

STATES OF JERSEY ORDER PAPER

Tuesday 17th June 2008

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Police Procedures and Criminal Evidence (Codes of Practice) (Amendment) (Jersey) Order 2008. R&O.69/2008.
Minister for Home Affairs.

Financial Services (Advertising) (Jersey) Order 2008. R&O.70/2008 [re-numbered].
Minister for Economic Development.

Motor Traffic (Cabs – Fares and Charges) (Jersey) Order 2008. R&O.71/2008.
Minister for Transport and Technical Services.

C. DOCUMENTS PRESENTED OR LAID

Review into the Proposed Establishment of the Jersey Enterprise Board: report of the Corporate Services Scrutiny Panel. S.R.9/2008.
Presented: 11th June 2008.
Corporate Services Scrutiny Panel.

D. NOTIFICATION OF LODGED PROPOSITIONS

Draft Howard Davis Farm (Abrogation of Covenant) (Jersey) Law 200-(P.95/2008): amendment. P.95/2008.
Lodged: 12th June 2008. Amd.
Deputy I.J. Gorst of St. Clement.

Waterfront Enterprise Board Ltd: removal of States Directors and Chairman from office. P.98/2008.
Lodged: 13th June 2008.
Deputy G.P. Southern of St. Helier.

Council of Ministers: Vote of No Confidence. P.99/2008.
Lodged: 13th June 2008.
Senator S. Syvret.

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions *(attached)*

1. The Minister for Economic Development will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding compliance with the United Kingdom Merchant Shipping Survey and Certification Regulations 1995.
2. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the financial costs to the Jersey Heritage Trust relating to the operation of the ferry service to Elizabeth Castle.
3. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding Income Support.
4. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the appointment of locally qualified people to senior public sector posts.
5. The Minister for Home Affairs will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the re-establishment of a Police Complaints Authority.
6. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding documents released by the Waterfront Enterprise Board at the States meeting on 5th June 2008.
7. The Minister for Planning and Environment will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the development of the Waterfront.
8. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding background checks of care workers employed in residential and nursing homes.
9. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding taxation rates.
10. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding net inward migration figures.
11. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding public sector employees standing for election.
12. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding zero rating for non locally owned companies.
13. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the '20 means 20' tax measures.
14. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the impact of the Waterfront development on the Island's economy.
15. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding documents released by the Waterfront Enterprise Board at the States meeting on 5th June 2008.

(b) – Oral Questions
(90 minutes)

1. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Minister for Transport and Technical Services –

“Would the Minister advise what quantity of hypochlorite his Department uses annually, and the main purposes to which it is put?”

2. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Home Affairs –

“What progress, if any, has the Minister made in association with the U.K. authorities to establish computer criminal record checks with new European Union member countries?”

3. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Minister for Social Security –

“Would the Minister advise when, by whom, for what reason the intention to provide satellite Welfare offices at Parish Halls was abandoned and would he also advise who was consulted regarding this change of plan?”

4. Deputy S.C. Ferguson of St. Brelade will ask the following question of H.M. Attorney General –

“Would the Attorney General inform members whether legal opinions are being shared with third parties and, if so, would Attorney General agree to reconsider his objections to sharing these with the Scrutiny Panels?”

5. Deputy R.G. Le Hérisier of St. Saviour will ask the following question of the Minister for Transport and Technical Services –

“Would the Minister clarify how the extended contract will incentivise the operator, Connex, to provide an improved service and would he advise whether the new arrangements will lead to reduced annual payments to the operator by the States?”

6. Deputy R.G. Le Hérisier of St. Saviour will ask the following question of the Minister for Health and Social Services –

“When will the Minister be introducing robust regulation of care workers in care and residential homes?”

7. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Home Affairs –

“Following changes in legislation in the United Kingdom and recent events locally, will the Minister be seeking an increase in penalties for knife crime and the carrying of knives in public, and if not, why not?”

8. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Economic Development –

“Can the Minister advise whether charges for the use of the new Harbour crane will be increased to cover the cost of the new apparatus and, if so, has the Harbours Department contacted any of the stevedoring or shipping companies which use the New North Quay to

inform them of this?"

(c) – Questions to Ministers without notice (30 minutes) -

1st question period – Minister for Health and Social Services

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

The Chairman of the Comité des Connétables will make a statement regarding the Island-wide Rate for 2008.

