



**THE STATES assembled on Wednesday
5th July 2023, at 9.30 a.m. under
the Presidency of the Deputy Bailiff,
Robert James MacRae, Esquire.**

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

Connétable Michael Keith Jackson of St. Brelade – absent on States business
Deputy Montfort Tadier of St. Brelade – absent on States business
Deputy Inna Gardiner of St. Helier North – ill
Deputy Philip Francis Cyril Ozouf of St. Saviour – ill
Deputy Raluca Stefana Kovacs of St. Saviour – excused attendance

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. No members participated remotely in the meeting.

Belgian Ambassador to the United Kingdom – welcome

The Presiding Officer, on behalf of all members, welcomed His Excellency Mr. Bruno van der Pluijm, Ambassador of Belgium to the United Kingdom, who was present in the Public Gallery.

**Removal of compulsory independent taxation for existing married couples and civil partnerships
P.32/2023**

THE STATES resumed consideration of the proposition of Deputy Lyndon John Farnham of St. Mary, St. Ouen and St. Peter entitled ‘Removal of compulsory independent taxation for existing married couples and civil partnerships’ (P.32/2023), as amended, and rejected paragraph (a) of the proposition that independent taxation should not be mandatory for married couples and civil partners who currently completed a joint tax return and who chose not to elect for independent taxation prior to 29th July 2022.

Members present voted as follows –

POUR: 20

Connétable of St. Helier
Connétable of St. Lawrence
Connétable of Trinity
Connétable of St. Clement
Connétable of Grouville
Connétable of St. Saviour
Deputy G.P. Southern

CONTRE: 21

Connétable of St. Peter
Connétable of St. Martin
Connétable of St. John
Connétable of St. Mary
Deputy L.M.C. Doublet
Deputy K.F. Morel
Deputy M.R. Le Hegarat

ABSTAIN: 0

Deputy S.G. Luce	Deputy S.M. Ahier
Deputy R.J. Ward	Deputy I.J. Gorst
Deputy C.S. Alves	Deputy K.L. Moore
Deputy L.J. Farnham	Deputy D.J. Warr
Deputy S.Y. Mézec	Deputy H.M. Miles
Deputy Sir P.M. Bailhache	Deputy M.R. Scott
Deputy T.A. Coles	Deputy J. Renouf
Deputy B.B.de S.V.M. Porée	Deputy H.L. Jeune
Deputy C.D. Curtis	Deputy M.E. Millar
Deputy L.V. Feltham	Deputy M.R. Ferey
Deputy R.E. Binet	Deputy A.F. Curtis
Deputy A. Howell	Deputy K.M. Wilson
Deputy B. Ward	Deputy L.K.F. Stephenson
	Deputy M.B. Andrews

THE STATES, adopting paragraph (b) of the proposition, requested the Minister for Treasury and Resources to take the necessary steps to ensure that joint taxation remained available for any such married couples and civil partners.

Members present voted as follows –

POUR: 21

Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of Trinity
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Saviour
 Deputy G.P. Southern
 Deputy S.G. Luce
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy L.J. Farnham
 Deputy S.Y. Mézec
 Deputy Sir P.M. Bailhache
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy M.R. Scott
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy R.E. Binet
 Deputy A. Howell
 Deputy B. Ward

CONTRE: 20

Connétable of St. Peter
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Mary
 Deputy L.M.C. Doublet
 Deputy K.F. Morel
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy I.J. Gorst
 Deputy K.L. Moore
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy J. Renouf
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy M.R. Ferey
 Deputy A.F. Curtis
 Deputy K.M. Wilson
 Deputy L.K.F. Stephenson
 Deputy M.B. Andrews

ABSTAIN: 0

THE STATES rejected paragraph (c) of the proposition to request the Minister for Treasury and Resources to take the necessary steps to modernise joint taxation returns to ensure married couples and civil partners, who chose to remain subject to joint taxation, would have shared responsibility for their tax return, and that both parties to the tax return would be required to sign.

