



STATES OF JERSEY ORDER PAPER

Tuesday 10th September 2013

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Battle of Flowers (Jersey) Order 2013. <i>Minister for Transport and Technical Services.</i>	R&O.108/2013.
Education (Discretionary Grants – General) (Amendment No. 2) (Jersey) Order 2013. <i>Minister for Education, Sport and Culture.</i>	R&O.109/2013.
Education (Discretionary Grants – Amounts) (Amendment No. 5) (Jersey) Order 2013. <i>Minister for Education, Sport and Culture.</i>	R&O.110/2013.
Gorey Fête (Jersey) Order 2013. <i>Minister for Transport and Technical Services.</i>	R&O.111/2013.
Control of Housing and Work (Exemptions) (Amendment) (Jersey) Order 2013. <i>Chief Minister.</i>	R&O.112/2013.
Community Provisions (Restrictive Measures – North Korea) (Amendment No. 2) (Jersey) Order 2013. <i>Chief Minister.</i>	R&O.113/2013.
Community Provisions (Restrictive Measures – Syria) (Jersey) Order 2013. <i>Chief Minister.</i>	R&O.114/2013.
Money Laundering (Amendment No. 5) (Jersey) Order 2013. <i>Chief Minister.</i>	R&O.115/2013.
Road Racing (Festival of Speed) (Jersey) Order 2013. <i>Minister for Transport and Technical Services.</i>	R&O.116/2013.
Jersey International Air Display (Jersey) Order 2013. <i>Minister for Transport and Technical Services.</i>	R&O.117/2013.
Advocates (Specified Examinations and Assessments) Rules 2013. <i>Superior Number of the Royal Court.</i>	R&O.118/2013.
Health Insurance (Pharmaceutical Benefit) (General Provisions) (No. 2) (Amendment No. 11) (Jersey) Order 2013. <i>Minister for Social Security.</i>	R&O.119/2013.
Residential Tenancy (Supply of Services) (Jersey) Order 2013. <i>Minister for Housing.</i>	R&O.120/2013.



C. DOCUMENTS PRESENTED OR LAID

- Public Elections: Single Transferable Voting System (STV) and an Alternative Voting System (AV) (P.86/2013) – comments. P.86/2013.
Presented: 4th September 2013. Com.
Comité des Connétables.
- Jersey Competition Regulatory Authority: Annual Report 2012. R.90/2013.
Presented: 22nd July 2013.
Minister for Economic Development.
- States of Jersey Law 2005: delegation of functions – Treasury and Resources – signing of contracts for the Starter Homes Deposit Loan Scheme. R.91/2013.
Presented: 23rd July 2013.
Minister for Treasury and Resources.
- Land Transactions under Standing Order 168(3) – R.92/2013.
(a) Field 442A, St. Catherine – sale;
(b) Les Quennevais Park and Le Clos des Sables – tarmacadam areas and grassed areas in public ownership;
(c) F.B. Cottage, La Grande Route de St. Clement – lease;
(d) Les Creux Country Park, La Moye, St. Brelade – sub-lease of Field 195 to Les Creux Allotment Association Ltd.;
(e) No. 46 Rouge Bouillon – Garage, Store and Yard – lease renewal to the sitting tenant.
Presented: 23rd July 2013.
Minister for Treasury and Resources.
- States of Jersey Complaints Board: findings – complaint against a decision of the Minister for Transport and Technical Services (R.67/2013) – response of the Minister. R.93/2013.
Presented: 2nd August 2013.
Privileges and Procedures Committee.
- States of Jersey Law 2005: delegation of functions – Economic Development – revised delegations August 2013. R.94/2013.
Presented: 2nd August 2013.
Minister for Economic Development.
- Cancer in Jersey: report of the Public Health England Knowledge and Intelligence Team (South West), for the Jersey Medical Officer of Health. R.95/2013.
Presented: 2nd August 2013.
Minister for Health and Social Services.
- Jersey Safety Council: Report and Audited Financial Statements for the year ended 31st December 2012. R.96/2013.
Presented: 5th August 2013.
Minister for Social Security.
- International Conventions and Agreements: progress report for period 1st July 2011 to 30th June 2013. R.97/2013.
Presented: 6th August 2013.
Chief Minister.



