

# STATES OF JERSEY ORDER PAPER

Tuesday 19th January 2010  
at 10.15 a.m.

## A. COMMUNICATIONS BY THE PRESIDING OFFICER

## B. TABLING OF SUBORDINATE ENACTMENTS

*(Explanatory note attached)*

Community Provisions (Restrictive Measures – Iran) (Amendment) (Jersey) Order 2009. R&O.126/2009.  
*Chief Minister.*

Planning and Environment (2010 Fees) (Jersey) Order 2009. R&O.134/2009.  
*Minister for Planning and Environment.*

Taxation (Exchange of Information with Third Countries) (Specified Dates (Iceland, Sweden, UK)) (Jersey) Order 2009. R&O.135/2009.  
*Chief Minister.*

Taxation (Land Transactions) (LTT Statements and Receipts) (Jersey) Order 2009. R&O.136/2009.  
*Minister for Treasury and Resources.*

Tariff of Harbour Dues. R&O.137/2009.  
*Minister for Economic Development.*

Health and Social Services (2010 Fees) (Jersey) Order 2009. R&O.138/2009.  
*Minister for Health and Social Services.*

Road Traffic (St. Helier Amendments) (No. 2) (Jersey) Order 2009. R&O.139/2009.  
*Minister for Transport and Technical Services.*

Road Traffic (St. Martin) (Amendment No. 10) (Jersey) Order 2009. R&O.140/2009.  
*Minister for Transport and Technical Services.*

Transport and Technical Services (Driver and Vehicle Standards – 2010 Fees and Miscellaneous Provisions) (Jersey) Order 2009. R&O.141/2009.  
*Minister for Transport and Technical Services.*

Excise Duty (Relief and Drawback) (Amendment No. 5) (Jersey) Order 2010. R&O.1/2010.  
*Minister for Treasury and Resources.*

Money Laundering (Amendment No. 4) (Jersey) Order 2010. R&O.2/2010.  
*Minister for Treasury and Resources.*

## DOCUMENTS PRESENTED OR LAID

Fort Regent: establishment of a working group (P.188/2009) – amendment (P.188/2009 Amd.) and second amendment (P.188/2009 Amd.(2))– comments. P.188/2009.  
Presented: 13th January 2010. Amds.  
Com.

*Education and Home Affairs Scrutiny Panel.*

States of Jersey Law: Quorum in the States (P.194/2009) – comments. Presented: 4th January 2010. <i>Privileges and Procedures Committee.</i>	P.194/2009. Com.
Strategy for dealing with young offenders: establishment of Working Group (P.201/2009) – comments. Presented: 24th December 2009. <i>Education and Home Affairs Scrutiny Panel.</i>	P.201/2009. Com.
Land Transactions under Standing Order 168(3) – (a) La Rue du Pont Marquet, St. Brelade- acquisition of land; (b) N02 New North Quay, St. Helier (Warehouse)– lease. Presented: 14th December 2009. <i>Minister for Treasury and Resources.</i>	R.137/2009.
Land Transactions under Standing Order 168(3) – (a) Modena, Clarence Road, St. Helier– proposed sale; (b) 2 Dorset Street, St. Helier (shop)– lease. Presented: 14th December 2009. <i>Minister for Treasury and Resources.</i>	R.138/2009.
Land Transactions under Standing Order 168(3) – Site of former Mascot Motors, Georgetown Park Estate, St. Clement– sale. Presented: 16th December 2009. <i>Minister for Treasury and Resources.</i>	R.139/2009.
States of Jersey Law 2005: delegated functions – Social Security. Presented: 17th December 2009. <i>Minister for Social Security.</i>	R.140/2009.
Social Security (Reserve) Fund: investment strategy. Presented: 18th December 2009. <i>Minister for Treasury and Resources.</i>	R.141/2009.
Births, Marriages and Deaths in 2008: statement. Presented: 22nd December 2009. <i>Minister for Home Affairs.</i>	R.142/2009.
Review of the Waterfront Enterprise Board: terms of reference. Presented: 22nd December 2009. <i>Chief Minister.</i>	R.143/2009.
Religious representation in Parliaments in other jurisdictions. Presented: 5th January 2010. <i>Privileges and Procedures Committee.</i>	R.1/2010.
States Expenditure Forecasts: updated evidence submitted by the Comptroller and Auditor General to the Finance Sub-Panel of the Corporate Services Scrutiny Panel – December 2009. Presented: 6th January 2010. <i>Comptroller and Auditor General.</i>	R.2/2010.
Special funds: Accounts of the larger special funds for the year ended 31 December 2008.	R.3/2010.

Presented: 6th January 2010.  
*Comptroller and Auditor General.*

Comptroller and Auditor General's Annual Report for the year ended 30 June 2009. R.4/2010.

Presented: 13th January 2010.  
*Comptroller and Auditor General.*

Long-term Care Funding: Consultation Paper. R.5/2010.  
Presented: 15th January 2010.  
*Minister for Social Security.*

Prison Board of Visitors (S.R.7/2009): response of the Minister for Home Affairs. S.R.7/2009.  
Presented: 16th December 2009. Res.  
*Minister for Home Affairs.*

## **D. NOTIFICATION OF LODGED PROPOSITIONS**

Property and Infrastructure Regeneration: the States of Jersey Development Company Limited (P.79/2009) – fourth amendment. P.79/2009.  
Lodged: 14th January 2010. Amd.(4)  
*Senator J.L. Perchard.*

Fort Regent: establishment of a working group (P.188/2009) – second amendment. P.188/2009.  
Lodged: 5th January 2010. Amd.(2)  
*Minister for Education, Sport and Culture.*

