

# Lonan Parish Commissioners

## Statutory Meeting

Tuesday 3<sup>rd</sup> April 2012 at 1830 hours in the Laxey Commissioners Office.

## MINUTES

**Present:** Mr J. Faragher, Mr N. Dobson, Mr B. Byers, Mr S. Clucas, Miss R. Bailey, Mr P. Hill. **Apologies:** Nil.  
**Chair:** Mr J. Faragher. **Clerk:** Mr P. Hill.

The Meeting commenced at 1830 hours.

### 01/12 Minutes of the Statutory Meeting of 13<sup>th</sup> March 2012.

Action

The Minutes of the Statutory Meeting of 13<sup>th</sup> March 2012 were examined for accuracy, and it was agreed that they represented a correct statement of events.

**Proposed by: BB. Seconded by: SC.**

### 02/12 Matters Arising out of the Minutes.

There were no matters arising.

### 03/12 Private Sessions.

a) The Clerk presented the interim Financial Statement of Accounts for the month of March 2012, stating that he had not received the Bank Statement as yet, and these were noted by the Board.

*Noted by the Board.*

b) The Clerk presented the interim Financial Statement of Accounts for the month of April 2012, and these were noted by the Board.

*Noted by the Board.*

c) The Clerk presented the Monthly Waste Statistics for March 2012, the monthly comparison and these were noted by the Board.

*Noted by the Board.*

### 04/12 Planning Applications.

*None.*

### 05/12 Correspondence.

a) [Karen.Caley@attgen.gov.im](mailto:Karen.Caley@attgen.gov.im) e-mails at 0957 hours a Consultation on the Interpretation & Legislation Bill 2012 and an introduction on behalf of the Attorney General

“I introduce you to a pair of consultation drafts of the proposed Interpretation and Legislation Bills, which are designed to work together. The Isle of Man already has some legislation about the processes for making, amending, repealing and publishing its legislation and for interpreting legislation. However, that legislation is not comprehensive, is out dated and is currently spread across nine existing Acts of Tynwald dating back to 1883.

The purposes of the Bills are to:

a) bring together in one place all provisions in Acts about legislation or its interpretation or powers, enabling the repeal of those nine Acts;

b) simplify the drafting of legislation in the Isle of Man and improve its presentation;

- c) facilitate the publishing of legislation in updated form, in hard copy and electronic form;
- d) enable minor and uncontroversial corrections to legislation to be made administratively; and
- e) provide for a shortened procedure to consolidate existing Acts, without any change to their effect.

Unusually, the Bills were drafted by the Attorney General's Chambers, not on instructions from a Department or Board, but in response to a whole-of-Government desire to streamline the in-house production of legislation and to facilitate its maintenance in an updated form on the new Manx Legislation Website, which is being developed as part of the MANleX project (with ICT funding). The website will save the cost to Government of having a commercial publisher produce the Island's official reprints.

Separately, Chambers considered the merits of a new, modernised Interpretation Act, aimed at making legislation easier to draft and to read. Having researched similar legislation in a number of jurisdictions, most particularly parts of Australia, New Zealand and Scotland's new Interpretation Act, it was decided that the best structure was to have two Acts: one about legislation itself and another Act dealing with its interpretation.

As well as contributing to the strategic Government aim of reducing regulation, the Bills will save time and money. If they are enacted, processes for legislation will become more efficient. Also, the Bills will increase the ease of access to legislation by the legal profession and the public generally.

A related issue to the making and publication of the Island's legislation is that it has a substantial volume of uncommenced Acts. Some are quite old. One suggestion to avoid this problem for future Acts is a statutory provision that will automatically commence uncommenced Acts after 3 years, subject to a regulation-making power to extend to 5 years.

On behalf of the Attorney General, I invite you to read this consultation document and submit any views you may have on either the principle or the detail of the Bills or about the suggested automatic commencement provision to Chambers at the address shown on page 12 by no later than **Friday 11<sup>th</sup> May, 2012.**"

*Noted with no submission.*

- b) Jason Roberts at [j.roberts@portstmary.gov.im](mailto:j.roberts@portstmary.gov.im) e-mails at 1316 hours on 13.03.12 asking if the rural authorities would consider taking over the mobile bus service. *PH stated that this was now irrelevant as Poker stars had indicated that they would support the Service.*
- c) Director of Planning writes on 20.03.12 regarding the Planning Policy Statement – Planning and the Economy which was outlined in the Budget by Cretney. The Consultation has been widely publicised yet no authorities have made submissions and they are keen to receive them. Submissions have to be made before Tuesday 3<sup>rd</sup> April. [NOTE – No Local Authority has been asked for opinion and indeed the Budget seemed more a statement of intent rather than a consultation]. The Planning Policy Statement can be found on the Government Website. *A discussion took place but the short timescale by the Department of bringing this matter to the Board had resulted in no submission being made.*
- d) Manx Electricity Public Lighting Maintenance Contract Renewal for 2012 to 2013. There will be an increase of 2%. (It will go up by £75.00). *The Board approved of the renewal of this contract. Proposed by ND and Seconded by SC.*

PH

**06/12 Enforcement Matters.**

*No new matters.*

**07/12 Special Agenda Items.**

- a) **Manx Crosses Signage at St Adamnan's.** *{Origin: Nigel Dobson}*. PH  
**ND** outlined his request in that the Crosses at St. Adamnan's, unlike other Heritage Sites, were not numbered and there were no descriptive details posted. He understood that Manx National Heritage had stated that they would do this, but had never come forward. **ND** proposed that Lonan Commissioners pay for the numbering and descriptive plaque, but get the Church Commissioners to arrange quotations, etc. No financial ceiling was set. Proposed by **ND** and Seconded by **SC**.

**08/12 Any Other Business.**

- a) **SC** – Proposed a vote of thanks and appreciative to the two outgoing Commissioners, Rachel Bailey and Brian Byers, for their substantial contribution during the past four years. Unanimously agreed.
- b) **BB** – Read a letter of thanks from the Lieutenant Governor. **JF** thanked **BB** for standing in as Chairman on the day. **BB** queried whether or not he should write to the various persons involved or was his verbal thanks sufficient. It was believed the latter was sufficient.
- c) **BB** – Referred to the public open space in Agneash that was leased from a local resident and asked whether or not a sign could be placed there indicating that it was for public recreation and not private. This was agreed in principle and **PH** would write to the owner seeking approval. PH
- d) **BB** – Stated that he had had a complaint about dog fouling in Highfield Drive and the need for a bin. **PH** stated that there was a bin in the nearby Bridleway, he had put a notice onto the website and was in the process of arranging the erection of no dog fouling signs. PH
- e) **PH** – Referred to the proposal to install play equipment in Church Close and in that regard the cost of landscaping. He stated that the Contractor was unable to quote unless he had a specific job spec. **ND** stated that he would arrange for this to be done. PH  
ND
- f) **PH** – Stated that he had arranged for final improvements in Church Road/All Saints Park in that all of the areas managed by the Authority were now grassed over to reduce maintenance costs and improve the visual amenity.
- g) **ND** – Stated that Stewart Clague wished to have details of the Committees ahead of the next meeting. **PH** stated that this information was routinely submitted as part of the AGM Agenda.
- h) **SC** – Proposed a vote of thanks to the Clerk for his work during the past four years. Unanimously agreed.

**There being no further business, the Meeting closed at 1910 hours.**

**The next Statutory Meeting of the Authority will be the AGM and will be held on Tuesday 8<sup>th</sup> May 2012 at 1830 hours.**