L. PUBLIC BUSINESS

School milk: continued funding. P.66/2008.
Lodged: 8th May 2008.
Deputy G.P. Southern of St. Helier.

School milk: continued funding (P.66/2008) – comments. P.66/2008.
Presented: 3rd June 2008. Com.
Council of Ministers.

Draft Taxation (Land Transactions) (Jersey) Law 200-. P.185/2007.
Lodged: 4th December 2007.
Minister for Treasury and Resources.
(Principles adopted on 12th March 2008)

Draft Taxation (Land Transactions) (Jersey) Law 200- (P.185/2007): P.185/2007.
comments. Com.
Presented: 10th March 2008.
Corporate Services Scrutiny Panel.

Draft Taxation (Land Transactions) (Jersey) Law 200- (P.185/2007): P.185/2007.
amendments. Amd.
Lodged: 26th February 2008.
Minister for Treasury and Resources.

Draft Crime (Disorderly Conduct and Harassment) (Jersey) Law 200- P.55/2008.
Lodged: 7th April 2008.
Minister for Home Affairs.

Draft Crime (Disorderly Conduct and Harassment) (Jersey) Law 200- P.55/2008.
(P.55/2008): comments. Com.
Presented: 2nd June 2008.
Education and Home Affairs Scrutiny Panel.

Central European Time: referendum. P.62/2008.
Lodged: 21st April 2008. (re-issue)
Senator J.L. Perchard.

Central European Time: referendum (P.62/2008) – comments. P.62/2008.
Presented: 28th May 2008. Com.

Comité des Connétables.

M. ARRANGEMENT OF PUBLIC BUSINESS

1st July 2008

- Census of Island's population. P.32/2008.
Lodged: 26th February 2008.
Deputy of Grouville.
- Draft Sea Fisheries (Inshore Trawling, Netting and Dredging) (Amendment) P.36/2008.
(Jersey) Regulations 200- second reading.
Lodged: 6th March 2008.
Minister for Economic Development.
(principles adopted on 29th April 2008)
- Draft Marriage and Civil Status (Amendment No. 2) (Jersey) Law 200-. P.61/2008.
Lodged: 21st April 2008.
Minister for Home Affairs.
- Draft Marriage and Civil Status (Amendment No. 2) (Jersey) Law 200 P.61/2008.
(P.61/2008): comments. Com.
Presented: 2nd June 2008.
Education and Home Affairs Scrutiny Panel.
- Draft Marriage and Civil Status (Amendment No. 2) (Jersey) Law 200 P.61/2008.
(P.61/2008): amendments. Amd.
Lodged: 19th May 2008.
Deputy of St. Martin.
- Flu pandemic funding. P.67/2008.
Lodged: 13th May 2008.
Minister for Treasury and Resources.
- Parish Rates: the States' liability. P.68/2008.
Lodged: 13th May 2008.
Minister for Treasury and Resources.
- Goods and Services Tax: receipts. P.70/2008.
Lodged: 13th May 2008.
Deputy G.P. Southern of St. Helier.
- Energy from Waste Facility: establishment and acceptance of tender. P.72/2008.
Lodged: 20th May 2008.
Minister for Transport and Technical Services.
- Energy from Waste Facility: funding. P.73/2008.
Lodged: 20th May 2008.
Minister for Treasury and Resources.
- Human Rights Committee and Statements of Compatibility. P.78/2008.
Lodged: 29th May 2008.
Deputy of St. Martin.
- Esplanade Quarter, St. Helier: Masterplan– rescindment. P.97/2008.
Lodged: 10th June 2008.
Deputy G.C.L. Baudains of St. Clement.

Waterfront Enterprise Board Ltd: removal of States Directors and Chairman from office. P.98/2008.
Lodged: 13th June 2008.
Deputy G.P. Southern of St. Helier.

Council of Ministers: Vote of No Confidence. P.99/2008.
Lodged: 13th June 2008.
Senator S. Syvret.

15th July 2008

Draft European Communities Legislation (Implementation) (Bovine Semen) (Jersey) Regulations 200-. P.43/2008.
Lodged: 14th March 2008.
Chief Minister.

Draft Customs and Excise (Amendment No. 6) (Jersey) Law 200-. P.54/2008.
Lodged: 7th April 2008.
Minister for Home Affairs.

Jersey Homebuy Housing: amendment to Island Plan Policy H1. P.74/2008.
Lodged: 21st May 2008.
Minister for Planning and Environment.

