



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

*Reilrys Ellan Vannin*

PUBLICATION

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

Extract of proceedings are ordinarily published with an 8 week delay.  
Extract of proceedings do not contain reference to items which:

1. Contain commercially sensitive information;
2. Relate to the Government budget or other budgetary or financial matters;
3. Contain or allude to information received in confidence from a third party; and
4. Would otherwise cause substantial harm if disclosed

This document was downloaded from gov.im and may not be the latest version.  
Go to <https://www.gov.im/about-the-government/council-of-ministers/the-council-of-ministers/>



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

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

#### **Local Authority Members (Travelling Allowances) Order 2023**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval for the Local Authority Members (Travelling Allowances) Order 2023 to be moved for approval at the July sitting of Tynwald.

#### **Southern Swimming Pool (Amendment) Order 2023**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval for the Southern Swimming Pool Board (Amendment) Order 2023 to be moved for approval at the July sitting of Tynwald.

#### **Council of Ministers Response to the Report by the Select Committee on Population Rebalancing**

Council considered a paper submitted by the Cabinet Office seeking approval for the Council of Ministers Response to the Report by the Select Committee of Tynwald on Population Rebalancing to be laid before June 2023 sitting of Tynwald.

A revised iteration of the Council of Ministers' Response to the Report by the Select Committee of Tynwald on Population Rebalancing was circulated for Out of Council Approval following feedback ; Council **agreed** the revised document, to be laid before the June sitting of Tynwald.

#### **Pension Schemes Legislation (Application) (No.2) Order 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Pension Schemes Legislation (Application) (No. 2) Order 2023 to be moved for approval at the July sitting of Tynwald.

#### **Social Security Contributions and Benefits Act 1992 (Application) (Amendment) Order 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Social Security Contributions and Benefits Act 1992 (Application) (Amendment) Order 2023 to be moved for approval at the July sitting of Tynwald.

#### **Employed Person's Allowance Uprating Adjustment Payment Order 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Employed Person's Allowance Uprating Adjustment Payment Order 2023 to be moved for approval at the July sitting of Tynwald.

### **Bank (Recovery and Resolution) Administrative Levy Order 2023**

Council considered and **agreed** a paper submitted by the Isle of Man Financial Services Authority seeking approval for the Bank (Recovery and Resolution) Administrative Levy Order 2023 to be moved for approval at the July 2023 sitting of Tynwald.

### **Liquor Licensing and Public Entertainments Act 2021 (Appointed Day) (No.2) (Amendment) Order 2023 and associated matters**

Council considered and **agreed** a paper from the Department of Home Affairs seeking approval make the Liquor Licensing and Public Entertainments Act 2021 (Appointed Day) (No.2) (Amendment) Order 2023 before 30 June 2023 (following a targeted electronic consultation), to be laid before Tynwald as soon as is practicable; and that the Department commence engagement on policy points around 'general attendance', with a view to submitting a further paper to Council to seek approval for detailed public consultation materials once these are finalised.

### **Road Transport (Fees) Order 2023**

Council considered a paper submitted by the Road Transport Licensing Committee seeking approval for the Minister for Environment, Food and Agriculture to make the Road Transport (Fees) Order 2023, to be laid before the June sitting of Tynwald.

After consideration, the Minister, DEFA undertook to further review consultation responses before returning the Road Transport (Fees) Order 2023 to Council.

### **List 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 sitting of Tynwald.

### **Vaping Products Bill 2023**

Council considered a paper submitted by the Cabinet Office seeking approval for the introduction of the Vaping Products Bill 2023 into the House of Keys, and the publication of the Summary of Responses to the consultation on that Bill.

After consideration, Council **provisionally agreed**:

- The introduction of the Vaping Products Bill 2023 into the House of Keys for first reading on Tuesday 13th June 2023; and
- Subject to advice from the Clerk and support from Keys Members, for Standing Orders to be suspended and the second reading of the Bill of the Bill to also be moved at that time.

The Minister, CO undertook to respond to queries and make amendments as discussed before circulating the revised Bill for Out of Council Approval.

Following circulation via email for Out of Council Approval, Council **agreed** that the revised Bill be introduced in to the House of Keys.

### **Local Government (Amendment) Bill 2023**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval to withdraw the Local Government (Amendment) Bill from Legislative Council and to re-submit the Local Government (Amendment) Bill 2023 to the House of Keys in June 2023.

### **Energy Efficiency Scheme 2022**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for an extension to the Energy Efficiency Scheme 2022.

### **1980 Hague Convention on Child Abduction (Jamaica)**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval for the UK's acceptance of Jamaica's accession to the Hague Convention of 25 October 1980 on the Civil Aspects of International Child Abduction to apply to the Isle of Man.

