

MINUTES OF BRADDAN PARISH COMMISSIONERS
held at the Commissioners' Office, Close Corran, Union Mills, Braddan
at 2pm on Thursday 19 April 2018.

In Attendance

Mr A Jessopp	Chairman
Mr J Quaye	Vice Chairman
Mr N Mellon	
Miss C Corkill	
Mr D Dentith	
Mr J C Whiteway	Clerk
Miss M J Radcliffe	Deputy Clerk

18/150 Apologies for absence

There were no apologies for absence.

18/151 Declaration of Interest

There were no Declarations of Interest.

18/152 Issue of Summons / Agenda

It was noted that all members had received the Summons/Agenda at least three clear days before the date of the meeting.

18/153 Deferral of Matters on the Agenda to Private

It was **unanimously resolved** to defer Item 5 - Signing of Tenancy Agreement – Tenant 007 & Property 485 to Private.

18/154 Questions from the Public

The time being 2.30pm, the Chairman welcomed Mr Bill Shimmins MHK to the meeting and updated him on various issues.

Discussions were also held on promoting the development of brownfield sites rather than greenfield which both Mr Shimmins and the Board heavily supported.

The Chairman thanked Mr Shimmins for attending and he left at 3.25pm.

18/155 Minutes of Recent Meetings

The Minutes of the Public Meeting held on Thursday 29 March 2018 were unanimously approved as a correct record of proceedings.

18/156 Matters Arising**a) Cronk Grianagh Park Master Plan: Minute 18/128 (d)**

The Clerk advised that the meeting with Mark Pearce from Ellis Brown on Wednesday 18 April had gone ahead and it was **unanimously resolved** to note that planning for future development was now ongoing.

b) Island Drainage and Groundworks – Waste Contract – Minute 18/128 (e)

The Clerk reported that a further meeting had been held with the management representatives and discussions were held on various issues including the impact of the new kerbside vehicle on the recycling service.

It was **unanimously resolved** to note that a further meeting was scheduled for 1st May 2018.

c) Road Sweeping – Proposed Schedule and Quotation – Minute 18/134

It was **unanimously resolved** to note the Clerks advise that there were still some

issues that required clarification from Douglas Borough Council prior to commencement of the contract, however this would be resolved this week.

d) Cronk Grianagh Park Rubber Matting & painting play equipment – Minute 18/136

Consideration was given to a report from the Community Warden that advised that the original sizing and depth specification of the matting had been increased which would cost a further £4500.

It was **unanimously resolved** to approve the additional cost.

e) Petition to exchange land at Cronkbourn Village – Minute 18/138

It was **unanimously resolved** to note the Clerks report that the Petition between Braddan Parish Commissioners and the Architect's Studio had been approved by the Department of Infrastructure.

f) Increase in WEEE Costs – Minute 18/139

The Clerk advised that the matter had been raised at the most recent Eastern Civic Amenity Site Committee meeting.

It was **unanimously resolved** to note that the majority vote had gone with the acceptance of the charges to residents for the disposal of small electrical appliances

g) Millennium Close Bathroom Refurbishment – Minute 18/140

It was **unanimously resolved** to note that work had started on the scheme and that two bathrooms had already been completed and two more were being progressed.

h) Unit 41

It was **unanimously resolved** to note that the Clerk reported had been advised to submit a planning application as the proposed works would alter the appearance of the storage area.

i) Strang Corner Field

The Clerk advised that the accountant had now prepared the figures for the project and they were ready for analysis at a meeting.

It was **unanimously resolved** to hold a meeting to consider the matter on 1st May 2018.

18/157 Matters for Consideration from Section 2

There were no matters for consideration from Section 2.

18/158 Chairman's Announcement

There was no Chairman's Announcement.

