

THE STATES assembled on Wednesday 15th September 2021, at 9.30 a.m. under the Presidency of the Bailiff, Timothy John Le Cocq, Esquire.

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

Senator Ian Joseph Gorst – absent on States business (arrived in the Chamber at 9.43 a.m.)
Senator Sarah Craig Ferguson – ill
Deputy Jessica Harriet Perchard of St. Saviour – parental responsibilities

Prayers

Standing Order 55A – remote participation

THE STATES, with reference to their Act dated 14th September 2021, in which they had agreed that, notwithstanding Standing Order 55A(1), members who did not wish to attend in the States Chamber might continue to take part in States meetings using Microsoft Teams (until the States had considered and voted upon a proposition to re-apply Standing Order 55A(1) or to repeal or vary the terms of the Standing Order), assembled in accordance with Standing Order 55A with members able to participate remotely using Microsoft Teams.

Notification of lodged propositions

Draft Covid-19 (Amendments – Further Extensions) (Jersey) Regulations 202-: P.84/2021. amendment.

Lodged: 15th September 2021, Minister for Health and Social Services.

Vote of Censure: Council of Ministers P.72/2021

THE STATES, having resumed consideration of a proposition of Senator Samuel Yves Mézec entitled 'Vote of Censure: Council of Ministers' (P.72/2021), rejected the proposition to censure the Council of Ministers for their failure to respect and implement the decision made by the States Assembly on 10th February 2021 in adopting 'Residential Properties in the Waterfront Development' (P.165/2020), as amended.

Members present voted as follows -

POUR: 21 CONTRE: 26 ABSTAIN: 0

Senator T.A. Vallois Senator I.J. Gorst Senator K.L. Moore Senator L.J. Farnham Senator S.W. Pallett Senator J.A.N. Le Fondré Senator S.Y. Mézec Connétable of St. Helier Connétable of St. Saviour Connétable of St. Lawrence Connétable of Grouville Connétable of St. Brelade Connétable of St. Martin Connétable of Trinity Connétable of St. John Connétable of St. Peter Deputy G.P. Southern (H) Connétable of St. Mary

Deputy M. Tadier (B) Connétable of St. Ouen Deputy of St. Martin Connétable of St. Clement Deputy L.M.C. Doublet (S) Deputy J.A. Martin (H) Deputy of Grouville Deputy of St. Mary Deputy K.F. Morel (L) Deputy K.C. Lewis (S) Deputy of St. John Deputy M.R. Higgins (H) Deputy M.R. Le Hegarat (H) Deputy J.M. Maçon (S) Deputy S.M. Ahier (H) Deputy S.J. Pinel (C) Deputy of St. Ouen Deputy R.J. Ward (H) Deputy C.S. Alves (H) Deputy R. Labey (H) Deputy K.G. Pamplin (S) Deputy S.M. Wickenden (H)

Deputy G.J. Truscott (B)
Deputy J.H. Young (B)
Deputy L.B.E. Ash (C)
Deputy G.C.U. Guida (L)
Deputy of St. Peter
Deputy of Trinity

Draft Civil Aviation (Amendment) (Jersey) Law 202- P.64/2021

THE STATES commenced consideration of the Draft Civil Aviation (Amendment) (Jersey) Law 202-and adopted the principles.

Members present voted as follows -

POUR: 43 CONTRE: 0 ABSTAIN: 0

Senator L.J. Farnham

Deputy I. Gardiner (H)

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of St. Brelade

Connétable of Grouville

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy G.P. Southern (H)

Deputy of Grouville

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 5.

Members present voted as follows –

POUR: 44 CONTRE: 1 ABSTAIN: 0

Senator S.C Ferguson

Senator L.J. Farnham

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of St. Brelade

Connétable of Grouville

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy G.P. Southern (H) Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Macon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Civil Aviation (Amendment) (Jersey) Law 202-.

Members present voted as follows -

POUR: 44 CONTRE: 0 ABSTAIN: 0

Senator L.J. Farnham

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of St. Brelade

Connétable of Grouville

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy G.P. Southern (H)

Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

Chief Executive Officer – Recruitment Process P.73/2021

THE STATES noted that, in accordance with Standing Order 34(1), Deputy Kirsten Francis Morel of St. Lawrence had informed the Greffier of the States that his proposition entitled 'Chief Executive Officer – Recruitment Process' (P.73/2021) had been withdrawn.

