



**THE STATES assembled on Tuesday
18th 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 Robert David Johnson of St. Mary – excused attendance (joined at 9.40 a.m.)
Deputy Louise Catherine Mary Doublet of St. Saviour – ill
Deputy Kirsten Francis Morel of St. John, St. Lawrence and Trinity – en défaut
Deputy Inna Gardiner of St. Helier North – ill
Deputy Kristina Louise Moore of St. Mary, St. Ouen and St. Peter – absent on States business
Deputy Philip Francis Cyril Ozouf of St. Saviour – ill

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.

Ukrainian city of Mykolaiv – welcome to delegation

The Deputy Bailiff, on behalf of members, welcomed a delegation from the Ukrainian city of Mykolaiv, which was twinned with the Parish of St. Helier.

Arrangement of public business for the present meeting

THE STATES noted that, in accordance with Standing Order 34(1), Deputy Alexander Frederick Curtis of St. Clement had informed the Greffier of the States that his amendment (P.17/2023 Amd.(2)Amd.) to the amendment of the Minister for Infrastructure (P.17/2023 Amd.(2)) to the proposition of the Minister entitled ‘La Collette Waste Management Site – Development Plan’ (P.17/2023) had been withdrawn.

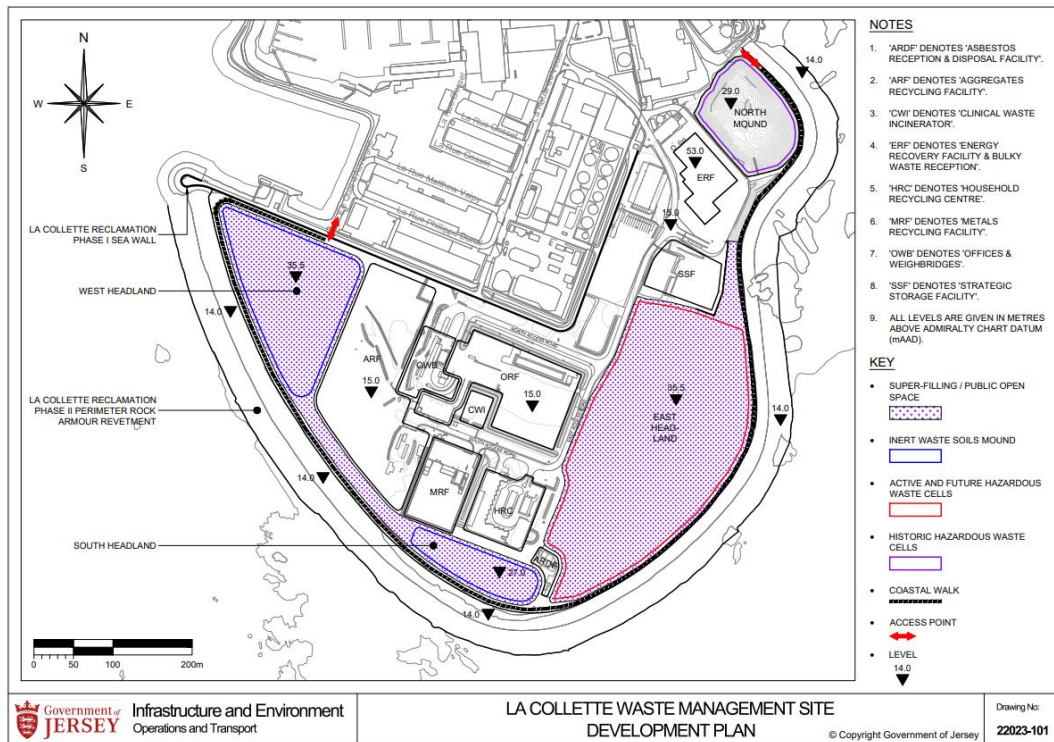
THE STATES noted that, in accordance with Standing Order 34(1), the Connétable of St. Helier had informed the Greffier of the States that his amendment (P.17/2023 Amd.) to the proposition of the Minister for Infrastructure entitled ‘La Collette Waste Management Site – Development Plan’ (P.17/2023) had been withdrawn.