Employment Law Codes of Practice: Employment Forum's Recommendation and Minister's response. Presented: 6th August 2013. <i>Minister for Social Security.</i>	R.98/2013.
Jersey Overseas Aid Commission: Annual Report for 2012. Presented: 7th August 2013. <i>Jersey Overseas Aid Commission.</i>	R.99/2013.
Land Transactions under Standing Order 168(3) – (a) JEC Sub-station No. 816 Bellozanne – lease; (b) N18A, New North Quay – lease. Presented: 13th August 2013. <i>Minister for Treasury and Resources.</i>	R.100/2013.
Youth Offending in Jersey: Report. Presented: 22nd August 2013. <i>Minister for Home Affairs.</i>	R.101/2013.
Remuneration Report for Employees Remunerated £70,000 and above in 2012. Presented: 30th August 2013. <i>States Employment Board.</i>	R.102/2013.
Land Transactions under Standing Order 168(3) – Maisonette 175 Clos des Sables – transfer of the Public's flying freehold ownership and cancellation of existing 99 year lease. Presented: 5th September 2013. <i>Minister for Treasury and Resources.</i>	R.103/2013.
Jersey Competition Regulatory Authority: re-appointment of Non-Executive Director. Presented: 6th September 2013. <i>Minister for Economic Development.</i>	R.104/2013.
D. NOTIFICATION OF LODGED PROPOSITIONS	
Draft Public Finances (Amendment No. 4) (Jersey) Law 201- (P.73/2013): amendment. Lodged: 27th August 2013. <i>Corporate Services Scrutiny Panel.</i>	P.73/2013. Amd.
Draft Public Finances (Amendment No. 4) (Jersey) Law 201- (P.73/2013): second amendment. Lodged: 27th August 2013. <i>Minister for Treasury and Resources.</i>	P.73/2013. Amd.(2)
Planning Appeals: revised system. Lodged: 22nd July 2013. <i>Minister for Planning and Environment.</i>	P.87/2013.
Planning Appeals: revised system (P.87/2013) – amendment. Lodged: 13th August 2013. <i>Deputy J.H. Young of St. Brelade.</i>	P.87/2013. Amd.
Planning Appeals: revised system (P.87/2013) – second amendment. Lodged: 27th August 2013. <i>Deputy R.G. Le Hérisier of St. Saviour.</i>	P.87/2013. Amd.(2)



Draft Taxation (Double Taxation) (Amendment No. 3) (Jersey) Regulations 201-. Lodged: 22nd July 2013. <i>Chief Minister.</i>	P.88/2013.
Organ Donors' Register. Lodged: 24th July 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.89/2013.
Sunstone Holdings Ltd. and De Lec Ltd. – <i>ex gratia</i> payments to investors. Lodged: 26th July 2013. <i>Senator A. Breckon.</i>	P.90/2013.
Public Sector Reform. Lodged: 26th July 2013. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.91/2013.
Justice policy and resources: responsibility. Lodged: 31st July 2013. <i>Chief Minister.</i>	P.92/2013.
Composition and election of the States Assembly: reform – proposal 1. Lodged: 2nd August 2013. <i>Senator P.F.C. Ozouf.</i>	P.93/2013.
Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – amendment. Lodged: 3rd September 2013. <i>Senator L.J. Farnham.</i>	P.93/2013. Amd.
Composition and election of the States Assembly: reform – proposal 2. Lodged: 2nd August 2013. <i>Deputy T.M. Pitman of St. Helier.</i>	P.94/2013.
Composition and election of the States Assembly: reform – proposal 2 (P.94/2013) – amendment. Lodged: 3rd September 2013. <i>Senator L.J. Farnham.</i>	P.94/2013. Amd.
Draft Motor Vehicle Registration (Amendment No. 4) (Jersey) Law 201-. Lodged: 9th August 2013. <i>Minister for Transport and Technical Services.</i>	P.95/2013.
Draft Security Interests (Amendment of Law) (No. 2) (Jersey) Regulations 201-. Lodged: 15th August 2013. <i>Chief Minister.</i>	P.96/2013. (re-issue)
Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 6) (Jersey) Regulations 201-. Lodged: 16th August 2013. <i>Minister for Economic Development.</i>	P.97/2013.
Composition and election of the States Assembly: reform – proposal 3. Lodged: 19th August 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.98/2013.



