

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 1

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Chief Minister –

Whether the Council of Ministers discussed the Isle of Man Prison documentary; and when?

The documentary “The Best Little Prison in Britain” has been discussed by the Council of Ministers on four occasions:

- 17 May 2018
- 27 June 2019
- 25 July 2019
- 8 August 2019

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FOR WRITTEN ANSWER – QUESTION 2

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Chief Minister –

Whether the Isle of Man Government can prevent future episodes of the Isle of Man Prison documentary from being aired?

The Isle of Man Government has no editorial control over the ITV documentary. The decision to air the programmes is a matter for ITV. The Department of Home Affairs has, however, worked with the Producers throughout the development of the series to ensure that inaccuracies or other issues are addressed.

It is unlikely that the Isle of Man Government would be able to prevent future episodes from being broadcast nor is there a wish or need to prevent such airing.

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FOR WRITTEN ANSWER – QUESTION 3

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Chief Minister –

How much was Isle of Man Government paid, for the Isle of Man Prison documentary and what future income stream will subsequent screenings, associated publications and merchandising produce?

Neither the Isle of Man Government, nor any person featured in the documentaries has or will receive any financial compensation or reward. Neither will any future income streams from subsequent screenings, associated publications, or merchandising produced result in such payments.

It is worth noting, however, that where similar documentaries have been filmed on other islands by the same production company, there have been noted increases in tourism attributed to the exposure given to that island by the series.

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August 2019

FOR WRITTEN ANSWER – QUESTION 4

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Chief Minister –

What the viewing figures were for the Isle of Man Prison documentary (a) on its first showing and (b) on other media channels?

(a) The viewing figure for the first episode was 3.6 million. This represents 23% of the overall viewing. It is measured in five minute slots and the figures were consistent throughout the programme;

(b) This information is not held.

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August 2019

FOR WRITTEN ANSWER – QUESTION 5

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Chief Minister –

What advice the Chief Minister's communications team provided (a) before the contract was signed and (b) following the screening of the Isle of Man Prison documentary?

The Government Communication Service has been involved with the project from the start. Advice was given to the Prison Governor regarding the contract and subsequent media appearances.

The Service advised that any behind the scenes documentary would create debate and that there would be no editorial control but this should be balanced with the potential benefit that the documentary would bring. It is expected that over the six week series the successful progressive regime run by the Prison Governor for the Department of Home Affairs would be highlighted providing a positive view of rehabilitation in the Island.

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August 2019

FOR WRITTEN ANSWER – QUESTION 6

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Chief Minister –

What is the Government's current policy on the Island's constitutional status?

As I set out in Tynwald on the 17 July 2019 during the debate on the Honourable Member for Douglas South's Motion - Item 41 on the Order Paper (Isle of Man Government external representation – Council of Ministers to report on current system) this is a longstanding policy dating back to the November 2000 Tynwald sitting.

The Government's current policy on the Island's constitutional status continues to be maintaining our status as a Crown Dependency.

To the extent possible within the Island's status as a Crown Dependency, the Government continues to pursue constitutional development by promoting and defending vigorously the Island's autonomy in relation to our internal affairs, our influence over external issues affecting the Island and by maintaining and extending the Island's direct representation at relevant international bodies and forums.

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August 2019

FOR WRITTEN ANSWER – QUESTION 7

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Chief Minister –

What the position of the Isle of Man will be in the event of a no deal Brexit; and whether the interests of the Isle of Man differ from those of the UK?

The term 'no deal Brexit' is taken to mean that the UK ceases to be a member of the EU on 31st October without having given effect to the draft Withdrawal Agreement in UK law. This would mean that the UK would cease to have a relationship with the EU of any kind.

The Isle of Man is not a member of the European Union, and the UK's membership of the EU does not extend to cover the Isle of Man. The Isle of Man's relationship with the EU is set out in Protocol 3 to the UK's Treaty of Accession to the EU, and means that the Isle of Man is part of the EU customs union, and that certain rules apply in respect of trade in agricultural products. In the event of a 'no deal exit' the UK's Treaty of Accession would be rescinded, and Protocol 3 would, as a result, fall away. So the position of the Isle of Man would be that it would sit outside of the EU customs union, and those EU provisions which would have had effect in the Isle of Man, by virtue of Protocol 3, would no longer apply.

The Isle of Man's key interest is to protect its relationship with the UK, and in particular, to maintain its ability to trade freely in goods with the UK, and for people to continue to move freely between the Isle of Man and the Common Travel Area (which comprises the UK, Ireland, the Isle of Man and the Channel Islands).

The UK Government has stated it would wish to negotiate an agreement with the EU which would allow for tariff-free trade, and also, for goods to pass relatively freely over the border between the UK and the EU (which would be likely to require some degree of regulatory alignment).

If the UK were successful in negotiating such an agreement, it would be likely to be in the interests of the Isle of Man to be included in those arrangements. The exact extent of the Island's inclusion would need to be assessed, in the light of the final text/content of the agreement. To this extent, however, broadly speaking, the Isle of Man and the UK's interests are likely to be aligned.

We continue to monitor and react as the situation develops.

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August 2019

FOR WRITTEN ANSWER – QUESTION 8

The Hon. Member for Ramsey (Mr Hooper) to ask the Chief Minister –

What contingency planning has been undertaken in relation to food supply in the event of the UK leaving the EU without a deal and if he will make a statement?

The UK Government has stated that it expects there will be an adequate supply of food in the UK, in the event that the UK leaves the EU without a deal. It has suggested, however, that there may be delays at key channel crossings of Dover and via Eurotunnel. This reduction in the flow of goods at these ports may, therefore, result in changes in the types of food we will see in our shops and supermarkets, and will be likely to impact the availability of fresh fruit and vegetables.

Contingency planning has been underway since the beginning of 2019. The Brexit Team in the Cabinet Office has been working closely with UK and Isle of Man Government Departments, as well as local stakeholders, to ensure all risks are fully understood, and have been mitigated as far as possible.

To date, the evidence suggests that stores in the Isle of Man will be in the same position as those in cities and towns in the UK, and not, as we might imagine, be disadvantaged by the additional ferry crossing required to replenish our stores.

We are not, therefore, expecting there to be a shortage of food in the Isle of Man, although there may be changes to the types of food available in a similar manner to the UK, most notably in respect of those fresh foods which are transported across the channel on a 'just in time' basis.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 9

The Hon. Member for Rushen (Mr Speaker) to ask the Treasury Minister –

Which premises owned by charities Government occupies and; at what rent?

Manx Utilities has four rental agreements for electricity substations which are located on premises held by charities:

Site	Details of occupation
Methodist Chapel, Baldrine	Plot
Loch Promenade Church	Room within building
Union Mills Church	Plot
Grest Farm*	Plot

* We understand this site is owned via a company by Grest Trust, which is a Manx Charity.

Under these agreements (which include rights of access to the substations) costs are incurred of £205 per annum

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 10

The Hon. Member for Rushen (Mr Speaker) to ask the Treasury Minister –

How many additional revenue bids were submitted by each Department, including Treasury during the 2019-20 budget preparation; and how many were approved for each Department?

The following table is a summary of the bids received and approved for the 2019-20 budget for each Department, Board and Office:

Department	Revenue Bids Submitted	Number Approved
Attorney General Chambers	5	2
Cabinet Office	11	7
Communications Commission	1	1
Clerk of Tynwald's Office	1	1
DEFA	1	1
DESC	1	1
DfE	5	2
DHA	10	7
DHSC	2	2
DOI	8	2
FIU	1	1
General Registry	2	1
Gambling Supervision Commission	2	2
Information Commissioner	1	1
Isle of Man Post Office	1	1
Industrial Relations Office	1	1
Manx National Heritage	3	2
Manx Radio	1	1
Treasury	4	4
Total	61	40

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 11

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Treasury Minister –

If he will publish the liquidator's books of record in respect of EuroManx Limited and copies of all financial information that Departments obtained from EuroManx Limited?

Treasury's involvement in the liquidation of Euromanx Limited was as a creditor.

Treasury did not have control of the liquidator and has no power to release the liquidator's books of record. The liquidator was an officer of and appointed by the Court. Following his appointment by the Court, the Liquidator was required to comply with the provisions of the Companies Act 1931 and Orders of Court.

An Order dated 18 July 2013 dissolved the company and released the Liquidator , provided for him to retain for a period of 6 years all books kept by him and all other books, documents, papers and accounts relating to the company or his appointment.

Certain documents registered by the liquidator at the Companies Registry are available online for any person to publically access upon paying the requisite fee to the Companies Registry for copies of the same.

Euromanx Limited ceased trading in 2008, more than 11 years ago. The Treasury has begun a process to identify financial information received from the company and has requested that a similar identification process be undertaken by other relevant Departments. Given the passage of time this process will take some time to complete as any documents that have been retained will have been subject to archival processes.

Treasury will review any papers still available and consider the propriety of publication of any financial information received, taking account of and informed by access to information guidelines applicable at the relevant time.

Hon A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 12

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Treasury Minister -

What progress has been made with the business case for the new school in Castletown?

Treasury received a copy of the Strategic Brief document for a new Castle Rushen High School in May 2019. Points of clarity were sought for the Strategic Asset and Capital Investment Committee's June meeting and that Committee raised further questions. The information was requested to be able to understand the options considered, the scale of the build in relation to the future roll predictions and the Department of Education, Sports and Culture's strategies which would affect or influence design decisions or scale as well as information on the proposed structures sustainability. This information was requested with a view to ultimately being able to properly assess the value for money and thus understand the implications for capital funding. Whilst some of the information requested has been provided further clarity on a number of points and summary information is still awaited from the Department of Education, Sports and Culture.

Hon A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 13

The Hon. Member for Ramsey (Mr Hooper) to ask the Treasury Minister –

How many additional customs staff will be required in the event of a no deal Brexit; and how many additional customs staff will be in place by 31 October?

It is currently anticipated that an additional 2 full time members of staff are required. The recruitment process for these positions has been completed and the additional members of staff should be in place by 31 October.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 14

The Hon. Member for Onchan (Ms Edge) to ask the Treasury Minister -

How many financial waivers there were per ministerial responsibility; what the reason was for and the value of each, in each financial year since September 2016?

The analysis of the information requested is time-consuming and Treasury will be unable to respond within the time period available.

It is anticipated Treasury will be in a position to respond by Friday 6th September 2019.

Hon. A L Cannan MHK
Minister for the Treasury

IN Tynwald

August 2019

FOR WRITTEN ANSWER – QUESTION 15

The Hon. Member for Onchan (Ms Edge) to ask the Treasury Minister -

How much funding has been committed (since September 2016) to individual schemes broken down by MHK's constituency areas; and what the expected start and completion dates for each of the schemes are?

The information requested cannot be collated within the short-time period available. It is anticipated Treasury will be in a position to respond by Friday 6th September.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 16

The Hon. Member of the Council, Miss August-Hanson to ask the Treasury Minister –
What plans he has to address the rise of in-work poverty?

The Treasury has seen no evidence of any rise in in-work poverty in the Isle of Man.

Notwithstanding, the Treasury has introduced measures of its own accord, and supported other measures, aimed at mitigating against the risk of Island residents falling into poverty. These include:

- Minimum wage levels to be increased by 5% from 1 October 2019, having been increased by just under 5% in October 2018.
- Income tax personal allowances increased by significantly more than the rate of inflation in each of the last 3 years;
- Child benefit rates increased by more than double the rate of inflation in April 2019;
- Employed Person's Allowance (EPA) basic allowances increased by above inflation in April 2019;
- Maximum child care costs allowable for EPA purposes significantly increased for families with multiple children and children aged under 2 from April 2018;
- Income support allowances increased generally by the rate of inflation, with above inflation increases for people with disabilities;
- An increase of £50 in the amount of the Winter Bonus commencing January 2020 and a £100 increase in the amount of the Maternity Payment from April 2019.

The amount of tax allowances and rates of social security benefits will continue to be reviewed annually by Treasury.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 17

The Hon. Member of the Council, Miss August-Hanson to ask the Treasury Minister –

Whether an estimate has been made of the number of children living in poverty that have at least one parent in work?

I am not aware of any such estimate having been calculated.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 18

The Hon. Member of the Council, Miss August-Hanson to ask the Treasury Minister –

Whether the Department has a strategy on the creation of educational and employment opportunities for single parents; and whether it has consulted single parents on its approach?

The creation of educational opportunities falls within the remit of the Department for Education, Sport and Culture, whilst the creation of employment opportunities primarily rests with the Department for Enterprise.

Treasury's function is to signpost certain benefit claimants and others using the services of the Jobcentre to such opportunities, as well as opportunities for vocational training.

Through one to one "work focused conversations" with lone parents who claim income support and who will be impacted by the change to the gateway to income support for lone parents which will come into effect on 2 April 2020, Jobcentre employment advisers aim to construct a bespoke action plan for each of them - including accessing suitable training or education opportunities, providing help with job searches, applications and preparation for interviews, and providing financial support and guidance, as appropriate.

Work focused conversations are already provided for in social security legislation, so affected lone parents have not been consulted *per se* on this approach. However, to date 115 lone parents have been invited to attend a work focused conversation and through these conversations the Jobcentre employment advisers are becoming increasingly familiar with the issues lone parents face in taking up opportunities of work, training or education. What has become clear is that different customers have different needs and issues and that there is no 'one size fits all' solution.

From next month, Jobcentre employment advisers will hold further work focussed conversations with lone parents. They will also commence work focused conversations with lone parents who are working and claiming Employed Person's Allowance (EPA) and who may have to work more hours each week to be entitled to EPA from next June. These conversations will reinforce what the EPA changes will mean for them and the employment advisers will help them in any way they can to prepare for the changes coming into effect. Such help might include identifying opportunities for alternative or additional employment, identifying opportunities for training, retaining or education, providing help with CV writing, job applications and financial support.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 19

The Hon. Member of the Council, Miss August-Hanson to ask the Treasury Minister –

What plans he has to review policy addressing destitution, food and fuel poverty; and if he will provide an update on existing preventative services?

I am aware that the Minister for Policy and Reform, Chris Thomas MHK, is currently finalising a report into Cold, Hunger and Homelessness on the Isle of Man.

I believe this report will provide an update on the issues which have been raised and investigated, as well as the measures which it is proposed be undertaken to address those issues.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 20

The Hon. Member of the Council, Miss August-Hanson to ask the Treasury Minister –

How (a) residents and (b) non-residents in the Isle of Man who are victims of domestic abuse are protected; and what access there is to homelessness support, refuges and benefits?

In general in response to the Honourable Member's question, Public services are of course committed to protecting those at risk of domestic abuse.

Protective measures are applied if, and when, public services become aware of concerns, and where mechanisms for the sharing of information to safeguard the most vulnerable are in place. The safeguarding board has oversight of these arrangements. A strategic needs analysis has recently been undertaken in respect of domestic abuse, which has helped to inform policy.

A comprehensive Department of Home Affairs Bill, which has been the subject of public consultation, will commence its progress through the legislative approval process in the autumn, which will provide greater, and more specific, protections to victims of domestic abuse.

Recently, the Prison & Probation service have appointed a Victim Liaison Officer; he and another Probation Service Officer (who is female) will receive Independent Sexual Violence Advice and Independent Domestic Abuse Advice training and they will be supporting victims of such crime.

It is hoped further development in the future will further address the needs of victims by:-

- Giving victims a voice in the Criminal Justice Process;
- Providing information about an offenders sentence including information about release;
- Provide information about how to make a statement to the Parole Committee;
- Arranging protective factors such as exclusion zones and no contact conditions on licences;
- Providing advice;
- Supporting Domestic Abuse victims to make a personal safety plan;
- Signposting to other agencies;
- Attendance at Multi Agency Public Protection Arrangements (MAPPA) meetings and other risk meetings whereby representations will be made on behalf of the victim;
- Liaising with other Victim Services in other Jurisdictions if the victim moves or was not a resident on the Isle of Man;
- Supporting females to complete the Women's Programme (wellbeing programme) on the Intervention Hub;

- Providing victims with the opportunity to meet with the person who offended against them to tell them about the impact of harm and to provide closure;
- Providing offenders with the opportunity to understand the impact of their behaviour and apologise to their victim. These meetings are the most powerful way of getting an offender to acknowledge the harm that they have caused and change their behaviour.