States Meetings: Move to a three-week cycle P.74/2021

THE STATES, adopting a proposition of the Privileges and Procedures Committee entitled 'States Meetings: Move to a three-week cycle' (P.74/2021), referred to their Act of 25th September 2020, which had authorised the trial of a 3-weekly sitting cycle of the States during 2021, and agreed that meetings of the Assembly should in future follow a 3-weekly cycle, with meetings in 2022 to be held in accordance with the schedule of dates contained in Appendix A of the proposition.

Connétable of St. Clement

Members present voted as follows –

POUR: 24 CONTRE: 20 ABSTAIN: 1

Senator L.J. Farnham
Senator J.A.N. Le Fondré
Connétable of St. Helier
Connétable of St. Lawrence
Connétable of Trinity
Connétable of St. Peter
Connétable of St. Mary

Connétable of St. Mary Deputy J.A. Martin (H) Deputy of Grouville Deputy K.C. Lewis (S) Deputy J.M. Maçon (S) Deputy of St. Martin Deputy of St. Ouen

Deputy L.M.C. Doublet (S) Deputy R. Labey (H) Deputy S.M. Wickenden (H)

Deputy of St. Mary
Deputy G.J. Truscott (B)

Deputy J.H. Young (B) Deputy G.C.U. Guida (L)

Deputy of St. Peter
Deputy of Trinity

Deputy of St. John Deputy I. Gardiner (H) Senator I.J. Gorst

Senator T.A. Vallois Senator K.L. Moore Senator S.W. Pallett Senator S.Y. Mézec Connétable of St. Brelade

Connétable of St. Breiade Connétable of Grouville Connétable of St. Martin Connétable of St. John

Deputy G.P. Southern (H) Deputy M. Tadier (B) Deputy M.R. Higgins (H)

Deputy M.R. Higgins (H)
Deputy S.J. Pinel (C)
Deputy L.B.E. Ash (C)

Deputy M.F. Morel (L)
Deputy M.R. Le Hegarat

Deputy M.R. Le Hegarat (H) Deputy S.M. Ahier (H)

Deputy R.J. Ward (H) Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

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Draft Finance (2020 Budget) (Jersey) Law 2020 (Appointed Day) Act 202- P.75/2021

THE STATES made an Act entitled the Finance (2020 Budget) (Jersey) Law 2020 (Appointed Day) Act 2021 under Article 36(3) of the Finance (2020 Budget) (Jersey) Law 2020.

Members present voted as follows -

POUR: 44 CONTRE: 0 ABSTAIN: 0

Senator I.J. Gorst

Senator L.J. Farnham

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Brelade

Connétable of Grouville

Connétable of Trinity

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy of Grouville

Deputy M. Tadier (B)

Deputy W. Tauler (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

Draft States of Jersey (Amendment No. 10) Law 202- P.77/2021

THE STATES commenced consideration of the Draft States of Jersey (Amendment No. 10) Law 202-and adopted the principles.

Members present voted as follows –

POUR: 44 CONTRE: 0 ABSTAIN: 0

Senator I.J. Gorst

Senator L.J. Farnham

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Brelade

Connétable of Grouville

Connétable of Trinity

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 and 2.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the States of Jersey (Amendment No. 10) Law 202-.

Members present voted as follows –

POUR: 44 CONTRE: 0 ABSTAIN: 0

Senator I.J. Gorst

Senator L.J. Farnham

Senator S.C Ferguson

Senator J.A.N. Le Fondré

Senator K.L. Moore

Senator S.W. Pallett

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of Grouville

Connétable of Trinity

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Martin

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

Draft Income Tax (Amendment - Stage 1 of Independent Taxation) (Jersey) Law 202- P.78/2021

THE STATES commenced consideration of the Draft Income Tax (Amendment – Stage 1 of Independent Taxation) (Jersey) Law 202- and adopted the principles.

Members present voted as follows -

POUR: 39 CONTRE: 4 ABSTAIN: 1

Senator I.J. Gorst Senator L.J. Farnham Senator S.C Ferguson Senator J.A.N. Le Fondré

Senator T.A. Vallois Senator S.Y. Mézec Connétable of St. Helier Connétable of St. Saviour

Connétable of Trinity Connétable of St. Mary Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy G.P. Southern (H)

Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

Senator K.L. Moore Senator S.W. Pallett Connétable of Grouville Deputy of St. John

Connétable of St. Lawrence

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 16.