Long-Term Care Scheme. Lodged: 22nd August 2013. <i>Minister for Social Security.</i>	P.99/2013.
Zero-hours contracts: regulation. Lodged: 27th August 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.100/2013.
Draft Income Support (Miscellaneous Provisions) (Jersey) Regulations 201-. Lodged: 27th August 2013. <i>Minister for Social Security.</i>	P.101/2013.
Committee of Inquiry: planning applications by the Channel Islands Co-operative Society Ltd. Lodged: 28th August 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.102/2013.
Jersey Law Commission: appointment of Commissioner. Lodged: 3rd September 2013. <i>Chief Minister.</i>	P.103/2013.
The Law Society of Jersey Disciplinary Panel: appointment of lay members. Lodged: 3rd September 2013. <i>Chief Minister.</i>	P.104/2013.
Draft Public Employees (Contributory Retirement Scheme) (Commutation of Small Pensions) (Amendments) (Jersey) Regulations 201-. Lodged: 6th September 2013. <i>States Employment Board.</i>	P.105/2013.

E. WITHDRAWAL OF LODGED PROPOSITIONS

In accordance with Standing Order 34(1), the proposer of the following proposition lodged 'au Greffe' has informed the Greffier of the States that it is to be withdrawn –

Hospital Outpatients: re-introduction of prescriptions charges. Lodged: 4th June 2013. <i>Minister for Health and Social Services.</i>	P.72/2013.
--	------------

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

Appointment of Police Authority members (*explanatory note attached*)

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 Senator S.C. Ferguson regarding legislation associated with the agreement of Protocol 3 of the Treaty of Accession to the European Economic Community.



2. The Minister for Treasury and Resources will table an answer to a question asked by Senator S.C. Ferguson regarding JT's compliance with the conditions of the loan to fund the Gigabit Jersey fibre network.
3. The Minister for Planning and Environment will table an answer to a question asked by the Connétable of St. John regarding the testing of the water supplies of households not on mains water.
4. The Minister for Planning and Environment will table an answer to a question asked by the Connétable of St. John regarding the total cost associated with the listing of property on the various Registers for Buildings and Sites of Importance.
5. The Minister for Health and Social Services will table an answer to a question asked by the Connétable of St. John regarding the prescribing of the drug Arbiraterone to patients over the past 24 months.
6. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the installation of a new land cable by the JEC.
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 prevalence of Ragwort in the Island.
8. 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 traffic disruptions caused by roadworks in recent months.
9. The Minister for Housing will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the impact of the reinstatement of the No. 18 bus route on the redevelopment of Le Marais Estate.
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 changes to the traffic circulation off La Route du Fort into St. Clement's Road.
11. The Minister for Health and Social Services will table an answer to a question asked by the Connétable of St. John regarding cosmetic surgery procedures conducted at the hospital in the past 10 years.
12. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the current policy applied by the Immigration Department in respect of applications for indefinite leave to remain in the Island.
13. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the policy for investigating complaints against police officers.
14. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding who was responsible for instigating 'Operation Invicta'.
15. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding complaints from former police officers against the Chief and Deputy Chief Officer of the States of Jersey Police.
16. The Chief Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding pension rights and contributions options available to members of the Public Employees Contributory Pension Retirement Scheme.



17. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the monitoring of standards of honesty, integrity and behaviour amongst Jurats.
18. The Chief Minister will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding delays in the start of the independent inquiry into Historic Child Abuse.
19. The Minister for Social Security will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding policy proposals relating to members of the public leaving employment 'without good reason'.
20. The Minister for Treasury and Resources will table an answer to a question asked by Senator S.C. Ferguson regarding the planned funding stream for the Esplanade development.
21. The Minister for Health and Social Services will table an answer to a question asked by Senator S.C. Ferguson regarding the number of temporary consultants employed on individual and block contracts to modernise, reform and update the health service.
22. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding a definition of 'aggressive' tax avoidance.
23. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the net immigration underpinning proposals for long-term care.
24. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the progress of the Transfer of Undertakings (Protection of Employment) Regulations.

