



**THE STATES assembled on Tuesday
20th October 2009, at 09.30 a.m. under
the Presidency of the Bailiff,
Michael Cameron St. John Birt Esquire.**

**His Excellency the Lieutenant Governor,
Lieutenant-General Andrew Peter Ridgway, C.B., C.B.E.,
was present**

All members were present at roll call with the exception of –

Senator Stuart Syvret – en défaut
Senator Alan Breckon – absent on States business
Connétable Peter Frederick Maurice Hanning of St. Saviour – excused attendance

Prayers

Subordinate enactments tabled

The following enactments were tabled, namely –

Community Provisions (Uzbekistan Sanctions) (Amendment) (Jersey) Order 2009. <i>Chief Minister.</i>	R&O.100/2009.
Community Provisions (Restrictive Measures – North Korea) (Amendment No. 2) (Jersey) Order 2009. <i>Chief Minister.</i>	R&O.101/2009.
Taxation (Exchange of Information with Third Countries) (Specified Date (Greenland and Norway)) (Jersey) Order 2009. <i>Chief Minister.</i>	R&O.105/2009.

Documents presented or laid

Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.104/2009) – comments. Presented: 16th October 2009. <i>Minister for Treasury and Resources.</i>	P.104/2009. Com.
Annual Business Plan 2009: variation in respect of pay freeze – rescindment (P.143/2009) – comments Presented: 20th October 2009. <i>Council of Ministers.</i>	P.143/2009. Com.

Annual Business Plan 2009: variation in respect of pay freeze – rescindment (P.143/2009) – amendment (P.143/2009 Amd.) – comments. P.143/2009.
Presented: 20th October 2009. Amd.
Council of Ministers. Com.

Land Transactions under Standing Order 168(3) – R.113/2009.
(a) Maison St. Louis Observatory Flat, Highland Lane, St. Saviour: lease;
(b) Stores HA and HB, 19 Oxford Road, St. Helier: lease;
(c) 4 Highfield Vineries, Le Mont Sohier, St. Saviour: assisted house purchase property.
Presented: 13th October 2009.
Minister for Treasury and Resources.

Draft Freedom of Information Law ‘Policy Paper’: white paper October 2009. R.114/2009.
Presented: 14th October 2009.
Privileges and Procedures Committee.

States of Jersey Complaints Board: findings – complaint against a decision of the Chief Minister regarding a request for access to information made under the Code of Practice on Public Access to Official Information. R.115/2009.
Presented: 14th October 2009.
Privileges and Procedures Committee.

Code of Conduct for elected members and disciplinary sanctions: review. R.116/2009.
Presented: 16th October 2009.
Privileges and Procedures Committee.

States of Jersey Law 2005: delegation of functions – Planning and Environment – October 2009 revised delegations. R.117/2009.
Presented: 19th October 2009.
Minister for Planning and Environment.

Co-ordination of Services for Vulnerable Children: Sub-Panel Review (S.R.6/2009) – response of the Minister for Health and Social Services. S.R.6/2009.
Presented: 12th October 2009. Res.
Minister for Health and Social Services.

Jersey Development Company (S.R.9/2009): response of the Chief Minister. S.R.9/2009.
Presented: 20th October 2009. Res.
Chief Minister.

Depositor Compensation Scheme. S.R.10/2009.
Presented: 20th October 2009.
Economic Affairs Scrutiny Panel.

Notification of lodged propositions

Property and Infrastructure Regeneration: the States of Jersey Development Company Limited (P.79/2009) – second amendment. P.79/2009.
Lodged: 20th October 2009. Amd.(2)
Council of Ministers.