Section 1

18/159 Invoices for approval

It was **unanimously resolved** to approve the following invoices in excess of £2k that required the authorisation of the Board:-

- 3395 – Manx Roots Limited
- 3391 – March Consultants Limited
- 3393 – MBS Limited
- 3410 – Burroughs Stewart Limited

3416 – Douglas Borough Council
 2930 – Douglas Borough Council
 3445 – Department of Infrastructure
 3444 – Department of Infrastructure
 3341 – Joe Doyle Plumbing Limited
 3417 – Manx Roots Limited
 3419 – Manx Utilities
 3413 – Manx Utilities
 6100 – March Salaries
 3458 – Cedar Developments Limited
 3456 – Douglas Borough Council
 3339 – Hanley & Bell Limited
 3483 – Prescott Associates Limited

18/160 Municipal Association AGM – 24 May 2018

The Commissioners considered an invitation from the Isle of Man Municipal Association to attend the AGM at Milntown on 24 May 2018.

After discussion, it was **unanimously resolved** that the Chairman, Mr Mellon and Mr Dentith would attend the AGM on behalf of the Board.

18/161 Port Soderick Recreational Hall AGM – 26 April 2018

The Commissioners considered an invitation to attend the Port Soderick Recreational Hall AGM on 26 April 2018.

After discussion, it was **unanimously resolved** that Mr Dentith would attend the AGM on behalf of the Board.

18/162 Consultation on Election Legislation

The Clerk advised that the Consultation closed on 20 May 2018.

After discussion, it was **unanimously resolved** to respond to the Consultation as follows:-

Aims for future election legislation:-

Q1 – *Are these the correct aims for electoral legislation and electoral registration?*

- Yes

Q2 - *Are there any other aims that should be considered?*

- More prescriptive but will still allow an opportunity for a common sense approach if there is a problem.

National and Local Elections:-

Q3 – *Should there be a single piece of primary legislation covering all public elections on the Isle of Man?*

- Yes – there should be one single piece of primary legislation.

Q4 - *Should the House of Keys and Local Authorities have the same term of office?*

- No, it should stay the same – 4 years for local authorities and 5 years for the House of Keys.

Q5 – *If so, should their elections be held on the same day?*

- No, they should not be held on the same day.

Q6 - *Should the qualifications and requirements for a candidate to stand for election to the House of Keys or a Local Authority be the same?*

- Yes, the qualification should be the same.

Q7 - *Should the means of absent voting be the same for House of Keys and Local Authority elections (advance, absent and proxy votes)?*

- Yes, the means of absent voting should be the same for both.

Q8 - *Should membership of a political party be declared on the ballot paper for Local Authority elections, as it was for House of Keys elections in 2016?*

- Yes, membership of a political party should be declared on the ballot paper.

Q9 - *Should Local Authority candidates be under the same requirements for candidate expenditure and declaration of donations as House of Keys candidates?*

- No it should not be required for Local Authority candidates.

Q10 - *Should the rules for Local Authority elections be consistent with the rules for House of Keys elections?*

- Yes

Polling Day:-

Q11 - *Should the General Election continue to be held in September?*

- Yes

Q12 - *Should polling day continue to be held on a Thursday?*

- If adhering to the current manual system of casting votes, voting should be held over two days, one of which could be a weekend.

Q13 - *Should polling stations be open for a different amount of time?*

- 8am to 8pm if the current system of voting remains in place.

Q14 - *If so, what should the hours of polling be?*

- They should stay the same.

Q15 - *Should Tellers/Agents be allowed at the Polling Station?*

- No, they should not be allowed at the Polling Station.

Q16 - *Should all electors have to provide a form of identity when voting?*

- No.

Alternatives to voting in person

Q17 - *Should the practice of proxy voting continue for House of Keys elections?*

- ??

Q18 - *Should there be Postal Voting as an alternative to the current Advance and Absent Vote systems?*

- ??

Q19 - *Should there be restrictions on who can exercise an Advance Vote?*

- No, there should not be any restrictions.

Returning Officers

Q20 - *Do returning officers for House of Keys elections need to be Advocates?*

- No, they don't need to be advocates, just trained and competent.

Q21 - *Could Government or Local Authority employees act as returning officers for House of Keys elections?*

- Yes, either could act as returning officers for House of Keys elections.

Q22 - *Is it appropriate to have politicians acting as returning officers for Local Authority elections?*

- No, it is not appropriate.