Draft Employment (Minimum Wage) (Amendment No. 6) (Jersey) Regulations 200-. P.211/2009.  
Lodged: 24th December 2009.  
*Minister for Social Security.*

Draft Jersey Mutual Insurance Society, Incorporated (Alteration of Rules) (No. 6) (Jersey) Law 200. P.212/2009.  
Lodged: 24th December 2009.  
*Minister for Economic Development.*

Waterfront Planning Application: Zephyrus Scheme. P.1/2010.  
Lodged: 6th January 2010. (re-issue)  
*Deputy of St. Mary.*

Jersey Overseas Aid Commission: appointment of Commissioner. P.2/2010.  
Lodged: 13th January 2010.  
*Deputy I.J. Gorst of St. Clement.*

## **E. WITHDRAWAL OF LODGED PROPOSITIONS**

In accordance with Standing Order 34(1), the proposers of the following propositions lodged 'au Greffe' have informed the Greffier of the States that they are to be withdrawn –

Property and Infrastructure Regeneration: the States of Jersey Development Company Limited (P.79/2009) – third amendment. P.79/2009.  
Amd.(3)

Lodged: 2nd December 2009.  
*Senator J.L. Perchard.*

'User Pays' Charges: States of Jersey Police.  
Lodged: 19th October 2009.  
*Minister for Home Affairs.*

P.176/2009.

## **F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS**

Resignation of the Connétable of St. Helier from the Public Accounts Committee.

## **G. MATTERS OF PRIVILEGE**

## **H. PETITIONS**

## **I. QUESTIONS**

(a) – **Written Questions**  
(attached)

1. The Chief Minister will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding the ratification of the European Convention on the Rights of the Child.
2. 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 the cost of voluntary redundancy programmes.
3. The Minister for Planning and Environment will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding changes to the planning process.
4. The Minister for Planning and Environment will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding increases in sea levels.
5. The Minister for Treasury and Resources will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding archive spaces rented by States departments.
6. The Minister for Health and Social Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding operations carried out in each consultancy discipline at the hospital from 2005 to 2009.
7. H.M. Attorney General will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the number of legally qualified staff employed in the Law Officers Department in the last ten years.
8. The Minister for Treasury and Resources will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding the cost of telephone services for the Treasury and Resources Department for each of the last 3 years.
9. The Minister for Health and Social Services will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding the cost of telephone services at the Health and Social Services Department for each of the last 3 years.
10. The Minister for Planning and Environment will table an answer to a question asked by the

Deputy of St. John regarding the Ramsar sites around the Island.

11. The Minister for Treasury and Resources will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding the amount of funds used in 2009 as automatic stabilisers.
12. The Minister for Economic Development will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding the testing of economic growth plans for sustainability.
13. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérisssier of St. Saviour regarding savings targets set for the Deputy Chief Executive in 2009.
14. The Minister for Housing will table an answer to a question asked by Deputy R.G. Le Hérisssier of St. Saviour regarding applications for housing qualifications.
15. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding a review of the tax contributions of 1(1)(k) category residents.
16. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the availability of an alternative to Family Allowance under the new Income Support scheme.
17. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the implementation of the Employment Forum's minimum wage recommendations.
18. The Minister for Housing will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding average waiting times for new applicants to access housing.
19. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the planned use of the Williamson funding.
20. The Minister for Transport and Technical Services will table an answer to a question asked by the Connétable of St. Helier regarding private hire cabs.
21. The Minister for Home Affairs will table an answer to a question asked by the Connétable of St. Helier regarding the conclusion of the Wiltshire Police investigations into Operation Rectangle and Operation Blast.
22. The Minister for Home Affairs will table an answer to a question asked by the Deputy of St. Martin regarding the suspension of the Chief Officer of the States of Jersey Police.
23. The Minister for Home Affairs will table an answer to a question asked by the Deputy of St. Martin regarding the appointment of Wiltshire Constabulary to investigate Operation Blast.
24. The Minister for Social Security will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding unemployment statistics.
25. The Minister for Housing will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding housing statistics.
26. The Minister for Social Security will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding Income Support claimants.
27. The Minister for Planning and Environment will table an answer to a question asked by the

Deputy of St. Mary regarding access to an independent review of marine pollution.

28. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Mary regarding the collection of sea level data in Jersey.
29. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary regarding parenting training and support.
30. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary regarding Energy from Waste 'Client Team' and 'Technical Adviser' costs.
31. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary regarding the financial support offered to students of vocational further education courses.
32. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding breaches of Article 44 of the States of Jersey Law 2005.
33. The Chairman of the Privileges and Procedures Committee will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the suspension of the Chief Officer of the States of Jersey Police.
34. The Minister for Home Affairs will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the sentencing of individuals convicted of importing drugs into the Island.
35. The Minister for Housing will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the completion of works at Willow Court.
36. The Minister for Economic Development will table an answer to a question asked by Deputy S. Pitman of St. Helier regarding monitoring the effects of GST.

**(b) – Oral Questions**

(120 minutes)

1. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Treasury and Resources –  
  
“Following his undertaking on 3rd November 2009 to follow the Chief Minister’s commitment to inclusivity, will the Minister state which members of the Fiscal Strategy Steering Group he considers to be proponents of progressive taxation?”
2. The Deputy of Grouville will ask the following question of the Chairman of Privileges and Procedures Committee –  
  
“Could the Chairman indicate which Standing Order prohibited the Committee from answering the issues set out in the suspended Chief Officer of the States of Jersey Police’s letter of 13th November 2009?”
3. The Deputy of St. John will ask the following question of the Minister for Economic Development –  
  
“Following Channel Television’s closure of the Teletext services for the Harbours and Airport as well as the Weather/Met pages, what actions, if any, have been taken to enhance the existing services provided by the BBC’s Ceefax, which currently provides a partial Airport service on

4. Deputy S. Pitman of St. Helier will ask the following question of the Minister for Housing–

“Can the Minister advise Members how much the calendar, sent to all States tenants, cost to produce and deliver?”

5. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Health and Social Services –

“Further to news that the UK is to sell on sixty million doses of swine flu vaccine, with France and Germany also selling on, is the Minister concerned about the take up of the vaccine in Jersey?”

6. Deputy T.M. Pitman of St. Helier will ask the following question of the Chief Minister–

“Did a meeting led by the Chief Executive take place after the CMB meeting on 25th July 2007 to discuss matters relating to the Minister for Health and Social Services and, if so, who was present at the meeting, was the possible removal from office of the Minister discussed and, if so, would the Chief Minister suspend all those present from their duties pending a full investigation into this matter”

7. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Economic Development –

“What is the total cost of the recently installed Airport Security Fence and what was the legislative requirement, if any, for its installation?”

8. Deputy T.A. Vallois of St. Saviour will ask the following question of the Minister for Economic Development –

“Further to Ministerial Decision MD-E-2009-0162, could the Minister advise how the additional wireless telegraphy licence fee income of £360,527 was identified within the Economic Development Department, why there was no awareness of this for the 2009 Business Plan budget and how £160,527 of these monies will support the pressures in the finance industry due to the global financial crisis?”

9. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Transport and Technical Services –

“Will the Minister advise when the Transport and Technical Services Department intends to respond to my repeated requests over the last 6 months for information concerning Bellozanne chimney temperature readings and outline the reasons for the delay?”

10. The Deputy of St. Martin will ask the following question of the Chairman of the Privileges and Procedures Committee –

“Will the Chairman inform Members whether the response she sent on 13th November 2009, to a letter dated 30th October 2009 from the suspended Chief Officer of the States of Jersey Police, was discussed by members of the Committee and, if not, why not; will she inform Members whether she discussed the letter with elected or non-elected States Members and, if so why, and did she forward the letter to any Ministers or officers and, if so, to whom and when?”

11. Senator S.C. Ferguson will ask the following question of the Minister for Health and Social Services –

“Given that the UK Chief Medical Officer recently predicted that there will not be a third wave of H1N1 Flu, could the Minister indicate how much of the stockpile of vaccine and Tamiflu remains (in quantities and monetary terms) and how much of the emergency spending agreed at the last sitting of the States has been drawn down?”

12. The Deputy of St. John will ask the following question of the Minister for Transport and Technical Services –

“Given that Connex have cancelled Island bus services on a number of occasions in 2010 because of snow and left children stranded on routes and at schools, what action, if any, is the Department taking to ensure that the service continues for as long as possible in times of bad weather and is the Minister satisfied that the Connex provision is robust enough to deal with snow conditions?”

13. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Housing –

“Will the Minister advise why his 2010 Business Plan fails to address the concerns raised in sections 6.1 and 6.2 of the Whitehead Report Summary Document, particularly regarding the shortfall in maintenance funding; gaps in the research into household numbers, tenure requirements and unmet housing needs amongst lower income groups, and a decline in the scale of the social sector, and state when he will address these issues?”

14. The Deputy of Grouville will ask the following question of the Minister for Treasury and Resources –

“Would the Minister confirm to the Assembly that the Treasury and Resources Department is able to identify, quantify and justify, in respect of existing public policies, every expenditure of public monies, including that of non-Ministerial functions, and that if asked, with reasonable notice, each specific head of expenditure could be so accounted for?”

15. The Deputy of St. Mary will ask the following question of the Chief Minister–

“Would the Chief Minister inform the Assembly whether any contingency planning is in place or being considered to reduce the possible negative impact on Jersey’s tourism and finance industries of national media coverage arising from the issues raised on Senator Syvret’s blog posting of 23rd December 2009?”

16. Deputy S. Pitman of St. Helier will ask the following question of the Minister for Education, Sport and Culture –

“Would the Minister advise why such low numbers of young people are using the Youth Service, as demonstrated in the 2009 Annual Social Survey, and outline what plans, if any, he has to increase the usage of this facility?”

17. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Chief Minister–

“When will the Minister be laying the proposed Charities Law before the Assembly?”

18. The Deputy of St. Mary will ask the following question of the Minister for Planning and Environment –

“Would the Minister inform members why the investigation into alleged pollution incidents during construction of the incinerator at La Collette, which has now been ongoing for 8 months, has taken so long, whether it is intended that the matter will be referred to H.M. Attorney General for a decision on whether to prosecute and if so, when?”



19. Deputy T.M. Pitman of St. Helier will ask the following question of H.M. Attorney General–

“Given that much weight was attributed to the views of independent UK lawyers in the decision to not to prosecute a number of cases in the Historic Abuse inquiry, could the Attorney General inform for the Assembly whether he is fully satisfied that the UK lawyers were truly independent of his own Chambers and, if not, would he agree to re-open these cases to re-assess whether prosecutions should take place?”

20. The Deputy of St. Martin will ask the following question of the Chief Minister–

“Given that the suspension of the Chief Officer of the States of Jersey Police is a neutral act, will the Chief Minister inform Members why he initially refused to provide the suspended Chief Officer with the times and dates on which the suspension documents dated 12th November 2008 were actually created and did the Chief Minister seek legal advice before contesting the suspended Chief Officer’s application to the Complaints Board?”

21. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Planning and Environment –

“Further to news that the number of puffins at Plémont is down to twelve breeding pairs due to a high population of rats in the area, what action, if any, will the Minister take to instigate the eradication of rats on the property by the landowners with immediate effect?”