Draft Banking Business (Depositors Compensation) (Jersey) Regulations 200- (P.86/2009): third amendment. Lodged: 20th October 2009. <i>Economic Affairs Scrutiny Panel.</i>	P.86/2009. Amd.(3)
Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.104/2009) – amendment. Lodged: 20th October 2009. <i>Deputy J.B. Fox of St. Helier.</i>	P.104/2009. Amd.
Draft Shops (Regulation of Opening and Deliveries) (Jersey) Law 200- (P.111/2009): second amendment. Lodged: 16th October 2009. <i>Deputy I.J. Gorst of St. Clement.</i>	P.111/2009. Amd.(2)
Draft Shops (Regulation of Opening and Deliveries) (Jersey) Law 200- (P.111/2009): third amendment. Lodged: 16th October 2009. <i>Deputy A.K.F. Green of St. Helier.</i>	P.111/2009. Amd.(3)
Annual Business Plan 2009: variation in respect of pay freeze – rescindment (P.143/2009) – amendment. Lodged: 14th October 2009. <i>Deputy J.M. Maçon of St. Saviour.</i>	P.143/2009. Amd.
Young Offenders: naming by the media (P.148/2009) – amendment. Lodged: 14th October 2009. <i>Senator B.E. Shenton.</i>	P.148/2009. Amd.
Manual Workers' Joint Council: membership. Presented: 12th October 2009. <i>Chief Minister.</i>	P.172/2009.
Public Holidays and Bank Holidays: designation of 26th December 2009. Lodged: 15th October 2009. <i>Deputy S. Pitman of St. Helier.</i>	P.173/2009.
H1N1 Influenza Pandemic Funding: expenditure approval. Lodged: 15th October 2009. <i>Minister for Treasury and Resources.</i>	P.174/2009.
Employment of States of Jersey Employees Law – proposed changes. Lodged: 16th October 2009. <i>Deputy of St. Martin.</i>	P.175/2009.
'User Pays' Charges: States of Jersey Police. Lodged: 19th October 2009. <i>Minister for Home Affairs.</i>	P.176/2009.
Draft Companies (Amendment No. 4) (Jersey) Regulations 200-. Lodged: 20th October 2009. <i>Minister for Economic Development.</i>	P.177/2009.

Draft Tariff of Harbour Dues.
Lodged: 20th October 2009.
Minister for Economic Development.

P.178/2009.

Withdrawal of lodged propositions

THE STATES noted that, in accordance with Standing Order 34(1), the proposers of the following propositions lodged “au Greffe” had informed the Greffier of the States that they had been withdrawn –

Draft Shops (Regulation of Opening and Deliveries) (Jersey) Law 200- (P.111/2009):
amendment.
Lodged: 5th October 2009.
Deputy I.J. Gorst of St. Clement.

P.111/2009.
Amd.

Draft Companies (Amendment No. 4) (Jersey) Regulations 200-.
Lodged: 4th September 2009.
Minister for Economic Development.

P.137/2009.

Written Questions

(see Official Report/Hansard)

The Chief Minister tabled an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding the average wage in the Island.

The Minister for Treasury and Resources tabled an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding the total tax take in Jersey.

The Minister for Social Security tabled an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding the total amount paid in Income Support for the last 12 months.

The Minister for Health and Social Services tabled an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding a detailed breakdown of the funds allocated to each area of Health and Social Services for the year 2009.

The Chief Minister tabled an answer to a question asked by the Deputy of St. John regarding the exclusion of the Magistrate Designate from Court duties.

The Minister for Home Affairs tabled an answer to a question asked by the Deputy of St. John regarding the involvement of police officers from outside of the Island in a recent drugs case in the Royal Court.

The Minister for Home Affairs tabled an answer to a question asked by the Deputy of St. John regarding the deployment of U.K. police officers in the vicinity of the States Chamber and States members' area during a recent drugs trial in the Royal Court.

The Minister for Home Affairs tabled an answer to a question asked by Deputy J.M. Maçon of St. Saviour regarding the number of officers leaving the States of Jersey Police before reaching retirement age over the last 5 years.

The Minister for Treasury and Resources tabled an answer to a question asked by Senator J.L. Perchard regarding the allocations made to date from the Economic Stimulus Package.