Members present voted as follows –

POUR: 20

Connétable of St. Helier
 Connétable of St. Lawrence

CONTRE: 21

Connétable of St. Peter
 Connétable of St. Martin

ABSTAIN: 0

Connétable of Trinity	Connétable of St. John
Connétable of St. Clement	Connétable of St. Mary
Connétable of Grouville	Deputy L.M.C. Doublet
Connétable of St. Saviour	Deputy K.F. Morel
Deputy G.P. Southern	Deputy M.R. Le Hegarat
Deputy S.G. Luce	Deputy S.M. Ahier
Deputy R.J. Ward	Deputy I.J. Gorst
Deputy C.S. Alves	Deputy K.L. Moore
Deputy L.J. Farnham	Deputy Sir P.M. Bailhache
Deputy S.Y. Mézec	Deputy D.J. Warr
Deputy T.A. Coles	Deputy H.M. Miles
Deputy B.B.de S.V.M. Porée	Deputy J. Renouf
Deputy M.R. Scott	Deputy H.L. Jeune
Deputy C.D. Curtis	Deputy M.E. Millar
Deputy L.V. Feltham	Deputy M.R. Ferey
Deputy R.E. Binet	Deputy A.F. Curtis
Deputy A. Howell	Deputy K.M. Wilson
Deputy B. Ward	Deputy L.K.F. Stephenson
	Deputy M.B. Andrews

THE STATES rejected paragraph (d) of the proposition that for those who married or who entered into a civil partnership after 31st December 2021, and those who married or entered into a civil partnership before 31st December 2021 and moved to the Island after this date, who were automatically assessed independently for tax, there should be the ability to opt for application of the current marriage and civil partnership exemption thresholds and allowances.

Members present voted as follows –

POUR: 18

Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Saviour
 Deputy G.P. Southern
 Deputy S.G. Luce
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy L.J. Farnham
 Deputy S.Y. Mézec
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy M.R. Scott
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy A. Howell
 Deputy B. Ward

CONTRE: 23

Connétable of St. Lawrence
 Connétable of St. Peter
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Mary
 Deputy L.M.C. Doublet
 Deputy K.F. Morel
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy I.J. Gorst
 Deputy K.L. Moore
 Deputy Sir P.M. Bailhache
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy J. Renouf
 Deputy R.E. Binet
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy M.R. Ferey
 Deputy A.F. Curtis
 Deputy K.M. Wilson
 Deputy L.K.F. Stephenson
 Deputy M.B. Andrews

ABSTAIN: 0

Changes in Presidency

The Deputy Bailiff retired briefly from the Chamber during consideration of the proposition of Deputy Lyndon John Farnham of St. Mary, St. Ouen and St. Peter entitled ‘Removal of compulsory independent taxation for existing married couples and civil partnerships’ (P.32/2023) and the meeting continued under the Presidency of Mr. William John Charles Millow, Deputy Greffier of the States, until his return.

Draft Income Tax (High Value Residents – Amendment) (Jersey) Law 202- P.29/2023

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 (High Value Residents – Amendment) (Jersey) Law 202- (lodged au Greffe on 16th May 2023 by the Minister for Treasury and Resources (P.29/2023) as adopted on 4th July 2023 in third reading by the States), had immediate effect as if that draft had been confirmed by His Majesty in Council and registered in the Royal Court on the date of the making of this Act.

Jersey Police Complaints Authority – Appointment of Member P.37/2023

THE STATES commenced consideration of a proposition of the Minister for Home Affairs entitled ‘Jersey Police Complaints Authority – Appointment of Member’ (P.37/2023) and, adopting the proposition, appointed, in accordance with Article 2 of, and the Schedule to, the Police (Complaints and Discipline) (Jersey) Law 1999, the following person as a member of the Jersey Police Complaints Authority for a period of 3 years, commencing immediately –

Mrs Rachel Catchpole.