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

1st question period – Minister for Social Security

2nd question period – Minister for Planning and Environment

## **J. PERSONAL STATEMENTS**

## **K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY**

## **L. PUBLIC BUSINESS**

Draft Gambling (2010 Fees) (Jersey) Regulations 200-. P.141/2009.  
Lodged: 8th September 2009.

*Minister for Economic Development.*  
*(Principles and Regulation 1 adopted 2nd December 2009)*

Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): P.141/2009.  
amendment. Amd.

Lodged: 6th October 2009.  
*Deputy of St. Martin.*

Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): P.141/2009.  
amendment (P.141/2009 Amd.)– comments. Amd.Com.

Presented: 16th November 2009.  
*Minister for Economic Development.*

Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): second P.141/2009.  
amendment. Amd.(2)

Lodged: 17th November 2009. <i>Deputy E.J. Noel of St. Lawrence.</i>	
Plémont Holiday Village: acquisition by the Public. Lodged: 9th September 2009. <i>Connétable of St. Ouen.</i>	P.144/2009.
Blackberries: costs for Ministers and Assistant Ministers and use in the Assembly. Lodged: 29th October 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.186/2009.
Blackberries: costs for Ministers and Assistant Ministers and use in the Assembly (P.186/2009) – comments. Presented: 30th November 2009. <i>Council of Ministers.</i>	P.186/2009. Com.
Blackberries: costs for Ministers and Assistant Ministers and use in the Assembly (P.186/2009) – comments. Presented: 1st December 2009. <i>Privileges and Procedures Committee.</i>	P.186/2009. Com.(2)
Fort Regent: establishment of a working group. Lodged: 3rd November 2009. <i>Education and Home Affairs Scrutiny Panel.</i>	P.188/2009.
Fort Regent: establishment of a working group (P.188/2009) – amendment. Lodged: 24th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.188/2009. Amd.
Fort Regent: establishment of a working group (P.188/2009) – second amendment. Lodged: 5th January 2010. <i>Minister for Education, Sport and Culture.</i>	P.188/2009. Amd.(2)
Fort Regent: establishment of a working group (P.188/2009) – amendment (P.188/2009 Amd.) and second amendment (P.188/2009 Amd.(2))– comments. Presented: 13th January 2010. <i>Education and Home Affairs Scrutiny Panel.</i>	P.188/2009. Amds. Com.
Draft Supply of Goods and Services (Jersey) Regulations 200-. Lodged: 11th November 2009. <i>Minister for Economic Development.</i>	P.190/2009.
‘User Pays’ Charges: Immigration fees. Lodged: 17th November 2009. <i>Minister for Home Affairs.</i>	P.193/2009.
States of Jersey Law: Quorum in the States. Lodged: 17th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.194/2009.
States of Jersey Law: Quorum in the States (P.194/2009) – comments. Presented: 4th January 2010. <i>Privileges and Procedures Committee.</i>	P.194/2009. Com.

Draft Employment of States of Jersey Employees (Amendment No. 4) (Jersey) Regulations 200-. Lodged: 24th November 2009. <i>Chief Minister.</i>	P.198/2009.
Strategy for dealing with young offenders: establishment of Working Group. Lodged: 27th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.201/2009.
Strategy for dealing with young offenders: establishment of Working Group (P.201/2009) – comments. Presented: 24th December 2009. <i>Education and Home Affairs Scrutiny Panel.</i>	P.201/2009. Com.
Draft Public Holidays and Bank Holidays (Jersey) Act 200-. Lodged: 1st December 2009. <i>Chief Minister.</i>	P.204/2009.
Brighter Futures: funding for 2010 and beyond. Lodged: 8th December 2009. <i>Deputy G.P. Southern of St. Helier.</i>	P.208/2009.

NOTE: The Greffier has been advised by the proposers of the following propositions that, in accordance with Standing Order 32, which requires at least two clear working days' notice to be given before the meeting date for a proposition not previously agreed to be debated, they wish for their propositions to be considered by the States at this meeting –

Draft Foundations (Additional Annual Charge) (Jersey) Regulations 200-. Lodged: 8th December 2009. <i>Minister for Economic Development.</i>	P.210/2009.
Waterfront Planning Application: Zephyrus Scheme. Lodged: 6th January 2010. <i>Deputy of St. Mary.</i> <i>(Cannot be debated before 20th January 2010)</i>	P.1/2010. (re-issue)

## **M. ARRANGEMENT OF PUBLIC BUSINESS**

### **2nd February 2010**

Draft Planning and Building (Amendment No. 5) (Jersey) Law 200-. Lodged: 3rd November 2009. <i>Minister for Planning and Environment.</i>	P.189/2009.
Ann Court site: petition. Lodged: 27th November 2009. <i>Deputy J.A. Martin of St. Helier.</i>	P.202/2009.
Assemblée Parlementaire de la Francophonie, Jersey Branch– Branch Rules. Lodged: 1st December 2009. <i>Connétable of St. Ouen.</i>	P.203/2009.
Appointments made by the States: revised procedures. Lodged: 1st December 2009. <i>Privileges and Procedures Committee.</i>	P.205/2009.