The Chief Minister tabled an answer to a question asked by Deputy J.A. Martin of St. Helier regarding the impact of a 2% pay award across the various public sector grades.

The Chief Minister tabled an answer to a question asked by Senator J.L. Perchard regarding the extension of the United Nations Convention on the Rights of the Child to Jersey.

The Minister for Home Affairs tabled an answer to a question asked by the Deputy of St. John regarding the cost of the U.K.'s Central Office for Information's press liaison services during a recent drugs case in the Royal Court.

H.M. Attorney General tabled an answer to a question asked by Senator B.E. Shenton regarding an estimate of the total prosecution costs in respect of the recent conviction of Curtis Warren and associates.

The Minister for Home Affairs tabled an answer to a question asked by Senator B.E. Shenton regarding an estimate for the total cost to his Department in respect of the surveillance, arrest, and conviction of Curtis Warren and associates.

The Chief Minister tabled an answer to a question asked by Senator B.E. Shenton regarding the Waterfront Enterprise Board's ownership of the Waterfront car park.

The Minister for Transport and Technical Services tabled an answer to a question asked by the Deputy of St. John regarding foreign registered vehicles in the Island.

The Minister for Economic Development tabled an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the installation of an electronic barrier/gate on the Albert Quay.

The Chief Minister tabled an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding Ministers and Assistant Ministers' expenses claims.

The Minister for Transport and Technical Services tabled an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the allocated areas for States Members at Pier Road car park.

The Minister for Education, Sport and Culture tabled an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the summer student internship scheme.

The Minister for Social Security tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding redundancies in the private sector in 2008 and in 2009.

The Minister for Social Security tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the impact of the withdrawal of transition payments on Income Support levels.

The Minister for Treasury and Resources tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding representation on the Steering Group for the Fiscal Strategy Review.

The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding working hours amongst Health and Social Services professionals.

The Minister for Education, Sport and Culture tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding apprenticeships over the past 5 years in the private and public sectors.

The Minister for Economic Development tabled an answer to a question asked by the Deputy of St. Mary regarding the criteria built into the Regulation of Undertakings and Development Law 1973 at its inception on 1st January 1974.

The Minister for Treasury and Resources tabled an answer to a question asked by the Deputy of St. Mary regarding the progressiveness in the tax and benefit system.

The Minister for Transport and Technical Services tabled an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the call out rates for Transport and Technical Services staff.

The Minister for Education, Sport and Culture tabled an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the number of students not competent in literacy and numeracy skills.

The Minister for Health and Social Services tabled an answer to a question asked by Deputy S. Pitman of St. Helier regarding the qualifications and experience of her Assistant Ministers.

The Minister for Economic Development tabled an answer to a question asked by Deputy S. Pitman of St. Helier regarding the qualifications and experience of his Assistant Ministers.

The Minister for Social Security tabled an answer to a question asked by Deputy S. Pitman of St. Helier regarding the qualifications and experience of his Assistant Minister.

The Minister for Education, Sport and Culture tabled an answer to a question asked by Deputy S. Pitman of St. Helier regarding the qualifications and experience of his Assistant Ministers.

The Chief Minister tabled an answer to a question asked by the Connétable of St. Lawrence regarding the total number of lost man hours, by Department, as the result of all sickness absences for the years 2004 to 2008 inclusive.

Oral Questions

(see Official Report/Hansard)

Deputy D.J. de Sousa of St. Helier asked a question of the Minister for Treasury and Resources regarding the use of the Economic Stimulus Package to employ local companies where appropriate.

Deputy J.A.N. Le Fondré of St. Lawrence asked a question of the President of Chairmen's Committee regarding travel and entertainment expenses incurred by the Public Accounts Committee and the Scrutiny Panels in 2009.