La Collette Waste Management Site – Development Plan P.17/2023

THE STATES commenced consideration of a proposition of the Minister for Infrastructure entitled ‘La Collette Waste Management Site – Development Plan’ (P.17/2023) and, adopting an amendment of the Minister for Infrastructure (P.17/2023 Amd.(2)), agreed that –

in paragraph (a), after the words “medium term Plan for”, for the words “Waste Management at La Collette Reclamation Site Phase II”, there should be substituted “the continuation of the management and storage of hazardous waste and inert waste at the La Collette Waste Management site,”;

in sub-paragraph (i) of paragraph (a), after the words “as detailed in drawing”, for “22023-100”, there should be substituted “202223-101” and, for the drawing that formed part of the proposition, there should be substituted the following –



in sub-paragraph (ii) of paragraph (a), after the words “waste in cells”, for the words “as per plans submitted under application P/2016/1647”, there should be substituted “to a maximum height, including capping, restoration soils, and landscaping, of no more than 4.5 metres above the current maximum height of the East Headland”;

for sub-paragraph (iii) of paragraph (a), there should be substituted the following new sub-paragraph –

“(iii) the formation of the south headland and west headland by deposition of inert waste to a maximum height, including capping, restoration soils, and landscaping, of no more than 4.5 metres above the current maximum height of the hazardous waste mound,”;

in sub-paragraph (iv) of paragraph (a), after the words “South Headland”, for the words “as per the plans submitted under application P/2016/1647”, there should be substituted “and West Headland”;

in sub-paragraph (v) of paragraph (a), after the words “publicly accessible”, for the words “one-mile-long coastal path around the perimeter of the site once landscaping and restoration is complete”, there should be substituted “a coastal walk and cycle path, with appropriate public amenities around the perimeter of the site once landscaping and restoration is complete, and developed in consideration of the safety zone limitations.”; and

for paragraph (b), there should be substituted the following paragraph –

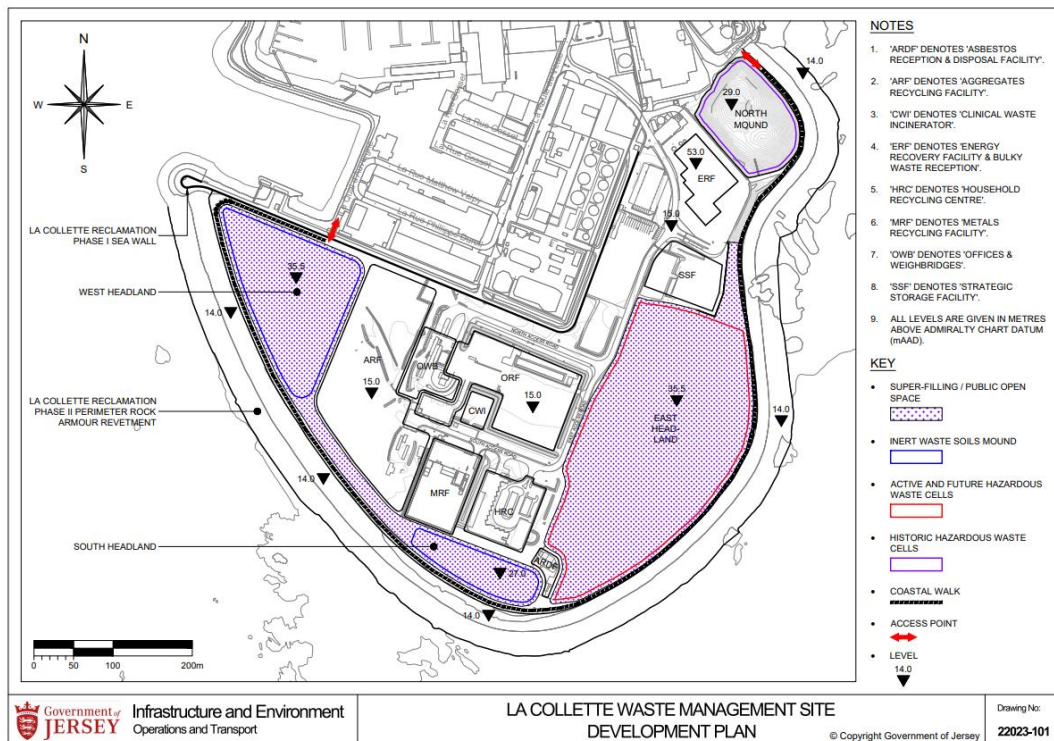
“(b) to request that, prior to the next review of the Island Plan, the Minister for Infrastructure and the Minister for the Environment develop a long-term strategy for inert and hazardous waste management, to include –

- (i) changes to policy and supplementary planning guidance based on the waste hierarchy and with a strict focus on waste minimisation; and
- (ii) identification of future sites for inert and hazardous waste management.”