Climate Change: Copenhagen Conference – petition. P.206/2009.  
Lodged: 8th December 2009.  
*Deputy of St. Mary.*

Draft Banking (Depositors Compensation) (Amendment) (Jersey) Regulations P.207/2009.  
200-.  
Lodged: 8th December 2009.  
*Minister for Economic Development.*

Draft Pharmacists and Pharmacy Technicians (Registration) (Jersey) Law 200-. P.209/2009.  
Lodged: 8th December 2009.  
*Minister for Health and Social Services.*

Jersey Overseas Aid Commission: appointment of Commissioner. P.2/2010.  
Lodged: 13th January 2010.  
*Deputy I.J. Gorst of St. Clement.*

### **23rd February 2010**

Carbon Intensity of Imported Electricity: review. P.156/2009.  
Lodged: 30th September 2009.  
*Deputy P.V.F. Le Claire of St. Helier.*

Natural Gas Pipeline: strategic study. P.157/2009.  
Lodged: 30th September 2009.  
*Deputy P.V.F. Le Claire of St. Helier.*

Committee of Inquiry: confidential files held by States of Jersey Police on P.197/2009.  
States Members and others.  
Lodged: 17th November 2009.  
*Deputy M.R. Higgins of St. Helier.*

Committee of Inquiry: confidential files held by States of Jersey Police on P.197/2009.  
States Members and others (P.197/2009) – comments. Com.  
Presented: 20th November 2009.  
*Minister for Treasury and Resources.*

Committee of Inquiry: confidential files held by States of Jersey Police on P.197/2009.  
States Members and others (P.197/2009) – amendment. Amd.  
Lodged: 20th November 2009.  
*Deputy J.B. Fox of St. Helier.*

Draft Employment (Minimum Wage) (Amendment No. 6) (Jersey) Regulations P.211/2009.  
200-.  
Lodged: 24th December 2009.  
*Minister for Social Security.*

Draft Jersey Mutual Insurance Society, Incorporated (Alteration of Rules) P.212/2009.  
(No. 6) (Jersey) Law 200.  
Lodged: 24th December 2009.  
*Minister for Economic Development.*

### **9th March 2010**

Property and Infrastructure Regeneration: the States of Jersey Development P.79/2009.

Company Limited (as amended).  
Lodged: 2nd June 2009.  
*Council of Ministers.*

(re-issue)

Property and Infrastructure Regeneration: the States of Jersey Development  
Company Limited (P.79/2009) – fourth amendment.  
Lodged: 14th January 2010.  
*Senator J.L. Perchard.*

P.79/2009.  
Amd.(4)

**M.N. DE LA HAYE**  
**Greffier of the States**

14th January 2010

**Note –**

**Members are reminded that the annual Service of Dedication in the Parish Church of St. Helier will take place at 9.30 a.m. prior to the States' meeting at 10.15 a.m.**

**In accordance with the meeting dates fixed for 2010 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 20th and Thursday 21st January 2010.**

## **Explanatory Note regarding subordinate legislation tabled at this meeting.**

(See Item B)

### **R&O.126/2009.**

This Order substitutes the list of persons, entities and bodies in or connected with Iran whose funds and economic resources are frozen.

The Order was made on 9th December 2009 and came into force on 16th December 2009.

### **R&O.134/2009.**

This Order increases fees under the following enactments –

Animal Welfare (Licence Fee) (Jersey) Order 2008

Dangerous Wild Animals (Jersey) Law 1999

High Hedges (Application Fee) (Jersey) Order 2008

Waste Management (Fees) (Jersey) Order 2008

Planning and Building (Fees) (Jersey) Order 2008.

This Order also sets fees under the Artificial Insemination of Domestic Animals (Jersey) Law 1952.

The fees take effect on 1st January 2010. The increases are the first since 1st January 2009. The increases, except in relation to high hedges, planning and building, amount to 2.5%. The high hedges fee goes up 25%.

Building application fees go up by between 3% and 25% and planning application fees go up by 24% or 25%.

The Order was made on 10th December 2009 and came into force on 1st January 2010.

### **R&O.135/2009.**

This Order specifies the dates on which 3 tax information exchange agreements came into force between Jersey and Iceland, Jersey and Sweden and Jersey and the UK. These dates are 3rd December 2009, 23rd December 2009 and 27th November 2009 respectively.

The Order was made on 15th December 2009 and came into force forthwith.

### **R&O.136/2009.**

This Order prescribes matters concerning statements relating to Land Transaction Tax regarding information, fees and receipts.

The Order was made on 15th December 2009 and came into force on 1st January 2010.

### **R&O.137/2009.**

This tariff would, from 1st January 2010, increase by 2.5% the harbour dues for arriving and departing passengers and vehicles carried on “drive on/drive off” ferries and revise the due structure for use of a berth. The dues were last increased on 1st January 2009.

The Tariff was made on 15th December 2009, subsequent to the approval of the States given on 10th December 2009, and came into force on 1st January 2010.

### **R&O.138/2009.**

This Order increases by, approximately 2.5%, the following fees –

- (a) the fees connected with registration authorizing the carrying on of a nursing home, mental nursing

home or residential home;

- (b) the fees connected with the grant, renewal or transfer of a licence to conduct a nursing agency;
- (c) the fees in relation to the rolls of ancillary dental workers;
- (d) the fee for a licence to sell ice-cream from a van or stall;
- (e) the maximum fee that a registered medical practitioner may charge for completing a medical certificate to accompany an application for cremation.

This Order increases, by approximately 2.1%, the hospital charges for long-stay patients.

This Order increases, by approximately 69%, the fee for a cremation. The revised fee covers the whole cost of providing the service. As before, no fee is paid for the cremation of the remains of a person who was under the age of 18 at death.

All of the fees were last increased on 1st January 2009.

The Order was made on 16th December 2009 and came into force on 1st January 2010.

### **R&O.139/2009.**

Road Traffic (St. Helier Amendments) (No. 2) (Jersey) Order 2009.

Minister for Transport and Technical Services.

This Order –

- (a) creates the St. Thomas residential and business parking zone in St Helier; and
- (b) makes it an offence for a person to stop a vehicle on a part of a road, footway or cycle track in St. Helier that is set aside for loading or unloading of vehicles (unless the vehicle is being loaded or unloaded).

