



# STATES OF JERSEY ORDER PAPER

Tuesday 31st January 2012  
CONSOLIDATED

## A. COMMUNICATIONS BY THE PRESIDING OFFICER

## B. TABLING OF SUBORDINATE ENACTMENTS

*(Explanatory note attached)*

Community Provisions (Restrictive Measures – Democratic Republic of the Congo) (Amendment) (Jersey) Order 2012. R&O.6/2012.

*Chief Minister.*

Money Laundering and Weapons Development (Directions) (Iran) (Jersey) Order 2012. R&O.10/2012.

*Chief Minister.*

Immigration (Work Permits) (Amendment) (Jersey) Rules 2012. R&O.11/2012.

*Minister for Home Affairs.*

Road Traffic (Public Parking Places – Charges) (Amendment No. 3) (Jersey) Order 2012. R&O.12/2012.

*Minister for Transport and Technical Services.*

Employment (Minimum Wage) (Amendment No. 5) (Jersey) Order 2012. R&O.13/2012.

*Minister for Social Security.*

Social Security (Contributions) (Amendment No. 11) (Jersey) Order 2012. R&O.14/2012.

*Minister for Social Security.*

\* Community Provisions (Restrictive Measures – Syria) (Jersey) Order 2012. R&O.15/2012.

*Chief Minister.*

\* Community Provisions (Restrictive Measures – Iran) (Amendment No. 3) (Jersey) Order 2012. R&O.16/2012.

*Chief Minister.*

## C. DOCUMENTS PRESENTED OR LAID

States of Jersey Police: Policing Plan 2012. R.6/2012.

Presented: 23rd January 2012.

*Minister for Home Affairs.*

Jersey Car Parking Financial Return to the States for 2012: report to the States under Article 27(4) of the Public Finances (Jersey) Law 2005. R.7/2012.

Presented: 25th January 2012.

*Minister for Treasury and Resources.*

States of Jersey Law 2005: delegation of functions – Transport and Technical Services – revised delegations January 2012. R.8/2012.

Presented: 26th January 2012.

*Minister for Transport and Technical Services.*



British-Irish Council Summit Meeting on 13th January 2012: Ministerial attendance. R.9/2012.  
Presented: 26th January 2012.  
*Chief Minister.*

Contingency allocation: policy. R.10/2012.  
Presented: 30th January 2012.  
*Minister for Treasury and Resources.*

States of Jersey Law 2005: delegation of functions – States Employment Board. R.11/2012.  
Presented: 30th January 2012.  
*States Employment Board.*

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

Electoral Commission: composition and terms of reference (P.5/2012) – amendment. P.5/2012.  
Lodged: 25th January 2012. Amd.  
*Deputy R.G. Le Hérisssier of St. Saviour.*

Draft Fire and Rescue Service (Jersey) Law 2011 (Appointed Day) Act 201-. P.9/2012.  
Lodged: 23rd January 2012.  
*Minister for Home Affairs.*

\* Annulment of Road Traffic (St. Helier) (Amendment No. 23) (Jersey) Order 2011. P.10/2012.  
Lodged: 30th January 2012.  
*Deputy G.C.L. Baudains of St. Clement.*

\* Income Tax: individual tax assessments. P.11/2012.  
Lodged: 31st January 2012.  
*Deputy G.P. Southern of St. Helier.*

#### **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 Education, Sport and Culture will table an answer to a question asked by Deputy S. Pitman of St. Helier regarding Springfield stadium's residential parking area.
2. The Minister for Home Affairs will table an answer to a question asked by Deputy S. Pitman of St. Helier regarding reports of anti-social behaviour at Springfield stadium in the last 2 years.
3. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the cost of disposing waste through the Energy from Waste plant.