Provision of land for lifelong dwellings (for people over 55) and first-time buyers: amendment to Island Plan (2002). P.75/2008.
Lodged: 22nd May 2008.
Minister for Planning and Environment.

Draft Supply of Goods and Services (Jersey) Law 200-. P.77/2008.
Lodged: 23rd May 2008.
Minister for Economic Development.

Draft Proceeds of Crime (Enforcement of Confiscation Orders) (Jersey) Regulations 200-. P.79/2008.
Lodged: 29th May 2008.
Minister for Treasury and Resources.

Draft Criminal Justice (International Co-operation) (Jersey) Regulations 200-. P.80/2008.
Lodged: 29th May 2008.
Minister for Treasury and Resources.

Draft Drug Trafficking Offences (Enforcement of Confiscation Orders) (Jersey) Regulations 200-. P.81/2008.
Lodged: 29th May 2008.
Minister for Treasury and Resources.

Draft Public Elections (Expenditure and Donations) (Jersey) Regulations 200-. P.82/2008.
Lodged: 30th May 2008.
Privileges and Procedures Committee.

Draft Mental Health (Amendment No. 2) (Jersey) Law 200-. P.83/2008.
Lodged: 2nd June 2008.
Minister for Health and Social Services.

Draft Terrorism (Enforcement of External Orders) (Jersey) Regulations 200-. Lodged: 2nd June 2008. <i>Minister for Home Affairs.</i>	P.84/2008.
Draft Shipping (Amendment No. 2) (Jersey) Law 200-. Lodged: 3rd June 2008. <i>Minister for Economic Development.</i>	P.85/2008.
Draft Companies (Takeovers and Mergers Panel) (Jersey) Law 200-. Lodged: 3rd June 2008. <i>Minister for Economic Development.</i>	P.86/2008.
Draft Limited Partnerships (Amendment) (Jersey) Law 200-. Lodged: 3rd June 2008. <i>Minister for Economic Development.</i>	P.87/2008.
Draft Income Support (Amendment of Law) (Jersey) Regulations 200-. Lodged: 3rd June 2008. <i>Minister for Social Security.</i>	P.88/2008.
Draft Income Support (Amendment No. 2) (Jersey) Regulations 200-. Lodged: 3rd June 2008. <i>Minister for Social Security.</i>	P.89/2008.
Draft Food Costs (Offset of Average GST) Bonus (Jersey) Regulations 200-. Lodged: 3rd June 2008. <i>Minister for Treasury and Resources.</i>	P.90/2008.
Historic Child Abuse Enquiry: Funding. Lodged: 3rd June 2008. <i>Minister for Treasury and Resources.</i>	P.91/2008.
Brompton Villa, Belize House and Belize Cottage/Store, Great Union Road, St. Helier: proposed Deed of Arrangement. Lodged: 3rd June 2008. <i>Minister for Treasury and Resources.</i>	P.92/2008.
Tevielka, La Rue de la Haye du Puits, Grouville: proposed Deed of Arrangement for southwest boundary. Lodged: 3rd June 2008. <i>Minister for Treasury and Resources.</i>	P.93/2008.
Draft Howard Davis Farm (Abrogation of Covenant) (Jersey) Law 200-. Lodged: 5th June 2008. <i>Minister for Treasury and Resources.</i>	P.95/2008.
Draft Howard Davis Farm (Abrogation of Covenant) (Jersey) Law 200- (P.95/2008): amendment. Lodged: 12th June 2008. <i>Deputy I.J. Gorst of St. Clement.</i>	P.95/2008. Amd.

NOTE: Because of the requirement for a 6 week lodging period the Draft Howard Davis Farm (Abrogation of Covenant) (Jersey) Law 200- (P.95/2008) cannot be debated before Thursday 17th July 2008. If other business on 15th July 2008 is completed before 17th July, the Minister for Treasury and Resources has indicated that he will seek the agreement of the Assembly, under

Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at that meeting.

Committee of Inquiry: Toxic Incinerator Ash Dumping in the St. Helier Waterfront Land Reclamation Schemes. P.96/2008.
Lodged: 10th June 2008.
Senator S. Syvret.

9th September 2008

Draft Water (Amendment No. 3) (Jersey) Law 200. P.58/2008.
Lodged: 11th April 2008.
Minister for Planning and Environment.