The Deputy of Grouville asked a question of the Minister for Social Security regarding a recent cash fraud committed by a couple receiving Long-term Incapacity benefit.

Deputy J.M. Maçon of St. Saviour asked a question of the Chief Minister regarding the involvement of the Isle of Man in negotiations with the EU.

Deputy S.S.P.A. Power of St. Brelade asked a question of the Minister for Economic Development regarding the perception of the Regulation of Undertakings and Development (Jersey) Law 1973 as a barrier to economic growth.

Senator B.E. Shenton asked a question of the Minister for Treasury and Resources regarding the estimated total cost to the taxpayer in respect of the recent conviction of Curtis Warren and associates.

The Deputy of St. John asked a question of the Minister for Transport and Technical Services regarding parking in front of the States Building.

Deputy J.A. Martin of St. Helier asked a question of the Chief Minister regarding the Criminal Offences (Jersey) Law 2009.

The Deputy of St. Martin asked a question of the Chief Minister regarding the introduction of Inheritance legislation.

Senator S.C. Ferguson asked a question of the Minister for Economic Development regarding the provision of allotments.

Deputy K.C. Lewis of St. Saviour asked a question of the Minister for Home Affairs regarding hand held lasers.

Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister regarding the zero-ten fiscal strategy.

Deputy T.M. Pitman of St. Helier asked a question of the Minister for Health and Social Services regarding nursing staff working back-to-back day and night shifts.

Deputy S.S.P.A. Power of St. Brelade asked a question of the Minister for Transport and Technical Services regarding an increase in glass waste being included in mixed domestic refuse deposited at the incinerator at Bellozanne.

The Deputy of St. John asked a question of the Minister for Transport and Technical Services regarding the servicing of non-States owned vehicles by the Transport and Technical Services Engineering Section.

Deputy G.P. Southern of St. Helier asked a question of the Minister for Housing regarding the conclusions reached by Professor Whitehead in her report relating to Housing in the Island.

Deputy T.M. Pitman of St. Helier asked a question of the Minister for Health and Social Services regarding retention of nursing staff.

Deputy D.J. de Sousa of St. Helier asked a question of the Minister for Economic Development regarding efforts to encourage utilities to reduce prices when the rate at which they purchased the relevant commodities went down.

The Deputy of St. Martin asked a question of the Minister for Health and Social Services regarding the advancement of an initiative publicising information about prostate cancer and the establishment of a bowel screening programme.

Oral Questions without notice

(see Official Report/Hansard)

The Minister for Housing answered questions without notice from members.

The Chief Minister answered questions without notice from members.

Arrangement of Public Business for the present meeting

THE STATES, adopting a proposition of the Minister for Economic Development, agreed to defer the debate of the following items until the meeting of 3rd November 2009 –

Draft Banking Business (Depositors Compensation) (Jersey) Regulations 200- second reading. P.86/2009.

Lodged: 2nd June 2009.

Minister for Economic Development.
(principles approved 15th July 2009)

Draft Banking Business (Depositors Compensation) (Jersey) Regulations 200- (P.86/2009): amendment. P.86/2009.
Amd.

Lodged: 6th October 2009.

Minister for Economic Development.

Draft Banking Business (Depositors Compensation) (Jersey) Regulations 200- (P.86/2009): second amendment. P.86/2009.
Amd.(2)

Lodged: 6th October 2009.

Economic Affairs Scrutiny Panel.

Draft Banking Business (Depositors Compensation) (Jersey) Regulations 200- (P.86/2009): third amendment. P.86/2009.
Amd.(3)

Lodged: 20th October 2009.

Economic Affairs Scrutiny Panel.

Draft Banking (Depositors Compensation) (Jersey) Regulations 200-. P.87/2009.

Lodged: 2nd June 2009.

Minister for Economic Development.

Draft Income Tax (Amendment No. 32) (Jersey) Law 200-. P.81/2009.

Lodged: 2nd June 2009.

Minister for Treasury and Resources.