- \* 4. The Minister for Economic Development will table an answer to a question asked by the Connétable of St. John regarding the incident in September 2011 when the States Tug was damaged.
5. The Minister for Treasury and Resources will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the total number of 1(1)(k) residents in Jersey in 2011.
6. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the declaration of election expenses by all of the candidates from the 2011 Deputies election.
7. The Minister for Home Affairs will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the payment of the BDO Alto invoice relating to the financial management of the Operation Rectangle Review.
8. The Minister for Home Affairs will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the total cost of external inquiries and reviews of alleged police disciplinary issues since November 2008.
9. 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 composition of the Electoral Commission.
10. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the current large profile of the reclamation site at La Collette.
11. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding recent speed limit changes and the current speed limit policy.
12. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the possible introduction of business property occupation and payroll taxes.
13. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding additional powers to control population under the Control of Housing and Work (Jersey) Law 201-.
14. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the number of Income Support recipients charged for GP consultations since 2008.

**(b) – Oral Questions**

(120 minutes)

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

“When will a report on the taxi and cab industry be published and what consultative process, if any, will occur?”



2. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Home Affairs –

“Is the Minister aware of the report of the Independent Police Complaints Commission into the complaint of Mr Lenny Harper and, if so, would he advise whether it states that the interim Metropolitan Police Report, that was a factor in the suspension of the former Chief Officer and allegedly criticised the former Senior Investigating Officer, contained no such criticism of these officers and, if so, would he apologise or resign?”

3. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Treasury and Resources –

“In view of the 3,103 vacant private dwellings reported in the 2011 Census, will the Minister inform the Assembly whether non-corporate owners of residential properties whose properties are not in a suitable condition for letting currently receive Income Tax allowance against rental income for capital expenditure incurred in bringing their properties into lettable condition and, if not, will the Minister review this?”

4. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Home Affairs –

“Can the Minister inform members whether the report written on 8th October 2008 by an outside Media Consultant in relation to Operation Rectangle was commissioned by the former Chief Executive of the States and the former Chief Minister and not by the States of Jersey Police?”

5. Senator S.C. Ferguson will ask the following question of the Minister for Transport and Technical Services –

“Given that the Minister stated that notices would be placed to indicate the recent changes in speed limits, would he advise whether there were any placed on Mont les Vaux in St. Brelade and, if not, why not?”

6. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Home Affairs –

“Will the Minister publish the letter from the then Deputy Chief Officer of the States of Jersey Police to the then Chief Executive of the States in November 2008, which precipitated the suspension of the Chief Officer of the States of Jersey Police and, if not, why not?”

7. The Connétable of St. John will ask the following question of the Minister for Economic Development –

“Further to the Minister’s assertions on 12th September 2011 that the Tug Master involved in an incident in September was ‘highly qualified with a foreign-going Cargo Master unlimited certificate’, has the States insurance company been made aware that the Master’s qualifications are not recognised in Jersey or the UK and, if so, will Jersey now have to refund the sums paid to meet the cost of the States tug’s repair?”

8. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Economic Development –

“Will the Minister inform members which 20 companies were issued licences under the Regulation of Undertakings (Jersey) Law 1973 for construction contracts of between 3 and 12 months in 2011, and indicate what building projects these were for and how many locally qualified and non-locally qualified employees were approved under each licence?”



9. The Connétable of St. Helier will ask the following question of the Minister for Transport and Technical Services –  
  
“Would the Minister explain why previous plans for an extension to Green Street car park have been abandoned in favour of allowing the relocation of the police station on part of the site?”
10. Senator S.C. Ferguson will ask the following question of the Minister for Health and Social Services –  
  
“Would the Minister advise what notice, if any, was given to retailers regarding the introduction of new images on cigarette packets which serve as health warnings?”
11. Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister –  
  
“Is the Chief Minister aware whether the Guernsey authorities have submitted a “deemed distribution scheme” which is substantively different to our own as part of their submission to the EU code group on zero/ten proposals and, if so, would he state what impact this might have on the current Jersey scheme?”
12. Deputy J.H. Young of St. Brelade will ask the following question of the Chairman of the Comité des Connétables –  
  
“Will the Chairman inform the Assembly whether the owners of the 3,103 properties reported as vacant in the 2011 Census were liable under the Rates (Jersey) Law 2005 to a rates charge equivalent to that payable had these properties been occupied and, if not, would he be willing to discuss proposals for an equivalent ‘empty rate’ with the Comité and the Treasury and Resources Minister?”
13. The Connétable of St. Helier will ask the following question of the Minister for Home Affairs –  
  
