



LEGISLATIVE COUNCIL
Y Choonceil Slattyssagh
VOTES AND PROCEEDINGS
Reaghyssyn as daaltyn

DOUGLAS
TUESDAY 28TH MARCH 2000
at 10.30 am

PRESENT: The Honourable President of the Council, HM Attorney General, The Lord Bishop, Mrs Christian, Mr Crowe, Mr Kniveton, Mr Lowey, Dr Mann, Mr Radcliffe and Mr Waft with the Clerk of the Council.

APOLOGIES: Mr Delaney

1. NEWLY-ELECTED MEMBER

The newly-elected Member of the Council, Dr Edgar John Mann, having been sworn into office by His Honour Thomas William Cain, Her Majesty's First Deemster and Clerk of the Rolls, was welcomed back by Mr President.

2. JOINT COMMITTEE ON THE EMOLUMENTS OF CERTAIN PUBLIC SERVANTS

There being no other nominations, Dr Mann and Mr Radcliffe were elected members of the Committee.

3. POLICE (AMENDMENT) BILL

Motion made -

That this Bill now be read a first time

- Mr Lowey

Motion carried

Motion made –

That Standing Order 22(2) be suspended to enable the second reading and clauses of this Bill to be taken - Mr Lowey
 Motion carried
 Motion made -
 That this Bill now be read a second time - Mr Lowey
 Motion carried
 Bill considered in Committee
 Motion made -
 That Clause 1 do stand part of the Bill - Mr Lowey
 Motion carried
 Motion made -
 That Clause 2 do stand part of the Bill - Mr Lowey
 Motion carried
 Motion made -
 That Clause 3 do stand part of the Bill - Mr Lowey
 Motion carried
 Motion made -
 That Clause 4 do stand part of the Bill - Mr Lowey
 Motion carried
 Motion made -
 That Clause 5 do stand part of the Bill - Mr Lowey
 Motion carried
 Motion made -
 That Clause 6 do stand part of the Bill - Mr Lowey
 Motion carried
 Council resumed

4. RETIREMENT BENEFITS SCHEMES BILL

Motion made -
 That this Bill now be read a first time - Mr Radcliffe
 Motion carried

5. AGRICULTURE (MISCELLANEOUS PROVISION) BILL

Motion made -
 That this Bill now be read a first time - Mr Crowe
 Motion carried

6. ELECTRONIC TRANSACTIONS BILL

Bill considered in Committee
 Motion made -
 That Clause 1 do stand part of the Bill - Mr Crowe
 Motion carried
 Motion made -
 That Clause 2 do stand part of the Bill - Mr Crowe
 Motion carried
 Motion made -
 That Clause 3 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 4 do stand part of the Bill - Mr Crowe
Motion carried

Motion made -
 That Clause 5 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 6 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 7 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 8 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 9 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That Clause 10 do stand part of the Bill - Mr Crowe

Motion carried
Motion made -
 That the following New Clause do stand part of the Bill –

Evidence

10A. (1) Nothing in the rules of evidence shall operate to prevent information recorded in electronic form being admissible in evidence in proceedings in any court or tribunal —

- (a) solely on the ground that it is recorded in electronic form, or
- (b) on the ground that it is not in its original form, if it is the best evidence that the person adducing it could reasonably be expected to obtain.

(2) Information recorded in electronic form and adduced in evidence in that form shall be given such weight as is appropriate in all the circumstances; and in determining what weight should be given to it, regard shall be had to —

- (a) the reliability of the means by which it was generated, sent, transmitted, received, stored or otherwise processed;
 - (b) the reliability of the means by which its integrity was maintained;
 - (c) the means by which its originator was identified; and
 - (d) any other material facts.
- (3) This section does not affect —

- (a) sections 5 and 6 of the Civil Evidence Act 1973¹, or
- (b) section 7 of, and Schedule 1 to, the Criminal Justice Act 1991²

¹ 1973 c.18

² 1991 c.25

- H M Attorney General

Motion carried

Motion made -

That Clause 11 do stand part of the Bill

- Mr Crowe

Motion carried

Motion made -

That Clause 12 do stand part of the Bill

- Mr Crowe

Motion carried

Motion made -

That Clause 13 do stand part of the Bill

- Mr Crowe

Motion carried

Council resumed

5. EUROPEAN COMMUNITIES (AMENDMENT) BILL

Motion made -

That this Bill now be read a second time

- H M Attorney General

Motion carried

Bill considered in Committee

Motion made -

That Clause 1 do stand part of the Bill

- H M Attorney General

Motion carried

Motion made -

That Clause 2 do stand part of the Bill

- H M Attorney General

Motion carried

Council resumed

The Council adjourned to sit in Committee in private.

IN COMMITTEE OF THE WHOLE COUNCIL

(IN PRIVATE)

1. PROCEEDINGS IN THE COUNCIL OF MINISTERS

Summary of Proceedings in the Council of Ministers (February 2000) considered.

The Council adjourned to Tuesday 4th April 2000 at 10.30am.

T A BAWDEN
Clerk of the Council
Cleragh y Choonceil Slattyssagh