In addition the Police and the Prison & Probation Service recently jointly delivered a multi-agency risk management two day training event. The event was attended by Health Staff, Adult Social Care, Housing Staff, Police staff and Prison & Probation Staff. Clearly any enhancement in the way that offending behaviour is addressed will mean that there is less chance of recidivism.

Victim Support receives funding from the Probation Budget to offer support to all victims of crime. The Victim Support team can give information, practical help and emotional support to people who have been threatened or abused. Their services are confidential, free and available to everyone. They can put a victim in touch with other agencies that can help, for example, with housing, benefits and legal advice. They may also liaise with the Women's Refuge where it is appropriate to do so. A female victim of domestic abuse can also make direct contact with the Women's Refuge

The Department of Home Affairs is also looking at providing additional emergency accommodation for male victims of domestic abuse and others victims that may need short term accommodation.

The Department of Home Affairs is firmly committed to strengthening and solidifying the legislation governing Domestic Abuse and the Domestic Abuse Bill is intended for introduction into the House of Keys in October subject to the usual legislative approval to proceed.

A targeted consultation is ongoing with key parliamentary, governmental and third sector parties to ensure that the final Bill brought into the branches will be as robust as possible.

The specific offence of abusive behaviour as it relates to intimate or family relationships is provided for, along with Domestic Abuse protection notices and orders, amongst other provisions; consideration is also being given to a disclosure scheme allowing pre-emptive action to stop abuse.

Social Security benefits would likely be available to Isle of Man-resident victims who do not have enough money to live on, depending on their circumstances. Victim Support, Social Security officers and other agencies may help a victim to make claims for appropriate benefits. Such claims cannot usually be made by people who are not resident in the Island. Ordinarily, to be entitled to an income-related benefit – such as income support – a person must be able to satisfy the Isle of Man residential condition, as provided in Social Security legislation. However, a person who does not satisfy that condition may still be entitled to benefit if it would be exceptionally harsh or oppressive to deny them benefit.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 21

The Hon. Member for Onchan (Mr Callister) to ask the Treasury Minister -

If he will make a statement on any plans to establish a Public Debtors' Register?

The Treasury is progressing a phased approach to civil debt reform. The work encompasses all aspects of civil debt recovery including underlying legislation, organisational framework and internal procedures.

The initial phase is focused on improving the register of debts to make it more accessible and inclusive. Further changes will also be made to remove the preferential status applied to some debts when they are placed with the coroners for recovery.

A draft Bill is nearing completion and will be subject to full public consultation in September 2019.

Hon. A L Cannan MHK
Minister for the Treasury

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 22

The Hon. Member for Onchan (Mr Callister) to ask the Treasury Minister -

When his Department will introduce an Appointed Day Order for the Debt Recovery and Enforcement Act 2012?

The Treasury recognises that the current framework and systems for civil debt recovery need to be updated and made more effective.

The Debt Recovery and Enforcement Act 2012 was a Private Members' Bill which sought to introduce the concept of private licensed debt collectors. When considering the implications of enacting the legislation, the Treasury was unable to find a cost effective and efficient solution for the underlying issues surrounding its implementation and interaction with the recommendations from previous reviews.

The Treasury therefore brought forward its own proposals in 2018 for a broader project encompassing all aspects of civil debt recovery and which could build upon the work already undertaken, but provide a more structured approach for reform.

The proposals consist of a number of phased workstreams with the initial phase concentrating on reviewing and improving the underlying framework of how debts are recorded, made accessible and the order in which they are then recovered by the coroners.

Following this, the second phase of work will consider options for reviewing the current coroner structure, the duties they perform and the fees applied in recovering debts. The third phase will consider options for reviewing the Island's insolvency framework and all related legislation.

The first draft Bill is nearing completion and will be subject to full public consultation in September 2019.

Hon. A L Cannan MHK
Minister for the Treasury

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 23

The Hon. Member for Onchan (Ms Edge) to ask the Minister for Policy and Reform –

How many non-disclosure agreements and confidentiality clauses have been authorised, and for what value, in each of the last five years by (a) Departments; (b) Government offices; and (c) Statutory Boards?

I regret that it has not been possible in the time available to respond to this question. I will endeavour to provide a response to members.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 24

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Policy and Reform –

Which Departments boards Government or offices have printers: HP Laserjet Series 4000, HP Laserjet Series 4050, HP Laserjet P2015, HP Laserjet Series 4, HP Laserjet Series 5, HP Laserjet Series 3500, HP Laserjet Series 3550, HP Laserjet Series 4500, HP Laserjet Series 4550, HP Laserjet CP3525, HP Laserjet CM3530 or HP Laserjet P3005?

The answer below details the printer models supplied by Government Technology Service (GTS), Cabinet Office. It does not include printers belonging to Isle of Man Post Office as GTS do not provide IT services to Isle of Man Post Office.

Printer Model	Department, Board or Office
HP Color LaserJet 5/5M PS	DOI
HP Color LaserJet CM3530 MFP PCL6	TREASURY
	CO
	DfE
	DHA
	DHSC
	DOI
	MUA
	TREASURY
HP Color LaserJet CP3525	TREASURY
HP Color LaserJet CP3525 PCL 6	DHSC
	MUA
	TREASURY
HP Color LaserJet CP3525 UPD PCL 6	TREASURY
HP LaserJet 4 Plus	GR
HP LaserJet 4L	DHSC
	AGC
	DESC
	DfE
	DHA
	DHSC
	FSA
	MUA
	TREASURY
HP LaserJet P2015	TREASURY

	AGC
	CO
	DESC
	DfE
	DHA
	DHSC
	MUA
	TREASURY
HP LaserJet P2015 PCL6	
HP LaserJet P2015 Series UPD PCL 6	DHA
	DHSC
HP LaserJet P3005 PCL6	DHSC
	GR
HP Color LaserJet P3505	DEFA
	DESC
	GSC
	MUA
	TREASURY
HP LaserJet 4000	CO
HP LaserJet 4050	DHSC
	TREASURY
HP LaserJet 4100	DHA
	DOI
HP LaserJet 4200	DHA
	DOI
HP LaserJet 4250	CO
	DEFA
	DESC
	MNH
	TREASURY
HP LaserJet P2015DN	AGC
HP LaserJet P3005	DHSC
HP LaserJet P4015	DHSC
	DOI
	FSA
	MUA
	TREASURY

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 25

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Policy and Reform –

When a policy will be introduced relating to the redaction of Freedom of Information requests?

There are no plans to introduce a policy on the redaction of Freedom of Information requests as it is part of the statutory process of applying exemptions allowed for by the Freedom of Information Act 2015.

When answering a Freedom of Information request public authorities are entitled to withhold recorded information if one or more of the exemptions detailed in the Freedom of Information Act 2015 apply. Where public authorities withhold part of the information within a document due to the application of an exemption, it is necessary to redact the relevant section of the document supplied to the requestor.

Departments, Boards and Offices publish responses to Freedom of Information requests on the Government website <https://services.gov.im/freedom-of-information/search>. The responses include all information supplied to the requestor, subject to the application of exemptions. The personal data of the requestor is redacted from the response prior to publication.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 26

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Policy and Reform –

Whether he has any plans to make information prior to 2011 subject to Freedom of Information requests?

There are no plans to make information prior to 11 October 2011 subject to the Freedom of Information Act 2015 at present. As the Honourable Member will recall from when the Bill went before the Branches, the 'cut-off' date meant that the additional costs associated with reviewing historical information and preparing it for potential release were minimised.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 27

The Hon. Member for Onchan (Ms Edge) to ask the Minister for Policy and Reform –

If he will list all Department, Offices and Statutory Board impact assessments for schemes/projects since 2016?

I regret that it has not been possible in the short time available to compile the information requested to be able to respond to this Question. I will endeavour to provide a response to Members.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 28

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

Who will designate strategic reserves; and by what mechanism are they empowered?

The Cabinet Office, by adopting the Plan by Order, designates the Strategic Reserves but the plan is required to be approved by Tynwald before it comes into operation. Cabinet Office is empowered by the primary act, the Town and Country Planning Act 1999 and the subordinate legislation, namely the Strategic Plan particularly paragraphs 8.1.6, 8.4.9 and 13.3. The area plans set out the specific methodology for release which will depend on the assessment of evidence.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 29

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

What the statutory basis is for strategic reserves?

The Town and Country Planning Act 1999 sets out that Cabinet Office shall prepare the Island Development Plan, consisting of a strategic Plan and one or more area plans.

A strategic plan contains general policies in respect of the development and other use of land with reasoned justification of those policies and such diagrams, illustrations or other descriptive or explanatory matter in respect of those policies as the Cabinet Office thinks appropriate.

The Isle of Man Strategic Plan 2016 is the statutory plan in operation and references are made to Strategic Reserve sites in Chapter 8 (Paragraph 8.1.6):

"The Area Plans will need to ensure that there is enough flexibility to react to pressures relating to both supply and demand.

Site allocations known as Strategic Reserves are likely to be used in the Area Plans for this very purpose. They will only be released when the Department is certain that there is a need for them and a defined methodology included within the Area Plan has been followed."

Chapter 8, Paragraph 8.4.9 states:

"The Department recognises that the predicted growth in population and changes in household size are subject to a wide range of influences. The overall housing requirement figure of 5,100 has been identified taking into account the Department's commitment to the approach of Plan, Monitor and Manage.¹

This approach recognises the importance of having specific housing need figures as part of the Island Development Plan but accepts that the regular assessment and monitoring of housing and population statistics over time may require corresponding changes to be made in the provision of new housing land.

¹ Plan, Monitor and Manage is defined in Appendix 1 of the Strategic Plan

To this end, Area Plans will, where appropriate, identify Strategic Reserve Sites which will be capable of development in the longer term. Such sites will only be released for development when the Department considers that there is sufficient evidence to justify such action."

In the final Chapter on 'Implementation, Monitoring and Review' Paragraph 13.3 states:

"This process of Monitoring and Review is particularly important given the proposal to make provision for future housing needs on the basis of a process of 'Plan, Monitor and Manage' as outlined in Chapter 8 (Housing).

Under this, the phasing of the release of sites proposed for housing in the Area Plans would be based on maintaining an adequate supply of housing sites with the focus on securing development on brownfield sites, previously developed land and sites within existing settlements before releasing greenfield sites.

Such phasing includes the identification of sites as 'Strategic Reserves' in Area Plans. This approach, which includes the preparation of appropriate development briefs, allows land to be allocated for residential as well as other uses such as employment, but held 'in reserve' until such time as they are required."

TYNWALD

August 2019

FOR WRITTEN ANSWER - QUESTION 30

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

What the most expeditious ways are to amend the strategic plan housing allocations to better reflect the current population trends; and whether these will require approval by Tynwald?

The Strategic Plan contains the housing need figures for the Island (2011 to 2026) which are broken down into the areas of the north, south, east and west.

Under the current legislative framework, there would need to be a review of the Strategic Plan, specifically Housing Policy 1 and Housing Policy 3. There is no requirement for Tynwald debate until the point after the Cabinet Office has adopted the Plan by Order. Tynwald can choose to approve the Plan in its entirety or reject the Plan in its entirety.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 31

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

What would prevent a strategic reserve site being submitted for planning approval?

There is no primary or secondary legislation to prevent an application being submitted to DEFA for planning approval. Determination would, however, be in accordance with Section 10(4) a to d of the Town and Country Planning Act 1999.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 32

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

When the legal advice on the extent that an area plan can lawfully depart from the requirements of the strategic plan will be published?

The Attorney General's Chambers is arranging for legal advice on the matter of general conformity with the Strategic Plan. There is no firm date for its release but there is an intention to make it public.

August 2019

FOR WRITTEN ANSWER – QUESTION 33

The Hon. Member for Middle (Mr Shimmins) to ask the Minister for Policy and Reform –

How many residential properties are being marketed for sale on Isle of Man estate agent websites, and directly by property developers, broken down by east, west, north, and south area plan boundaries?

Cabinet office does not collect this data.

However information about residential land availability is collated and published in the Residential Land Availability Study, of which Update 11 has just been published. This is an annual study that quantifies residential planning application approval data – including new builds, conversions, windfalls, completions, demolitions as well as land availability data for residential land designated in extant development plans. The data has been collected since 2001 and is broken-down further by region and settlement to enable detailed analysis. The report which includes a number of summary tables can be found

here: <https://www.gov.im/media/1352637/1-rlas-update-11-2001-2018-written-report.pdf>

In addition information about housing is published in regular publications from Economic Affairs, the *Quarterly Economic and Statistical Update*, the annual *Isle of Man in Numbers*, and in the annual *Housing Market Review*. The latter provides a greater level of information regarding the Isle of Man's housing market than is provided in other summary statistics such as in both the other two general coverage statistical documents already referenced.

The annual *Housing Market Review* provides longer time series data across a number of areas including: the weighted property price; house and flat prices; affordability of housing on the Island; transactions volumes; and mortgage lending and housing stock. Most of the data used in this housing market report has been provided by the Land Registry, supplemented with information from the 2016 and 2011 censuses and also information supplied to the Bank of England in respect of lending.

Housing data is also made available as open data in conjunction with the *Quarterly Economic and Statistical Update*.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 34

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

How Government is involved in coordinating supply chain conversations between food surplus re-distributors and frontline charities feeding vulnerable groups?

To the best of my knowledge Government has no direct involvement.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 35

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

What governance system is in place for (a) making and (b) implementing decisions made by the Council of Minister's Legislative Sub-Committee?

The Council of Minister's Legislative Sub-Committee Terms of Reference state:

- "The Government Code (paragraph 1.19(v)) states that following a General Election, the Council of Ministers agrees a five year legislative programme ("programme"), which may be updated during an administration."

The purpose of the Sub-Committee, as stated in the Terms of Reference, is to:

- "Consider the legislative priorities of Government and make a recommendation to the Council of Ministers in respect of the programme for each legislative session of the administration; and, once the programme has been agreed:
 - Monitor and review the progress of priority Bills within the programme on a monthly basis and submit, on a quarterly basis, an update report to the Council of Ministers for noting; and
 - Consider requests by Departments for the inclusion of additional Bills on the programme and make recommendations to the Council of Ministers in respect of reprioritising Bills within the programme if required."

The legislative programme is published at regular intervals within the Programme for Government.

Certain matters are considered to have overall priority, the delivery of which may therefore take precedence over other items in the programme, for example legislation to comply with international obligations.

For proposed legislation, the overarching process for consideration and approval is via the Department; Council Policy Sub-Committee [i.e. National Strategy Group/Environment & Infrastructure/Social Policy & Children's Committee]; Legislation Sub-Committee; Treasury [for concurrence as necessary]; and then Council.

The sponsoring Department will identify a Bill for inclusion or re-prioritisation in the legislation programme, and will invite the Sub-Committee to consider the following:

- Programme for Government link;
- The proposed policy;

- The reason for inclusion/reprioritisation [e.g. is the Bill to be prioritised as well as, or instead of, an existing legislative priority];
- Capacity of legislative drafters [size of Bill and timetable/priority for delivery]; and
- Current status of the Bill [what is the likelihood of delivery based on the current status of the Bill and the timetable/priority for delivery].

On inclusion to the programme, the relevant Department provides (where possible) 'priority', 'size' and 'risk to reputation' weightings which are taken into consideration by the Sub-Committee in order to deliver the legislation which supports the Programme for Government framework.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 36

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

How many times decisions made by the Council of Minister's Legislative Sub-Committee have been subject to change in this administration?

The Sub-Committee's role is strategic consideration and decision-making to set the legislative priorities for Government. These decisions take into account policy requirements and overall resources, alongside the timetabling for the introduction of Bills into the Branches of Tynwald.

Whilst the number of times decisions taken by the Legislation Sub-Committee have been subject to change cannot be quantified, decisions may be subject to change as priorities, drafting instructions, resources and the requirement for legislation change over time. This allows the Sub-Committee, within the remit of the Terms of Reference, to be responsive to the policy and legislative needs of Government.

TYNWALD

August 2019

FOR WRITTEN ANSWER - QUESTION 37

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

To what degree the Attorney General's Chambers are involved in decisions made by the Council of Minister's Legislative Sub-Committee to ensure that resource meets need?

The Sub-Committee membership includes both Her Majesty's Attorney General and the Chief Legislative Drafter.

Before a meeting of the Committee, HM Attorney General and the Chief Legislative Drafter establish, in dialogue with the Drafters in Chambers, the current position of each Bill. The Attorney General, the Executive Director, Legal Services and the Chief Legislative Drafter receive weekly updates from the team to enable them to monitor the position. This information is used in the discussions about the legislative programme with the Sub-Committee.