Q23 - *Should there be a specific offence of acts of omission/breach of official duty by a returning officer and/or his/her staff?*

- Yes.

Election Candidates

Q24 - *Should candidates be allowed to provide 'ordinary' hospitality at public meetings? (i.e. food and drink)*

- Yes – complimentary drinks.

Q25 - *Over what period should a candidate, prospective candidate or individual have to declare any expenditure or donations received prior to a poll?*

- The current rules are sufficient.

Q26 - *Is the current limit on expenditure by a candidate of £2,000 plus 50 pence per registered voter appropriate?*

- The current limit on expenditure is sufficient.

Q27 - *Should all candidates (successful or otherwise) have to declare their expenditure on their campaign costs?*

- ??

Q28 - *Should Government continue to pay for the postage of manifestos, given that there are alternative methods for candidates to promote their policies?*

- No, the Government should not be required to contribute anything.

Q29 - *Should the definitions for the election offences of bribery, treating and undue influence be revised?*

- It needs to be reviewed to see if they are still appropriate.

Q30 - *Should the use of social media by candidates and parties be covered within the law?*

- If it is not already covered by existing law then it should be.

Q31 - *Should there be a requirement for any member of the House of Keys or a Local Authority who is standing for re-election to declare any donations made to electors in the 12 months prior to the scheduled date of the election in question?*

- No, it would be too difficult to police.

Q32 - *Should there be guidance for candidates linked to a statutory code of conduct for all elections?*



- Yes

Q33 - *If so, should such a code contain clear guidance on the provision and placement of posters and other advertising?*

- Yes

Registration of Electors

Q34 – *Whose responsibility should it be to ensure that eligible electors are registered?*

- It should be the responsibility of the individual.

Q35 - *Should you be registered automatically, using data or information that the Government already holds?*

- No.

Q36 – *Is a 12 month residency criteria appropriate?*

- Yes.

Q38 - *Should electoral registration remain compulsory?*

- No

Q39 - *How often should the electoral register be updated?*

- Monthly, but leading up to an election, possibly more frequently.

Q40 - *Should there be an annual canvass?*

- Yes.

Q41 - *Should there be an edited register?*

- Yes.

Q42 - *If so, should an elector be deemed to have opted out of the edited register unless they have specifically agreed to opt in?*

- No.

Q43 - *Should anonymous registration be available for people whose safety might be at risk if they appear on the electoral register?*

- Yes.

Q44 - *Should a first time applicant have to produce proof of identity and/or evidence of their eligibility for registration?*

- Yes.

Q45 - *Should objections to register additions, changes or deletions be able to be made at any time or within a set time period relative to the publication of the register?*

- Yes, at any time.

Q46 - *How long before an election should it be possible to register to be able to vote at that election?*

- 1 day.

Q47 - *Should it be possible to apply to be added to the register on the day of an election subject to the necessary safeguards and requirements being in place?*

- Yes if possible.

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Q48 - *Should the date for the provision of the register be the same for all elections (i.e. general elections, by elections and local government elections)?*

- Yes, it should be the same for all.

Q49 - *Should members of the public (registered electors) have the ability to recall elected Members in certain prescribed circumstances?*

- Yes.

Q50 - *Should there be a fixed period between an employee leaving the service of the Government or a Local Authority before that person can stand as a candidate for election to the same body?*

- No.

Q51 - *Should a candidate be allowed to stand in more than one constituency/Local Authority area at the same election?*

- No.

Q52 - *Should a candidate have to live within the constituency they wish to represent?*

- No.

Q53 - *Should there be universal guidance for the conduct of election counts to ensure consistency of practice?*

- Yes

Q54 - *Should there be an additional process to deal with election complaints which do not fall within the election petition process?*

- Yes.

Mr Dentith left the meeting at 4.05pm

- 18/163 Invitation – Opening of the Methodist Modern Art Collection – 12 May 2018**
The Board considered an invitation to attend the opening of the Methodist Modern Art Collection on 12 May 2018 at the Promenade Methodist Church.

It was **unanimously resolved** that Ms Corkill would attend on behalf of the Board.