The Order was made on 18th December 2009, Articles 1, 2 and 14 came into force on 25th December 2009 and the remainder came into force on 13th January 2010.

### **R&O.140/2009.**

This Order replaces the Schedule to the Road Traffic (St. Martin) (Jersey) Order 1989 in order to impose one-way restrictions on parts of two green lanes, La Longue Rue and La Rue de Payn. Bicycles are to be exempt from those restrictions.

The Order also adapts Article 3 of the Road Traffic (St. Martin) (Jersey) Order 1989 more closely to the mechanism of the Schedule.

The Order was made on 18th December 2009 and came into force on 25th December 2009.

### **R&O.141/2009.**

Part 1 of this Order increases, by approximately 2.5%, fees connected with –

- (a) an application for a badge to drive a public service vehicle;
- (b) registration of a motor vehicle, changes of registration mark, issue of trade licences and issue of certificates in respect of vehicle standards;
- (c) registration of driving instructors;
- (d) licensing of a vehicle that does not comply with construction and use requirements;
- (e) driving tests.

The increases took effect from 1st January 2010. Fees were last increased on 1st January 2009.

Part 2 of this Order –

- (a) introduces type approval requirements for registration of agricultural tractors;
- (b) adds to the categories of Italian driving permit in replacement for which a Jersey driving licence may be issued.

These amendments commenced on 1st January 2010.

The Order was made on 18th December 2009.

**R&O.1/2010.**

This Order re-introduces rules for relief on and drawback of duty paid on registration of a motor vehicle. The rules are the same as those that applied prior to 6th May 2008.

The Order was made on 11th January 2010 and comes into force on 1st September 2010.

**R&O.2/2010.**

This Order amends the Money Laundering (Jersey) Order 2008 mostly by tightening and clarifying some of the requirements in that Order, particularly in relation to the identification requirements where trusts and other types of legal arrangement are involved.

The Order was made on 11th January 2010 and came into force on 18th January 2010.



## WRITTEN QUESTIONS

(See Item I(a))

1. The Chief Minister will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier–

“As the UK signed the European Convention on the Rights of the Child on 19th April 1990, ratified it on 16th December 1991 and it came into force in the UK on 15th January 1992, what prevents Jersey ratifying this Convention and then moving to do everything it can to implement it, given that the Assembly agreed to do this in Priority 9 of the Strategic Plan?”

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

“What sums of money, if any, have been expended in the last budgetary year to cover voluntary redundancies and similar programmes, and how many individuals have been the subject of such programmes in the last year?”

3. The Minister for Planning and Environment will table an answer to the following question asked by Deputy R.G. Le Hérissier–

“Does the Minister propose to remove time consuming matters such as Sign Applications from the full Planning process and, if so, when does he intend to implement such changes?”

4. The Minister for Planning and Environment will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier–

“Following the postponement of the networked British Irish Council/Hadley Centre sea level increase scenarios from November 2008 until April 2009, will the Minister now share the most up to date scenarios and findings and inform us how they compare to our own information at present?”

Does the Minister believe that more emphasis needs to be placed on planning for these scenarios and their likely impacts?”

5. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“As the States are seeking value for money from all States Departments and Agencies such as the Law Officers and Viscount's Department, would the Minister provide the Assembly with the following information –

(a) the amount of archive space being rented each year by each States department and agency from the:

- (i) public sector; and
- (ii) private sector

(b) the cost of this storage with each sector and the charges for the movement, maintenance and retrieval of this material for each year starting from the beginning of 2005 to the end of 2009?”

6. The Minister for Health and Social Services will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

- “(1) For each medical discipline/specialism (for example: cardiology, neurology, orthopaedics etc) would the Minister advise the Assembly of the following information:
- (a) the number of consultants employed on a full time and part time basis in each area
  - (b) (i) the number of non-private health insurance people on waiting lists to see a consultant in each of these areas; and  
(ii) the average time they are waiting to see the consultant
  - (c) (i) the number of private health insurance people on waiting lists to see a consultant in each of these areas; and  
(ii) the average time they are waiting to see the consultant.
- (2) The total number of operations carried out in each discipline at the hospital during the last five years, starting on 1st January 2005 ending on 31st December 2009 stating:
- (a) the number of private and non-private operations carried out in each discipline for each year;
  - (b) the cost of performing these operations in each area for each year for non-private health insurance patients and private health insurance patients.
- (3) The number, disciplines and costs of locums and agency nursing staff employed by the hospital for each of the five years starting on 1st January 2005 ending on 31st December 2009.”

7. H.M. Attorney General will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour–

“Would H.M. Attorney General provide a graph showing, year by year, the growth in the number of legally qualified staff employed in the Law Officers Department in the last ten years?

How many of the legally qualified staff recruited over the last ten years have, at some point, been Members of Chambers at 7 Bedford Row?

What payments have been made over each of the last 3 years to Counsel at Bedford Row and what percentage does this constitute of the total amounts paid for external legal advice over each of the last 3 years?

Would H.M. Attorney General provide a copy of the tendering document used for inviting applications to provide external legal advice?

What sums, if any, have been paid, over each of the last 3 years to legal firms based in Jersey for criminal prosecution and defense work and would H.M. Attorney General identify the firm in each year which received the highest payment?”

8. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy P.V.F. Le Claire–

“What was the cost of telephone services for the Treasury and Resources Department for each of the last 3 years in terms of –

- (a) Telephone Rental
- (b) Telephone Calls
- (c) Other services (Broadband/mobile rental charges etc)?”

9. The Minister for Health and Social Services will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier–

“What was the cost of telephone services for the Health and Social Services Department for each of the last 3 years in terms of –

- (a) Telephone Rental
- (b) Telephone Calls
- (c) Other services (Broadband/mobile rental charges etc)?”