TYNWALD

August 2019

FOR WRITTEN ANSWER - QUESTION 38

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

What assessment has been made of the report by Barnardo's called Overcoming Poverty of Hope, published on 8 July; particularly the intention to improve how the concerns of younger generations are listened to, and acted on?

The Honourable Member asks about intention to improve how the concerns of younger generations are listened to; the role of Children's Champion was made solely to focus on young people who are least likely to have their voices heard and this is an excellent role that provides a voice to vulnerable and looked-after young people.

We are also benefited by The Voices in Participation Council, created as a forum in July 2009 for young people in care aged from 11 to 25, who are keen to work with and present to Government to share their experience. Their recent project focused on the views of young people in care regarding their relationship with their social worker and the things that they valued and things that they wanted their social worker to do more of.

Building on this good work to date and that of Junior Tynwald, is the possible establishment of a Manx Youth Parliament, and I look forward to hearing about progress with this forum.

The Report issued by the Barnardo's organisation called 'Overcoming Poverty of Hope', published only last month, is one of many reports and articles of significance published on Child Poverty in the United Kingdom.

It is important to place in context any UK reports, articles and publications, to ensure any findings are relevant and appropriate to the Island, and to consider each report, article or publication in this depth is of course resource heavy.

As an example for this specific report, the Social Security system in the Isle of Man differs to that in the UK and therefore some conclusions will not be relevant.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 39

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Policy and Reform –

If he will list research projects and surveys regularly undertaken and analysed in each Department, citing: (a) what the research is for; (b) who and how many people it is targeted at; (c) why it is undertaken; (d) when and how often it is undertaken; and (e) which department benefits; and (f) the methodology?

I regret that the information cannot be collated in the short-time period available, however I will endeavour to provide a response to Members.

TYNWALD

August 2019

FOR WRITTEN ANSWER - QUESTION 40

The Hon. Member for Onchan (Ms Edge) to ask the Minister for Policy and Reform –

What the costs were of operating the Welcome Centre in the last five financial years: a) what budget was allocated; b) what income was received; c) how many employees there were, broken down by grade; d) what the operating hours were; and e) for which Departments it provided a service, and in each case what service was provided and at what cost to the Departments?

a) & b) Allocated budget and Income Received

Financial Year	Allocated Budget	Income Received
15/16	£391,800	£62,307.55
16/17	£357,295	£72,286.07
17/18	£351,447	£94,200.68
18/19	£302,936	£81,207.36
19/20	Financial year not complete	

Note: these figures for 'income received' are income only and represent the sale of goods from the Welcome Centre. These figures are not representative of any 'profit'.

c) Actual Employees, by grade, working at the Welcome Centre

Year	Grade	No	Grade	No	Grade	No
2015	HEO	1	Supervisor SM3	2	Support Staff SG1	5
2016	HEO	1	Supervisor SM3	2	Support Staff SG1	8
2017	HEO	1	Supervisor SM3	2	Support Staff SG1	8
2018	HEO	1	Supervisor SM3	2	Support Staff SG1	7
2019	HEO	1	Supervisor SM3	2	Support Staff SG1	3 FT 6 PT 1 FT Seasonal (Apr-Sept)

d) Operating hours

Year	Operating hours
2015	Summer (June to September) Mon – Sat 8am to 6pm. Sun 9am – 2pm (last Sunday in May to last Sunday in September) Winter (Oct to May) Mon – Sat 8am to 6pm. Sunday not open
2016	Summer (June to September) Mon – Sat 8am to 6pm. Sun 9am – 2pm (last Sunday in May to last Sunday in September) Winter (Oct to May) Mon – Sat 8am to 6pm. Sunday not open
2017	Summer (June to September) Mon to Sat 8am to 6pm. (during 4 motorcycling weeks, open until 6.30pm) Sun 9am to 2pm (last Sunday in May to last Sunday in September). Winter (Oct to May) Mon – Sat 8am to 6pm. Sunday not open
2018	Summer (June to September) Sept - Mon to Sat 8am - 7pm. Sun 10am – 4pm (last Sunday in May to last Sunday in September). Winter (Oct to May) Mon to Sat 8am to 6pm. Sunday not open
2019	Summer (May to September) Mon to Sat 8am – 6.30pm. Sundays 9.30 – 2.30 Winter (Oct to May) Mon to Sat 8am to 6pm. Sunday not open

The Welcome Centre also adjusts opening hours during the season to accommodate cruise ships and visitors during motor sport events.

The Welcome Centre is closed for Christmas day, Boxing Day and New Year's Day.

e) Services provided and at what cost to the Departments

The Welcome Centre delivers a number of services on behalf of other Government Departments, in line with Service Level Agreements. Detailed below are the current services and departments that the Welcome Centre supports.

The Welcome Centre is seeking to increase the services it delivers to reduce the costs of Government Departments, Boards and Offices, developing the support provided.

Department	Service
Department of Education, Sport and Culture	<ul style="list-style-type: none">• Payment for school music lessons• Villa Gaiety ticket sales
Department of Infrastructure	<ul style="list-style-type: none">• IOM transport public transport and heritage railway customer services and ticket sales (GO Card sales and production, administration of travel cards, travel enquiries, sale of railway merchandise, railway event bookings)

	<ul style="list-style-type: none"> • Payment and appeal of parking fines, issued by the Department of Infrastructure
Department of Environment, Food and Agriculture	<ul style="list-style-type: none"> • Sale and production of Fishing licences
Department for Enterprise	<ul style="list-style-type: none"> • Provision of Tourist Information and literature
Cabinet Office	<ul style="list-style-type: none"> • Proof of age (18+ cards) • Access to support to online services provided on gov.im • Ad hoc production of employee ID cards • Alternative digital access to Government Consultations • Facility for assisted digital; support for access to on line services, or provision of an alternative method.
Treasury	<ul style="list-style-type: none"> • Ad hoc arrangements established for the payment of Government Invoices

These services are provided through various channels including counter services, telephony services and digital.

The Welcome Centre is also a point of access for Government services, answering customer feedback and directing customer enquiries to the relevant Departments, Boards or Offices.

The Welcome Centre does not receive commission or financial payment for the delivery of these services. Departments may directly provide the required resources e.g. blank Go Cards, printable tickets, fishing licence books etc.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 41

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask HM Attorney General –

What advice was sought by and given to the Council of Ministers and the Department of Home Affairs prior to and after the showing of the Isle of Man Prison documentary?

The Attorney General's Chambers provides legal advisory services to Departments and to the Council of Ministers upon request in respect of any issue which either body determines requires specific legal advice. Honourable Members will be aware that the decision of whether or not to seek advice and any advice actually requested or received may be protected by legal professional privilege.

In this particular case, the Department is content that I can confirm that no advice was sought or given.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 42

The Hon. Member for Ramsey (Mr Hooper) to ask HM Attorney General –

Whether the Fair Trading (Exclusion of Course of Conduct) (Sea Services) Order 2019 applies only to the granting of preferential terms in respect of the sea services being provided by an operator and which part of the order restricts this only to the sea services agreement with the Isle of Man Steam Packet Company?

The Fair Trading (Exclusion of Course of Conduct) (Sea Services) Order 2019 (“the Order”) applies to the granting or preservation of “special rights” to an operator. Special Rights are defined within the Order as including:

- (a) Preferential terms for the use of a harbour or any facilities that –
 - (i) are in, or near to, or in any way connected with a harbour; and
 - (ii) are owned or managed by the Department
- (b) autonomy to independently set fares for the use of services offered, as opposed to having the fares set by the Department; and
- (c) entitlement to the imposition of limitations or restrictions on any person seeking to offer the same or substantially similar services.

The Order applies to the granting of such Special Rights to any operator and not solely to the Isle of Man Steam Packet Company Limited. However, the extent to which the Department is able to enter into such preferential terms with alternate operators will be impacted by the provisions of the Sea Services Agreement entered into between the Department of Infrastructure and the Isle of Man Steam Company Limited on the 31st May 2019.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 43

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Enterprise –

Whether his Department consulted the Department for Infrastructure before the Douglas Promenade refurbishment works began?

The Department for Enterprise has relatively limited powers and funding which is designed to support economic growth and consequently ordinarily has not been involved in any of the Island's regeneration schemes other than administering a small matched funding scheme that allows improvements to the frontage of businesses as part of any works.

Consequently the Department was not formally consulted on any aspect of the Promenade Refurbishment scheme before the works began.

Following the emergence of concerns from a number of businesses directly affected by the works, the Department has been working in conjunction with the Department of Infrastructure since April this year, primarily to help understand the real impact on businesses, to consider mitigating steps that might reduce this impact and the potential economic impact of the works on the Douglas Promenade area.

The Department continues now to work closely with the Department of Infrastructure and Treasury to consider this impact and to consider how best to minimise any long term economic impact and provide appropriate support to those businesses directly affected.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 44

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Enterprise –

What work his Department has undertaken to identify the challenges faced by the hotel and tourist industry in relation to the Douglas Promenade refurbishment works?

The Department for Enterprise has relatively limited powers and funding which is designed to support economic growth and consequently ordinarily has not been involved in any of the Island's regeneration schemes other than administering a small matched funding scheme that allows improvements to the frontage of businesses as part of any works.

Consequently the Department was not formally consulted on any aspect of the Promenade Refurbishment scheme before the works began.

Following the emergence of concerns from a number of businesses directly affected by the works, the Department has been working in conjunction with the Department of Infrastructure since April this year, primarily to help understand the real impact on businesses, to consider mitigating steps that might reduce this impact and the potential economic impact of the works on the Douglas Promenade area.

The Department has met with or spoken to the majority of businesses on the Promenade and the Tourism Sector especially has been interviewed and there are a range of issues from both the immediate works and issues around a potential drop in future bookings as a result of these current works and customer feedback.

The Department has developed an initial small level of financial support within its limited powers under the Enterprise Act which can be used to boost marketing initiatives for the businesses affected, however, although available for hotels, this is targeted more at the smaller retail businesses as they were seen to be under the most immediate financial pressure.

Looking forward the Department is working closely with the Department of Infrastructure and Treasury to consider future methods of support going forward and will work with the tourist businesses to consider their specific challenges. The Department will continue communication with the businesses on the Promenade to continually update the potential economic and logistical impact.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 45

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Enterprise –

What types of compensation will be available for businesses affected by the Douglas Promenade refurbishment works; and whether they will take into account different business needs?

The Department for Enterprise has relatively limited powers and funding which is designed to support economic growth and consequently ordinarily has not been involved in any of the Island's regeneration schemes other than administering a small matched funding scheme that allows improvements to the frontage of businesses as part of any works.

Consequently the Department was not formally consulted on any aspect of the Promenade Refurbishment scheme before the works began.

The Department has a range of financial grants for businesses to take advantage that link to economic growth or increased productivity including support for energy efficiency surveys, transactional web sites, quality accreditations and off-Island marketing for visitor accommodation providers.

Following a request from the Department of Infrastructure to consider further support to those businesses directly affected by the works, the Department has developed and now launched a small grant specifically for the businesses on the promenade, primarily focused on the small retailers who had seen an immediate and sustained level of impact.

It is important to note that the Department has limited powers to support businesses, so this support is in line with the Enterprise Act 2008 (Eligible Businesses) Regulations 2018.

Businesses must meet the eligible business requirements and to qualify must have seen a 20% downturn comparable over a period of six months with the same period 2018 with a one off payment of £6,000 per eligible business.

Subsequent to this initial small scheme, the Department is working with both the Department of Infrastructure and Treasury on a series of alternative longer term options to support the Promenade Businesses going forward, as the Department understands that the newly developed scheme is not a long term solution to supporting those wide ranges of businesses including hotels who may have different levels of impact occurring at different times, possibly sometime in the future.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 46

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Enterprise –

How many businesses have been notified of the Douglas Promenade Support Scheme; how many businesses have applied to the Scheme to date; and how much has been distributed under the Scheme?

Following a request from the Department of Infrastructure, the Department developed a small interim financial support scheme, designed primarily for small retail businesses with a fixed payment of £6,000 for eligible businesses who have experienced a sustained impact of 20% over a six month period.

On Tuesday 8th August the Department hand delivered its Douglas Promenade Support Scheme (DPSS) information packs to 76 businesses along Douglas promenade within the eligible zone, which has been set between the southern end of Loch Promenade at its junction with Peveril Square and Strathallan Crescent at the northern end of the Promenade.

Each pack contained the following :

- An introduction letter with an over view of the scheme;
- Zone map overview;
- Links to the website containing further information
- Contact details for queries;
- DPSS guidelines ;
- DPSS application form; and
- An overview of all DFE grants in case other forms of assistance might be appropriate.

As per the guidelines the scheme allows one application per group of businesses packs were distributed with this in mind. The scheme details are also available on the Department's Website at www.iomdfenterprise.im/DPSS

As of 14th August, there have been five enquiries from retail and hotels made directly to the Department and as at the 15th August 2019, within the first week the Department has received one formal application.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 47

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Enterprise –

What information his Department receives and what advice it gave about the Isle of Man Prison documentary?

The Department was not formally involved in the original decision by Department of Home Affairs to support the documentary.

It was advised through Council of Ministers and the Government Communication Services and the full process has been managed by the Department for Home Affairs.

Consequently, it was not deemed necessary that any advice be given except regarding the possibility of advertising the Island during the airing of the programme.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 48

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Enterprise –

Whether his Department has undertaken any assessment of the impact on the surrounding area of being mentioned frequently in Isle of Man prison documentary?

The Department was not formally involved in the original decision by Department of Home Affairs to support the documentary.

Consequently, it was not deemed necessary that any advice be given except regarding the possibility of advertising the Island during the airing of the programme.

The Department will conduct an assessment in conjunction with the Department of Home Affairs once the whole series has been aired.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 49

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Enterprise –

Whether his Department raised any concerns about the impact of making the Isle of Man Prison documentary?

The Department was not formally involved in the original decision by Department of Home Affairs to support the documentary.

Consequently, it was not deemed necessary that any advice be given except regarding the possibility of advertising the Island during the airing of the programme.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 50

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Enterprise –

What assessment his Department has made of the coverage of the initial episode Isle of Man Prison, on and off Island on social and traditional media channels?

The Department was not formally involved in the original decision by Department of Home Affairs to support the documentary.

Consequently, it was not deemed necessary that any advice be given except regarding the possibility of advertising the Island during the airing of the programme.

The Department for Enterprise will conduct an assessment in conjunction with the Department of Home Affairs once the whole series has been aired and has not undertaken any formal assessment of the initial coverage, on and off Island, on Social and traditional media channels.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 51

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Enterprise –

Whether the Department assessed the cost of placing an advert on ITV 1 between the hours of 20.00 and 20.30 midweek in August 2019?

The Department was not formally involved in the original decision by Department of Home Affairs to support the documentary.

Consequently, it was not deemed necessary that any advice be given except regarding the possibility of advertising the Island during the airing of the programme.

As the final date of airing became apparent, the Department were approached to assess the opportunity for advertising around the schedule.

This opportunity was presented to the Visit IOM Board, who felt that July and August was not an optimum time to undertake significant TV advertising given many of the targeted audience would be on holiday.

A future assessment may be made when the series has finished ahead of any reruns.

The Department has however, undertaken some limited additional digital advertising on the back of the increased audience interest with the emphasis tied to [locate.im](#)

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 52

The Hon. Member for Onchan (Ms Edge) to ask the Minister for Enterprise –

What a) the expected income from TT advertising on Radio TT 2019; b) the actual income received in 2019; and c) income achieved for advertising on Radio TT 2018 by Manx Radio was?

a) The Department had no expectations of deriving direct income from direct advertising during the radio provision at TT in 2019, rather the airtime slots provided by Manx Radio as part of the agreement were to be utilised to fulfil obligations of the Department from within various Sponsorship and licencing agreements, which are valued in excess of £800k. It should be noted that in previous years Manx Radio would have been paid by the Department for the cost of these advertising slots within the Sponsorship agreements and as such the change resulted in expenditure savings on the cost of providing Radio TT

b) The Department achieved an advertising income figure of equivalent to £17,792 derived from direct revenue income and expenditure savings made from obligatory sponsorship activation costs, in addition to this, the Department ran a number of “what’s on” event adverts, which took a portion of the available advertising airtime slots over the fortnight, which if paying a commercial rate to Manx Radio would have been at a price of £30 per slot, although it is likely that a package deal would have been agreed. A figure of £1,000 has been included for the airtime package costs;

c) Manx Radio has advised that their income achieved from advertising on Radio TT in 2018 was £56,191.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 53

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Enterprise –

What steps the Department is taking to tackle the rise of in-work poverty?