Draft European Communities Legislation (Bluetongue) (Jersey) Regulations 200. P.71/2008.
Lodged: 20th May 2008.
Minister for Planning and Environment.

Integrated Coastal Zone Management Strategy. P.76/2008.
Lodged: 23rd May 2008.
Minister for Planning and Environment.

Goods and Services Tax: zero-rating or exemption for basic foodstuffs and domestic energy. P.94/2008.
Lodged: 4th June 2008.
Deputy of Grouville.

M.N. DE LA HAYE
Greffier of the States

12th June 2008

Note –

In accordance with the meeting dates fixed for 2008 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 18th June and Thursday 19th June 2008.

Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.69/2008.

This Order revises 2 of the Codes of Practice given effect by the Police Procedures and Criminal Evidence (Codes of Practice) (Jersey) Order 2004.

Code C is amended so as to clarify the powers of a senior police officer to authorise extended detention of a person detained in custody and to add a statement of the circumstances in which a review of detention may be postponed and to specify when a postponed review should be carried out.

The opportunity is taken to correct a typographical error in Code E.

The Order was made on 5th June 2008 and came into force on 12th June 2008.

R&O.70/2008 [re-numbered].

The object of this Order is to set out certain requirements about advertisements for financial service business.

Interpretation provisions appear in *Article 1* (including that an advertisement is taken to be issued each time it appears).

Article 2 excludes from the ambit of the Order –

- (a) advertisements about money service business;
- (b) simple references to a business;
- (c) statements about sponsorship; and
- (d) certain prospectuses.

An altered advertisement is taken to be a new advertisement (*Article 3*). Someone who merely publishes advertisements without having input into their content is not regarded as issuing them (*Article 4*). This means then that under *Article 5* (which requires an advertisement to identify who issues it) and *Article 7* (which requires records to be kept) the publisher is not the one whose name must appear and not the one who must keep the records.

Article 5 requires the issuer (and, if different, the relevant financial service provider) to be named in an advertisement.

Article 6 sets out in some detail the general principle of full and frank disclosure in financial service advertisements.

Article 7 requires the issuer of a financial service advertisement to keep appropriate records about the advertisement for 10 years.

Article 8 ensures that the Order does not apply to certain approaches from overseas service providers to clients who have first approached them or to their existing clients.

Article 9 bans the giving or sending of unsolicited material to a person who has previously indicated that he or she does not want it.

Article 10 allows 12 months' grace for material already in the pipeline when the Order comes into force.

Article 11 names the Order and indicates when it is to come into force.

This Order was made on 6th June 2008 and came into force on 13th June 2008.

R&O.71/2008.

This Order would increase the fares and charges for use of a controlled taxi cab. The fares and charges were last reviewed in July 2007.

The Order was made on 6th June 2008 and came into force on 16th June 2008.

WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Economic Development will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade –

“Can the Minister explain the grant of approval to allow the “Charming Nancy” and “Charming Betty” to operate whilst apparently exempting the vessel from Regulation 2(3) of the U.K. Merchant Shipping (Survey and Certification) Regulations 1995?”

Can the Minister assure the Assembly that, given that the Jersey Heritage Trust (JHT) is taking over direct and sole responsibility for operating the ferry service to and from Elizabeth Castle, he is satisfied that the JHT has the maritime expertise as required in Law to set up and operate such a service?”

2. The Minister for Education, Sport and Culture will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade –

“Would the Minister advise how much the two ferries used to transport visitors to and from Elizabeth Castle would cost to buy new in the United States of America, and if less than the £500,000 recently paid by Heritage Trust for two such vehicles, outline how the additional sums were justified?”

Can the Minister confirm what budget the Jersey Heritage Trust has submitted, if any, to his Department for ferry staff for each vehicle plus maintenance costs, covered accommodation to carry out such maintenance, plus the specialist mechanical expertise to carry out that work?”

3. The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“(1) In the report “Distributional analysis of income support” issued on 4th June 2008, the Minister makes the following statement on page 3:

“Considering all households and assuming that all the proposals put forward by the Minister for Social Security are approved by the States, including the increase in component rates from 1 October 2008, 56% of households will be in receipt of Income Support at a level equal to or above their benefit entitlement under the benefit systems replaced by Income Support.”

