreed** a paper submitted by the Department for Enterprise seeking approval for the Green Living Grant (Amendment) Scheme 2022 to be moved for approval at the July 2022 sitting of Tynwald.

### **Terms of Reference for an Independent Review into the Funding of Schools**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Terms of Reference for an Independent Review into the funding of schools.

### **Terms of Reference for an Independent Review into the Management of the Office of Human Resources**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Terms of Reference for an Independent Review into the management of the Office of Human Resources.

### **Public Appointments – Housing and Communities Board**

Council considered a paper submitted by the Cabinet Office seeking approval for the appointment of lay members to the Housing and Communities Board.

After consideration, Council **agreed** to the appointment of Andrew Bentley; Gary Clueit; Mark Emery; Tim Groves; Fiona Robinson; and Bill Shimmins as lay members to the Housing and Communities Board for a term of two years, with an option to extend the appointments for up to a further three years.

### **Disapplying the Past Presence Tests for Child Benefit and Disability Benefits in the case of Ukrainian Refugees**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Minister or a Member for Treasury to move the Social Security Legislation (Benefits) (Application) Order 2022 for approval at the October 2022 sitting of Tynwald.

### **Trusts and Trustees Bill 2022**

Council considered a paper submitted by the Treasury seeking approval for the introduction of the Trusts and Trustees Bill 2022 to the House of Keys for first reading on 28 June 2022.

After consideration, Council **agreed** to note the Impact Assessment; authorise the printing of the Trusts and Trustees Bill 2022, and its introduction for First Reading in the House of Keys on 28 June 2022; and authorise the Minister for the Treasury, the Hon. Dr Alex Allinson MHK, to move the Bill in the House of Keys, and Mr Bill Henderson MLC to move the Bill in the Legislative Council.

### **Animal Welfare Bill 2022**

Council considered a paper from the Department of Environment, Food and Agriculture seeking approval for the introduction of the Animal Welfare Bill 2022 into the Branches for its first reading on 28 June 2022.

After consideration, Council **agreed** that the Animal Welfare Bill 2022 to be introduced into the Branches for its first reading on 28 June 2022; and that Dr Haywood MHK take the Bill through the House of Keys; and recommends to Mr President to nominate Ms August-Hanson MLC to take the Bill through the Legislative Council.

### **Public Appointments – Isle of Man War Pensions Committee**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for Karen Angela; Kevin Birch; Catherin Joughin; Ray Ferguson; Sheila Pilling; Ann Cottier; Bernadette Williams; Elizabeth Kewley; Brendan Byrne; Lt Col Patrick Glynn-Riley; Mr Ashford MHK; Venerable Peter Eagles; Captain Lee Clarke and Hamish Killip to be appointed as members of the War Pensions Committee, pending Tynwald approval. A motion for these appointments will be moved for approval at the July 2022 sitting of Tynwald.

### **Appointment of an Electoral Commissioner**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to commence the appointment process for an Electoral Commissioner who will review the number and boundaries of constituencies and such other matters as a resolution of Tynwald so directs.

### **Electoral Commission Review - Additional Election Matters**

Council considered and a paper submitted by the Cabinet Office regarding the Electoral Commission. After consideration, Council **agreed** that the Minister, Cabinet Office move the following motion at the July 2022 sitting of Tynwald:

That Tynwald approve that, in addition to the Electoral Commission reviewing the number of boundaries and constituencies, the Electoral Commission also review and report back to Tynwald on the following matters:

1. Accessibility of the 2021 General Election
2. The Organisation of Pre-Election Meetings
3. Postal Voting Procedures
4. The feasibility of setting up one or more 'all island' Polling Stations
5. Candidate Campaign Materials
6. Provision for the Electoral Commission to seek approval from the Cabinet Office Minister to review any additional issues identified during the course of their work
7. The ability to access multiple polling stations within a constituency.

### **Pre-School Credit Scheme**

Council considered a paper submitted by the Department of Education Sport and Culture seeking approval for the Minister to move the Pre-School Credit Scheme 2022 at the July Sitting of Tynwald.

After consideration, Council agreed that the Scheme requires some additional thought. The Minister, DESC will **return the paper** to Council next week.

### **Changes to the Minimum Work Requirements for Employed Person's Allowance**

Council considered a paper submitted by the Treasury seeking approval for the Minister (or a Member of the Treasury) to move the Employed Person's Allowance (General) Amendment) Regulations 2022 for approval at the July 2022 sitting of Tynwald.