“Is the Minister concerned about the results of speed monitoring carried out by St Helier Honorary Police officers on Victoria Avenue and would he explain what steps will be taken to address this problem?”
14. Deputy M.R. Higgins of St. Helier will ask the following question of the Chief Minister –  
  
“Will the Chief Minister publish full details of the contract, if any, with Matt Tapp Associates and fully explain the company’s role in the suspension of the former Chief Officer of the States of Jersey Police and various news releases relating to Haut de la Garenne and, if not, why not?”
15. Deputy Trevor Mark Pitman of St. Helier will ask the following question of the Minister for Economic Development –  
  
“What level of background checks, if any, are undertaken before a candidate is proposed for appointment as a Commissioner of the Jersey Financial Services Commission?”
16. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Housing –  
  
“Given that the 2011 Census revealed that there are a total of 3,103 properties lying vacant in the Island and there are waiting lists for social housing, will the Minister explain what course of action he will be taking to ensure that habitable properties do not remain vacant for long periods but are used to house the population?”



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

“Given the multitude of reports on the subject of the Children’s Service, what are the Minister’s key objectives with regard to reforming the service?”

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

1st question period – Minister for Home Affairs

2nd question period – Chief Minister

## **J. PERSONAL STATEMENTS**

Senator A. Breckon, the retiring Chairman of the Jersey Consumer Council will make a statement about the work of the Council.

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

## **L. PUBLIC BUSINESS**

Draft Maintenance Orders (Facilities for Enforcement – Convention Countries) (Amendment) (Jersey) Act 201-. P.184/2011.  
Lodged: 28th November 2011.  
*Chief Minister.*

Draft Policing of Beaches (Amendment No. 10) (Jersey) Regulations 201-. P.192/2011.  
Lodged: 20th December 2011.  
*Minister for Economic Development.*

Jersey Consumer Council: appointment of Chairman. P.195/2011.  
Lodged: 23rd December 2011.  
*Minister for Economic Development.*

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

### **21st February 2012**

Standing Orders: Answers to Questions. P.177/2011.  
Lodged: 21st October 2011.  
*Deputy G.P. Southern of St. Helier.*

Standing Orders: Answers to Questions (P.177/2011) – comments. P.177/2011.  
Presented: 6th January 2012. Com.  
*Privileges and Procedures Committee.*

Draft States of Jersey (Transfer of Functions No. 5) (Economic Development to Chief Minister) (Jersey) Regulations 201-. P.196/2011.  
Lodged: 23rd December 2011.  
*Chief Minister.*

Draft Civil Aviation (Amendment of Law) (Jersey) Regulations 201-. P.197/2011.  
Lodged: 23rd December 2011.  
*Chief Minister.*



- Draft Social Security (Amendment of Law No. 2) (Jersey) Regulations 201-. P.1/2012.  
Lodged: 4th January 2012.  
*Minister for Social Security.*
- Committee of Inquiry: payments on premature cessation of employment contracts. P.2/2012.  
Lodged: 11th January 2012.  
*Deputy R.G. Le Hérissier of St. Saviour.*
- Manual Workers' Joint Council: Employers' Side membership. P.3/2012.  
Lodged: 12th January 2012.  
*States Employment Board.*
- Law Revision Board: appointment of member. P.7/2012.  
Lodged: 17th January 2012.  
*Minister for Treasury and Resources.*
- Property and Infrastructure Regeneration: appointment of Member to the P.8/2012.  
Regeneration Steering Group.  
Lodged: 17th January 2012.  
*Chief Minister.*
- Draft Fire and Rescue Service (Jersey) Law 2011 (Appointed Day) Act 201-. P.9/2012.  
Lodged: 23rd January 2012.  
*Minister for Home Affairs.*
- 6th March 2012**
- Ex gratia* payment: Mr. D. Turner. P.166/2011.  
Lodged: 4th October 2011.  
*Deputy M.R. Higgins of St. Helier.*
- Draft Amendment (No. 18) of the Standing Orders of the States of Jersey. P.4/2012.  
Lodged: 13th January 2012.  
*Privileges and Procedures Committee.*
- Electoral Commission: composition and terms of reference. P.5/2012.  
Lodged: 13th January 2012.  
*Privileges and Procedures Committee.*
- Electoral Commission: composition and terms of reference (P.5/2012) – P.5/2012.  
amendment. Amd.  
Lodged: 25th January 2012.  
*Deputy R.G. Le Hérissier of St. Saviour.*
- Channel Islands Lottery: allocation of profits for 2011. P.6/2012.  
Lodged: 17th January 2012.  
*Minister for Economic Development.*
- \* Annulment of Road Traffic (St. Helier) (Amendment No. 23) (Jersey) Order 2011. P.10/2012.  
Lodged: 30th January 2012.  
*Deputy G.C.L. Baudains of St. Clement.*
- \* Income Tax: individual tax assessments. P.11/2012.  
Lodged: 31st January 2012.  
*Deputy G.P. Southern of St. Helier.*