10. The Minister for Planning and Environment will table an answer to the following question asked by the Deputy of St. John–

“Would the Minister advise what management plans, if any, exist for each of the 4 Ramsar sites in Jersey (namely the South East Coast, Les Ecréhous and Les Dirouilles, Les Minquiers and Les Pierres de Lecq/Paternosters), whether the plans were approved by the Department foEnvironment, Food and Rural Affairs (Defra) and the Ramsar Secretariat and advise when these management plans were put into place?

How much has been spent on the management of each site since each Ramsar Convention was put in place?

What funding is in place for any recurrent costs required to implement the Ramsar Conventions fully?

Are the management plans for these sites updated and shared with Defra and the Ramsar Secretariat and, if not, why not?”

11. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy T.A. Vallois of St. Saviour–

“Could the Minister advise how much of the £112 million, set aside for automatic stabilisers, was used in 2009, which departments received monies and whether the Minister has a forecast of how much of these funds will be used during the first two quarters of 2010?”

12. The Minister for Economic Development will table an answer to the following question asked by Deputy T.A. Vallois of St. Saviour–

“Could the Minister advise what work, if any, is currently being undertaken by the Economic Development Department in order to meet priority 2 of the Strategic plan 2009-2014 (maintain a strong, environmentally sustainable and diverse economy), and, in particular, to test economic growth plans for sustainability to ensure they do not diminish our natural capital?”

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

“Could the Chief Minister outline the cost savings targets set for the Deputy Chief Executive and indicate to what extent they were met in 2009?”

14. The Minister for Housing will table an answer to the following question asked by Deputy R.G. Le Hérisserie of St. Saviour–

“Could the Minister indicate the number of applications made for permission to enter the qualified housing market in Jersey, for persons not otherwise qualified, in each of the last three years?”

How many of these were granted and on what grounds?”

15. 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 give further details of his proposals to review the tax contributions of 1(1)k’s announced in his budget speech (paragraphs 126 to 131) and in particular advise whether he has appointed a suitable person to conduct the review and if so, will he advise who that will be, and if not, will he advise when he intends to make the appointment?”

What sum for 1(1)(k) tax returns, over the current £9 million, does he consider to be an appropriate target?”

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

“Will the Minister inform members what arrangements, if any, are in place under the new Income Support scheme to replace Family Allowance which was previously available to parents with less than 5 years’ residency?”

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

“Will the Minister be amending legislation to prevent employers from using tips to top up minimum wage pay, in accordance with the Employment Forum’s 2010 recommendation on minimum wage rates, and if so when will he do so, and, if not, why not?”

18. The Minister for Housing will table an answer to the following question asked by Deputy G.P. Southern of St. Helier—

“Will the Minister advise members what actual average waiting times are currently being achieved for new applicants to access housing and, if these are higher than the targets specified within the 2010 Housing Department Business Plan (1 bed less than 12 months; 2 bed less than 6 to 7 months; 3 bed less than 8 months) what specific measures will be put in place to achieve the targets?”

19. The Minister for Health and Social Services will table an answer to the following question asked by Deputy G.P. Southern of St. Helier—

“When will the Minister provide members with a full breakdown of Williamson funding for 2010 along with estimates for 2011 and 2012, in order to provide stable funding for appropriate community initiatives?”

20. The Minister for Transport and Technical Services will table an answer to the following question asked by the Connétable of St. Helier—

“Would the Minister explain what practical and legal difficulties would have to be overcome in order to allow private hire cabs to provide transport for members of the public waiting at a taxi rank on those occasions when there are no taxis available to service the rank?”

21. The Minister for Home Affairs will table an answer to the following question asked by the Connétable of

St. Helier–

“Would the Minister provide a timetable for the conclusion of the Wiltshire Police investigations into Operation Rectangle and Operation Blast, and a timetable for the conclusion of any disciplinary procedures arising from these investigations?”

22. The Minister for Home Affairs will table an answer to the following question asked by the Deputy of St. Martin–

“With reference to the suspension of the Chief Officer of the States of Jersey Police will the Minister inform Members –

- (a) the date when the Wiltshire Constabulary was appointed to undertake to investigation?
- (b) the terms of reference for the investigation?
- (c) the amount paid to the Wiltshire Constabulary as at 31st December 2009?
- (d) the cost to cover the duties not being undertaken by the suspended Chief Officer as at 31st December 2009?
- (e) the predicted date for the completion of the investigation by the Wiltshire Constabulary?
- (f) the predicted total cost of the investigation by the Wiltshire Constabulary?
- (g) the predicted total cost of covering the duties not being undertaken by the suspended Chief Officer?”

23. The Minister for Home Affairs will table an answer to the following question asked by the Deputy of St. Martin–

“Will the Minister advise –

- (a) the date when the Wiltshire Constabulary was appointed to investigate “Operation Blast”?
- (b) the terms of reference for the investigation?
- (c) the amount paid to the Wiltshire Constabulary as at 31st December 2009?
- (d) the predicted date of the completion of the investigation?
- (e) the predicted total cost of the investigation?”

24. The Minister for Social Security will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“In order to give Members a better understanding of unemployment situation in the Island would the Minister provide the Assembly the following information –

- (a) the age of those registered as unemployed, broken down into the following age ranges: less than 18; 18 to 25; 26 to 59; and 60 years and above?
- (b) the gender of the unemployed in each age range?
- (c) the occupations sought by the unemployed in each age range and in each gender?
- (d) the number of years residency of each unemployed person in the Island using the following time periods together with their country of birth: less than 6 months; 6 months to less than 12 months; 12 months to less than 2 1/2 years; 2 1/2 years to less than 5 years; 5 years to less than 8 years; 8 years to less than 11 years; 11 years or more?”