THE STATES, adopting the proposition of the Minister for Infrastructure, as amended –

(a) supported the short/medium term Plan for the continuation of the management and storage of hazardous waste and inert waste at the La Collette Waste Management site, to include:

- (i) a combined waste management approach for hazardous waste and inert soils under a ‘La Collette Waste Management Site – Development Plan’, as detailed in drawing 22023-101 –



- (ii) the formation of the ‘East Headland’ and ‘South Headland’ by deposition of hazardous waste in cells to a maximum height, including capping, restoration soils, and landscaping, of no more than 4.5 metres above the current maximum height of the East Headland;
- (iii) the formation of the South Headland and West Headland by deposition of inert waste to a maximum height, including capping, restoration soils, and landscaping, of no more than 4.5 metres above the current maximum height of the east headland;
- (iv) the landscaping and restoration of the East Headland and South Headland and West Headland;
- (v) the creation of a publicly accessible coastal walk and cycle path, with appropriate public amenities around the perimeter of the site once landscaping and restoration was complete, and developed in consideration of the safety zone limitations; and

- (b) requested that prior to the next review of the Island Plan, the Minister for Infrastructure and the Minister for the Environment develop a long-term strategy for inert and hazardous waste management, to include –
- (i) changes to policy and supplementary planning guidance based on the waste hierarchy and with a strict focus on waste minimisation; and
 - (ii) identification of future sites for inert and hazardous waste management.

Members present voted as follows –

POUR: 39

Connétable of St. Brelade
 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. Ouen
 Connétable of St. Mary
 Connétable of St. Saviour
 Deputy G..P. Southern
 Deputy C.F. Labey
 Deputy S.G. Luce
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy I.J. Gorst
 Deputy L.J Farnham
 Deputy S.Y. Mézec
 Deputy 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 C.D. Curtis
 Deputy L.V. Feltham
 Deputy R.E. Binet
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy T.J.A. Binet
 Deputy M.R. Ferey
 Deputy R.S. Kovacs
 Deputy A.F. Curtis
 Deputy B. Ward
 Deputy K.M. Wilson
 Deputy L.K.F Stephenson
 Deputy M.B. Andrews

CONTRE: 3

Connétable of St. Helier
 Deputy M. Tadier
 Deputy A. Howell

ABSTAIN: 2

Connétable of St. Lawrence
 Deputy J. Renouf

Draft EU Legislation (Information Accompanying Transfers of Funds) (Amendment) (Jersey) Regulations 202- P.36/2023

THE STATES commenced consideration of the Draft EU Legislation (Information Accompanying Transfers of Funds) (Amendment) (Jersey) Regulations 202- and adopted the principles.

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Regulations 1 to 6.

THE STATES made Regulations entitled the EU Legislation (Information Accompanying Transfers of Funds) (Amendment) (Jersey) Regulations 2023 under Article 2 of the European Union Legislation (Implementation) (Jersey) Law 2014.

Members present voted as follows –

POUR: 40

CONTRE: 0

ABSTAIN: 0

Connétable of St. Lawrence
Connétable of St. Brelade
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 C.F. Labey
Deputy M. Tadier
Deputy S.G. Luce
Deputy M.R. Le Hegarat
Deputy S.M. Ahier
Deputy R.J. Ward
Deputy C.S. Alves
Deputy I.J. Gorst
Deputy L.J Farnham
Deputy S.Y. Mézec
Deputy 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 R.S. Kovacs
Deputy A.F. Curtis
Deputy B. Ward
Deputy K.M. Wilson
Deputy L.K.F Stephenson

Deputy M.B. Andrews

Draft Employment (Amendment No. 13) (Jersey) Law 202- P.38/2023

THE STATES commenced consideration of the Draft Employment (Amendment No. 13) (Jersey) Law 202- and adopted the principles.