The Department has statutory responsibility for Minimum Wage legislation, which seeks to protect the lower paid workers in our economy.

In June, Tynwald unanimously approved further increases to the Minimum Wage rates, effective from 1st October 2019. When these latest increases are taken into account, the main rate of the Minimum Wage will have increased 29% since 2014, a rate considerably ahead of inflation for the same period.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 54

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Enterprise –

Whether the Department has a strategy on the creation of education and employment opportunities for single parents; and whether it has consulted single parents on its approach?

The Department is part of a cross-Government working group which has recently considered the adequacy of pre-school provision, which presented an update report to July's sitting of Tynwald.

In preparing this report and subsequent action plan, formal public consultation was undertaken.

The Department references the work of this group in the Locate Strategy, approved by Tynwald in February 2019, and has completed a number of actions in this work stream, including the expansion of financial assistance to childcare providers to encourage the expansion of childcare provision and, allied to this, increasing the opportunity for those who wish to return to work, or work more hours, to do so.

The Department is also engaged in a review of Employment Legislation which is considering areas of potential modernisation which is likely to include matters such as Parental Leave, Flexible Working and other areas to reflect modern working practices.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 55

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Enterprise –

Whether his Department and the Department for Education, Sport and Culture are working together to drive initiatives to support the future of the technology industry through the education system?

As part of the range of work being undertaken by Digital Isle of Man, the executive agency which represents the Technology sector on the Isle of Man, a strategy on digital skills has recently been presented to the Board with a range of recommendations seeking to address the skills challenge.

One of these recommendations involves improving links between education and employers and a meeting is due to be held on the 5th September between industry representatives and the Department of Education, Sport and Culture to discuss a number of areas, including:

- Improving careers advice and knowledge of the digital sector on the Island, including specific focus on promoting the opportunities in the sector to females;
- The expansion of Code Club (a not for profit initiative which teaches coding skills);
- Potential changes to the curriculum to enhance the digital skills being taught and bring them in line with those required by employers;
- Other in-school digital initiatives, such as Hive Hackers (which saw 3000 students and 175 teachers upskilled in coding in Northern Ireland).

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 56

The Hon. Member of the Council, Mrs Lord-Brennan, to ask the Minister for Enterprise –

If he will make a statement on Vision 2020 and when the next economic plan will be laid before Tynwald?

In 2017, Tynwald approved the Transfer of Functions Order enabling the Department for Enterprise to reduce in size and scope and commence the formation of four Executive Agencies (Finance, Digital, Business, and Visit).

These Agencies are responsible for driving the development of the Island's economy in their respective areas.

Vision 2020 was written in 2013/14 by the former Department of Economic Development (DED) as a 'top down' strategy, providing a high-level view of the future of the Island's export economy.

With the development of the Executive Agencies, the future economic strategy that will replace Vision 2020 will be 'bottom-up', incorporating the objectives in the Agencies' 1-3 year business plans. These business plans will be shorter-term and more detailed in nature than the previous high-level economic strategies of Vision 2020 and Economy 2014.

The Agency business plans are due to be completed in October 2019, following which the Department for Enterprise will produce an overarching summary drawing together these plans. This will then allow for a further broader discussion on the Island's overall economic strategy.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 57

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Education, Sport and Culture –

How many teaching staff have left employment in Rushen Primary School in each of the last three years, and why; and if he will list all current teaching staff, broken down by direct teaching roles?

The following teaching staff have left employment at Rushen Primary School in the last three academic years:

2016/17 – 2 teachers left, 1 of whom resigned and one transferred to another school.

2017/18 - 3 teachers left, 2 of whom resigned and one transferred to another school.

2018/19 - 1 teacher left as her contract ended.

Currently there are 13.4 Full Time Equivalent (FTE) teaching staff at Rushen, including the Headteacher. All of these staff will have some direct teaching role, whether as a class teacher, covering Preparation, Planning and Assessment (PPA) time, or covering classes when staff are absent. The management of the internal organisation of teaching within the school is the responsibility of the Headteacher.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 58

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Education, Sport and Culture –

What plans there are to increase the number of breakfast clubs in schools?

Following the approval by Tynwald in July 2019 of the Recommendations in the Report on progressing and developing a Childcare Strategy for the Isle of Man, the Department and other key stakeholders will be looking into devising a strategy and implementation plan to provide assistance to working families with care of their children in out of school hours, the possibility of increasing breakfast clubs will be considered as part of this.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 59

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Education, Sport and Culture –

Whether he has any plans to link Artificial Intelligence research and development for the benefit of the economy; whether educational institutions are being contacted to partner with Government to pilot AI projects on Island, and inform training in AI ethics?

At present this is very limited on the Island, however UCM do support staff who engage in research practice, for example one member of staff is undertaking a PHD researching eye gaze technology. Other staff may be engaged on the periphery of AI through teaching research and through teaching of subjects like robotics within the IT and Engineering department. UCM are actively wanting to build their research base and this has been included in the tender specification for the new Higher Education partner for UCM. However, in July, UCM held the first Isle of Man research festival, bringing together a range of government and private sector employers to share research and knowledge. They aim to build on this.

Undergraduate students at UCM undertake work placements with employers at level 5 and 6 and may also be involved in this, specifically within the engineering sector.

Last year UCM wrote a short qualification in Robotics, which is validated by the NCFE awarding body. This is a level 1 award and is being delivered to 14-16 year olds who attend UCM once a week for the programme

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 60

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

What the total budget for the Agriculture and Fisheries grant scheme has been for each of the last 5 years; and how much of this relates to Fisheries?

Mr President

The total budget for the Agriculture and Fisheries Grant Scheme for the timeframe 2014 – 2019 is shown in column 2 of the table below;

The total amount in relation to Fisheries for same timeframe is shown in column 3 of the table below;

Financial Year	Total Food, Ag & Fish Grant Scheme Budget £	Fisheries Total Amount £
2018/19	585,000	42,000
2017/18	585,000	42,000
2016/17	585,000	42,000
2015/16	725,000	42,000
2014/15	425,000	42,000

The joint Agriculture and Fisheries Grant Scheme was introduced in 2016. Prior to this date, a combination of different grant budgets, covering items such as safety equipment, modernisation, training and education were available for the fishing industry, amounting to an equivalent annual figure of £42,000.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 61

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

What the total of grants paid in relation to fisheries has been for each of the last 5 years; and what the average size of a grant was in each of these years?

Mr President

Before 2016, fisheries grants were available through a combination of different grant budgets, covering items such as safety equipment, modernisation, training & education.

The total annual amount available via these budgets amounted to £42,000.

Since 2016 fisheries grants have been included in the Agriculture and Fisheries Grant Scheme, with the equivalent available funding of £42,000 per annum.

The table below presents the total amount of fisheries grants paid for each of the past 5 years and the average size of each grant in each of these years.

Financial Year	Total Fisheries Grants £	Average Fisheries Grant £
2019/20	0	0
2018/19	5,752.71	639.19
2017/18	14,390.92	2055.85
2016/17	13,429.05	264.00
2015/16	5,525.89	613.99

Please note the average figures may not be exact as money has on occasion been accrued between financial years, and claims for payment can be made up to 12 months after approval.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 62

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

What the total financial support paid in relation to a) fisheries and b) agriculture has been for each of the last five years?

Mr President

The table below presents the total amount of support paid in relation to
a) fisheries and b) agriculture for the financial periods from April 2015 – Aug 2020

Financial Year	Agriculture		Fisheries
	Support payments	Grants	Grants
2018/19	£ 5,937,673	£ 205,892	£ 5,753
2017/18	£ 6,121,064	£ 312,077	£ 14,391
2016/17	£ 6,266,545	£ 318,315	£ 13,429
2015/16	£ 6,448,739	£ 269,750	£ 5,526
2014/15	£ 6,724,205	£ 267,524	£ 1,972

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 63

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

Whether the Department has sufficient resources to effectively enforce fisheries regulations in Manx Territorial waters in the event of a no deal Brexit?

Mr President
At this time it is anticipated DEFA has sufficient resource to protect local fish stocks in the event of a no-deal Brexit and the situation will be monitored closely.

IN TYNWALD

August 2019

WRITTEN ANSWER – QUESTION 64

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

What the result of the review of the fisheries mentioned in his July Tynwald answer was; and if he will provide an update?

Mr President

Queen scallop stocks in Manx waters have been on a declining trend for several years, and the 2019 stock biomass assessment was the lowest on record. Following consultation with the Scallop Management Board in May of this year, a significantly reduced Total Allowable Catch (TAC) was set for the season and in acknowledgment of the potential socio-economic impacts, a review was scheduled for 4 weeks after the start of the fishery.

The review noted that:

- further to the annual Bangor University-led stock survey, a joint industry/Bangor University survey was conducted on three fishing grounds within the territorial sea;
- several areas of high juvenile queen scallop density have been identified on the Chickens and Targets grounds and the industry survey identified a specific area of high adult queen scallop density at East Douglas;
- consequently, when the season opened, fishing concentrated on the East Douglas area, based on a weekly catch quota;
- limited fishing had occurred on other grounds, with poor catch rates;
- catch rates were maintained on the East Douglas ground during the first 4 weeks;
- no evidence has indicated a review of the overall stock assessment is warranted.

The outcome of the review was communicated to the Scallop Management Board and weekly reviews of the fishery have occurred since then. As of 9 August 2019, 85% of the TAC had been caught.

Due to the continuing trend of high catch rates on East Douglas, the weekly review of 12 August 2019 resulted in a decision to extend the current fishery in this area for the purposes of scientific data collection on spatial management measures.

The approach is conditioned on either a significant decline in catch rate or an amended TAC of 557 tonnes being met. For conservation purposes all other grounds within the territorial sea are to be closed to queen scallop fishing. It is hoped that the protection of areas of high densities of juveniles will yield a productive fishery in 2020.

This has been communicated to the Scallop Management Board and the measures took effect from 19 August 2019.

IN TYNWALD

August 2019

WRITTEN ANSWER – QUESTION 65

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

What measures have been considered to limit access to Manx fishing stocks in order to prioritise Manx fishing boats?

Mr President

The Isle of Man has a Fisheries Management Agreement with the United Kingdom Fisheries Administrations which outlines the arrangements for management of fisheries within the territorial sea, and includes the following arrangements;

Fair access for vessels registered in the Isle of Man or in the United Kingdom to each Administration's respective waters.

and

The extended territorial sea is not an exclusive fisheries zone and the fishing rights under –

- a) Any international agreement extending to the Island;*
- b) Any instrument which applies as part of the law of the Island;*
- c) Any other agreement between the Government of the Island and the sea-fisheries administration of any part of the United Kingdom must be respected, and technical conservation measures must not discriminate between fishermen by reason of nationality.*

Manx fishing vessels have reciprocal access to UK waters, which has been historically beneficial to Manx fishing interests.

The Isle of Man is therefore not in a position to restrict access to Manx fish stocks by reason of nationality.

A copy of the 2012 Fisheries Management Agreement can be found here:

<https://www.gov.im/media/1360379/fisheries-management-agreement-2012-v2.pdf>

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 66

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Environment, Food and Agriculture –

Whether the Minister has considered implementing a tie-up scheme, or other form of financial support for Manx fisherman, for periods where fishing catch allowances are reduced?

Mr President

<p>Rather than a tie-up scheme, the Department is actively encouraging diversification options for other fish species in Manx waters. This is considered to be a better long-term option for the Manx fishing fleet.</p>
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<p>The financial support available for diversification, part of the Agriculture and Fisheries Grant Scheme, provides for a grant rate of up to 80%.</p>

<p>However, this scheme is not solely for diversification purposes, it also supports safety, training & education in the fishing industry.</p>
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<p>In light of the particular circumstances for the queen scallop fishery this year, it is anticipated that ongoing discussions within the Department may result in an increase to the current fisheries grant scheme for 2019-20, should demand require it.</p>
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<p>This proposal is currently under consideration and will further facilitate and support local fishers to continue in their chosen profession and boost their income through the prosecution of other species at a time when queen scallop stocks are in decline.</p>
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IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTIONS 67 and 68

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

67) What the loss of income for Manx queen scallop fishermen is as a result of the 40% cut to Total Allowable Catch?

68) What the economic impact on the fishing industry of the additional 20% cut to Total Allowable Catch on queen scallop fishery will be; and how long it will take the industry to recover?

Mr President

The 2019 stock assessment of queen scallops in the Manx territorial sea indicated that estimated biomass was at its lowest level since the annual surveys began in 1993.

Based on estimated biomass and international best-practice for fisheries management, the Government's fisheries science advisors, Bangor University, advised a zero Total Allowable Catch (TAC), as they have done each year since 2014/15.

Current agreed policy with the Scallop Management Board in the event of stock decline, is for a reduction of 20% on the previous year's Total Allowable Catch with a provision for a further 20% reduction in emergency circumstances. Given the significance of the 2019 biomass estimate the emergency reduction of 20% was applied, reducing the total TAC for 2019 by 40%, from 794 t to 476 t.

The loss of income/economic impact in relation to a reduced quota is dependent on the relative price achieved for the product, which varies over time, both annually and monthly.

It is important to note that annual and seasonal variability factors, as well as fishery management measures may affect the quantities landed, for example; weather, weekly catch limits etc., so any financial impact on industry cannot be solely based on the TAC reduction.

As data from August 2019 catches is incomplete any comparative analysis can relate only to July 2018 compared with July 2019. The actual income difference between 2018 and 2019, which includes the TAC decrease of 40%, can be estimated as follows;

- the average price per tonne for queen scallops declined from £1,467.84 in July 2018 to £1,350.40 in July 2019, a difference of £117.44.
- the landed weight of queen scallops by Manx fishermen declined from 240.1 tonnes in July 2018 to 131.6 tonnes in July 2019, a difference of 108.5 tonnes.

This equates to an estimated overall reduction in income of around £174,715 across the Manx fleet. There were 22 vessels fishing in 2019 compared to 24 in 2018, and so the individual impact is relatively reduced.

The 'additional 20% cut to Total Allowable Catch' is already included in the 40% reduction, and cannot be estimated in isolation, because it has not been applied at that value.

A review of the fishery after Week 6 (12th August 2019) indicated a unique pattern of fishing that has enabled the opportunity to offer continued fishing on one ground for the provision of additional scientific data, and a potential increase in the TAC up to an additional 20%. This proposal has been communicated to the Scallop Management Board and was implemented from the 19th August 2019.

Recovery of the industry, in terms of recouping reduced revenue as a result of catch restrictions depends on the recovery of the stock biomass, which would provide greater fishing opportunity, and income generation. It is unknown how stock biomass will change in future, although DEFA continue to manage the fishery with the objective of achieving stock recovery, whilst maximising fishing opportunity within this constraint. The time for financial 'recovery' also depends on the price achieved for the product, which is also very difficult to estimate due to market variability, both regionally and internationally.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 69

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

What representations he has received from the Isle of Man industry about the recent Bangor University study of biomass in Isle of Man waters?

Mr President

Following the 2019 stock assessment survey carried out by Bangor University in April 2019, the Scallop Management Board (SMB), the representative body for the scallop fishing sector in the Isle of Man, met in May to consider the report and make recommendations in relation to management of the 2019 fishery.

A formal letter of recommendations was received from the Chair of the Board on 23 May 2019 recommending a 20% reduction in TAC.

In June 2019 the Manx Fishing Industry Conference enabled all stakeholders an opportunity to participate in an open forum discussion with DEFA and Bangor University staff, with significant focus on the queen scallop survey and fishery.

Since then, DEFA has received independent communications from fishing industry stakeholders, specifically, two from Manx fishermen and one from the Manx Fish Producers' Organisation, which was forwarded from the chair of the Scallop Management Board.

The Department responded to these communications by part funding an industry survey which in most respects correlated with the Bangor results. The survey did identify one area of high stock levels, which the industry has subsequently continued to exploit.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 70

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

What work is being undertaken to ensure an increased, and more diverse, stake in the UK's prospective independent coastal state quota on the event of the UK's exit from the European Union?