Will the Minister inform members

- a) whether this analysis includes the uprating of Income Support (IS) to include the increase of non-housing elements of IS to compensate for GST, and the expected rise in pensions and contributory benefits of 5.1% for October 2008, along with the anticipated annual cost of living rise in IS of 3.7% and therefore renders any comparison with previous benefits (pre 28th January 2008) invalid in terms of like-for-like analysis, and if not why not?
- b) whether the further inclusion of major corrections to the IS scheme proposed in his statement of 3rd June, as follows
 - o Extension of lone parent component to parents of children aged 16 to 18 who remain in full time education.
 - o High level personal care component to be available to parents of a child with a severe

disability, without reference to parental income.

- Automatic entitlement to first level personal care component for those with 100% LTIA award;

further affects proper analysis of the impact of the introduction of IS on 28th January 2008, and if not why not?

- c) whether he is prepared to produce properly collated figures to assess the impact of the original IS scheme, including accurate like-for-like figures for IS and previous benefits as of 28th January 2008 (already indicated on letters sent to IS recipients) showing winners and losers in real and percentage terms, without any uprating, to replace the first table on page 4 and the 6 groups analysed in the report and listed in the second table on page 4 of the report, and if not why not?

In the light of his responses to the above will the Minister withdraw his figure of 56% (or 3,791 families) on the same level or better off than under the previous schemes?

- (2) Given that “disposable income” has been reduced for the majority of benefit recipients by the combined impact of the change from HIE to HMA, the reduction in the levels of rent rebate/abatement (now the housing component of IS), and the 50% reduction in DTA for those not working, will the Minister now produce After Housing Costs (AHC) disposable income figures (based on the January 2008 levels) for members, and if not why not?

Under the AHC disposable income analysis what proportion and number of households are shown to be “on the same level or better off” than on previous schemes?

- (3) Will the Minister inform members of the costs involved in the changes to IS and in particular, how the additional funds have been made available to protect those on Attendance Allowance, Adult Disability Allowance and Child Disability Allowance?

Will the Minister give examples of how increased access to the high level personal-care element will affect the level of benefits received by families with children with severe disabilities, before and after IS, using January 2008 like-for-like figures?

- (4) Will the Minister state why he has not extended support for people with disabilities beyond October 2010, by adopting UK standards for their equivalent benefits (ie removing the means test)?

Will he further explain to members whether the extension of protection until October 2010 will be applied to new applicants for IS, or will they be treated differently, and if so how?

- (5) Will the Minister give examples of the “*additional incentives for lone parents to move into part time employment*” highlighted on page 9 and elsewhere in the report?

In particular, will he show how each additional £1 earned will be affected by a reduction in benefit, and what this reduction would be?

- (6) Will the Minister explain to members what criteria have been used to produce the figure of £1 per week “deemed income” for each additional £250 of capital or savings over the capital limits in calculating IS? What consideration, if any, has he given to reducing the rate of interest on capital, which equates to over 20%, and does he not agree that this is a disincentive for people to save?”

- 4. The Chief Minister will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour –

“How and when does the Chief Minister intend to report back to the Assembly on the implementation of the policy to ensure that more residentially qualified people are appointed to the upper echelons of the

public sector?”

5. The Minister for Home Affairs will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour –

“When does the Minister intend to bring forward the proposition for the establishment of a Police Authority or its equivalent?”

6. The Chief Minister will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“(1) Would the Chief Minister confirm the following regarding the documents released by WEB to members at the States meeting on Thursday 5th June 2008:-

- (a) When were the documents presented to the Directors of WEB for consideration?
- (b) Which WEB Directors were present at the meeting when the documents were discussed?
- (c) Were they discussed at more than one Directors’ meeting?
- (d) What was the outcome of the Directors’ deliberations?
- (e) Will he release the relevant minutes to States Members?
- (f) How did the Directors of WEB propose to mitigate the risks outlined in those documents?
- (g) Did the Directors instruct the extra work suggested by PWC? If so can he release those reports or documents to States Members?
- (h) Were the documents presented to the Council of Ministers? If so when? If not why not?
- (i) If so, what was the conclusion of the Council of Ministers deliberations? Which Ministers were present at that particular meeting?
- (j) When were the documents presented to the Chief Minister and the Minister for Treasury and Resources?