### **Nursing and Residential Care Funding Model Options**

Council considered a paper submitted by the Cabinet Office with an update following the Tynwald workshop held on the subject of nursing and residential care funding.

After consideration, Council **agreed** that the Minister, DHSC move the motion: That Tynwald supports the further review and development of the free personal care and mixed models as the preferred options for the future funding of nursing, residential and home care at the July sitting of Tynwald.

### **Responsible Pharmacist**

Council considered and **agreed** a paper submitted by the Department of Health and Social Care seeking approval for the Medicines Act 2003 (Amendment) Regulations 2023; and the Register of Retail Pharmacy Premises Regulations 2023 to be placed on the Register of Business and moved before Tynwald at the next available sitting (July).

### **Mandate to Manx Care 2023-24**

Council considered and agreed a paper submitted by the Department of Health and Social Care seeking approval to lay Manx Care's Operating Plan effective 1 April 2023, and a revised Mandate to Manx Care for 2023-24, at the July sitting of Tynwald.

### **Department of Home Affairs Delivery Plan 2023-24**

Council considered and **agreed** a paper submitted by the Department of Home Affairs seeking approval for the Department of Home Affairs Delivery Plan for 2023-24 to be submitted to the Register of Tynwald Business, subject to the motion that the Plan be received by Tynwald at the July 2023 sitting; and its subsequent publication on gov.im.

### **Social Security Act 2000 (Amendment) Order 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval to move the Social Security Act 2000 (Amendment) Order 2023 for approval at the July sitting of Tynwald.

### **Council's Response to the Review in to the Role of His Majesty's Attorney General**

Council considered and **agreed** a paper submitted by the Department of Home Affairs seeking approval for HM Attorney General to continue with work to address the operational matters described in the Wooler report; that the proposed Council response be approved; and that the Minister for Justice and Home Affairs lay the Wooler report and the Council response before Tynwald in July with the motion: That the report by Stephen Wooler CB on a Review of the Role of HM Attorney General (Isle of Man) and the Council of Ministers' response be received; that the recommendations numbered 3.4.1, 3.4.2, 3.4.3, 3.4.4, 3.4.5, 3.4.6 and 10.3.4 be approved; and that the remaining recommendations be the subject of a further report to Tynwald by the Council of Ministers, with recommendations, taking into account the views of Tynwald Members as expressed in the debate on this resolution.

### **Chief Constable's Annual Report**

Council considered and **agreed** a paper submitted by the Department of Home Affairs seeking approval for:

- i) The Chief Constable's Annual Report for 2022-23;
- ii) That the report will be submitted to the Register of Tynwald Business, subject to the motion that the report be received by Tynwald at the July 2023 sitting; and
- iii) That once received by Tynwald, the report will be published on the Constabulary's website and gov.im, and that the narrative on gov.im is updated to reflect this year's report.

### **Interim Report on Public Rights of Way Network (PROW)**

Council considered and **agreed** a paper submitted by the Department of Infrastructure seeking approval to submit its Interim Progress Report on the costed strategy to maintain and update the Public Right of Way (PROW) to the July sitting of Tynwald and; that the Minister, DOI make a statement to Tynwald about the change to the deadline date.

### **Department of Environment, Food and Agriculture Department Plan**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval to table the 2023 Department Plan for the July sitting of Tynwald. Council **agreed** that the 2023/24 Department Plan be provided to the Register of Business one week prior to the July sitting of Tynwald (subject to the approval of Mr President), in the event that the Chief Officer and/or the Director role currently being recruited to are appointed.

### **Appointment of Planning Committee Lay Member**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for Mr Whiteway to be appointed as a Planning Committee Lay Member for a five year term, taking effect from 1 June 2023.

### **Income Tax (No.2) Bill 2023**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Income Tax (No.2) Bill 2023 to be introduced into the Branches of Tynwald for First Reading on 27 June 2023.

### **Reciprocal Healthcare Arrangements 2023**

Council considered a paper submitted by the Department of Health and Social Care with an update regarding the Department of Health and Social Care's negotiations with the United Kingdom of Great Britain and Northern Ireland to develop a refreshed Reciprocal Healthcare Arrangement and the intended signing of the new Arrangement.

After consideration, Council **agreed** the proposed 2023 Reciprocal Healthcare Arrangement, to be laid before the next available sitting of Tynwald.

### **Sanitary Convenience**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Minister to move that a clause is included in an upcoming Local Government Amendment Bill to reinstate powers for the Department and Local Authorities to be able to require the provision of sanitary conveniences and washing facilities at licensed premises, refreshment houses and places of public entertainment (subject to inclusion of feedback).