Mr President

In February 2018 the Isle of Man Government submitted a position paper on Brexit related fisheries issues to DEFRA. This document outlined the Isle of Man Government's preferred position in relation to future quota allocation; specifically

'As an independent coastal state, it is assumed the UK will expect a fair share of the resource within its territorial waters and renegotiate a reapportionment of fisheries quota to more accurately reflect fish stocks in UK waters (zonal attachment), unless negotiations on unrelated matters necessitate the status quo to be retained.

The Isle of Man would insist on a similar approach, with Isle of Man interests to be taken into account in any negotiations and arrangements regarding the allocation of quota (as a dedicated share of UK quota).

It is expected that any Manx share of quota agreed would closely reflect the species present in Manx waters and not be based on past landing history.

The Isle of Man calls for an increase in quota allocation which will:-

- Better reflect the status of Manx fish stocks;*
- Allow the Isle of Man to manage and meet the requirements of the landings obligations within the Manx territorial sea and outside;*
- Encourage and support diversification within the Manx fleet to fish inside and outside Manx territorial waters, taking pressure off scallop stocks;*
- Continue to reflect current reciprocal arrangements.'*

In September 2018 DEFA provided a detailed response to the UK Government's Fisheries White Paper, which also included the Isle of Man Government's views in relation to future quota allocation.

DEFA officers meet with DEFRA and Crown Dependency colleagues on a monthly basis to discuss all matters in relation to the UK's exit from the EU, including the allocation of additional fisheries quota should this become available.

In the meantime, the UK recently launched a consultation 'Developing a new approach for the

allocation of additional quota in England: Call for Evidence', which is seeking views and feedback from all stakeholders on how best to allocate any additional quota post-Brexit. The call for evidence closes on the 30th August 2019, and following discussion with industry representatives DEFA is currently preparing a response to this document. It is expected that a response will also be submitted by local industry. Following this the UK will arrange further stakeholder engagement with industry to continue to examine this matter and this will include involvement with the Crown Dependencies.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 71

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

What steps have been taken by to ensure that the Manx fishing industry has a greater than 1.5% stake of Irish Sea quota, dependent on species, following Brexit; and what plans he has to ask the United Kingdom Government for a share of 8.6% of each quota species to fish or trade in Area 7A?

Mr President

It is acknowledged that historic fisheries quota allocation processes may not have been particularly favourable to the Isle of Man. However, the UK's exit from the EU and the withdrawal from the Common Fisheries Policy, provides an opportunity for reviewing the allocation of any extra fishing quota post-Brexit. Whilst it is also important to note that Scallops and Crustaceans are the majority of the Manx fishing fleet's current focus and are not part of the EU Quota regime, the Department is actively seeking to grasp any quota increase opportunities which Brexit provides.

The UK Government's recent Call of Evidence on fishing quota allocation specifically focusses on expected new quota availability, rather than a redistribution of existing allocations.

DEFA has made significant efforts to ensure that the Isle of Man's position on future quota allocation is well known, and seeks to pursue the inclusion of "zonal attachment" as an option in future allocations, ie. taking account of the distribution of fish in territorial waters in quota allocation calculations.

In February 2018, DEFA submitted a Brexit position paper on fisheries to DEFRA, which outlined the Isle of Man Government's preferred position in relation to future quota allocation:

It is expected that any Manx share of quota agreed would closely reflect the species present in Manx waters and not be based on past landing history.

The Isle of Man calls for an increase in quota allocation which will:-

- Better reflect the status of Manx fish stocks;*
- Allow the Isle of Man to manage and meet the requirements of the landings obligations within the Manx territorial sea and outside;*
- Encourage and support diversification within the Manx fleet to fish inside and outside Manx territorial waters, taking pressure off scallop stocks;*
- Continue to reflect current reciprocal arrangements.'*

In September 2018 DEFA provided a detailed response to the UK Government's Fisheries White Paper, which again included the Isle of Man Government's views in relation to future quota allocation.

DEFA is currently preparing a response to DEFRA's consultation 'Developing a new approach for the allocation of additional quota in England: Call for Evidence', which closes on the 30 August 2019.

It is anticipated that local industry bodies will also take the opportunity to submit their own views on future fishing quota allocations to this consultation.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 72

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

Whether the Department is considering an exclusive creel-only Manx prawn fishery off the west coast of the Island; and whether this is supported by scientists within the Department?

Mr President

The Isle of Man territorial sea includes an area of sub-tidal mud habitat which features various species, including Norway lobster (prawn)(*Nephrops norvegicus*). This area is part of the ICES prawn fishery management Functional Unit 15 (Western Irish Sea) and currently supports an active trawl fishery, predominantly conducted by UK vessels from Northern Ireland.

Nephrops is a quota species, and therefore quota must be held by participating fishers. The trawl fishery also results in significant quantities of bycatch, again for which appropriate quota must also be held to comply with EU landings obligations.

The trawl fishery is therefore not species-specific and with mixed sustainability credentials, would benefit from fishery gear modification, diversification and improved management.

It is recognised that part of any improvement could involve establishing a creel component to the fishery, with a view to developing a live export market. Manx fishermen already occasionally participate in such a creel fishery in this area.

This initiative is fully supported by DEFA, which has made representation to relevant Northern Irish Fish Producer's Organisations and has been actively participating in an ongoing fishery improvement planning process, coordinated by the Marine Stewardship Council, which is undertaking pre-assessment for MSC certification for various regional *Nephrops* fisheries.

The Department has a grant scheme which enables the provision of grant support for diversification initiatives such as this idea and remains committed to enabling viable diversification.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 73

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Environment, Food and Agriculture –

Whether the Department has considered forming a working group with legislators from Scotland, England and Wales, Northern Ireland and the Irish Republic to collaborate and negotiate on principles regarding secondary legislation on Irish Sea fishing rights?

Mr President

The Isle of Man Government strongly supports collaboration with the UK, Ireland and the Devolved Administrations on areas of mutual interest within the Irish Sea, including fisheries matters.

Whilst legislative measures remain a matter for each jurisdiction, discussion and agreement of mutual policy objectives to achieve consistency and cooperation across the region is possible and indeed desirable, particularly in support of the Manx fisheries.

Isle of Man Government actively engages in the British Irish Council to ensure regional collaboration and engagement on common issues, and the Department has also taken a proactive role in ensuring that the Island's fishing rights are acknowledged and considered by the UK in the ongoing Brexit process.

Working with regional partners on common issues is a priority area within the Department's 5-year fisheries strategy (<https://www.gov.im/about-the-government/departments/environment-food-and-agriculture/fisheries-division/future-fisheries-strategy/>)

The Department played a leading role in the establishment of a pan-Irish Sea working group to improve the management of queen scallop fisheries in the region and, in collaboration with the UK fisheries administrations and industry, undertook a regional consultation process and negotiated the ongoing voluntary seasonal closures and change to landing size.

Our own industry advisory body on territorial sea scallop fisheries, the Scallop Management Board, includes representation from all four UK jurisdictions, and the Department continues to engage with the UK fisheries administrations, and other Crown Dependencies, in relation to regional fisheries issues and wider fisheries management arrangements.

The UK's forthcoming withdrawal from the EU will change the way in which fisheries are managed in UK and Isle of Man waters in the short to medium term. It remains difficult to tell, at this stage, what the outcome of this process will be. Pending the outcome of these discussions, however, the Department recognises the opportunity and value of collaboration across different jurisdictions on the management of what is a shared resource, and will seek to engage positively with partners, as opportunities arise.

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 74

The Hon. Member for Garff (Mrs Caine) to ask the Minister for Health and Social Care –

What data on blood glucose levels has been collected by the paediatric team at Noble's Hospital using continuous glucose monitoring (CGM); and

- a) how these blood glucose results compare with previously;
 - b) whether CGM is a valid replacement for finger prick testing in terms of improvement in diabetic children's health and quality of life;
 - c) what plans he has to fund permanently CGM?
-

a) How these blood glucose results compare with previously;

(Started CGM in Year 2017)

2016-2017: Mean HbA1c 63.8mmol/mol

Median HbA1c 59.5mmol/mol

2017-2018: Mean HbA1c 63.7mmol/mol

Median HbA1c 61.5mmol/mol

2018-2019: Mean HbA1c 56.4mmol/mol

Median HbA1c 56mmol/mol

(CGM available to all since December 2018)

2019-present: Mean HbA1c 54.8mmol/mol

Median HbA1c 53.5mmol/mol

These data sets were presented in both RCPCH and BSPED meetings in the UK. Health professionals much appreciated the excellent control we achieved in the Isle of Man.

Since CGM has been initiated, there has been a significant improvement in glycaemic control.

The feedback from parents and children is very favourable; especially in relation to reduced number and significance of Hypoglycaemic (Hypo) events (hypo fear and parental anxiety).

b) Whether CGM is a valid replacement for finger prick testing in terms of improvement in diabetic children's health and quality of life;

The Dexcom G6 system used by the Children's Diabetes Service is the only CGM system that does not require finger prick calibration with the readings considered accurate enough to be used for all treatment decisions.

The system has alarms to alert families to rapidly dropping glucose levels likely to result in Hypo within 20 minutes giving families an invaluable tool to aid Hypo prevention.

There are also high glucose alarms which can be pre-set by the families to give a warning when glucose levels rise out of range prompting insulin correction and tighter glucose control.

The system also has an alarm which cannot be turned off if the blood glucose drops below 3.1mmol/l which reduces the possibility of a more significant hypo event and also hypo fear (Improved quality of life).

The CGM can be linked to 5 family members' phones giving them a real time picture of current glucose levels.

The above features have allowed families to gain greater control of their children's Diabetes and significantly reduce the fears associated with night time hypo.

Overall this CGM technology use helped to achieve excellent glycaemic control, improved quality of life and also reduced the number of DKA and severe hypoglycaemia requiring hospital admissions.

c) What plans he has to fund permanently CGM?

We fully intend to continue to fund this treatment for paediatric patients.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 75

The Hon. Member for Garff (Mrs Caine) to ask the Minister for Health and Social Care –

Pursuant to his answer of July 2019 in respect of the availability of speech and language therapy to children;

- a) What the current caseload per therapist and waiting time is for new referrals;
- b) What arrangements have been made to cover the work of the staff member on maternity leave;
- c) When schools will be able to refer new cases to the speech and language therapy service;
- d) Whether the department has ascertained the level of unmet need arising from the period during which referrals have not been accepted; and
- e) What progress has been made with the review of the service announced in January 2019?

-
- a) The current caseload per Speech and language Therapist is 89, and the waiting list is 14 weeks to be seen for a new referral. The recommended caseload number for a full time Speech and language therapist is 50. The lack of capacity to meet demand will be part of the business case and service proposal for Children's Speech and Language Therapy.
 - b) There has been a successful recruitment of a bank member of staff who is completing the hours of cover for the staff member on maternity leave.
 - c) September 2019 on the return to the new school year.
 - d) The Department has ascertained the level of unmet need by the use of historical referral data, this will be further analysed when the referrals are processed in September when the new school year starts. A significant number of the children involved will also have input from Occupational Therapists and Physiotherapists within the team and therefore the unmet need is well understood within the Children's Therapy service as a whole.
 - e) The review has been completed and this is now forming the basis of a full and comprehensive business case in regards to the Children's Speech and Language service. This will be in line with the Financial regulations – FPN B.03 Business cases, which was issued by Treasury in July 2019

-Ends-

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 76

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Health and Social Care –

How many new beds have been purchased for Noble's and Ramsey Hospitals in each of the last three years?

The purchase of hospital beds is funded from the Department's central asset replacement budget. Records indicate that the following numbers of new beds have been purchased for Noble's and Ramsey Hospitals from the asset replacement budget in each of the last three years:

2017/18	-	zero
2018/19	-	zero
2019/20 (to date)	-	263

-Ends-

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 77

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Health and Social Care –

If he will publish the business case, approved by Treasury, in respect of the ME service?

The Honourable Member will be aware from her time as Minister of the Department that business cases such as this form part of the annual internal budget submission process and discussions between the Department and Treasury and are therefore not routinely published.

She will also be aware that the outcome of the business case submission was that Treasury allocated a sum of £90,000 in order for services to be developed.

The £90,000 given by treasury as a result of the business case has been held in a centrally held DHSC budget and I refer the Honourable Member to the House of Keys Hansard of 7th May pages 920-923 in relation to questions answered in that regard and how the services are being developed.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 78

The Hon. Member for Rushen (Mr Speaker) to ask the Minister for Health and Social Care –

What restructuring of senior management has been undertaken within DHSC in the last 6 months; what (a) total uplift of salaries is; and (b) additional salaries for new roles there are?

An interim executive management team has been implemented within the DHSC since mid-June 2019 and is reviewed on a bimonthly basis against the needs and priorities of the DHSC. The interim team has been formed from within existing budget with the Interim CEO maintaining her current role as well as taking on the additional responsibilities required as has the Deputy CEO (Director of Nursing) who also undertakes her permanent role. The current structure will remain the case until the Interim Chief Executive Officer (2 year limited term) is in post when the executive requirements of the DHSC will be further reviewed.

The interim structure is confirmed as:-

Interim CEO Department of Health and Social Care
Deputy CEO (People lead) – seconded from Cabinet Office (.6fte)
Deputy CEO (Governance) – seconded from Treasury (1 fte)
Deputy CEO (Director of Nursing)

Salaries for these roles are met from the existing budget from the previous executive team, providing a short term saving of £100,000 per annum equivalent.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 79

The Hon. Member for Rushen (Mr Speaker) to ask the Minister for Health and Social Care –

How many Deputy Chief Executives his Department?

Three:

Deputy CEO (People lead) – seconded from Cabinet Office; 0.6FTE

Deputy CEO (Governance) – seconded from Treasury; 1 FTE

Deputy CEO (Director of Nursing) – substantive post

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 80

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Health and Social Care –

Why the X-Ray opening times at Ramsey and District Cottage Hospital have been changed?

Usage figures show that approximately only 50% of the capacity available at RDCH is routinely used. The radiographer will now be utilised at Noble's for interventional procedures with the radiologists.

This allows better utilisation of resources across the radiology provision for the benefit of all patients.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 81

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Health and Social Care –

What plans there are to support the development of a Sexual Assault Referral Centre for victims of sex offences?

The need for provision of sexual assault referral services for adults and children on island and capable of meeting evidence based quality standards for such services has been agreed by the Department of Health and Social Care, Department of Home Affairs and Isle of Man Constabulary. The agreement includes the provision of services through a Sexual Assault Referral Centre and the pathways to other supporting or related services that may be required in the short or longer term. A property has been identified and a project plan is currently being drawn up to include development of the property to meet forensic standards and securing an appropriate workforce to deliver the forensic examinations and support required.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 82

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Health and Social Care –

What training has been provided to staff in the Children and Families Division in relation to sexual exploitation and abuse of children?

The Safeguarding Board organise a range Training courses designed to support learning within the multi-agency network. The Board have as part of their Training Programme delivered a half day multi-agency course entitled 'Safeguarding Children and Young People against Sexual Exploitation' twice annually in 2016, 2017 and once in 2018. For 19/20 the Board has commissioned training entitled 'Missing, Exploited and Trafficked Children and Young People' from an external expert training provider, INEQE, to widen the learning to encompass trafficked and missing children and to disseminate emerging best practice from other areas who are regularly managing such situations. The new materials, knowledge and skills they bring will then be incorporated into the Board's future training.

Social workers within Children & Families are encouraged and enabled to attend such courses, as appropriate, as part of their Continuing Professional Development.

-Ends-

IN TYNWALD

AUGUST 2019

FOR WRITTEN ANSWER – QUESTION 83

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Health and Social Care –

What the procedure is if possible child sex exploitation is reported; and whether there have been any recent cases on the Island?

Child sexual exploitation is an issue that requires a multi-agency response. The Safeguarding Board have set out a basic procedure for the management of cases where this is suspected, the link below will assist with locating it.

http://www.isleofmanscb.im/files/cse_toolkit.pdf

On page 15 of this document the CSE Pathway is described. Where such a referral is received by DHSC, Children & Families will assess the information and, where appropriate, call a Strategy Meeting with partner agencies, notably the Police, to plan enquiries to be made under Section 46 of the Children & Young Persons Act including Police investigations that will occur. Suspected child sexual exploitation is suspected child abuse therefore the process is the same one used to plan and investigate other types of child abuse although the content of the discussions and approach to investigations may differ.