25. The Minister for Housing will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“Would the Minister provide the Assembly with the following information –

- (a) the number of J category consents issued in each of the last 5 years broken down into occupational/industry categories?
- (b) what other departments or agencies in Jersey, if any, are empowered to grant J category consents?
- (c) the number of 1(1)(k) category consents issued over each of the last five years, indicating from which countries the individuals concerned were previously resident and/or domiciled?
- (d) the number of persons housed by the Department, broken down as follows – single person households under the age of 25; single person households under the age of 25 with children; single person households aged between 25 and 65; single person households aged between 25 and 65 with children; couples aged between 25 and 65; couples aged under 65 with children; couples aged over 65 and single people aged over 65.”

26. The Minister for Social Security will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“In order for members to have a better understanding of those claiming Income Support, would the Minister provide the following information –

- (a) the number of people under the age of 18 claiming support;?
- (b) the number of people aged between 18 and under 25?
- (c) the number of people aged between 25 and 60?
- (d) the number of people aged over 60 years of age?
- (e) The number of people of working age who are medically unfit to work broken down into their gender and the following time periods of sickness absence – less than 6 months; 6 months to less than 12 months; 12 months to 3 years; 3 years to 6 years; more than 6 years but not classed as permanently unfit to work; unfit to work?”

27. The Minister for Planning and Environment will table an answer to the following question asked by the Deputy of St. Mary–

“Following on from a response to a written Question on 21st September 2009 (Q.4745), would the Minister provide members with a copy of the independent review of the marine pollution (by the Centre for Research for Environment and Health) mentioned in the answer to the second question?”

28. The Minister for Economic Development will table an answer to the following question asked by the Deputy of St. Mary–

“Would the Minister inform members whether sea level data is collected officially in Jersey, and if so give brief details of how it is collected, how it is made comparable year on year, how long it has been collected for, and whether the data is publicly available?”

29. The Minister for Education, Sport and Culture will table an answer to the following question asked by the Deputy of St. Mary–

“Would the Minister inform members what services currently exist to provide training and support in parenting and, if this information is not available, can the Minister inform members when it will be available?”

30. The Minister for Transport and Technical Services will table an answer to the following question asked by the Deputy of St. Mary–

“Given that in his answer to a written question on 1st December 2009, the Minister referred to ‘EfW Client team’ costs and ‘Technical Adviser costs’, could the Minister explain what exactly these headings of expenditure are?

Would the Minister advise members whether any claims of any kind have been made by the contractor or contractors against the Transport and Technical Services Department, as the client, or Fichtner, as the consultant project manager, and if so, can the Minister advise the Assembly what these claims are for and the progress being made in resolving them?”

31. The Minister for Education, Sport and Culture will table an answer to the following question asked by the Deputy of St. Mary–

“Would the Minister advise members of the Education, Sport and Culture Department’s policy on supporting students financially in further education which is vocational, including part time studies off-Island?”

Would the Minister advise members where the full policy and rates of support in relation to vocational courses may be found?”

32. H.M. Attorney General will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier–

“Given his advice that the payment of Blackberry phone bills for Members of the Executive is simply ‘a matter of interpretation’ and in his view thus not a breach of Article 44 of the States of Jersey Law 2005, can the Attorney General confirm that this also leaves the way open for cars and resultant fuel costs (for example) to also be provided for Members of the Executive?”

33. The Chairman of the Privileges and Procedures Committee will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier–

“Given the concern at the manner and protracted nature of the suspension of the Chief Officer of the States of Jersey Police, specifically the part played in this by members of the Council of Ministers, will the Privileges and Procedures Chairman explain why the Committee has refused the suspended Chief Officer’s request to investigate whether the Code of Conduct procedures were adhered to?”

34. The Minister for Home Affairs will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier–

“Will the Minister clarify how and why reducing sentencing for individuals convicted of importing drugs into the Island will help alleviate Jersey’s drug problem and advise what evidence he has to support such a proposal?”

35. The Minister for Housing will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier—

“Will the Minister give assurances that work associated with the installation of a new entry/intercom system in the homes of the elderly residents at Willow Court will be completed as a matter of urgency, including the removal of old appliances, filling of holes and painting of walls and will he provide a date for completion?”

36. The Minister for Economic Development will table an answer to the following question asked by Deputy S. Pitman of St. Helier—

“Will the Minister inform Members whether the Economic Development Department has monitored the effect of GST, since its implementation, on each industry sector, small businesses and the purchasing power of the consumer?”

If so, what impact, if any, has been identified and how often is this monitored? If not, does the Department plan to do so?”



## ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

<b>2010</b>	<b>First 15 minute period Minister</b>	<b>Second 15 minute period Minister</b>
2nd February	Housing	Chief Minister
23rd February	Transport and Technical Services	Economic Development
9th March	Treasury and Resources	Chief Minister
23rd March	Education, Sport and Culture	Health and Social Services
20th April	Home Affairs	Chief Minister
11th May	Social Security	Planning and Environment
25th May	Housing	Chief Minister
8th June	Transport and Technical Services	Treasury and Resources
22nd June	Economic Development	Chief Minister
6th July	Education, Sport and Culture	Health and Social Services
19th July	Home Affairs	Chief Minister
<b>2nd session</b>		
14th September	Social Security	Planning and Environment
28th September	Housing	Chief Minister
12th October	Transport and Technical Services	Treasury and Resources
19th October	Economic Development	Chief Minister
2nd November	Education, Sport and Culture	Health and Social Services
16th November	Home Affairs	Chief Minister
30th November	Social Security	Planning and Environment
7th December	Housing	Chief Minister