(b) – Oral Questions

(120 minutes)

1. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Education, Sport and Culture –

“Following the recent conviction of a teacher relating to an incident where a pupil suffered eye injuries resulting from an alleged prank discharge of a starting pistol in the school gym, will the Minister provide an update on the matter and advise whether the injured pupil’s mother has been kept informed throughout?”
2. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Home Affairs –

“Given the appointee’s chairmanship of Jersey Finance, would the Minister advise whether the issue of any conflict of interest in his appointment as the Chairman of the Police Authority was considered by the Appointments Commission and, if so, why was it decided that the appointment should proceed?”
3. Deputy J.A. Hilton of St. Helier will ask the following question of the Minister for Planning and Environment –

“Has the Minister or any member of his Planning Applications Panel met or spoken with the management team of the Channel Islands Co-operative Society to discuss their planning application for Pitt Street/Dumaresq Street without Planning Officers being present?”



4. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Treasury and Resources –

“How many Tax Information Exchange Agreement requests, if any, have been received from the French tax authorities since the agreement was set up and how many have we been able to comply with fully?”

5. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Will the Minister state how many Household Medical Accounts (HMA) currently exist in Income Support and inform members what progress, if any, he has made, in conjunction with the Minister for Health and Social Services, towards drafting policies to ensure access to primary health care provision for those on low incomes or those with chronic health care needs and, if none, why not?”

6. The Connétable of St. Helier will ask the following question of the Chairman of the Privileges and Procedures Committee –

“Would the Chairman advise whether the Privileges and Procedures Committee is intending to continue its investigation into whether certain recommendations of the Carswell Report should be implemented and, if not, why not?”

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

“With regard to the closing-off of a section of Snow Hill car park, would the Minister advise whether, despite the area being fenced off for the whole of July, only approximately 2 days’ work was undertaken in that time and, if so, given that expensive plant machinery, such as a crane, spent considerable idle time on site, would the Minister confirm that the tender was competitively priced?”

8. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Planning and Environment –

“Will the Minister explain the reasons for the delay in signing a Planning Obligation agreement following his decision to approve development at Plémont Holiday Village on 23rd November 2012, advise how and by whom the agreement was drafted, whether its terms have been thoroughly reviewed and whether he has personally reviewed and is entirely satisfied that the agreement completely fulfils the environmental promises which were publicly made by the applicant?”

9. The Connétable of St. John will ask the following question of the Minister for Health and Social Services –

“Can the Minister give the number of occasions over the last 24 months that recommendations have been made for Cancer Patients to be given Cabazitaxel, giving details of the numbers approved and declined, and of those declined, the reason for so doing, and whether the patients’ General Practitioners were consulted in reaching this decision, and if not, why not?”

10. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Housing –

“Does the Minister concur with the Planning Inspector’s conclusions, in the report published on 27th August 2013 in respect of the refused application for sheltered housing in St. Ouen (MD-PE-2013-0095), that there is no evidence of local need for sheltered housing available and, if not, what action will he take to provide that information to the current Island Plan review in respect of all parish housing needs?”



11. Deputy J.A. Hilton of St. Helier will ask the following question of the Minister for Health and Social Services –

“Can the Minister inform members whether any discussions have taken place with clinicians from the hospital and medical community on the continuing use of the Liverpool Care Pathway and, if so, could she advise members the outcome of those discussions?”

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

“Why has the UK Justice Minister been requested to intervene regarding Jersey’s placement on the French tax ‘black list’?”

13. The Connétable of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Is the Minister, as the shareholder representative of JT, satisfied with the distribution of this year’s telephone directory?”

14. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Given the prevalence of UK candidates in recruitment to professions such as teaching and nursing in the Island, will the Minister inform members what aspirations, if any, he has to bring Jersey’s public sector and statutory maternity leave provisions into closer alignment with those that exist in the UK, and, if none, why not?”

15. 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 why he intends resurfacing Rue à Don and the expected cost of doing so?”

16. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Education, Sport and Culture –

“Will the Minister advise what sites, if any, have been identified for a possible rebuild of Les Quennevais School, whether a rebuild is the preferred option and what the timetable is for action?”

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

1st question period – Minister for Social Security

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS



Draft Loi (201-) (Amendement) sur la Voirie. Lodged: 4th June 2013. <i>Comité des Connétables.</i>	P.70/2013.
Draft Public Finances (Amendment No. 4) (Jersey) Law 201-. Lodged: 6th June 2013. <i>Minister for Treasury and Resources.</i>	P.73/2013.
Draft Public Finances (Amendment No. 4) (Jersey) Law 201- (P.73/2013): amendment. Lodged: 27th August 2013. <i>Corporate Services Scrutiny Panel.</i>	P.73/2013. Amd.
Draft Public Finances (Amendment No. 4) (Jersey) Law 201- (P.73/2013): second amendment. Lodged: 27th August 2013. <i>Minister for Treasury and Resources.</i>	P.73/2013. Amd.(2)
Jersey Appointments Commission: re-appointment of member. Lodged: 25th June 2013. <i>Chief Minister.</i>	P.79/2013.
Draft Adoption (Amendment No. 6) (Jersey) Law 201-. Lodged: 25th June 2013. <i>Chief Minister.</i>	P.80/2013.
British Nationality Act (H.M. Armed Forces Exemption) Bill: extension to Jersey. Lodged: 25th June 2013. <i>Chief Minister.</i>	P.81/2013.
Commissioners of Appeal for Taxes Office: re-appointment of members. Lodged: 28th June 2013. <i>Minister for Treasury and Resources.</i>	P.83/2013.
Draft Customs and Excise (Amendment No. 7) (Jersey) Law 201-. Lodged: 11th July 2013. <i>Minister for Home Affairs.</i>	P.85/2013.
Public Elections: Single Transferable Voting System (STV) and an Alternative Voting System (AV). Lodged: 17th July 2013. <i>Deputy M. Tadier of St. Brelade.</i>	P.86/2013.
Public Elections: Single Transferable Voting System (STV) and an Alternative Voting System (AV) (P.86/2013) – comments. Presented: 4th September 2013. <i>Comité des Connétables.</i>	P.86/2013. Com.

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 the following propositions to be considered by the States at this meeting –

Planning Appeals: revised system. Lodged: 22nd July 2013. <i>Minister for Planning and Environment.</i>	P.87/2013.
---	------------



Planning Appeals: revised system (P.87/2013) – amendment. Lodged: 13th August 2013. <i>Deputy J.H. Young of St. Brelade.</i>	P.87/2013. Amd.
Planning Appeals: revised system (P.87/2013) – second amendment. Lodged: 27th August 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.87/2013. Amd.(2)
Draft Taxation (Double Taxation) (Amendment No. 3) (Jersey) Regulations 201-. Lodged: 22nd July 2013. <i>Chief Minister.</i>	P.88/2013.
Organ Donors' Register. Lodged: 24th July 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.89/2013.
Composition and election of the States Assembly: reform – proposal 1. Lodged: 2nd August 2013. <i>Senator P.F.C. Ozouf.</i>	P.93/2013.
Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – amendment. Lodged: 3rd September 2013. <i>Senator L.J. Farnham.</i>	P.93/2013. Amd.
Composition and election of the States Assembly: reform – proposal 2. Lodged: 2nd August 2013. <i>Deputy T.M. Pitman of St. Helier.</i>	P.94/2013.
Composition and election of the States Assembly: reform – proposal 2 (P.94/2013) – amendment. Lodged: 3rd September 2013. <i>Senator L.J. Farnham.</i>	P.94/2013. Amd.