If it is suspected that the exploitation is organised across a number of individuals and/or likely to impact a number of children/young people the Complex Abuse process of the Safeguarding Board would be utilised. This process is designed to involve officers from across agencies at a suitable level of seniority to plan and manage complex situations where careful mapping of all possible children at risk and connections between potential abusers is required and detailed plans formulated to ensure the safety of all children during the process.

Children & Families do not hold data regarding the type of abuse investigated via Section 46 enquiries. There are currently no children subject to a Child Protection Plan due to risks associated with child sexual exploitation.

It is worth noting that whilst exploitation may be a professional concern for some young people it may not necessarily be sufficiently evidenced to enable 'labelling' and discreet planning to take place and therefore the known risks may be responded to within a wider plan designed to keep a young person safe.

It may be that the Honourable Member could refer this data request to the Safeguarding Board as you will note from page 25 of their document there was a plan to design some performance information from a multi-agency perspective.

-Ends-

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 84

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

What internal discussions his Department had about the documentary on the Isle of Man Prison?

The Prison Governor met with the Executive Producers and a 'taster' video was filmed.

It was agreed that were such a programme to be made, it should focus on rehabilitation and be broadcast pre-watershed.

The 'taster' video was shared with the Department and progress to filming was approved.

Discussions in the Department continued throughout the filming of the series and in the lead up to broadcasting.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 85

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

At what level were discussions held between the Department and the ITV production company before making the Isle of Man Prison documentary?

The Prison Governor met regularly with the Executive Producers throughout the filming and post production and kept the Department informed of developments and progress.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 86

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

What opportunity there was for his Department to view the final cut of the Isle of Man Prison documentary before it was shown?

The Prison Governor and a number of his Senior Managers viewed the rough cuts and the Minister was shown three episodes as was the Chief Executive. Even though there was no direct editorial control a number of factual amendments were made and several other amendments regarding aspects the Prison Governor was not comfortable with.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 87

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

Whether legal advice was received, and what agreements were signed, with respect to any financial benefit for the inmates and others shown in the Isle of Man Prison documentary?

No prisoners or staff received financial benefit as a result of the documentary therefore no legal advice was necessary or financial agreements signed.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 88

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

Whether prisoners at the Isle of Man prison pay for gym usage and access to televisions in their rooms from their allowance?

As is common in similar institutes, the Isle of Man Prison runs an incentive based regime. Prisoners get access to privileges as a direct result of their behaviour, engagement with rehabilitation regimes and reduction of risk.

Prisoners do not pay money for access to the gym. Prisoners on the lowest privilege level (Basic) have access to one gym session a week. Further gym sessions can be 'earned' by positive behaviour and engagement.

These sessions can be lost if the good behaviour is not sustained. Prisoners in the United Kingdom do not pay for gym sessions and research shows that encouraging fitness and a healthy lifestyle supports positive outcomes, reduces aggression, and improves the mental well-being of prisoners.

Those prisoners who have earned the privilege of having access to televisions have the option of buying one from their own funds or renting one from the prison at a weekly cost of £1.40 until the cost of the TV is covered.

Those in Segregation or on the basic regime have no access to a TV. If prisoners misbehave the TV can be removed as a punishment.

It should be noted in relation to prisoner's earnings the average weekly wage is £11.50. Typically circa 75% is spent on phone credits to stay in touch with their families, toiletries to support personal hygiene, and electronic cigarettes. On average circa £3.85 is spent on confectionary.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 89

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

What the height and weight were on the last one hundred prisoners released from the Isle of Man prison, on entering and leaving the prison?

The height and weight of prisoners are recorded on reception but not on discharge. In addition, the records are not collected in a way that is easily extracted in a single file.

Therefore in order to provide reception information it would require each of the prisoner records to be interrogated individually and then recorded separately.

As discharge height and weight is not collected and given the significant effort required to collate the entry data, I am unable to provide the information to the Honourable Member.

I can, however, inform the Honourable Member that the Governor has assured me that height variation is unusual, even over long sentences.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 90

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

When the public was informed of the decision to show Isle of Man Prison documentary; and when ITV began promoting the show?

The Department and the Cabinet Office Communications team agreed a press release with ITV which was distributed to local and UK media outlets, but embargoed from all press releases, commercial publication or syndication until Tuesday, 23 July.

However it is believed the embargo was breached online by the release by ITV in error on its Press Centre site. The promotion by ITV is therefore considered to have commenced on the date of the breach which it is believed was on the 17th July 2019.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 91

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

Whether coverage of security information in the Isle of Man Prison documentary was reviewed by the Department before screening; and following the screening whether procedural changes have been made?

The episodes were carefully scrutinised from a security perspective. No procedures were breached so no further action was necessary.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 92

The Hon. Member for Arbory, Castletown and Malew (Mr Moorhouse) to ask the Minister for Home Affairs –

On how many occasions, and in which years had each of the last 100 people who were admitted to the prison previously been inmates at the Islands prison?

It is appreciated that the Honourable Member for Arbory, Castletown, and Malew appears to be asking what the re-offending rates are. However, any figures provided to show whether the last 100 admitted prisoners have previously been in the prison will not provide the re-offending rate.

This is far a more complex matter it is therefore suggested that rather than conducting a resource intensive exercise to trawl through 100 paper files and provide meaningless figures I would be happy to invite the Honourable Member to discuss reoffending rates with the experts in my Department.

The rate of reoffending is measured for the calendar year. It captures any offender who returns to custody or has a probation sentence within a year of being discharged or within a year of completing a probation order. It does not include lower risk disposals such as a caution or a fixed penalty.

For information the reoffending rate for 2018 set against the above criteria was 12.35%.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 93

The Hon. Member for Onchan (Ms Edge) to ask the Minister for Home Affairs –

To what extent his Department was involved with the decision to make the programme, the Best Little Prison in Britain; whether it had any editorial control and approved the final edit; whether it advised employees who appeared in the programme on conduct; and if he will provide a copy of the contract, with details of any payments received, and the economic impact assessment?

Before answering the Honourable Member for Onchan's questions re the Prison documentary series I would refer to the answers to the 20 questions posed by the Honourable Member for Arbory, Castletown, and Malew which provide considerable additional details about the series.

In answer to these questions the Department was fully involved in the decision to make the programme, there was no editorial control but the Prison Governor was able to influence some content, and employees were not advised re conduct as it is an expectation that all staff will comply with the prison's Code of Conduct and Discipline.

No payments were received and no economic impact assessment was conducted.

I hope the Honourable Members will agree we should be proud that we have a clean, well run, progressive jail which focuses on rehabilitation of offenders with the results speaking for themselves.

I do not propose to provide a copy of the contract at this time as it is commercially sensitive and I do not have the permission from the other party to release it.

IN TYNWALD
August 2019

FOR WRITTEN ANSWER 94

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

Whether there is a project manager for the Douglas Promenade refurbishment works; if so, what the remit is of the role; and what contacts the project manager has with business and members of the public who are affected by the works?

There are two project managers appointed for the Douglas Promenade refurbishment; an overall Scheme Project Manager and a Contract Project Manager.

The scheme's Project Manager's remit is the provision of project management services from initial planning, through design, procurement and construction. The remit includes, but is not limited to, the following responsibilities:

- initiate regular reporting and review meetings;
- undertake consultations and stakeholder meetings to inform the design and assess constraints on the project;
- ensure the application of Value Engineering and Risk Workshops are implemented;
- oversee and monitor the development of the design;
- coordinate the submission of the design to the Department for approval. Advise the Client where the design indicates that compromises are necessary;
- assess and advise the Client on the cost, benefits, programme and technical implications of proposed design changes;
- advise on the procurement strategy for the project;
- arrange for the placing of direct orders for long delivery items; coordinate the list of suitable Contractors to tender. Advise the Client on advertising for tenders, taking up references and conducting prequalification interviews;
- advise the Client on specialist advice regarding terms of Contract, risk allocation, insurance, warranties and bonds;
- oversee the preparation of tender documents, tender invitations, review, appraisal and report on recommendation;
- oversee the preparation of Contract Documents and arrange for their execution;
- examine the Contractor's proposals for constructing the works and resolve any concerns that the work can be completed safely, to specification, on time and within budget.

The remit of the Contract Project Manager is defined in the NEC Engineering and Construction Contract. The Contract Project Manager manages the contract between the DOI and the main Contractor to ensure delivery of the contract and also oversees communications with the stakeholders and public. The Contract Project Manager has regular meetings with the businesses and public affected by the works and has attended a number of public meetings to meet with residents and business owners to discuss the ongoing works and issues as they have arisen. The Contract Project Manager makes himself available for face to face meetings with stakeholders.

IN TYNWALD

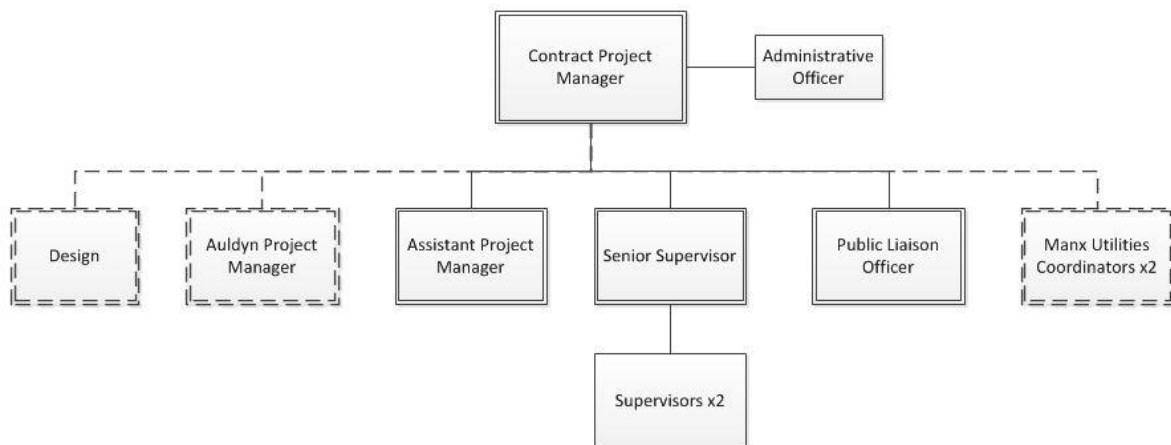
August 2019

FOR WRITTEN ANSWER 95

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What the structure is of the MyProm team; and what the team's remit is?

The structure of the team is:



The remit of the MyProm Team is to ensure that the Douglas Promenade works are delivered in accordance with the contractual requirements and to manage communications with stakeholders, public and politicians.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 96

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What the process is for updating the MyProm website?

The stand alone website is regularly updated to provide up to date information on activities that may affect the public, such as road closures, new diversions, traffic lights or parking suspensions and is also linked to other social media including Twitter and Facebook.

The messages are updated by the Liaison Officer. It provides a two week notice period where possible and daily updates as required.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 97

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What issues were identified in the project impact assessment for the Douglas Promenade refurbishment works; what mitigation measures were to be actioned; and at what grade has immediate responsibility been set for each action?

Please refer to the table below which is the responsibility of the Project Managers to deliver:

Impact Rating (L,M,H)	Who is Impacted	How are they Impacted	Type of Impact (Environmental, Social, Economic)	Mitigation Measures
Medium	Businesses	<ul style="list-style-type: none">• Loss of parking will prevent direct vehicular access to businesses.• Loss of trade.• Drop off and pick up of visitors to businesses restricted.• Difficulties for deliveries may mean delays in deliveries or longer distances for operators to deliver by hand.	Economic	<ul style="list-style-type: none">• Signage to advertise businesses open as usual, media release. Good PR to support local businesses.• Early communication with businesses to agree mitigation plans.• Longer working hours.• Loading bays where possible.
High	Emergency Services	<ul style="list-style-type: none">• Longer response times	Social	<ul style="list-style-type: none">• Emergency services/ESJCR informed of changes to TM.
Medium	Bus Services	<ul style="list-style-type: none">• Longer journey times/delays may lead to increased fuel usage.• Potential disruption to connecting services.• Loss of bus stop locations as work proceeds.	Social, Economic	<ul style="list-style-type: none">• Publicise and agree diversion routes with Public Transport.• Temporary stop locations agreed with Public Transport.
Low	Property Owners	<ul style="list-style-type: none">• Access restrictions to property, service deliveries, waste	Social	<ul style="list-style-type: none">• Agree with property owners access arrangements through

		<ul style="list-style-type: none"> collections. Loss of available on street parking during construction. 		<p>daily communication.</p> <ul style="list-style-type: none"> Agree delivery schedules with fuel delivery companies. Agree waste collections with DBC.
Low	Property Owners	<ul style="list-style-type: none"> Increased traffic on diversion routes. Speed of traffic. 	Environmental, Social	<ul style="list-style-type: none"> Well defined diversion routes. Pre-assessment of diversion route condition and carry out repairs. "Red Route" ban on road works on approved diversion routes.
Medium	Public	<ul style="list-style-type: none"> Disruption to normal arrangements. Access restrictions. 	Social	<ul style="list-style-type: none"> Longer working hours permitted Weekend working Contract award to shortest programme.
Low	Property Owners	<ul style="list-style-type: none"> Noise earlier or later in the day. Noise at weekends. Noise nuisance and disturbance. 	Social, Environmental	<ul style="list-style-type: none"> Restrict noisy operations between 8am and 8pm. No working after 10pm
High	Disabled Residents	<ul style="list-style-type: none"> Usually only single access route 	Social	<ul style="list-style-type: none"> Access maintained at all times.
Medium	Property Owners, Businesses	<ul style="list-style-type: none"> Construction activities and heavy plant increase vibration. Increased volumes of HGV traffic. Dust from construction activities covering windows, entering properties. 	Environmental, Social, Economic	<ul style="list-style-type: none"> Pre-condition survey of properties carried out. Good site management. Dust suppression.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 98

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

When the project impact assessment for the Douglas Promenade refurbishment works was compiled; and if he will publish the (a) first and (b) most recent version of it?

The initial impact assessment was compiled prior to the tender stage in March 2018. It was used in conjunction with political and stakeholder input to determine constraints on the contractor and to define the need for the shortest duration programme possible.

The original assessment and any revisions have been included on the MyProm Website.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 99

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What actions his Department has taken in relation to the Douglas Promenade refurbishment works since the oral hearing with the Environment and Infrastructure Policy Review Committee on 19th July 2019, with special reference to managing the impact of the works on local businesses?

The Department has arranged a number of business visits to hotels and businesses by the Minister for Infrastructure and the Minister for Enterprise, together with visits by officers of those Departments. Of course, throughout this time the Department and its contractors have been working to accommodate the needs of stakeholders as far as is possible.

The Departments have been working closely with Treasury to better understand the financial impact on the local businesses, in particular the smaller businesses. A financial grant scheme has been prepared by the Department of Enterprise and letters advising businesses about the scheme have been delivered to all businesses affected by the promenade works. A further compensation scheme is being prepared and will be submitted to Treasury for approval in the near future.

TYNWALD

August 2019

FOR WRITTEN ANSWER 100

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

If he will publish the minutes of all meetings of the Political Promenade Programme Board?

Answer

The Department will publish the minutes of these meetings in due course.

TYNWALD

August 2019

FOR WRITTEN ANSWER 101

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

Who was invited to attend each of the meetings of the Political Promenade Programme Board to date; and who attended the meetings?

ANSWER

The following tables identify persons who were present and absent for all the Promenade Board meetings that were held from the date of the first meeting at which there was political attendance.