Members present voted as follows –

POUR: 42

CONTRE: 0

ABSTAIN: 0

Connétable of St. Brelade
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. Ouen
Connétable of St. Mary
Connétable of St. Saviour
Deputy G..P. Southern
Deputy C.F. Labey
Deputy M. Tadier
Deputy S.G. Luce
Deputy M.R. Le Hegarat
Deputy S.M. Ahier
Deputy R.J. Ward
Deputy C.S. Alves
Deputy I.J. Gorst
Deputy L.J Farnham
Deputy S.Y. Mézec
Deputy 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 T.J.A. Binet
Deputy M.R. Ferey
Deputy R.S. Kovacs
Deputy A.F. Curtis
Deputy B. Ward
Deputy K.M. Wilson
Deputy L.K.F Stephenson
Deputy M.B. Andrews

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.

THE STATES, subject to the sanction of His Most Excellent Majesty in Council, adopted a Law entitled the Employment (Amendment No. 13) (Jersey) Law 202-.

Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- P.40/2023

THE STATES commenced consideration of the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- and adopted the principles.

Members present voted as follows –

POUR: 34

Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. Peter
 Connétable of St. Martin
 Connétable of St. John
 Connétable of St. Clement
 Connétable of Grouville
 Connétable of St. Mary
 Connétable of St. Saviour
 Deputy G..P. Southern
 Deputy C.F. Labey
 Deputy M. Tadier
 Deputy S.G. Luce
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy I.J. Gorst
 Deputy L.J Farnham
 Deputy S.Y. Mézec
 Deputy T.A. Coles
 Deputy B.B.de S.V.M. Porée
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy J. Renouf
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy R.E. Binet
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy T.J.A. Binet
 Deputy R.S. Kovacs
 Deputy A.F. Curtis
 Deputy K.M. Wilson
 Deputy L.K.F Stephenson
 Deputy M.B. Andrews

CONTRE: 10

Connétable of St. Brelade
 Connétable of Trinity
 Connétable of St. Ouen
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy P.M. Bailhache
 Deputy M.R. Scott
 Deputy A. Howell
 Deputy M.R. Ferey
 Deputy B. Ward

ABSTAIN: 0

THE STATES, having been informed by the Chair of the Environment, Housing and Infrastructure Scrutiny Panel that, in accordance with the provisions of Standing Order 72(1), he wished to have the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- referred to that Scrutiny Panel, agreed that, in accordance with the provisions of Standing Order 72(6), the 2nd reading of the draft Law should be listed to continue on 7th November 2023.

THE STATES noted that, in accordance with the provisions of Standing Order 106, the following members declared an interest in the subject of the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- in that either they, or a relevant person to them, were a landlord –

The Connétable of St. Peter
 The Connétable of St. Clement
 The Connétable of St. Mary
 Deputy Carolyn Fiona Labey of Grouville and St. Martin
 Deputy Montfort Tadier of St. Brelade
 Deputy Stephen George Luce of Grouville and St. Martin
 Deputy Ian Joseph Gorst of St. Mary, St. Ouen and St. Peter
 Deputy Sir Philip Martin Bailhache of St. Clement
 Deputy David James Warr of St. Helier South
 Deputy Rosemary Esther Binet of Grouville and St. Clement
 Deputy Hilary Louise Jeune of St. John, St. Lawrence and Trinity
 Deputy Andrea Howell of St. John, St. Lawrence and Trinity
 Deputy Thomas John Albert Binet of St. Saviour
 Deputy Alexander Frederick Curtis of St. Clement

THE STATES noted that, in accordance with the provisions of Standing Order 106, the following members declared an interest in the subject of the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202- in that either they, or a relevant person to them, were a tenant –

The Connétable of St. Clement
 Deputy Samuel Yves Mézec of St. Helier South
 Deputy Jonathan Renouf of St. Brelade
 Deputy Catherine Dolores Curtis of St. Helier Central
 Deputy Hilary Louise Jeune of St. John, St. Lawrence and Trinity
 Deputy Raluca Stefana Kovacs of St. Saviour
 Deputy Karen Margaret Wilson of St. Clement
 Deputy Max Brennan Andrews of St. Helier North

Draft Proceeds of Crime (Financial Intelligence – Commencement of Amendment Regulations) (Jersey) Act 202- P.42/2023

THE STATES made an Act entitled the Proceeds of Crime (Financial Intelligence – Commencement of Amendment Regulations) (Jersey) Act 2023 under Regulation 12 of the Proceeds of Crime (Financial Intelligence) (Amendment) (Jersey) Regulations 2022.