- 18/164 HSBC Bank PLC Facility Agreement – Design Team Fees – Snugborough Farm – For signing**

It was **unanimously resolved** to execute the agreement.

- 18/165 Invitation to Lezayre Parish Commissioners Civic Sunday**
Consideration was given to an invitation from Lezayre Parish Commissioners' Civic Sunday on 29 April 2018.

It was **unanimously resolved** that Mr Mellon would attend the event on behalf of the Board.

- 18/166 Invitation to Tynwald Garden Party 2018 – Sunday 1st July, Government House**

Consideration was given to an invitation from HE the Lieutenant Governor to attend the annual Tynwald Garden Party.

It was **unanimously resolved** defer the item until after the Commissioners' AGM

on 3 May 2018.

Planning

18/167 Planning Applications

It was **unanimously resolved** that the Commissioners had no objections to the following Planning Applications:-

- PA18/00317/B – Mrs C A O'Hara – Erection of raised decking area to rear of property (retrospective) – 7 Close y Locker, Union Mills, Braddan, IM4 4LX
- PA18/00318/D - Kings Park Limited – Installation of illuminated signage – Cycle 360, Isle of Man Business Park, Braddan, Isle of Man, IM2 1AL
- PA18/00328/B – Manx Utilities Authority – Erection of cycle shelter – Ballacottier Headquarters, Isle of Man Business Park, Braddan, IM2 2QZ

18/168 Planning Appeals

It was **unanimously resolved** to note

- PA17/01021/C – Isle of Man Fat Stock Marketing Association Limited – Appeal against the refusal of the change of use of part of upper floor from office use to and meeting room to food retail and preparation of food products for retail at the premises – Ballafletcher House, Ballafletcher Farm Road, Cronkbourne, Braddan, Isle of Man, IM4 4QE

18/169 Planning Approvals

It was **unanimously resolved** that the Commissioners would note the following Planning Approvals:-

- PA18/00160/B - Mr David Dentith - Erection of rear extension with solar panels above - 4 Mount Rule Cottages, West Baldwin Road, Mount Rule, Braddan, IM4 4HS
- PA17/01272/B - Mr & Mrs Les Coates - Erection of single storey extension and installation of new window at first floor level - 7 Church View Braddan Douglas Isle Of Man IM4 4TF
- PA17/01236/B - Miss Sian Meeuwsen & Mr Adam Beighton - Erection of an extension to side elevation - 109 Fairways Drive Mount Murray Douglas Isle Of Man IM4 2JE
- PA17/01295/B - Miss Sophie Campbell - Alterations including replacement of existing conservatory roof with tiled roof, and replacement of one garage door with sliding glazed doors to facilitate use of part of garage as gym for one to one training sessions/lessons - 124 Fairways Drive, Mount Murray, Braddan, Isle Of Man, IM4 2JB
- PA17/01268/B - Miss Pamela Smith - Erection of two storey extension to provide additional ancillary living accommodation - Ballaoates Cottages, East Baldwin, Braddan, Isle Of Man IM4 5EN

18/170 General Matters

It was **unanimously resolved** to note the following items in Section 2:-

- Cycle 360, IOM Business Park – Hartford Homes – Request to move street light
- Overview of Complaints – Refuse & Recycling complaints
- Eastern Shared Housing Waiting List

Private

18/171 Signing of Tenancy Agreement – Tenant 007 & Property 485

It was **unanimously resolved** to sign the Tenancy Agreement for Property 007 and Tenant 485.

Any Other Business

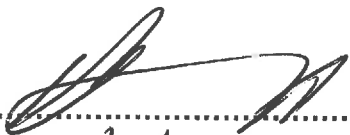
18/172 Union Mills Car Park

Mr Quaye asked that investigations take place into a height restriction barrier being installed at the car park because he had found a number of vehicles using the facility that were over the weight capacity it was designed for.

18/173 Date for Next Meeting

The date for the next meetings were set at:-
2pm on Thursday 3 May 2018 - AGM
2pm on Thursday 17 May 2018

There being no further business, the meeting ended at 5.20pm

Signed 

Date 3/5/18