Members present voted as follows –

POUR: 38

CONTRE: 0

ABSTAIN: 0

Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of Trinity
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Ouen
 Connétable of St. Mary
 Connétable of St. Saviour
 Deputy G.P. Southern
 Deputy K.F. Morel
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy L.J. Farnham
 Deputy K.L. Moore
 Deputy S.Y. Mézec
 Deputy Sir P.M. Bailhache
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy D.J. Warr
 Deputy H.M. Miles

Deputy M.R. Scott
 Deputy J. Renouf
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy R.E. Binet
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy A. Howell
 Deputy M.R. Ferey
 Deputy A.F. Curtis
 Deputy B. Ward
 Deputy K.M. Wilson
 Deputy L.K.F. Stephenson
 Deputy M.B. Andrews

Taxation of High Value Residents P.44/2023

THE STATES commenced consideration of a proposition of Deputy Lyndsay Victoria Feltham of St. Helier Central entitled 'Taxation of High Value Residents' (P.44/2023) and rejected paragraph (a) to request the Minister for Treasury and Resources to bring forward the necessary legislative changes to the Income Tax (Jersey) Law 1961 to remove the prescribed limit relating to High Value Residents' income tax contribution.

Members present voted as follows –

POUR: 12

Connétable of St. Lawrence
 Connétable of St. Ouen
 Connétable of St. Saviour
 Deputy G.P. Southern
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy S.Y. Mézec
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy A.F. Curtis

CONTRE: 28

Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Mary
 Deputy C.F. Labey
 Deputy S.G. Luce
 Deputy L.M.C. Doublet
 Deputy K.F. Morel
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy I.J. Gorst
 Deputy K.L. Moore
 Deputy Sir P.M. Bailhache
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy M.R. Scott
 Deputy J. Renouf
 Deputy M.E. Millar
 Deputy A. Howell
 Deputy M.R. Ferey
 Deputy B. Ward
 Deputy K.M. Wilson
 Deputy L.K.F. Stephenson
 Deputy M.B. Andrews

ABSTAIN: 2

Deputy R.E. Binet
 Deputy T.J.A. Binet

Following the rejection of paragraph (a) of the proposition, the Deputy Bailiff informed the Assembly that paragraph (b) of the proposition was deemed to have been withdrawn.

THE STATES rejected paragraph (c) of the proposition to request the Council of Ministers to undertake a full and comprehensive cost benefit review of the High Value Residents' scheme to be presented as a report to the Assembly by 1st November 2023.

Members present voted as follows –

POUR: 19

Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. Martin
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Ouen
 Connétable of St. Mary
 Connétable of St. Saviour
 Deputy C.F. Labey
 Deputy M.R. Le Hegarat
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy S.Y. Mézec
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy A.F. Curtis
 Deputy M.B. Andrews

CONTRE: 21

Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. John
 Deputy G.P. Southern
 Deputy S.G. Luce
 Deputy L.M.C. Doublet
 Deputy K.F. Morel
 Deputy S.M. Ahier
 Deputy I.J. Gorst
 Deputy K.L. Moore
 Deputy Sir P.M. Bailhache
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy M.R. Scott
 Deputy J. Renouf
 Deputy M.E. Millar
 Deputy A. Howell
 Deputy M.R. Ferey
 Deputy B. Ward
 Deputy K.M. Wilson
 Deputy L.K.F. Stephenson

ABSTAIN: 2

Deputy R.E. Binet
 Deputy T.J.A. Binet

THE STATES noted that, in accordance with the provisions of Standing Order 106, both Deputy Rosemary Esther Binet of Grouville and St. Martin and Deputy Thomas John Albert Binet of St. Saviour declared an interest in the subject of the proposition of Deputy Lyndsay Victoria Feltham of St. Helier Central, in that they were landlords of tenants who were High Value Residents and, as the interest was a financial interest that was personal to them, they both abstained from voting on the proposition.