Public Lotteries Board: appointment of member P.154/2009

THE STATES, adopting a proposition of the Minister for Economic Development, agreed, in pursuance of Regulation 3(2) of the Gambling (Channel Islands Lottery) (Jersey) Regulations 1975, as amended, to appoint the following person as a member of the Public Lotteries Board for a period of 5 years, namely –

Mr. Adrian Jonathan Garnier.

Committee of Inquiry: Reg's Skips Ltd. – appointment of members P.163/2009

THE STATES, adopting a proposition of the Chief Minister, agreed to refer to their Act dated 13th May 2009 in which they agreed that a Committee of Inquiry should be established in accordance with Standing Order 146 to investigate all planning matters relating to the various relevant planning applications made by, or on behalf of, Reg's Skips Ltd. in connection with the activities of the company as skip operators and appointed the following persons as members of the Committee of Inquiry –

- (i) Mr. John Frederick Mills C.B.E. (Chairman),
- (ii) Mr. Edward George Trevor M.B.E.,
- (iii) Mr. Richard Huson;

and agreed, in accordance with Standing Order 146(5)(b) and (c) –

- (i) that Mr. Trevor should, if required, preside in the absence of the Chairman, and
- (ii) that the quorum of the Committee should be 2.

Members present voted as follows –

POUR: 39

CONTRE: 0

ABSTAIN: 2

Senator T.A. Le Sueur
 Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator F.E. Cohen
 Senator J.L. Perchard
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of Trinity
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)

Senator S.C. Ferguson
 Deputy T.M. Pitman (H)

Deputy A.K.F. Green (H)
 Deputy D. De Sousa (H)
 Deputy J.M. Maçon (S)

Jersey Financial Services Commission – appointment of Commissioners P.164/2009

THE STATES commenced consideration of a proposition of the Minister for Economic Development regarding the reappointment of Commissioners for the Jersey Financial Services Commission. The Bailiff, in accordance with the provisions of Standing Order 82, ordered all strangers to withdraw from the precincts of the States and the doors of the Chamber to be closed.

THE STATES, having concluded the debate *in camera*, proceeded to vote in public assembly and, adopting paragraph (a) of the proposition of the Minister for Economic Development, agreed, in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998, to appoint for a period of 3 years with effect from 23rd October 2009, Mr. John Frederick Mills, C.B.E., as a Commissioner of the Jersey Financial Services Commission.

Members present voted as follows –

POUR: 34

Senator T.A. Le Sueur
 Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator J.L. Perchard
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy A.E. Jeune (B)
 Deputy T.M. Pitman (H)

CONTRE: 8

Senator S.C. Ferguson
 Connétable of Grouville
 Connétable of St. Lawrence
 Deputy of Grouville
 Deputy M. Tadier (B)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)

ABSTAIN: 2

Connétable of St. Mary
 Deputy of St. Mary

Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy A.K.F. Green (H)
 Deputy D. De Sousa (H)

THE STATES, adopting paragraph (b) of the proposition of the Minister for Economic Development, agreed, in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998, to appoint for a period of 3 years with effect from 23rd October 2009, Mr. Louis Philip Chetwynd Taylor as a Commissioner of the Jersey Financial Services Commission.

Members present voted as follows –

POUR: 41

Senator T.A. Le Sueur
 Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator J.L. Perchard
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy A.E. Jeune (B)
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)

CONTRE: 2

Deputy of Grouville
 Deputy M. Tadier (B)

ABSTAIN: 2

Connétable of St. Mary
 Deputy of St. Mary

Deputy A.K.F. Green (H)
 Deputy D. De Sousa (H)
 Deputy J.M. Maçon (S)

Civil Partnerships P.136/2009

THE STATES, adopting a proposition of the Chief Minister, agreed in principle, that same-sex couples should be permitted to enter into civil partnerships and requested the Chief Minister to bring forward for approval by the States the necessary draft legislation to give effect to the proposal.