After consideration, Council agreed that some additional consideration of the proposed legislation was required and that the paper should be revised and **returned to Council** on 30 June 2022 before being submitted to the July 2022 sitting of Tynwald for consideration, subject to Mr President's permission for the item to be 'fast-tracked'.

### **Appointment of Non-Executive Directors to Departments**

Council considered a paper submitted by the Cabinet Office seeking guidance on the appointment of Non-Executive Directors to act in an advisory capacity to the Minister as a member of a Ministerial Advisory Board. The Interim Chief Secretary had set out a number of policy principles in the paper for consideration and debate by Council and confirmed that these principles had guided the definition of guidance.

After consideration, Council agreed that the paper be **returned to Council**, allowing for further thought to take place.

### **Digital Strategy 2022-27**

Council considered and agreed a paper submitted by the Cabinet Office seeking approval for the Digital Strategy 2022-2027 to be tabled at the July 2022 sitting of Tynwald, pending minor revisions.

### **Appointment of Deputy Industrial Relations Officers**

Council considered a paper submitted by the Manx Industrial Relations Service regarding the appointment of Deputy Industrial Relations Officers. After consideration, Council **agreed** to recommend to His Excellency the Lieutenant Governor that the role of the Deputy Industrial Relations Officer (Equality) be extended by 4 months to 31 March 2023; and recommend to His Excellency the Lieutenant Governor that Patricia Stearn be appointed to the role of Interim Deputy Industrial Relations Officer for 6 months until 31 December 2022.

### **Lateral Flow Test Update**

Council considered a paper submitted by the Department of Health and Social Care with an update on the distribution of Lateral Flow Tests and seeking direction for future use.

After consideration, Council **noted** the update on Lateral Flow Tests and confirmed that the long-term policy direction is to apply eligibility criteria for public access to free Lateral Flow Tests. Council **agreed** that the Department for Health and Social Care return with options to Council so a decision on this framework can be made by the end of July.

### **Pre-School Credit Scheme 2022 (Paper returned to Council)**

Council considered and **agreed** a paper submitted by the Department of Education, Sport and Culture seeking approval to move the Pre-School Credit Scheme 2022 for approval at the July 2022 sitting of Tynwald.

### **Elections (Keys and Local Authorities) Act Regulations 2022**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Minister for the Cabinet Office to move the Elections (Local Authorities) Regulations 2022 at the July 2022 sitting of Tynwald.

### **Changes to the Minimum Work Requirements for Employed Person's Allowance (Paper returned to Council)**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Treasury Minister (or a Member of the Treasury) to move the Employed Person's Allowance (General) (Amendment) Regulations 2022 for approval at the July 2022 sitting of Tynwald.

### **Appointment of Non-Executive Directors to Departments (Paper returned to Council)**

Council considered a paper submitted by the Cabinet Office seeking guidance on the appointment of non-executive directors to act in an advisory capacity to the Minister as a member of a Ministerial Advisory Board.

After consideration, Council agreed to **approve** the draft addition to the Government Code, that it is laid before Tynwald and that a motion for debate on the amended Code (regarding the appointment of non-executive directors) be moved by the Chief Minister at the July 2022 sitting of Tynwald.

### **Appointment of Non-Executive Member to Manx Care**

Council considered and **agreed** a paper submitted by the Department of Health and Social Care to seeking approval to move the appointment of Mr Tim Bishop as a Non-Executive Member of Manx Care for approval at the July 2022 sitting of Tynwald.

### **Brownfield Site – Park Road**

Council considered and **agreed** a paper submitted by the Department for Enterprise seeking approval for the release of the Brownfield site at Park Road (former school) to enable development by the Manx Development Corporation, following assessment of potential use.

### **Isle of Man Homes for Ukraine (Host Payments) Scheme 2022**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Homes for Ukraine (Host Payments) Scheme 2022 to be moved for approval at the July 2022 sitting of Tynwald.

### **Phase One Action Plan Progress Report 1 April 2021 – 31 March 2022 (Climate Change)**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Phase One Action Plan Progress Report 1 April 2021 – 31 March 2022 to be laid before Tynwald at the July sitting; and for the Report to be tabled for the October 2022 sitting of Tynwald, subject to a motion that the Report be received. The Chief Minister will make a statement on Climate Change during the July 2022 Tynwald and will reference the Action Plan.

### **Climate Change (Interim Target) Regulations 2022 – Administrative Error**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to correct an administrative error relating to the Climate Change (Interim Target) Regulations 2022.

### **Russia Sanctions (Application) (No.8) Regulations 2022**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Russia Sanctions (Application) (No. 8) Regulations 2022 to be made and moved for approval at the October 2022 sitting of Tynwald.