### **Public Sector Payments Bill – Approval to Submit Drafting Instructions**

Council considered and **agreed** a paper submitted by the Treasury seeking approval to submit the Drafting Instructions relating to the proposed Public Sector Payments Bill to the Attorney General's Chambers to enable the drafting of the proposed Bill to resume.

### **Energy Strategy**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval of the Energy Strategy, to be laid before the July sitting of Tynwald and debated at the October sitting.

### **Employment (Amendment) Bill 2023**

Council considered and **agreed** a paper submitted by the Department for Enterprise seeking approval for the Employment (Amendment) Bill 2023 to be introduced to the House of Keys for first reading at the sitting on 27 June 2023 (subject to amendment following feedback).

### **Road Transport (Fees) Order 2023**

Council considered and **agreed** a paper submitted by the Road Traffic Licensing Committee seeking approval for the Road Transport (Fees) Order 2023 to be made and laid before the July sitting of Tynwald.

### **Republic of Belarus Sanctions (Application) (No.2) Regulations 2022**

Council considered and **agreed** a paper submitted by the Treasury seeking approval for the Republic of Belarus Sanctions (Application) (No.2) Regulations 2023 to be moved for approval at the October 2023 sitting of Tynwald.

### **Energy Act 2023 (Appointed Day) Order 2023**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval to the making of the Energy Act 2023 (Appointed Day Order) 2023 that will bring the Energy Act into Force, and that the Order be laid before the July sitting of Tynwald.

### **Report on the Inspection of the Isle of Man Prison by His Majesty's Inspectorate of Prisons**

Council considered and **agreed** a paper submitted by the Department of Home Affairs seeking approval to lay the HMI Prison Report and the Response Document before the July 2023 sitting of Tynwald. This will be accompanied by a Statement from the Minister for Justice & Home Affairs and publication of the Report and Response document on gov.im.

### **Extract of Proceedings 2022**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to publish the Extracts of Proceedings for February, March, April, May and June 2022.

### **Extract of Proceedings 2023**

Council considered and **agreed** a paper submitted by the Cabinet Office seeking approval to publish the Extracts of Proceedings for March and April 2023.

### **Ayres National Nature Reserve (Department Land) (Amendment) Byelaws 2023**

Council considered and **agreed** a paper submitted by the Department of Environment, Food and Agriculture seeking approval for the Ayres National Nature Reserve (Department Land) (Amendment) Byelaws 2023, to be made and laid before the July sitting of Tynwald.

### **List of Items of Government Business for July 2023**

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

## **Part II**

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

#### **Department of Health and Social Care Complaints Report 2021-22**

Council **noted** a paper submitted by the Department of Health and Social Care on the Complaints Report for the period 2021-22, to be laid before the July sitting of Tynwald.

#### **Report on Demographic Statistics**

Council **noted** a paper submitted by the Cabinet Office with the review of demographic data recommended by the Select Committee of Tynwald on Population Rebalancing, prior to being laid before Tynwald for the June sitting of Tynwald.

#### **Health and Care Transformation Board Annual and Quarterly Report**

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

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

Council **noted** a paper submitted by the Cabinet Office with information on the Isle of Man Labour Market Report – May 2023, prior to release on Monday 19 June 2023.

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

Council **noted** a paper submitted by the Cabinet Office with information on the Isle of Man Inflation Report, after its release on Monday 12 June.

#### **Onshore Wind Farm Programme Update**

Council **noted** a paper submitted by Manx Utilities on the strategy for delivering a 20MW windfarm by 2023 and the progress to date.

#### **Credit Card Update**

Council **noted** a paper submitted by the Department for Enterprise on the current provision of credit cards.

#### **Working Capital Loan Arrangement & Disruption Loan Guarantee Arrangement – Report to Tynwald**

Council **noted** a paper submitted by the Treasury with a report on feedback sought from local businesses who had utilised the Working Capital Loan and Disruption Loan Guarantee Arrangements. The report will be laid before the July sitting of Tynwald.

#### **British Medical Association (BMA) Culture of Care Survey**

Council **noted** a paper submitted by the Department of Health and Social Care with the recent British Medical Association (BMA) Culture of Care survey results and Manx Care's analysis of the data within the survey results.

#### **Isle of Man Living Wage Report 23/24**

Council **noted** a paper submitted by the Cabinet Office with the results of the Isle of Man Living Wage Report 2023/24 in advance of publication.

#### **Update on Project Hector**

Council **noted** a paper submitted by the Department of Health and Social Care regarding community pharmacy provision on the Isle of Man.



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

Council was not required to determine any planning applications in June 2023.

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>.