

**5.2. Central Registry Bill 2018 –
Clauses considered**

Mr Skelly to move.

The Speaker: I therefore seek an indication from the mover of the Central Registry Bill as to whether you wish to make progress today?

Mr Skelly: Yes, I would.

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The Speaker: In which case then, we turn to Item 5.2 on our Order Paper and the Central Registry Bill 2018 in the hands of Mr Skelly.

Mr Skelly: Gura mie eu, Loayreyder.

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As outlined in the Second Reading, the principal purpose of this Bill is to formally establish a Central Registry under the auspices of the Department for Enterprise, placing on a statutory basis a number of functions transferred from the General Registry and currently performed under the delegation of the Chief Registrar. Normally such actions would be performed by a Transfer of Functions Order; however, as the General Registry is not included within the Government Departments Act 1987, a separate Bill is required in this instance.

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With your grace, I would like to move clauses 1 through to 3.

Clause 1 gives the Act the Short Title; clause 2 provides for the Act to be brought into force by order; clause 3 provides definitions for some of the key terms used in the Bill and indicates where the meaning of others may be found.

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Loayreyder, I beg to move clauses 1, 2 and 3 stand part of the Bill.

The Speaker: Mrs Caine.

Mrs Caine: I beg to second.

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The Speaker: The question is that clauses 1, 2 and 3 stand part of the Bill. Those in favour, please say aye; against, no. The ayes have it. The ayes have it.

Clause 4, Mr Skelly.

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Mr Skelly: Gura mie eu, Loayreyder.

Clause 4 establishes the office of the Registrar General. This officer will be responsible for managing the functions of the Central Registry.

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The Central Registry's main premises on Deemsters Walk are referred to in the Bill as the Principal Registry. Information for which the Registrar General is responsible will be accessible at this location, albeit, I anticipate, increasingly the Registrar will deliver services online.

The Central Registry will comprise the Civil Registry, Companies Registry, Deeds and Probate Registry, Land Registry and Public Record Office. The Central Registry is also responsible for a number of registers, including the Charities Register and the Register of Political Parties.

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Loayreyder, I beg to move clause 4 stand part of the Bill.

The Speaker: Mrs Caine.

Mrs Caine: I beg to second.

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The Speaker: The question is that clause 4 stand part of the Bill. Those in favour, please say aye; against, no. The ayes have it. The ayes have it.

Clause 5, Mr Skelly.

Mr Skelly: Gura mie eu, Loayreyder.

50 Clause 5 relates to the assignment of staff and requires that the Public Services Commission allocates staff to the Registrar General to assist in the performance of his or her functions.

Loayreyder, I beg to move clause 5 stand part of the Bill.

The Speaker: Mrs Caine.

55 **Mrs Caine:** Mr Speaker, I beg to second.

The Speaker: The question is that clause 5 stand part of the Bill. Those in favour, please say aye; against, no. The ayes have it. The ayes have it.

Clause 6, Mr Skelly.

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Mr Skelly: Gura mie eu, Loayreyder.

Clause 6 makes provision for the Registrar General to delegate functions and establishes controls and safeguards when this happens – most importantly where functions are delegated the Registrar General remains responsible for the good governance of records.

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Loayreyder, I beg to move clause 6 stand part of the Bill.

The Speaker: Mrs Caine.

Mrs Caine: I beg to second. Thank you, Mr Speaker.

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The Speaker: The question is that clause 6 stand part of the Bill. Those in favour, please say aye; against, no. The ayes have it. The ayes have it.

Clause 7, Mr Skelly.

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Mr Skelly: Gura mie eu, Loayreyder.

Clause 7 and the Schedule introduced makes amendments to 50 Acts transferring responsibility from the General Registry to the Central Registry.

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The Schedule substitutes references to the 'Chief Registrar', 'General Registry' and 'First Deemster and Clerk of the Rolls' to 'Registrar General', 'Central Registry' or the 'Department for Enterprise', as appropriate.

The Schedule also includes a number of minor amendments to legislation to ensure that it reflects changes in practice which have occurred as a result of other governmental restructuring and changes in working practices.

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In addition, the Schedule also: amends the Churchwardens Measure (Isle of Man) 2013 to transfer the responsibility for keeping certain documents from the Chief Registrar to the Diocesan Registrar; amends the Civil Partnership Act 2011 and the Marriage Act 1984 so that the Registrar General can issue a licence for a death-bed marriage rather than a Deemster; amends the Financial Provisions and Currency Act 2011 to provide that the Treasury must make a scheme for payment of compensation in relation to criminal injuries; repeals the Newspaper Act 1846 so the Act is redundant and no longer enforced; and amends the Land Registration Act 1982 to clarify the status of a right of pre-emption in relation to land whether the land is registered or not.

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Loayreyder, I beg to move clause 7 and the Schedule stand part of the Bill.

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The Speaker: Mrs Caine.

Mrs Caine: I beg to second.

The Speaker: Mr Hooper.

100 **Mr Hooper:** Thank you, Mr Speaker.

There are two minor amendments tabled in my name. The first is to correct a typographical mistake in the Schedule and the second is to correct an oversight, the omission of the Marine Infrastructure Management Act 2016.

Mr Speaker, I beg to move both the amendments:

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Amendments to the Schedule

1. Page 27, line 31 for 'Secretary of State' substitute 'Treasury'.

2. Page 33, omit from the beginning of line 33 to the end of line 35 (the text of the existing paragraph 37).

Adjust the numbering of the subsequent paragraphs of the Schedule and cross-references to them accordingly.

3. Page 34, at the beginning of line 1 insert—

«37 Marine Infrastructure Management Act 2016

(1) The Marine Infrastructure Management Act 2016 is amended as follows.

(2) In section 10 (timetable for applications) in row 21 of the Table, in column 2 for 'General Registry' substitute «Central Registry».

(3) In section 39(3) (formalities: documents to be deposited in connection with a marine infrastructure consent) for 'General Registry' substitute «Central Registry».

(4) In section 41(2)(a) (correction of errors in marine infrastructure consent: deposit of documents) for 'General Registry' substitute «Central Registry».

(5) In section 42(6)(a) (non-material changes to marine infrastructure consent: deposit of documents) for 'General Registry' substitute «Central Registry».

(6) In section 43(7)(a) (material change to marine infrastructure consent or revocation: deposit of copies) for 'General Registry' substitute «Central Registry».

Renumber the following paragraphs of the Schedule and adjust cross-references accordingly.

The Speaker: You say 'both', I have got three here – three amendments: one on page 27, line 31; page 33 and the omission; and then page 34 insert –

Mr Hooper: In which case, Mr Speaker, I beg to move all three of them!

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The Speaker: Wonderful.

Mr Callister.

Mr Callister: Thank you, Mr Speaker. I beg to second the amendments.

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The Speaker: Mr Skelly, is there anything you wish to ...? (**Mr Skelly:** No.) In which case then, Hon. Members, I put to you first the amendments 1, 2 and 3 in the name of Mr Hooper. Those in favour, please say aye; against, no. The ayes have it. The ayes have it.

120 That clause 7 as amended stand part of the Bill: those in favour, please say aye; against, no. The ayes have it. The ayes have it.

Hon. Members, thank you very much for your attention to detail today in terms of the Abortion Bill which we will return to. The House now stands adjourned until 10.30 a.m. next Tuesday, 20th March in Tynwald Court.

The House adjourned at 12.58 p.m.