



**Isle of Man
Government**

Reilrys Ellan Vannin

PUBLICATION

**Extract of Proceedings:
Council of Ministers May 2023**

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Extract of Proceedings in the Council of Ministers during May 2023

Part I Decisions made by Council

Resignation of the Information Commissioner

Council considered a paper providing an update following the resignation of both the Information Commissioner and Deputy Information Commissioner, and to seek direction on options.

After consideration, Council **agreed** to accept the resignation of the Information Commissioner, working on the assumption that he has provided 12 weeks' notice and will not vacate the office immediately

Statement of Changes to the Immigration Rules and Revocation of Immigration Police Registration Requirement

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the Statement of Changes in Immigration Rules and the Immigration (Registration with Police)(Revocation) Regulations 2023 to be submitted to the June sitting of Tynwald.

Interception of Communications Commissioner Report

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to recommend to His Excellency that the report of the Interception of Communications Commissioner for the year ended 31 December 2022 be laid before the June 2023 sitting of Tynwald without amendment.

Appointment of Board Members to the Isle of Man Financial Services Authority

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Treasury Minister to move the following motion at the June sitting of Tynwald: That Tynwald approves, in accordance with paragraph 1(1) of Schedule 1 to the Financial Services Act 2008, the Treasury's appointment of Mrs Leam Thompson, Mr Brandon Horwitz and Mr Peter Reid as Members of the Isle of Man Financial Services Authority for a period of five years.

Russia Sanctions (Application) Regulations 2023

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Russia Sanctions (Application) Regulations 2023, which apply the Russia (Sanctions) (EU Exit) (Amendment) Regulations 2023, to the Island, to be made and moved for approval by the Minister for Treasury at the June sitting of Tynwald.

Export Control (Amendment) (EU Exit) Regulations 2022 (Application) Order 2023

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Export Control (Application) (Amendment) Order 2023 to be made and moved for approval at the June sitting of Tynwald.

Misuse of Drugs (Cannabis) (Amendment) Regulations 2023

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Misuse of Drugs (Cannabis) (Amendment) Regulations 2023 to be moved for approval at the June sitting of Tynwald.

Public Sector Pensions (Cost Sharing) (Amendment) Scheme 2023

Council considered a paper submitted by the Public Sector Pensions Authority, which relates to the introduction of a cost sharing mechanism to the Judicial Pension Scheme 2004. After consideration, Council **agreed** that the Vice Chair of the Public Sector Pensions Authority move the Public Sector Pensions (Cost Sharing) (Amendment) Scheme 2023 for approval at the June 2023 sitting of Tynwald.

Climate Change Progress Report

Council considered a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Climate Change Annual Progress Report 2022-2023.

After consideration, Council **agreed** to note the risks/challenges highlighted in the paper and the Report; to approve the Climate Change Annual Progress Report 2022-2023; and that the Report be received by Tynwald at the June sitting.

Online Gambling (Licence Fees) Regulations 2023

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Online Gambling (Licence Fees) Regulations 2023 to be laid before the June sitting of Tynwald.

List of Items of Government Business – June 2023

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval of the List of Items of Government Business for the June 2023 sitting of Tynwald.

Public Sector Pensions Authority: Capital Funding: Pensions Administration System Implementation Project

Council considered a paper submitted by the Public Sector Pensions Authority (PSPA) seeking approval for capital funding to purchase a replacement Pension Administration System at a one-off capital cost of £1,033,814 to include project and technical support.

After consideration, Council **agreed** that the Vice Chair of the Public Sector Pensions Authority move a capital funding bid of £1,033,814 for the purchase of the PSPA's pension administration system and that this matter be submitted for Tynwald approval at its sitting in June.

Office of Fair Trading Fees

Council considered and **agreed** a paper submitted by the Isle of Man Office of Fair Trading seeking approval for the Weights and Measures (Testing Fees) Regulations 2023; Estate Agents (Amendment) Rules 2023; and Architects (Amendment) Regulations 2023 to be made by the Chair of the Office of Fair Trading and moved by the Chair for approval at the July sitting of Tynwald.

Council also **noted** that the Chapmen's (Licence) and Moneylenders (Registration) Order 2023 will be made by the Chair of the Office of Fair Trading and laid before the July sitting of Tynwald.

Republic of Belarus Sanctions (Application) Regulations 2023

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

Built Environment Reform Programme

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval of the updated Built Environment Reform Programme.

Office of Fair Trading – Appointment of Lay Members

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval of the recommendation for appointment of a lay member to the Board of the Office of Fair Trading (OFT).

After consideration, Council **agreed** the appointment of Mr Barry Murphy to the Board of the Office of Fair Trading for a term of five years in accordance with the Board of Consumer Affairs Act 1981 and the Statutory Boards Act 1987, subject to Tynwald approval; and that a motion for the above appointment be added to the list of Government Business for the June sitting of Tynwald.

