

STATES OF JERSEY



Jersey

DRAFT SINGLE-USE PLASTICS ETC. (RESTRICTIONS) (JERSEY) LAW 202- (P.61/2021): SECOND AMENDMENT

**Lodged au Greffe on 16th July 2021
by the Connétable of St. Helier
Earliest date for debate: 14th September 2021**

STATES GREFFE

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PAGE 34, ARTICLE 2 –

For Article 2(3) substitute –

- “(2) In relation to carrier bags the Minister may, in guidance under Article 14, suspend or disapply this Article in relation to all or any of the following –
 - (a) specified types and descriptions of such bags;
 - (b) stocks of such bags existing in Jersey, or produced outside Jersey but awaiting shipment to Jersey, before the commencement of this provision;
 - (c) the supply of such bags in specified circumstances or for specified purposes.”.

CONNÉTABLE OF ST. HELIER

REPORT

While the Minister's own amendment to his proposition goes some way to avoid the unintended consequences of [P.61/2021](#), namely that stocks of carrier bags would have to be destroyed rather than put to good use should a trader be unable to use up their supply within the prescribed period, it does not avoid such situations as I have been made aware of where a trader cannot use their supply within the more generous period allowed; this may be as a result of stocks having been recently ordered, or where supplies have been held up by Brexit and/or the pandemic; or it may result from the fact that a trader's circumstances have changed and they are not using up the bags they have ordered at the anticipated rate.

Whatever the reason I think that it defeats the purpose of the proposed ban if the destruction of stocks is caused by it, and recommend that the Minister is given the ability to waive the requirement for this in exceptional circumstances.

Financial and manpower implications

No additional resources are required to support this amendment.