M. ARRANGEMENT OF PUBLIC BUSINESS

24th September 2013

Draft Criminal Justice (Mandatory Minimum Periods of Actual Imprisonment) (Amendment) (Jersey) Law 201-. Lodged: 2nd July 2013. <i>Chief Minister.</i>	P.84/2013.
Sunstone Holdings Ltd. and De Lec Ltd. – <i>ex gratia</i> payments to investors. Lodged: 26th July 2013. <i>Senator A. Breckon.</i>	P.90/2013.
Public Sector Reform. Lodged: 26th July 2013. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.91/2013.
Justice policy and resources: responsibility. Lodged: 31st July 2013. <i>Chief Minister.</i>	P.92/2013.



Draft Motor Vehicle Registration (Amendment No. 4) (Jersey) Law 201-. Lodged: 9th August 2013. <i>Minister for Transport and Technical Services.</i>	P.95/2013.
Composition and election of the States Assembly: reform – proposal 3. Lodged: 19th August 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.98/2013.
Zero-hours contracts: regulation. Lodged: 27th August 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.100/2013.
<u>8th October 2013</u>	
Chief Minister and Chairman of Comité des Connétables: monthly meetings. Lodged: 16th April 2013. <i>Deputy M. Tadier of St. Brelade.</i>	P.51/2013.
Chief Minister and Chairman of Comité des Connétables: monthly meetings (P.51/2013) – comments. Presented: 13th May 2013. <i>Comité des Connétables.</i>	P.51/2013. Com.
Chief Minister and Chairman of Comité des Connétables: monthly meetings (P.51/2013) – comments. Presented: 13th May 2013. <i>Council of Ministers.</i>	P.51/2013. Com.(2).
Draft Security Interests (Amendment of Law) (No. 2) (Jersey) Regulations 201-. Lodged: 15th August 2013. <i>Chief Minister.</i>	P.96/2013. (re-issue)
Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 6) (Jersey) Regulations 201-. Lodged: 16th August 2013. <i>Minister for Economic Development.</i>	P.97/2013.
Long-Term Care Scheme. Lodged: 22nd August 2013. <i>Minister for Social Security.</i>	P.99/2013.
Draft Income Support (Miscellaneous Provisions) (Jersey) Regulations 201-. Lodged: 27th August 2013. <i>Minister for Social Security.</i>	P.101/2013.
Committee of Inquiry: planning applications by the Channel Islands Co-operative Society Ltd. Lodged: 28th August 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.102/2013.
Jersey Law Commission: appointment of Commissioner. Lodged: 3rd September 2013. <i>Chief Minister.</i>	P.103/2013.
The Law Society of Jersey Disciplinary Panel: appointment of lay members. Lodged: 3rd September 2013. <i>Chief Minister.</i>	P.104/2013.



22nd October 2013

Committee of Inquiry: costs for local businesses.
Lodged: 27th June 2013.
Senator A. Breckon.

P.82/2013.

Draft Public Employees (Contributory Retirement Scheme) (Commutation of
Small Pensions) (Amendments) (Jersey) Regulations 201-
Lodged: 6th September 2013.
States Employment Board.

P.105/2013.

A.H. HARRIS
Deputy Greffier of the States

5th September 2013

Note –

In accordance with the meeting dates fixed for 2013 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 11th and Thursday 12th September 2013.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.108/2013.

Under this Order, the Jersey Battle of Flowers Association –

- (a) may close public roads, and use them, for the purpose of holding the Battle of Flowers on Thursday 8th August 2013 and the Moonlight Parade on Friday 9th August 2013;
- (b) may restrict traffic on public roads for the same purpose;
- (c) has to give public notice of the closures and restrictions; and
- (d) has to take out public liability insurance.

The Order was made on 19th July 2013 and came into force on being made.

R&O.109/2013.

This Order amends the Education (Discretionary Grants – General) (Jersey) Order 2008 (the “principal Order”), pursuant to the Order-making powers contained in *Article 51(d)* and *(e)* of the Education (Jersey) Law 1999 as amended by the Education (Amendment No. 2) (Jersey) Law 2013. The amended Order-making powers enable the Minister for Education, Sport and Culture (the “Minister”) to prescribe by Order any “relevant person” whose financial status may be taken into account for the purpose of assessing a student’s eligibility for financial assistance by way of a grant or loan.