Transfer of Isle of Man Passport, Immigration and Nationality functions from Cabinet Office to Customs and Excise

Council considered and **agreed** a paper submitted by the Treasury and Cabinet Office seeking approval for the transfer of the Passport, Immigration & Nationality Division functions from the Cabinet Office to Treasury (Customs and Excise) noting that this move is supported by both the Cabinet Office and the Treasury.

Animal Health Regulations

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the European Union and Trade Act 2019 (Amendments) (DEFA) (Animal Health) Regulations 2023, to be made and moved for approval by the Minister, DEFA at the July 2023 sitting of Tynwald.

Animal Health (Miscellaneous Amendments) Order 2023

Council considered, and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Animal Health (Miscellaneous Amendments) Order 2023, to be made and moved for approval at the July 2023 sitting of Tynwald.

Highway Closure (Clagh Vane, Ballasalla) Order 2023

Council considered and **agreed** a paper submitted by the Department of Infrastructure, seeking approval for the Minister to move the Highway Closure (Clagh Vane, Ballasalla) Order 2023 for approval at the June sitting of Tynwald.

Highway Closure (Part of the C235, Tynwald Close, Peel) Order 2023

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval for the Minister to move the Highway Closure (Part of the C235, Tynwald Close, Peel) Order 2023 for approval at the June sitting of Tynwald.

Extension of the Deputy Industrial Relations Officer Appointment

Council considered and **agreed** a paper submitted by the Manx Industrial Relations Service seeking approval of an extension of the interim appointment of Patricia Stern as Deputy Industrial Relations Officer (Equality) for 3 months from 1 July to 30 September 2023.

Part II

Council noted the following Matters

Policing Plan 2023-24

Council **noted** a paper submitted by the Department of Home Affairs providing information in relation to the Policing Plan 2023-24 which is to be laid before the June sitting of Tynwald.

Police Complaints Commissioner Annual Report

Council **noted** a paper submitted by the Department of Home Affairs providing information in relation to the Police Complaints Commissioner Annual Report for the year ended 31 March 2023 which is to be laid before the June sitting of Tynwald and subsequent publication on gov.im.

Financial Intelligence Unit Strategic Objectives and Annual Plan 2023-24

Council **noted** a paper submitted by the Department of Home Affairs providing information in relation to the Financial Intelligence Unit Strategic Objectives and Annual Plan 2023-2024 which is to be laid before the June 2023 sitting of Tynwald and subsequent publication on the FIU website.

Public Sector Pensions Authority Annual Reports and Audited Accounts

Council **noted** a paper submitted by the Public Sector Pensions Authority providing information in relation to the Public Sector Pensions Authority Annual Reports and Audited Accounts for year ending 31 March 2021 to be laid before the June 2023 sitting of Tynwald.

Update: Review to Inform Policy to Minimise the Harms Associated with Drug Use in the Isle of Man

Council **noted** a paper submitted by the Department of Home Affairs providing information in relation to the progress of the review being undertaken by Liverpool John Moore's University to inform policy to minimise the harms associated with drug use in the Isle of Man.

Statistics Isle of Man Quarterly Report

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Quarter 1 2023 Quarterly Economic and Statistical Update.

Isle of Man Inflation Report – April 2023

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man Inflation Report – April 2023, prior to release on Monday 15 April 2023.

Update – UK Offshore Windfarm Consultation

Council **noted** a paper submitted by the Territorial Sea Committee (Department of Infrastructure) providing information in relation to the forthcoming Territorial Sea Committee responses to the current live Preliminary Environmental Information Report consultations for the three proposed new wind farms in UK waters in the Irish Sea.

Labour Market Report – April 2023

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the Isle of Man Labour Market Report, prior to release on Monday 22 May 2023.

Isle of Man Earnings Survey Report 2022

Council **noted** a paper submitted by the Cabinet Office providing information in relation to the results of the 2022 Earnings Survey prior to publication on Monday 22 May 2023.

Debt Counselling Service 2022 Q4 and 2023 Q1

Council **noted** a paper submitted by the Office of Fair Trading (OFT) with a relevant statistical analysis of the Debt Counselling Service provided by the OFT for the quarter from 1st October 2022 to 31st December 2022 inclusive (2022 Q4) and the quarter from 1st January 2023 to 31st March 2023 inclusive (2023 Q1).

Recruitment Pack for Major Projects Board Expert Advisers

Council **noted** a paper submitted by the Treasury with a proposed recruitment pack for expert advisers to support the Major Projects Board.

Part III

Council determined the following Planning Applications

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>.

Cringle Impounding Reservoir

After consideration, Council **agreed** that planning approval be granted for refurbishment of the existing spillway at Cringle Impounding Reservoir, Corlea Road, Ballasalla, Isle of Man [application dated 16 November 2022] in accordance with the recommendation of the Planning Inspector.

Application of General Importance: Grow Lab Organics

Council considered a paper submitted by the Department of Environment, Food and Agriculture seeking approval on whether or not to call in the application for their determination on the erection of a purpose-built medicinal cannabis production facility and headquarters building.

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