States of Jersey Development Company Limited: re-appointment of a Non-Executive Director P.43/2023

THE STATES commenced consideration of a proposition of the Minister for Treasury and Resources entitled ‘States of Jersey Development Company Limited: re-appointment of a Non-Executive Director’ (P.43/2023) and, adopting the proposition –

- (a) re-appointed Nicholas Winsor MBE as a Non-Executive Director of The States of Jersey Development Company Limited for a further period of up to three years in accordance with the Memorandum and Articles of Association to take effect from the delivery to the company of the notice referred to in paragraph (b) below; and

- (b) authorised the Greffier of the States for and on behalf of the States to deliver a notice to The States of Jersey Development Company Limited in accordance with Article 21(b) of the Memorandum and Articles of Association to give effect to such appointments.

Members present voted as follows –

POUR: 35

Connétable of St. Helier
 Connétable of St. Lawrence
 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. Ouen
 Connétable of St. Mary
 Connétable of St. Saviour
 Deputy G..P. Southern
 Deputy C.F. Labey
 Deputy S.G. Luce
 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
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 Deputy L.J Farnham
 Deputy S.Y. Mézec
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 Deputy B.B.de S.V.M. Porée
 Deputy D.J. Warr
 Deputy H.M. Miles
 Deputy J. Renouf
 Deputy C.D. Curtis
 Deputy L.V. Feltham
 Deputy M.E. Millar
 Deputy T.J.A. Binet
 Deputy M.R. Ferey
 Deputy R.S. Kovacs
 Deputy A.F. Curtis
 Deputy B. Ward
 Deputy L.K.F Stephenson
 Deputy M.B. Andrews

CONTRE: 2

Connétable of St. Brelade
 Deputy M. Tadier

ABSTAIN: 2

Deputy R.E. Binet
 Deputy A. Howell

Whistleblowing – introduction of legislation P.47/2023

THE STATES commenced consideration of a proposition of Deputy Carina Soares Alves of St. Helier Central entitled ‘Whistleblowing – introduction of legislation’ (P.47/2023) and, adopting an amendment of the Minister for Social Security (P.47/2023 Amd.), agreed that, for the words “Chief Minister”, there should be substituted “Minister for Social Security” and that, for the word “June”, there should be substituted “December”.

THE STATES, adopting the proposition of Deputy Carina Soares Alves of St. Helier Central, as amended, agreed that Whistleblowing legislation should be introduced, and requested the Minister for Social

Security, in consultation with the Council of Ministers, to bring forward the necessary legislation for approval by the Assembly prior to the end of December 2024.

Members present voted as follows –

POUR: 42

CONTRE: 0

ABSTAIN: 0

Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. Brelade
 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. Ouen
 Connétable of St. Mary
 Connétable of St. Saviour
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 Deputy M.R. Le Hegarat
 Deputy S.M. Ahier
 Deputy R.J. Ward
 Deputy C.S. Alves
 Deputy I.J. Gorst
 Deputy L.J Farnham
 Deputy S.Y. Mézec
 Deputy P.M. Bailhache
 Deputy T.A. Coles
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 Deputy D.J. Warr
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 Deputy R.E. Binet
 Deputy H.L. Jeune
 Deputy M.E. Millar
 Deputy A. Howell
 Deputy T.J.A. Binet
 Deputy M.R. Ferey
 Deputy R.S. Kovacs
 Deputy A.F. Curtis
 Deputy B. Ward
 Deputy K.M. Wilson
 Deputy M.B. Andrews

Adjournment

THE STATES adjourned, having agreed to reconvene on Wednesday 19th July 2023 to consider the outstanding items of public business.

THE STATES rose at 5.27 p.m.

L.-M. HART

Greffier of the States