Meeting Date	Attendees	Apologies
16 th Feb 2017	Mr D Anderson MLC Department Member for Highway Services Mr N Black, Chief Executive Officer Mr J Robinson , Director of Highway Services Mr I Harris, Director of Finance Mr I Longworth, Director of Transport Services Mr P Slinger, Director of Projects Mr K Podmore , Senior Highway Design Engineer Mr A Burroughs, Project Manager Mr S Stanley, Regeneration Manager Ms P Johnson, Notes	Mr G Saunders Mr R Parslow
Meeting Date	Attendees	Apologies
22 nd Mar 2017	Mr D Anderson MLC Department Member for Highway Services	Mr G Saunders Mr R Parslow

	<p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson , Director of Highway Services</p> <p>Mr I Harris, Director of Finance</p> <p>Mr I Longworth, Director of Transport Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr K Podmore , Senior Highway Design Engineer</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr S Stanley, Regeneration Manager</p> <p>Ms P Johnson, Notes</p>	
Meeting Date	Attendees	Apologies
20 th Apr 2017	<p>Mr D Anderson MLC , Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr I Longworth, Director of Transport Services</p> <p>Mr K Podmore, Design Team Leader - <i>Notes</i></p> <p>Mr G Saunders, Construction Manager</p> <p>Mr S Stanley, Regeneration Manager</p>	<p>Mr J Robinson, Director of Highway Services</p> <p>Mr I Harris, Director of Finance</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr R Parslow, Cabinet Office</p>
Meeting Date	Attendees	Apologies
18 th May 2017	<p>Mr J Robinson ,Director of Highway Services</p> <p>Mr I Harris , Director of Finance</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr K Podmore, Design Team Leader</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr S Stanley, Regeneration Manager</p> <p>Mr R Parslow, Cabinet Office</p> <p>Ms P Johnson - Minutes</p>	<p>Mr D Anderson MLC, Department Member</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr G Saunders, Construction Manager</p> <p>Mr I Longworth, Director of Transport Services</p> <p>Mr S Stanley, Regeneration Manager</p>

Meeting Date	Attendees	Apologies
29 th June 2017	<p>Mr D Anderson MLC, Department Member for Highway Services</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr I Longworth, Director of Transport Services</p> <p>Mr K Podmore, Design Team Leader</p> <p>Ms P Johnson - Minutes</p>	<p>Mr N Black, Chief Executive Officer</p> <p>Mr G Saunders, Construction Manager</p> <p>Mr R Parslow, Media Executive</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr S Stanley, Regeneration Manager</p>
Meeting Date	Attendees	Apologies
17 th July 2017	<p>Mr D Anderson MLC, Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr I Longworth, Director of Transport Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr G Saunders ,Construction Manager</p> <p>Mr A Burroughs , Project Manager</p> <p>Mr K Podmore , Design Team Leader (<i>notes</i>)</p> <p>Mr R Parslow, Media Executive</p>	<p>Mr I Harris, Director of Finance</p> <p>Mr S Stanley, Regeneration Manager</p>
Meeting Date	Attendees	Apologies
14 th December 2017	<p>Mr D Anderson MLC Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p>	<p>Mr G Saunders , Construction Manager</p>

	<p>Mr A Burroughs, Project Manager</p> <p>Mr K Podmore, Design Team Leader (notes)</p> <p>Mr R Parslow, Media Executive</p> <p>Ms P Johnson – Minutes</p>	
Meeting Date	Attendees	Apologies
2 nd March 2018	<p>Mr D Anderson , Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p> <p>Mr M Davies, Burroughs Stewart Associates</p> <p>Mr G Saunders ,Construction Manager</p> <p>Mr K Podmore, Design Team Leader</p> <p>Mr S Parry, Media Executive</p> <p>Ms P Johnson - Minutes</p>	Mr A Burroughs (AB) – Project Manager
Meeting Date	Attendees	Apologies
21 st June 2018	<p>Mrs K Lord-Brennan MLC, Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr G Saunders, Construction Manager</p> <p>Mr K Podmore, Design Team Leader</p> <p>Mr S Parry, Media Executive</p> <p>Ms P Johnson – Minutes</p>	None

Meeting Date	Attendees	Apologies
14 th September 2018	<p>Mrs K Lord-Brennan MLC Department Member for Highway Services</p> <p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p> <p>Mr A Burroughs, Project Manager</p> <p>Mr G Saunders , Construction Manager</p> <p>Mrs M Doyle, Project Liaison Officer</p> <p>Mr S Parry, Media Executive</p> <p>Ms P Johnson - Minutes</p>	Mr K Podmore
Meeting Date	Attendees	Apologies
11 th April 2019	<p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson , Director of Highway Services</p> <p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p> <p>Mr A Burroughs , Project Manager</p> <p>Mr K Podmore, Senior Design Engineer</p> <p>Ms L Aelberry, Head of Corporate Communications</p> <p>Mrs R Kelly, Promenade Team Support Officer</p> <p>Ms P Johnson (PJ) – Minutes</p>	<p>Minister Harmer</p> <p>Mrs Lord-Brennan MLC</p> <p>Mr G Saunders</p> <p>Mrs M Doyle</p> <p>Mr S Parry</p>
Meeting Date	Attendees	Apologies
18 th July 2019	<p>Mr N Black, Chief Executive Officer</p> <p>Mr J Robinson, Director of Highway Services</p>	<p>Minister Harmer</p> <p>Mrs M Doyle</p>

	<p>Mr P Slinger, Director of Projects</p> <p>Mr I Longworth, Director of Public Transport</p> <p>Mr A Burroughs, Scheme Project Manager</p> <p>Mr K Podmore, Contract Project Manager</p> <p>Mr S Parry, Communications Executive</p> <p>Mrs R Kelly, Promenade Team Support Officer</p> <p>Mr G Saunders Construction Manager</p> <p>Ms P Johnson, Minutes</p>	
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IN TYNWALD

August 2019

FOR WRITTEN ANSWER 102

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

Whether his Department consulted the Department for Enterprise before commencing the Douglas Promenade refurbishment works?

Formal consultation including with the Departments of Government has been held several times since 2011 in addition to ongoing joint working by officers and formal planning permission procedures. Officers of the Department for Enterprise continue to support the Department's officers on this scheme and many others.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 103

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What advice was taken from the Department for Enterprise about the need for milestone provisions in the contracts for the Douglas Promenade refurbishment works?

No advice was sought in relation to milestone provisions. The policy aim was to minimise the disruption to the wider community through the shortest possible construction programme.

The structure of the contract reflects the Department's desire to remove as many constraints as possible from the contractor to allow it to bring innovation and minimise unnecessary disruption.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 104

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What penalty clauses were included in the contracts for the Douglas Promenade refurbishment works; and how such penalty clauses relate to providing compensation for loss suffered by affected businesses?

The liquidated damages provisions in the contract amount to £3,500 per day. The liquidated damages clause does not directly relate to provision of compensation for local businesses.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 105

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What options were considered for the timetable for completion of the Douglas Promenade refurbishment works?

Prior to tendering the work, the Department consulted Tynwald members, the public and stakeholders. There was a general consensus that the scheme should be completed as quickly as possible to minimise the time the inevitable disruption would affect the local community. Many stakeholders accepted the works were necessary but considered greater disruption for a shorter period of time was more desirable than a longer programme. At a public meeting held in September 2018 attended by among others, the Chamber of Commerce, Manx Hospitality Association (MHA) and local MHK's the Department asked whether shift working or 24 hour working should be considered. The view from the MHA and individual hoteliers was that this would have a significant detrimental effect on their businesses so was not pursued further. Clearly events such as the TT and the Festival of Motorcycling create constraints that cannot be circumvented.

The contract documents limited the constraints on the contractor to a minimum to allow flexibility in its approach to the work and working methods. The tender analysis was heavily weighted towards the quickest programme.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 106

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What the current plans are for the phasing of the Douglas Promenade refurbishment works?

The programming of the works is the remit and responsibility of the Main Contractor under the Contract, working with Manx Utilities and other utility providers. The Contractor has employed an external specialist resource to assist with the timely update and accuracy of the programme. The Contractor's overall planning of the work has remained unchanged from the original submission, with only the dates of the proposed phases within the programme altering as construction progresses.

The phasing plans have been publically available on the Promenade website since the commencement of the project. The plans have also been shared at the meeting with the stakeholders on the Promenade. It is appreciated, however, that the dates have changed.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 107

The Hon. Member for Douglas East (Miss Bettison) to ask the Minister for Infrastructure –

What the cost of the newly installed promenade counter was; what data it will capture; and if he will publish the business case for it?

The cost of the walkway counter installed on the Promenade was £16,000. The counter records the number of pedestrians and the number of cyclists passing the counter. The numbers are displayed on the kiosk. The kiosk also has the ability to display information such as temperature, weather forecasts and videos. It has been installed in a temporary location to start the collection of active travel data.

This counter was purchased as part of the Active Travel project. Other counters have been installed around the Island such as on the Douglas to Peel Heritage Trail but without a display kiosk. The counter installed on the Promenade will at the completion of the scheme be installed at the junction of Broadway.

TYNWALD

August 2019

FOR WRITTEN ANSWER 108

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Environment, Food and Agriculture –

What the current situation regarding the silt in Peel Harbour is; and if he will make a statement?

The inner harbour at Peel was last dredged in 2015 and the outer harbour was last dredged in 2017. Both areas are monitored on a regular basis to gauge build up of sediments from the River Neb in order to ensure that the operations, in particular, of the tanker berth, the fishing vessels and the RNLI are not affected.

The Department is currently working with colleagues in the Department of the Environment, Food and Agriculture and Treasury on plans to dredge the inner harbour, the impounded area, in 2020 to restore the published depth of 2.5m.

TYNWALD

August 2019

FOR WRITTEN ANSWER 109

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Who negotiated the purchase of the land at *Prince's Half-Tide Dock*?

The purchase of the land at Princes Half Tide Dock was negotiated by the Chief Executive of the Department with the assistance of senior officers and HM Attorney General's Chambers.

TYNWALD

August 2019

FOR WRITTEN ANSWER 110

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the company name and company number of the company selling the land at *Prince's Half-Tide Dock* is?

The Department are purchasing the land at Princes Half-Tide Dock from PEEL LAND AND PROPERTY (PORTS) LIMITED, a company incorporated and registered in England and Wales with company number 5892787 and whose registered office is at Peel Dome, intu Trafford Centre, TRAFFORDCITY, Manchester M17 8PL.

TYNWALD

August 2019

FOR WRITTEN ANSWER 111

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Which companies, related to the Peel Group have been involved with the purchase of the Liverpool Ferry Terminal and any related matter; what their role is and what funds they have received?

The Department has entered into an Agreement for Lease with Peel Land and Property (Ports) Limited for the grant of a lease of the proposed site. To date the sum of £350,000 + VAT has been paid to Peel Land and Property (Ports) Limited by way of a deposit. The balance of the purchase price will be paid to it upon legal completion of the lease.

Peel Land and Property (Ports) Limited is the leasehold owner of the site. The ultimate freehold owner of the site is Mersey Docks and Harbour Company Limited. No sums of money have been paid to Mersey Docks and Harbour Company Limited in this regard. It is necessary for the Department to obtain the permission of the Mersey Docks and Harbour Company Limited in order to make alterations to the Quay Wall. The Department has agreed to reimburse the Mersey Dock and Harbour Company Limited's legal and professional fees incurred by it in relation to the giving of this approval. These fees are capped at £30,000.

Part of the site is currently subject to a lease in favour of Princes Dock Management Development Company Limited which in turn has entered into a sub-lease with Leep Electricity Services Limited. No payments have been made to either of these companies.

All of the companies named above are companies associated with the Peel group of companies.

TYNWALD

August 2019

FOR WRITTEN ANSWER 112

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

When the deposit to purchase the site at *Prince's Half-Tide Dock* was paid; what conditions need to be met prior to completion; whether completion has taken place; and, if not, on what date completion is expected to take place?

The deposit was released to Peel Land and Property (Ports) Limited on exchange of contracts. Exchange of contracts took place on the 4th September 2018.

The purchase of the site necessarily involved the negotiation of additional permissions from third parties that could not properly be obtained prior to exchange of contracts. The Department therefore negotiated that these outstanding permissions be a condition of the agreement for lease.

The lease conditions are as follows:

- Satisfactory ground conditions
- Satisfactory planning permission
- Marine Management Organisation Licence
- Quay Wall consent
- Duchy of Lancaster consent
- Tynwald approval of the construction costs
- Mersey Dock and Harbour Company entering into a Deed of Variation in relation to the superior lease.

Completion has not yet taken place. The long stop date for completion is 25th October 2019. Completion will take place on or before this date.

TYNWALD

August 2019

FOR WRITTEN ANSWER 113

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Whether work on the site at *Prince's Half-Tide Dock* will start before completion; and if so whether all conditions of the purchase will have been fully completed, including any review dates before work begins?

The Department has undertaken minor site investigatory works under licence from Peel Land and Property (Ports) Limited.

The Department will not commence any construction works on site before legal completion of the lease.

The review date for the planning permission has already expired and the review date for the Marine Management Organisation Licence expires on the 27th September 2019.

It is intended that the conditions (including the expiry of the Marine Management Organisation Licence review period) will be satisfied prior to legal completion.

TYNWALD

August 2019

FOR WRITTEN ANSWER 114

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

When the obligation to pay the legal fees due by Mersey Docks and Harbour Limited was first noted; which specific matter those legal fees related to; and why was the Department was previously unaware of their obligation?

The Department has agreed to meet the legal and professional fees of the Mersey Docks and Harbour Company Limited in connection with the granting of consent for the Department to undertake such works to the Quay Walls as are necessary as part of the project.

The Mersey Docks and Harbour Company Limited was not party to the sale of the site to the Department.

The Mersey Docks and Harbour Company Limited is the freehold owner of the Quay Walls and by virtue of the head lease, its approval to the undertaking of any works to the Quay Walls is required.

The Department was aware, prior to exchange of contracts, that works to the Quay Walls would be required and that the consent of the Mersey Docks and Harbour Company Limited would be necessary. The amount of those fees has now been negotiated and capped at £30,000 + VAT.

TYNWALD

August 2019

FOR WRITTEN ANSWER 115

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Further to his letter of 19th July, in respect of the additional required permissions, which companies were involved; what the company names and numbers are; what interest each company has or had; what permission is required in each case; what has been paid for each permission; and why these permissions were not included in the purchase price?

The additional permissions referred to are those permissions required from organisations which were not party to the Agreement for Lease between the Department and Peel Land and Property Ports Limited.

These comprise:

- The Queen's most excellent majesty in right of her Duchy of Lancaster - the river bed immediately adjacent to the site is owned by the Duchy and permission was therefore required to affix structures to the land which comprises the river bed. The permission will be in the form of a lease at an annual rent of £50,000 per annum (which amount is reduced during the construction period). In addition to the rent, the Department has agreed to pay the legal and professional expenses of the Duchy which have amounted to £8,890 for legal fees and £5,000 for professional fees to date.
- Mersey Docks and Harbour Company Limited (company number ZC000189) – permission is required for carrying out works to the Quay Walls. The Department has not agreed to make any payment for the grant of the permission. The Department has agreed to meet the Mersey Docks and Harbour Company Limited's legal and professional costs capped at £30,000 + VAT.
- The Crown Estate Trustees – the minerals which comprise the river bed immediately adjacent to the site are vested in the Crown Estates Trustees. Their permission is therefore required in order to dredge the river and dispose of the silt. The Department is required to pay £150 for the disposal licence and the Department will have to pay an amount for the dredging licence based upon the amount of silt which is dredged. The Department has agreed to

meet the professional and legal costs of the Crown Estates Trustees and these costs are currently anticipated to be £3,500 + VAT.

As these bodies were not party to the Agreement for Lease between the Department and Peel Land and Property Ports Limited it was not appropriate for these costs to be included in the sale price.

Payments were also made to statutory bodies in the form of fees for mandatory consents and approvals in line with their standard charges.

TYNWALD

August 2019

FOR WRITTEN ANSWER 116

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Further to his letter of 19th July, in respect of the agreements with third parties, which companies were involved; what the company names and numbers are; and what agreements were made with each company?

The additional permissions referred to are those permission required from organisations which were not party to the Agreement for Lease between the Department and Peel Land and Property (Ports) Limited.

These comprise:

- The Queen's most excellent majesty in right of her Duchy of Lancaster - the river bed immediately adjacent to the site is owned by the Duchy and permission is therefore required to affix structures to the land which comprises the river bed.
- Mersey Docks and Harbour Company Limited (company number ZC000189) – permission is required for carrying out works to the Quay Walls.
- The Crown Estate Trustees – the minerals which comprise the river bed immediately adjacent to the site are vested in the Crown Estates Trustees. Their permission is therefore required in order to dredge the river and dispose of the silt.

TYNWALD

August 2019

FOR WRITTEN ANSWER 117

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the current budgeted cost for the Liverpool Ferry Terminal broken down by cost centre, including contingency is; and what inflation factors have been included to bring the figure to money-of-the-day?

The current budgeted cost is £38,054,000 as presented to Tynwald in July 2019.

The risk register sum of £1,694,000 forms the contingency amount. All costs include inflationary allowance to deliver the scheme by March 2021.