Members present voted as follows –

POUR: 48

Senator T.A. Le Sueur
 Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator J.L. Perchard
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy of St. John
 Deputy M. Tadier (B)

CONTRE: 1

Senator B.I. Le Marquand

ABSTAIN: 0

Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D. De Sousa (H)
 Deputy J.M. Maçon (S)

Annual Business Plan 2009: variation in respect of pay freeze – rescindment P.143/2009

THE STATES commenced consideration of a proposition of Deputy Shona Pitman of St. Helier concerning the rescindment of its decision to remove the £3,501,600 allocation in the 2009 Annual Business Plan set aside for the 2009 pay award for public sector pay groups and an amendment of Deputy Jeremy Martin Maçon of St. Saviour that in paragraph (b) after the words “for public sector pay groups” there should be inserted the words “for all full-time employees earning over £32,240 per annum and all part-time employees earning over the relevant *pro-rata* equivalent of this amount”.

THE STATES, having noted that there contained a minor typographical error within the amendment, agreed, in accordance with Standing Order 26(8), to adopt an amendment of Deputy Jeremy Martin Maçon of St. Saviour that in paragraph (b) for the word ‘over’ there should be substituted the words ‘up to’ in both places where it appeared.

THE STATES, adopting a proposition of Deputy Roy George Le Hérisier of St. Saviour, agreed, in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the amendment of Deputy Jeremy Martin Maçon of St. Saviour, as amended, to paragraph (b) of the proposition of Deputy Shona Pitman of St. Helier.

Members present voted as follows –

POUR: 29

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator F.E. Cohen
 Senator A.J.D. Maclean
 Connétable of St. Ouen
 Connétable of Grouville
 Connétable of St. Lawrence
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)

CONTRE: 7

Senator S.C. Ferguson
 Connétable of Trinity
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Deputy J.A.N. Le Fondré (L)

ABSTAIN: 3

Senator T.A. Le Sueur
 Connétable of St. Mary
 Deputy A.E. Jeune (B)

Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES rejected an amendment of Deputy Jeremy Martin Maçon of St. Saviour, as amended, that in paragraph (b) after the words “for public sector pay groups” there should be inserted the words “for all full-time employees earning up to £32,240 per annum and all part-time employees earning up to the relevant *pro-rata* equivalent of this amount”.

Members present voted as follows –

POUR: 3

Connétable of St. Clement
 Deputy S.S.P.A. Power (B)
 Deputy J.M. Maçon (S)

CONTRE: 37

Senator T.A. Le Sueur
 Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator B.E. Shenton
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)

ABSTAIN: 0

Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy M.R. Higgins (H)
Deputy A.K.F. Green (H)
Deputy D. De Sousa (H)

Senator Terence John Le Main, the Connétable of St. Helier, the Connétable of St. Saviour, Deputies Robert Charles Duhamel of St. Saviour, John Benjamin Fox of St. Helier, Ian Joseph Gorst of St. Clement and the Deputy of St. John, in accordance with the provisions of Standing Order 106(a), declared an interest and withdrew from the Chamber for the duration of the debate.

Change in Presidency

The Bailiff retired from the Chamber during consideration of the amendment of Deputy Jeremy Martin Maçon of St. Saviour, as amended, to the proposition of Deputy Shona Pitman of St. Helier entitled 'Annual Business Plan 2009: variation in respect of pay freeze – rescindment' (P.143/2009) and the meeting continued under the presidency of Mrs. Anne Helen Harris, Deputy Greffier of the States.

Adjournment

THE STATES adjourned, having agreed to reconvene on Wednesday 21st October 2009 to continue consideration of the proposition of Deputy Shona Pitman of St. Helier entitled 'Annual Business Plan 2009: variation in respect of pay freeze – rescindment' (P.143/2009).

THE STATES rose at 5.37 p.m.

A.H. HARRIS

Deputy Greffier of the States