- (2) Would the Chief Minister further advise:

- (i) when, and by whom, he was first made aware of disagreements between Harcourt and its partner in Las Vegas;
- (ii) when, and by whom, he was first made aware that a lawsuit had been filed against Harcourt in Las Vegas;
- (iii) who was responsible for monitoring the situation once it was known a disagreement existed between Harcourt and its partner;
- (iv) whether he can assure members that no further action towards an agreement with Harcourt will be made until up-to-date information regarding the company is made available to members;
- (v) whether, in view of the seriousness of the situation, he will now bring the matter back before the States for further debate?

7. The Minister for Planning and Environment will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Would the Minister advise:

- a) whether he was aware of the issues surrounding the Developer for the Waterfront during his dealings with the firm and the development of the Masterplan;
- b) who has ownership of the plan – Harcourt, the Waterfront Enterprise Board, himself, the appointed architect – or a combination of any of them?
- c) whether alternative plans for the Waterfront which did not involve a sunken road were pursued and if not, why not and if they were, why were they not presented to the States?”

8. The Minister for Health and Social Services will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“What checks are currently carried out on the backgrounds of care workers employed in residential and nursing homes? What liaison exists with the appropriate professional bodies in the UK?”

9. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“The Minister, in a response to a question on taxation on 13th May 2008, suggested that effective tax rates on the finance sector were around 12 to 14%. Will he now show members the basis for this estimate and further explain how these figures will be affected by the advent of the 10% tax rate?”

10. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

- “(1) Does the Chief Minister accept that, with net inward migration figures standing at 2,200 and population growth at 3,100 over the past 3 years, measures to control migration are not working, and if not will he explain to members what controls he believes are currently working and how?
- (2) Furthermore does he also accept that the target for 2% economic growth on the back of 1% (500) job growth has also failed? If not, where is the measure that indicates success?
- (3) Does he not accept that with 600 of the net inward migrants being J cats and their families, many now permanent and with the right to buy, house prices for 3-bedroom properties and above will continue to rise? If not, why not?

11. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“In his response to a question from Deputy Le Hérisssier on 3rd June 2008, the Chief Minister stated that there is no restriction on a politically eligible States employee taking holiday entitlement and time off in lieu to pursue any activity, including election campaigning, however should he wish to stand for election, he is forced to take unpaid leave and cannot use up unclaimed holiday entitlement. Notwithstanding the belief expressed in his answer that such regulations are consistent with EU Convention rights, will the Chief Minister seek legal opinion on whether such a restriction constitutes a disproportionate limitation on Article 11 of the first Schedule to the Human Rights (Jersey) Law 2000

and is discriminatory under employment law?”

12. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

- “(1) In the light of the recent takeover of CI Fuel Supplies by a foreign-owned company, will the Minister explain to members how zero rating, as part of his zero/ten tax proposals, for non locally owned, non finance companies will affect taxation revenues following its introduction and in particular can he provide an updated figure on the £30m estimate of lost revenue produced in 2004?
- (2) What measures, if any, does the Minister have available to act against further tax revenue losses from this mechanism through continued increases in foreign ownership of companies trading, tax – free on the Island? If none, what measures, if any, can he propose to reduce further tax revenue losses?”

13. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Minister clarify for members whether the “20 means 20” tax measures include or exclude mortgage interest tax relief?”

14. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

- “(1) Will the Chief Minister inform members what economic impacts are predicted for the Waterfront development on the overall Island economy, and what importance he places on these effects?
- (2) Will he further state why he gave no indications of these impacts in his speech to the Assembly during the debate on the Esplanade Quarter Masterplan (P.60/2008)?
- (3) Will the Chief Minister inform members of the grounds on which he has denied access to the Economic Adviser’s Economic Impact Report on the Waterfront development, and will he now agree to release it, if necessary in redacted form or in confidence?”

15. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

- “(1) Would the Minister advise whether the documents released by WEB to Members on 5th June 2008 were presented to him before the debate on the Esplanade Quarter Masterplan and, if not, how was he able to satisfy himself regarding the financial aspects of the deal?
- (2) If the said documents were presented to the Minister, what other work did he request be undertaken to satisfy himself that all risks had been mitigated as far as possible?”

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

1st Session –

	First 15 minute period	Second 15 minute period
	Minister	Minister
1st July	Planning and Environment	Education, Sport and Culture
15th July	Social Security	Chief Minister

2nd Session –

	First 15 minute period	Second 15 minute period
	Minister	Minister
9th September	Treasury and Resources	Economic Development
16th September	Home Affairs	Chief Minister
21st October	Health and Social Services	Transport & Technical Services
2nd December	Housing	Chief Minister