The high level cost centres are as follows:

Building Cost	28,060,000
Professional fees (incl Environmental Impact Assessment)	3,150,000
Site Investigation	700,000
Site Supervision/Resident Engineer	250,000
Furniture and Equipment	550,000
Land acquisition	3,500,000
Legal Costs	75,000
Bonds/Insurances	75,000
Risk Register	1,694,000
TOTALS	£38,054,000

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 118

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the current estimated project management cost for the Liverpool Ferry Terminal is; which company is responsible; and what inflation factors have been included to bring the figure to money-of-the-day?

The estimated project management cost for the Liverpool Ferry Terminal is £209,000; the company appointed is Turner and Townsend Project Management Limited and the cost is fixed, with inflationary allowance included.

Turner and Townsend has also been appointed to undertake the NEC Project Manager role at a cost of £248,393 and again the cost is fixed, with inflationary allowance included.

TYNWALD

August 2019

FOR WRITTEN ANSWER 119

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the current estimated inspection cost for the Liverpool Ferry Terminal is; and which company is responsible; and what inflation factors have been included to bring the figure to money-of-the-day?

A budget of £250,000 has been allocated for the NEC Site Supervisor role. This service is currently being advertised and will be tendered shortly through Government's procurement portal.

TYNWALD

August 2019

FOR WRITTEN ANSWER 120

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What cost control procedures are being used in the Liverpool ferry terminal project?

Implementation of the NEC4 contract encourages active management of time and cost. Early warning procedures are implemented to identify areas which may impact on time or cost and regular risk reduction meetings will be held to mitigate risks.

The Department has appointed a world renowned Project Manager and Cost Manager who will implement well established project management and cost control methodologies and regularly monitor and report on the costs against the budget, providing a forward look each month. The team has extensive experience of providing cost management and commercial services for marine projects in Merseyside together with a comprehensive database of relevant cost information for cost planning and cost management purposes.

Project change control procedures will also be implemented in accordance with the contract.

Early Contractor Involvement has also been implemented to address risk, programme, logistics and buildability. A Risk Register has also been generated to identify perceived risks and build in a contingency element for the project.

TYNWALD

August 2019

FOR WRITTEN ANSWER 121

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the hours of use restrictions are, as per condition 35, for the Liverpool Ferry Terminal?

Condition 35 of the Planning Approval states that no sailing shall take place to or from the ferry terminal between the hours of 23:00 – 07:00.

Hours of use restrictions do not apply to emergency situations.

TYNWALD

August 2019

FOR WRITTEN ANSWER 122

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Why air source heat pumps are being used for heating of the Liverpool Ferry Terminal, and whether a ground source option was considered?

Air Source Heat Pumps are being used due to their ease of installation, efficiency and the fact that they do not require earth works (as are required for Ground Source Heat Pumps). They also have a minor visual impact.

A ground source option was considered. The system requires electricity to operate. There are typically two different types of Ground source heat systems. Vertical pipe systems require less land than horizontal pipe systems, but can have higher risks associated in terms of ground conditions which for this site was not considered suitable.

Ground Source Heat Pumps have a relatively high capital cost.

TYNWALD

August 2019

FOR WRITTEN ANSWER 123

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

How many a) passengers; and b) cars the Steam packet replacement vessel is designed to carry; what its main destination will be; how freight will be handled; whether it will be in operation by 2023; and whether it will be in operation by 2023; and whether pre-tender enquires have been initiated?

Clause 5.2.7 of the Sea Services Agreement provides for the minimum specifications of the new vessel. Other parts of that agreement provide for the introduction into service, the destinations to be served and the requirements for sailings.

The Department has no involvement in the planned operational regime of the vessel or the purchasing processes of the Isle of Man Steam Packet Company Ltd. The Sea Services Agreement lays out the contractual requirements. The Company may or may not exceed these, as it sees fit.

FOR WRITTEN ANSWER 124

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

Whether the Chief Executive has received reports of fire extinguishers in Noble's Hospital not having been checked in the correct timeframe?

The Chief Executive has received numerous reports about fire extinguishers, all from the same individual. Following repeated and repeatedly unsuccessful but ongoing legal proceedings brought by this individual, the Department currently refers any such reports to the Attorney General's Chambers.

The Department engages with an independent contractor for the maintenance and servicing of fire extinguishers across the portfolio of properties for which it is responsible. This is done across a rolling programme and the Noble's Hospital Fire Extinguishers were last serviced in June 2019.

Service reports, along with any action recommended (e.g. replacement of an appliance) are reported to the Department via the Facilities Management Section. Outside of the contracted maintenance programme, it is the building occupier's responsibility to check and advise the Department of any appliances which are in need of attention e.g. after being discharged. If the building occupier notifies the Department of any appliance which appears to be outside its timeframe, it is attended to as a priority.

There will be occasions when areas within the Hospital are subject to a programme of refurbishment works, when the site is handed over to the building contractor and becomes their responsibility for the duration of the works, as part of their insurance provisions.

Upon handover of the site back to the Government, the fire extinguishers in that area come back under the oversight of the Department and are included in the schedule of programmed servicing as required.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 125

The Hon. Member for Onchan (Mr Callister) to ask the Minister for Infrastructure –

Whether his Department has any plans to update Section 65 (Interpretation of Expressions Relating to Motor Vehicles and Classes etc.) of the Road Traffic Act 1985, to legislate for the increasing number of motorhomes on the Island?

The Department does not plan to change Section 65 (Interpretation of Expressions Relating to Motor Vehicles and Classes etc.) of the Road Traffic Act 1985. This section provides definitions for motor vehicles and is used throughout Manx legislation.

The Department does however, intend to introduce a Road Traffic Bill in the autumn, which includes provisions to amend Section 2 of the Road Traffic Regulation Act 1985, covering overnight and weekend waiting provisions. The changes, if approved, will allow the Department to produce regulations to allow Traffic Wardens to enforce by way of a fixed penalty notice, as currently only the Police can enforce for the overnight and weekend waiting provisions. The Department will also amend the regulations to make it clearer what vehicles that they apply to. This will be in plain language so that there is less ambiguity concerning vehicle types covered by the regulations i.e. motor homes.

TYNWALD

August 2019

FOR WRITTEN ANSWER 126

The Hon. Member for Douglas South (Mrs Beecroft) to ask the Minister for Infrastructure –

What the risks are in starting work on the new ferry terminal in Liverpool before the expiry of the Marine Management Organisation licence review period; and what steps have been taken to mitigate these risks?

The licence review period expires on 27th September 2019.

No marine works will commence on site until after the review period expires. There have been no indications of any challenge to the licence and as the expiry date approaches the risk diminishes further.

IN TYNWALD
August 2019

FOR WRITTEN ANSWER 127

The Hon. Member for Ramsey (Mr Hooper) to ask the Minister for Infrastructure

What statutory power the Department has (a) to make Island wide housing policy; and (b) to require housing authorities to comply?

Depending upon the nature of the Island wide housing policy being brought forward, the Department has statutory powers within various sections of the:

- Housing Act 1955,
- Housing (Miscellaneous Provisions) Act 1976, and
- Housing (Miscellaneous Provisions) Act 2011.

In ensuring common access and allocation criteria, the provisions of Schedule 3, paragraph 1A of the Housing (Miscellaneous Provisions) Act 1976 and the Tynwald resolution made 20th October 1999 under the Financial Provisions of Part V, s52 of the Housing Act 1955 are applicable.

Whilst Part IV, s.47A of the Housing Act 1955 provides that Local Authorities providing or intending to provide housing:

- (1)... shall operate a housing revenue account in a form approved by the Department.
- (2)... shall only charge to the housing revenue account items of expenditure of a description approved by the Department.
- (3)... may only borrow money for the purpose of capital expenditure on housing accommodation with the consent of, and on terms approved by, the Treasury.

Whilst the Housing (Miscellaneous Provisions) Act 2011 amended some of the earlier legislation, there is nothing which expressly empowers the Department to regulate housing authorities; though the Department does have powers under the Local Government Act 1985 to request performance related reports and returns and to set standards; which it does through the quarterly standards of performance returns. In particular, Part 1 Section 4, sub-sections 3 and 4 – Inquiries, reports and returns:

(3) Every local authority shall send to the relevant Department such reports and returns, and give to the Department such information with respect to the performance of its functions, as may from time to time be required by the relevant Department or by Tynwald.

(4) If a local authority fails to comply with any requirement under subsection (3) within the time limited therefore, the High Court may make an order enforcing it to comply therewith.

Also from Section 4A,

(1) The relevant Department may by regulations specify the minimum standards to be achieved by local authorities in the discharge of any functions specified in the regulations.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 128

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Infrastructure

What housing advice is offered, by Government, to those who do not have Manx resident status?

In this context, it is assumed the Hon. Member is referring to non-resident status for eligibility into either public sector rental or first time buyer housing.

The feedback provided by the Department is, in the first instance, confirmation of ineligibility for access, which can be either written, or verbal, or both. The advice provided will typically include:

- affirmation that an applicant may reapply when residency criteria are met (10 years for access onto a public sector rental housing waiting list and 5 years for access onto the first time buyer and mid-rental pilot registers of interest),
- a recommendation to make contact with the third sector provider, Housing Matters, and with Estate Agents who do not have the same residency requirement, and
- a recommendation to those applicants who have over 5 years residency, but who are not yet eligible for public sector rental housing, to consider first time buyer and mid-rental provision, as long as they have not previously owned a property.

The Department will also advise non-eligible applicants of the five year residency requirement for Treasury Social Security Benefits, as applicants who meet this requirement may be eligible for benefits payments towards either all or part of their private rental.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER 129

The Hon. Member of the Council, Miss August-Hanson, to ask the Minister for Infrastructure –

What the status, and history in this administration, is of (a) the Estate Agents (Amendment) Bill, and (b) the Landlord Registration (Private Housing) Bill; and if he will make a statement?

a) The Estate Agents (Amendment) Bill

This Bill is being prepared by the Isle of Man Office of Fair Trading, not this Department.

b) The Landlord Registration (Private Housing) Bill

In November 2017, Ministerial approval was given to redraft the Bill taking into account the report prepared by the House of Keys Select Committee on the Landlord and Tenant (Private Housing Bill) 2014, which had previously been withdrawn.

The drafting of the revised Bill is well advanced. Public consultation is expected later in the financial year.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 130

The Hon. Member for Onchan (Mr Callister) to ask the Chairman of the Office of Fair Trading –

Further to his Answer of 26th February 2019, when his Board will give Manx Gas six months' formal notice in respect of terminating the Agreement for the Regulation of the Gas Market in the Isle of Man?

The Report of the Chief Minister's Gas Review Committee set out the direction of travel for the negotiation of new arrangements for the regulation of the Manx gas market. The process of renegotiation is now well underway by the Cabinet Office.

For clarity, I should re-state that the current Regulatory Agreement permits any signatory (on or after 1st January 2019), to serve notice of termination on the remaining signatories. The notice period is six months and at that stage, the Regulatory Agreement would cease, save for a few preserved clauses.

The Government signatories to the 2015 Agreement were:-

- Office of Fair Trading
- The Treasury
- Department of Economic Development

Signatories will be guided by Council as to if or when notice should be served; noting, of course, that only one signatory needs to do so.

It is important to stress that, if Government gives notice of termination and fails to reach a new agreement prior to termination, the result is that the gas sector becomes unregulated.

It would also seem important to ensure that there is a managed transition from the 2015 Regulatory Agreement into the new system of regulation. The Office of Fair Trading remains committed to working with other agencies towards the desired outcome of a new Agreement. In the meantime, the Office of Fair Trading will continue its role under the 2015 Agreement.

TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 131

The Hon. Member for Ramsey (Mr Hooper) to ask the Chairman of the Office of Fair Trading –

Why the Competition Bill was not tabled as per the Programme for Government?

The Competition Bill was not tabled as per the Programme for Government, i.e. introduced into Branches in June 2019, as several aspects of policy were being considered further and a decision was taken to delay submission.

As part of the Brexit preparation work, the draft is being discussed with UK's Department of Business, Energy and Industrial Strategy and their Competition and Markets Authority, to ensure it delivers equivalency in a robust competition control regime, post Brexit.

It is expected that the Bill will be submitted once those discussions have been completed.

IN TYNWALD

August 2019

FOR WRITTEN ANSWER – QUESTION 132

The Hon. Member for Ramsey (Mr Hooper) to ask the Chairman of the Communications Commission –

What the role and responsibilities of the Communications Commission are in relation to the regulation of the Telecommunications Market?

-
1. The Communications Commission (the Commission) is the National Regulatory Authority for the telecommunications and broadcasting sectors on the Island. In relation to telecommunications sector the Commission is an economic regulator charged with promoting sustainable competition in the Isle of Man. The following is a high-level overview of the current regulatory framework for the telecoms sector on the Island.
 2. The Commission has responsibility for licensing and regulating telecommunications on the Isle of Man under the Telecommunications Act 1984 (the Act). Section 1 of the Act states that the Commission must exercise its functions in a manner '*best calculated to promote the interests of consumers, purchasers and other users of telecommunication services or telecommunication apparatus in the Island (including in particular, those who are disabled or of pensionable age) in respect of the prices charged for, and the quality and variety of, services provided and apparatus supplied.*'
 3. In line with best practice, the Commission regulates the telecommunications sector on the Island on an ex-ante basis. Simply put this means that the Commission puts in place remedies to prevent any anti-competitive behaviours on the part of any operators that has Significant Market Power (SMP). This should have the effect of levelling the playing field and ensuring all operators can compete on an equal basis. The SMP provisions are currently contained in the operators' licences¹ but will be on the face of the Communications Bill when it is enacted.
 4. The Commission conducts regular Market Reviews to establish if it would be appropriate to regulate a market and whether there are any operators with SMP. There are currently four Retail Markets, and six Wholesale Markets that are regulated on an ex-ante basis on the Island; it is however worth noting that the Commission is currently in the process of finalising the decisions following a Market Review and this may be subject to change.

¹ <https://www.iomcc.im/licensing/full-and-internet-service-provider-consolidated-licences/>

5. The main factors that are considered when determining whether or not a market should be susceptible to ex-ante regulation are:
 - a. Whether there are high, non-transitory barriers to entry: in general the telecommunications market meets this criteria as there would be significant investment costs involved in building a telecommunications network, much of which are sunk costs;
 - b. Whether the market naturally tend towards competition over time: it is unlikely that the markets that are currently subject to ex-ante regulation would become competitive over time without intervention. This is mostly due to the incumbent having a stable high market share and the lack of alternative infrastructure at the wholesale level; and,
 - c. Whether ex-post competition law is sufficient to address problems: Ex-post provisions are those that are employed after the event, such as fines. While such mechanisms have their place, in the case of markets in which there is a strong incumbent they are often not sufficient to promote competition. In short the incumbent may have the opportunity to see such penalties as the cost of foreclosing a market.
6. Wholesale Markets are subject to more stringent regulation than Retail Markets, an approach that is consistent with other jurisdictions, as there is a greater scope for anti-competitive behaviour distorting the market at this level. For example the incumbent could choose not to grant access to its network to some or all of its competitors, or it could favour its own retail operations through charging competitors excessively for access to its network. For this reason the Commission has imposed a Non-Discrimination obligation on MT – this makes it a condition of MT's licence that it must grant access to its network on an equally basis to all Access Seekers, and not withdraw access without due cause.
7. To further mitigate the possibility of such outcomes the Commission has put in place an obligation on Manx Telecom (MT) at the wholesale level to move towards Cost Orientation on its products. This in essence means that MT's wholesale prices cannot be priced at a rate that is higher than the cost of providing the service plus an 8.9% Weighted Average Cost of Capital. The effect of this is that competition is transferred entirely to the Retail Markets as all operators use the same wholesale inputs, it also ensures that MT, as the incumbent, cannot leverage its network ownership to subsidise its retail operations.
8. As the Commission has Price Control obligations in place in the Wholesale Markets it removes the necessity to regulate prices in the Retail Markets; in effect the prices that each operator charges at the retail level are the cost of the wholesale inputs (i.e. network access) and their operational costs. As the wholesale inputs are the same for all operators the most efficient operator should be rewarded by being in a position to provide the lowest price to consumers.

9. There are other obligations in place on MT, such as Transparency and Accounting Separation Obligations² that provide the Commission with a sufficient level of certainty that other operators can compete on equal basis with MT's retail arm. They also provide mechanisms for MT to demonstrate its compliance with the regulatory obligations in place.

² <https://www.manxtelecom.com/about/corporate-responsibility/regulatory-responsibility>