### **Proposed Review of the Harms caused by Illicit Drugs**

Council considered a paper submitted by the Department of Home Affairs seeking approval for the proposal for the review of the harms caused by illicit drugs and, subject to that approval, the proposed statement by the Minister for Justice and Home Affairs to Tynwald on timescales and approximate costs for the review.

After consideration, Council **agreed** the proposal by John Moore's University to a review of the harms caused by illicit drugs to inform Council of Ministers' policy, and that the Department return to Council with the outcome of the review no later than September 2023. The Minister for Justice and Home Affairs will make a statement at July 2022 Tynwald providing timescales and approximate costs for the review.

### **Health Protection Regulations**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to make the Health Protection (Notification) (Amendment) Regulations 2022; to make the Health Protection (Health Measures Orders) Regulations 2022; to support the Minister for the Cabinet Office's request for a suspension of Tynwald Standing Orders to enable these Regulations to be moved as a matter of urgency; and to support these Regulations being moved for approval by the Minister for the Cabinet Office at the July 2022 sitting of Tynwald.

### **Update Council on the set-up of the Built Environment Reform Programme**

Council considered a paper submitted by the Cabinet Office with an update on the set-up for the Built Environment Reform Programme.

After consideration, Council **agreed** that Council note the update provided, and that the Chief Minister will make a statement at the July 2022 sitting of Tynwald on the progress of the Built Environment Reform Programme.

### **Manx Industrial Relations Service (MIRS) Annual Report**

Council considered and **agreed** a paper submitted by the Manx Industrial Relations Service seeking approval for the Annual Report of the Manx Industrial Relations Service for the period April 2021 to March 2022 to be laid before the October 2022 sitting of Tynwald.

## **Part II**

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

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

Council **noted** a paper submitted by the Cabinet Office providing an update on progress across the work streams in response to the economic and social threat posed by the ongoing conflict and associated inflationary cycle.

#### **Employment Legislation**

Council **noted** a paper submitted by the Department for Enterprise providing an update on proposed next steps relating to Employment legislation reform/modernisation, including aspects relating to whistleblowing/protected disclosures.

#### **Town and Country Planning (Amendment) Bill 2022**

Council **noted** a paper submitted by the Cabinet Office describing and explaining the reasons for the new Town and Country Planning (Amendment) Bill ahead of approval of the formal drafting instructions by the Cabinet Office.

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

Council **noted** a paper submitted by the Cabinet Office providing an update on the Isle of Man's inflation rate prior to publication.

#### **Tynwald Conference**

Council **noted** a paper submitted by the Cabinet Office informing Council of the two day event, including background, objectives, target audience and draft agenda.

#### **Debt Counselling Service**

Council **noted** a paper submitted by the Office of Fair Trading providing a statistical analysis of the Debt Counselling Service for the quarter from 1st October 2021 to 31st December 2021 inclusive (2021 Q4) and the quarter from 1st January 2022 to 31st March 2022 inclusive (2022 Q1).

#### **Isle of Man Labour Market Report**

Council **noted** a paper submitted by the Cabinet Office providing information on the Labour Market report May 2022 prior to publication.

#### **Isle of Man Living Wage Report and Isle of Man Earnings Survey**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to this year's Living Wage report.

#### **Community Hubs Review**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the review of the Community Hubs Pilot by the National Policy and Strategy Committee and; that the Committee agrees to conclude the work into Community Hubs at this time.

#### **Department of Home Affairs Plan**



Council **noted** a paper submitted by the Department of Home Affairs providing information in relation to the Department's Delivery Plan, to be received by Tynwald at the July 2022 sitting.

#### **Built Environment Reform Programme**

Council **noted** a paper submitted by the Cabinet Office with an update on the set-up for the Built Environment Reform Programme. Council **agreed** that the Chief Minister will make a statement at the July 2022 sitting of Tynwald on the progress of the Built Environment Reform Programme.

#### **Covid-19 Update**

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the current Covid-19 situation and the Public Health response.

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

**Planning Application 22/00679/B - Land at Poyllooey Fields**

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 22/00675/B - Land East of Braddan Road**

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 22/00678/B - Land Southwest of Cooil Road (A6), North of New Castletown Road (A5), Braddan**

Council requested more time to consider the item and will discuss at their meeting on 30 June 2022.

After consideration at their meeting on 30 June 2022, Council **agreed** that the application 22/00678/B relating to Land Southwest of Cooil Road (A6), North of New Castletown Road (A5), Braddan, be called in for Council to determine.

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>