Members present voted as follows -

POUR: 41 CONTRE: 3 ABSTAIN: 0

Senator I.J. Gorst Senator L.J. Farnham

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of Grouville

Connétable of Trinity

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy S.M. Wickenden (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy K.F. Morel (L)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

Senator K.L. Moore Senator S.W. Pallett Connétable of St. John

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Income Tax (Amendment – Stage 1 of Independent Taxation) (Jersey) Law 202-.

Members present voted as follows -

POUR: 41 CONTRE: 2 ABSTAIN: 0

Senator K.L. Moore

Senator S.W. Pallett

Senator I.J. Gorst

Senator L.J. Farnham

Senator S.C Ferguson

Senator J.A.N. Le Fondré

Senator T.A. Vallois

Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Lawrence

Connétable of St. Saviour

Connétable of Grouville

Connétable of Trinity

Connétable of St. Peter

Connétable of St. Mary

Connétable of St. Ouen

Connétable of St. Martin

Connétable of St. John

Connétable of St. Clement

Deputy J.A. Martin (H)

Deputy of Grouville

Deputy K.C. Lewis (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy J.M. Maçon (S)

Deputy S.J. Pinel (C)

Deputy of St. Ouen

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy of St. Mary

Deputy G.J. Truscott (B)

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)

Deputy G.C.U. Guida (L)

Deputy of St. Peter

Deputy of Trinity

Deputy of St. John

Deputy M.R. Le Hegarat (H)

Deputy S.M. Ahier (H)

Deputy R.J. Ward (H)

Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

THE STATES, in accordance with the provisions of Standing Order 80A, made an Act under Article 12 of the Public Finances (Jersey) Law 2019, declaring that the taxation draft entitled the Income Tax (Amendment – Stage 1 of Independent Taxation) (Jersey) Law 202- (lodged 'au Greffe' on 3rd August 2021 by the Minister for Treasury and Resources (P.78/2021), as adopted this day in third reading by the States) had immediate effect as if that draft had been confirmed by Her Majesty in Council and registered in the Royal Court on the date of the making of this Act.

Social Security (Amendment of Law - Minimum Earnings Threshold) (Jersey) Regulations 202-P.79/2021

THE STATES commenced consideration of the Draft Social Security (Amendment of Law - Minimum Earnings Threshold) (Jersey) Regulations 202- and rejected a proposition of Deputy Robert James Ward of St. Helier that, in accordance with Standing Order 83(1)(a), the matter should be referred back to the Minister for Social Security in order that further information relating to the Draft Regulations could be provided to the Assembly.

Members present voted as follows -

POUR: 21 CONTRE: 21 ABSTAIN: 1

Senator J.A.N. Le Fondré

Senator T.A. Vallois Senator S.W. Pallett Senator K.L. Moore Connétable of St. Helier Senator S.Y. Mézec Connétable of St. Lawrence Connétable of St. Saviour Connétable of Grouville Connétable of St. Mary Connétable of St. Peter Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy J.A. Martin (H) Connétable of St. Clement Deputy of Grouville

Connétable of St. Clement

Deputy G.P. Southern (H)

Deputy J.M. Maçon (S)

Deputy M. Tadier (B)

Deputy M.R. Higgins (H)

Deputy of St. Martin

Deputy of St. Ouen

Deputy J.H. Young (B)

Deputy L.M.C. Doublet (S)

Deputy R. Labey (H)

Deputy M.P. La Haggaret (H)

Deputy S.M. Wielender (H)

Deputy M.R. Le Hegarat (H)
Deputy S.M. Wickenden (H)
Deputy S.M. Ahier (H)
Deputy G.J. Truscott (B)
Deputy R.J. Ward (H)
Deputy L.B.E. Ash (C)
Deputy C.S. Alves (H)
Deputy K.G. Pamplin (S)
Deputy G.C.U. Guida (L)
Deputy G.C.U. Guida (L)
Deputy G.C.U. Guida (L)
Deputy G.C.U. Guida (L)

THE STATES noted that, as there was an equality of votes, the matter had been determined in the negative in accordance with Article 16(2) of the States of Jersey Law 2005.

Adjournment

Senator S.C Ferguson

THE STATES adjourned, having agreed to reconvene on Thursday 16th September 2021, to continue consideration of the Draft Social Security (Amendment of Law - Minimum Earnings Threshold) (Jersey) Regulations 202- and the other outstanding items of public business listed for the meeting.

THE STATES rose at 5.31 p.m.

DR. M. EGAN

Greffier of the States

Connétable of Trinity