

STATES OF JERSEY

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DRAFT AMENDMENT (No. 7) OF THE STANDING ORDERS OF THE STATES OF JERSEY

**Lodged au Greffe on 9th October 2007
by the Chairmen's Committee**

STATES GREFFE



Jersey

DRAFT AMENDMENT (No. 7) OF THE STANDING ORDERS OF THE STATES OF JERSEY

REPORT

This amendment seeks to change the current provisions in Standing Orders that require the States to appoint the President of the Chairmen's Committee. If the amendment is adopted a President will simply be appointed by the Committee from among its members as happens at present with the Vice-President.

Since its formation, the Chairmen's Committee has found the need to consider the means by which the presidency of the Committee can be changed. As the President was elected by the States, in order to make any changes, the Committee was obliged to bring a vote of no confidence in the President to the States and subsequently for the States to elect a new President. The Committee noted that during the no confidence debate in the former President a number of members suggested that it would be preferable if the President was simply appointed and removed by the Committee.

The Chairmen's Committee is of the strong belief that, if it were empowered to elect or remove a President from within its number, working practices within the Committee would be greatly improved. That, in turn, should also impact on the scrutiny function as a whole, and working relationships with the Council of Ministers.

There are no financial or manpower implications arising from this amendment.

Explanatory Note

These amendments to Standing Orders would enable the chairmen's committee to select its own president, in place of the States.

Amendment 1 is the interpretation provision.

Amendment 2 amends standing order 112 so as to remove the appointment of the president of the chairmen's committee from the list of appointments that would be made by the States following an ordinary election.

Amendment 3 amends standing order 114 so as to remove the appointment of the president of the chairmen's committee from the list of appointments subject to the procedure in the standing order for the filling of a casual vacancy.

Amendment 4 repeals standing order 121, which sets out the process for appointment of the president of the chairmen's committee by the States.

Amendment 5 amends standing order 126 so as to alter the process for selecting 2 elected members to serve on the chairmen's committee. Currently the president of the committee nominates 2 elected members and the States may then make other nominations. The process is altered so that the selection is made solely on the basis of nominations made by the States.

Amendment 6 amends standing order 142 so as to empower the chairmen's committee to appoint one of its members as president. The committee also has power to remove the person so appointed.

Amendment 7 provides for the citation of these amendments and their commencement.



Jersey

DRAFT AMENDMENT (No. 7) OF THE STANDING ORDERS OF THE STATES OF JERSEY

Arrangement

Amendment

<u>1</u>	<u>Interpretation</u>
<u>2</u>	<u>Standing order 112 amended</u>
<u>3</u>	<u>Standing order 114 amended</u>
<u>4</u>	<u>Standing order 121 repealed</u>
<u>5</u>	<u>Standing order 126 amended</u>
<u>6</u>	<u>Standing order 142 amended</u>
<u>7</u>	<u>Citation and commencement</u>



Jersey

DRAFT AMENDMENT (No. 7) OF THE STANDING ORDERS OF THE STATES OF JERSEY

Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Article 48 of the States of Jersey Law 2005^[1], have made the following amendments to Standing Orders^[2] –

1 Interpretation

In these amendments, a reference to a standing order is to the standing order of that number in the Standing Orders of the States of Jersey^[3].

2 Standing order 112 amended

In the table in standing order 112(1), the following words shall be deleted –

“6. appointment of president of the chairmen’s committee	3rd meeting”.
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3 Standing order 114 amended

In standing order 114, paragraph (1)(d) shall be deleted.

4 Standing order 121 repealed

Standing order 121 shall be repealed.

5 Standing order 126 amended

In standing order 126 –

(a) for paragraphs (1), (2) and (3) there shall be substituted the following paragraphs –

- “(1) The presiding officer shall invite elected members to nominate elected members as candidates for membership of the chairmen’s committee.
- (2) Neither a Minister nor an Assistant Minister is eligible for nomination as a candidate under paragraph (1).
- (3) If no more than 2 candidates are nominated, they are appointed as members of the chairmen’s committee.”;

- (b) in paragraph (4), for the words “If other candidates” there shall be substituted the words “If more than 2 candidates”.

6 Standing order 142 amended

In standing order 142, for paragraphs (2) and (3) there shall be substituted the following paragraphs –

- “(2) The chairmen’s committee shall appoint one of their number to be president and one of their number to be vice president.
- (3) The chairmen’s committee may remove a person appointed to the office of president or vice president from that office.”.

7 Citation and commencement

This Amendment may be cited as Amendment (No. 7) of the Standing Orders of the States of Jersey and shall come into force 7 days after it is made.

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- [1] *chapter 16.800*
- [2] *chapter 16.800.15*
- [3] *chapter 16.800.15*