Article 1 is the interpretation provision.

Article 2 amends the definition of “relevant income” and inserts the definition of “relevant person”, as a consequence of new *Article 4A* of the principal Order.

Article 3 amends *Article 4* of the principal Order so as to clarify that that Article only applies to the determination of income in respect a student’s parents.

Article 4 inserts new *Article 4A* into the principal Order the effect of which is to enable the determination of a student’s eligibility to receive financial assistance to follow a course of higher education, having regard to the income of a person who is not the student’s parent (the “relevant person”). The relevant person must be married to the student’s parent, or in a civil partnership with that parent, or living with that parent as if they were married or in a civil partnership. Under this provision, the joint income of the student’s parent and the relevant person is assessed as relevant income for the purposes of determining the amount of a grant or allowance. This provision also sets out certain outgoings which must be deducted for the purposes of determining the amount of the relevant person’s income, and the circumstances in which the relevant person’s income can be wholly disregarded.

Article 5 amends the requirements set out in *Article 17* of the principal Order in respect of an application for a grant or an allowance. An application must be accompanied by such evidence as the Minister requires in order to decide upon an application where a dependent student’s parent is living with a relevant person. Where an application is incomplete, its consideration shall be suspended until such time as the outstanding information is supplied. And, where there has been a change in information in relation to an application, details of that change together with such other supporting evidence as the Minister requires, is to be supplied.

Article 6 clarifies the circumstances in which a grant or allowance may be withdrawn or suspended, and allows suspension or withdrawal in cases where a false or misleading document or information is provided in connection with an attempt to mislead the Minister into making an award of financial assistance.

Article 7 provides for the title of this Order and for its coming into force immediately upon being made.

The Order was made on 26th July 2013 and came into force on being made.



R&O.110/2013.

This Order increases the amounts of grants and allowances payable to students by approximately 1.8%. There is an exception for the maximum distance learning grant, which is increased from £2,000 to £4,000. This increase reflects the doubling of the Open University annual fee, which is now £5,000.

The grants and allowances were last increased one year ago.

The Order was made on 26th July 2013 and came into force on being made.

R&O.111/2013.

This Order allows the St. Martin's Gymkhana and Fête Committee to close and use certain roads in Gorey (as described in *Article 1*) for the purpose of holding the annual Gorey Fête on Thursday 15th August 2013. Details of the periods of closure or restriction are given in *Articles 4 and 5*. The Order also imposes conditions as to insurance cover (*Article 2*) and giving public notice (*Article 3*), and protects access to premises and to the ferry (*Article 7*).

The Order was made on 26th July 2013 and came into force on being made.

R&O.112/2013.

This Order amends the Control of Housing and Work (Exemptions) (Jersey) Order 2013 in respect of the number of Registered persons who may be disregarded by an undertaking for the purpose of complying with the undertaking's business licence. Under Article 27(1) of the Control of Housing and Work (Jersey) Law 2012 (the "Law"), the maximum number of Registered or Licensed persons who can be employed by an undertaking is specified as a condition of the undertaking's business licence. Article 27(3) of the Law allows the Minister to prescribe descriptions of individual who may be disregarded for the purpose of complying with this condition. The Control of Housing and Work (Exemptions) (Jersey) Order 2013 prescribes several descriptions of individual who may be disregarded for this purpose.

Article 1 of this Order adds 2 further descriptions of individual who may be disregarded. The first refers to any Registered person who has been ordinarily and continuously resident in Jersey for a period of less than 5 years, provided such period commenced whilst the person was of compulsory school age (that is, broadly, 16 years of age or less) and who has a parent who is Entitled, Entitled for Work Only or Licensed.

The second refers to any Registered person who has been ordinarily and continuously resident in Jersey for less than 5 years and who has a parent who is Entitled, Entitled for Work Only or Licensed. The period of residence must have commenced before 1st July 2013 and, immediately before that date, the person must have been locally qualified under Regulation 2(2)(d) of the Regulation of Undertakings and Development (Jersey) Regulations 1978. Regulation 2(2)(d) refers to a person aged under 18, or, if a student, aged under 25, and who is a child of a locally qualified person.