### **20th March 2012**

Old Age Pension: method for increase. P.164/2011.  
Lodged: 3rd October 2011.  
*Senator A. Breckon.*

Draft States of Jersey Police Force Law 201-. P.182/2011.  
Lodged: 16th November 2011.  
*Minister for Home Affairs.*

### **17th April 2012**

Election campaign period: restrictions. P.174/2011.  
Lodged: 21st October 2011.  
*Deputy R.G. Le Hérissier of St. Saviour.*

Election campaign period: restrictions (P.174/2011) – comments. P.174/2011.  
Presented: 6th January 2012. Com.  
*Privileges and Procedures Committee.*

### **29th May 2012**

Machinery of Government: review by Privileges and Procedures Committee. P.187/2011.  
Lodged: 29th November 2011.  
*Deputy G.C.L. Baudains of St. Clement.*

Machinery of Government: review by Privileges and Procedures Committee P.187/2011.  
(P.187/2011) – comments. Com.  
Presented: 6th January 2012.  
*Privileges and Procedures Committee.*

Open ballot for Ministers and Chairmen. P.188/2011.  
Lodged: 5th December 2011.  
*Deputy T.M. Pitman of St. Helier.*

Open ballot for Ministers and Chairmen (P.188/2011): comments. P.188/2011.  
Presented: 6th January 2012. Com.  
*Privileges and Procedures Committee.*

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

30th January 2012

**Note –**

**Note – An asterisk \* in the left hand margin denotes either a new item added to this Order Paper since the principal Order Paper was published on 27th January 2012, or an item which has been moved.**





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

(See Item B)

### **R&O.15/2012.**

This Order replaces the Community Provisions (Restrictive Measures – Syria) (Jersey) Order 2011, to give effect in Jersey to –

- (a) Council Regulation (EU) No. 36/2012 of 18 January 2012 concerning restrictive measures in view of the situation in Syria and repealing Regulation (EU) No. 442/2011 (OJ No. L 16, 19.1.2012, p.1); and
- (b) Council Implementing Regulation (EU) No. 55/2012 of 23 January 2012 implementing Article 33(1) of Regulation (EU) No. 36/2012 concerning restrictive measures in view of the situation in Syria (OJ No. L 19, 24.1.2012, p.6).

The Order was made on 27th January 2012 and came into force on 28th January 2012.

### **R&O.16/2012.**

This Order updates the Community Provisions (Restrictive Measures – Iran) (Jersey) Order 2010 in order to provide for the implementation in Jersey of the latest amendments to Council Regulation (EU) No. 961/2010 of 25th October 2010 on restrictive measures against Iran. Those amendments are made by Council Implementing Regulation (EU) No. 54/2012 of 23rd January 2012 (OJ L 19, 24.1.2012, p. 1), which amends the list of entities against whom restrictive measures are imposed, and Council Implementing Regulation (EU) No. 56/2012 of 23rd January 2012 (OJ L 19, 24.1.2012, p. 10), which permits certain limited transfers of funds and economic resources to be made from certain banks.

The Order was made on 27th January 2012 and came into force on 28th January 2012.