Arrangement of public business for future meetings

THE STATES, adopting a proposition of the Chair of the Privileges and Procedures Committee, agreed that the meeting scheduled for 18th July 2023 would begin at 2.30 p.m. on Monday 17th July 2023 for the purpose of considering oral questions with notice, oral questions without notice and any statements that would be made; with the consideration of public business listed for debate at the meeting to begin on Tuesday 18th July 2023.

THE STATES agreed the following arrangement of public business for future meetings proposed, as amended, by the Chair of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88(3) –

17th July 2023

(Meeting to commence at 2.30 p.m. on Monday 17th July 2023. Consideration of Public Business to commence at 9.30 a.m. on 18th July 2023.)

La Collette Waste Management Site – Development Plan. Lodged: 6th April 2023, <i>Minister for Infrastructure.</i>	P.17/2023.
La Collette Waste Management Site – Development Plan (P.17/2023): amendment. Lodged: 27th June 2023, <i>Connétable of St. Helier.</i>	P.17/2023. Amd.
La Collette Waste Management Site – development plan (P.17/2023): second amendment. Lodged: 4th July 2023, <i>Minister for Infrastructure.</i>	P.17/2023. Amd.(2).
Draft EU Legislation (Information Accompanying Transfers of Funds) (Amendment) (Jersey) Regulations 202- Lodged: 26th May 2023, <i>Chief Minister.</i>	P.36/2023.
Draft Employment (Amendment No. 13) (Jersey) Law 202- Lodged: 2nd June 2023, <i>Minister for Social Security.</i>	P.38/2023. (re-issue)
New Stamp Duty Rates. Lodged: 5th June 2023, <i>Deputy M.B. Andrews of St. Helier North.</i>	P.39/2023.
Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- Lodged: 5th June 2023, <i>Minister for the Environment.</i>	P.40/2023.
Draft Proceeds of Crime (Financial Intelligence – Commencement of Amendment Regulations) (Jersey) Act 202- Lodged: 12th June 2023, <i>Chief Minister.</i>	P.42/2023.
States of Jersey Development Company Limited: re-appointment of a Non-Executive Director. Lodged: 12th June 2023, <i>Minister for Treasury and Resources.</i>	P.43/2023.
Whistleblowing – introduction of legislation. Lodged: 27th June 2023, <i>Deputy C.S. Alves of St. Helier Central.</i>	P.47/2023.
Mortgage repayment assistance. Lodged: 27th June 2023, <i>Deputy G.P. Southern of St. Helier Central.</i>	P.48/2023.
Entitlement to work – reduction in residency requirement. Lodged: 27th June 2023, <i>Deputy R.S. Kovacs of St. Saviour.</i>	P.49/2023.
Supplementary Planning Guidance – Parking Strategy. Lodged: 27th June 2023, <i>Connétable of St. Helier.</i>	P.50/2023.
Financial support for local disasters. Lodged: 27th June 2023, <i>Deputy L.J. Farnham of St Mary, St. Ouen and St. Peter.</i>	P.51/2023.
Financial support for parents of babies needing additional neonatal care. Lodged: 27th June 2023, <i>Deputy R.S. Kovacs of St. Saviour.</i>	P.52/2023.
Negotiation of purchase for the site of the Seaside Café, Grève de Lecq. Lodged: 27th June 2023, <i>Deputy L.J. Farnham of St Mary, St. Ouen and St. Peter.</i>	P.53/2023.

12th September 2023

Draft Income Tax (Amendment – Stage 2 of Independent Taxation) (Jersey) Law 202-. P.41/2023.
Lodged: 6th June 2023, *Minister for Treasury and Resources*.

Draft Act declaring that the Income Tax (Amendment – Stage 2 of Independent P.41/2023.
Taxation) (Jersey) Law 202- has immediate effect. Add.
Presented: 6th June 2023, *Minister for Treasury and Resources*.

Amendment to Standing Orders – the establishment of PPC sub-committees. P.46/2023.
Lodged: 23rd June 2023, *Privileges and Procedures Committee*.

THE STATES rose at 3.19 p.m.

W.J.C. MILLOW

Deputy Greffier of the States