Once a Registered person has been ordinarily and continuously resident in Jersey for a period of 5 years the person acquires Entitled for Work Only status under the Control of Housing and Work (Residential and Employment Status) (Jersey) Regulations 2013.

Article 2 sets out the title of the Order and provides that it shall come into force forthwith.

The Order was made on 30th July 2013 and came into force on being made.

R&O.113/2013.

This Order amends the Community Provisions (Restrictive Measures – North Korea) (Jersey) Order 2013, to give effect to Council Regulation (EU) No. 696/2013 of 22 July 2013 amending Regulation (EC) No. 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea. The amendments are extensive and include new restrictions on banking relationships, additional restrictions



on shipping and aircraft, provision for an additional list of persons and entities subject to the measures, provisions for derogation, and a provision against liability for those implementing the measures.

The Order also gives effect to Council Regulation (EU) No. 517/2013, which added a website for Croatia to the list of websites of competent authorities in Annex II of Regulation (EC) No. 329/2007.

The Order was made on 2nd August 2013 and came into force on 3rd August 2013.

R&O.114/2013.

This Order gives effect in Jersey to Council Regulation (EU) No. 697/2013 of 22nd July 2013 (O.J. L198, 23.7.13, p.28). That Regulation amends Council Regulation (EU) No. 36/2012 concerning restrictive measures in view of the situation in Syria in respect of the sanctions concerning the export, sale, supply, transfer or transport of certain equipment, goods or technology, the provision of related services or technical assistance, or the provision of financial loans or credit to certain Syrian persons, entities or bodies.

The Order was made on 2nd August 2013 and came into force on 3rd August 2013.

R&O.115/2013.

This Order further amends the Money Laundering (Jersey) Order 2008 (defined by *Article 1* as the “principal Order”), to align the principal Order with certain of the revised recommendations of the Financial Action Task Force on Money Laundering (“FATF”), and to clarify the application in certain circumstances of simplified or, as the case may be, enhanced customer due diligence (“EDD”) measures.

Article 15 of the principal Order sets out the different circumstances where EDD measures must be applied. (That Article is now to be read with the Money Laundering and Weapons Development (Directions) (Jersey) Law 2012, which also superseded Article 23C of the principal Order: Article 23C is deleted by *Article 6*). *Article 3* amends Article 15 to reflect the FATF recommendation that EDD measures must also be applied where a person is connected in particular ways (described in the provisions inserted into Article 15 as new paragraph (3B)) with a country or territory in relation to which the FATF has called for the application of such measures.

A concession in Article 17 of the principal Order – permitting relevant persons (as defined in Article 1(1) of that Order) not to comply with the obligation to apply identification measures specified in Article 3(2)(b) of that Order, in relation to intermediaries which are regulated persons or carry on business equivalent to regulated business – is extended by *Article 4* so that the concession is available also where a relevant person knows or has reasonable grounds for believing that an intermediary is wholly owned by a regulated person (i.e. a person carrying on regulated business, again as defined in Article 1(1)) and that the activity, policies and procedures of the intermediary comply with specified conditions.

A similar concession in Article 18(7) of the principal Order as to identification measures specified in Article 3(2)(a) and (c) of that Order is extended, in relation to the same intermediaries, by *Article 5*. That Article also amends Article 18(3) and inserts a new paragraph 18(3A) with the effect that identification measures are not required in a case where a business relationship or one-off transaction relates to a pension or similar scheme whose rules permit assignment of a deceased member’s interests, except to the extent that such measures must be applied by the trustees of the scheme to the assignee of the interest. Another concession permitted by Article 18(6A) in relation to the application of certain identification measures is extended to bodies corporate the securities of which are listed on an IOSCO-compliant market. A definition of the latter term is inserted into the principal Order by *Article 2*, which also makes other provisions relating to interpretation.

Article 7 provides for the citation of this Order and its commencement.

The Order was made on 2nd August 2013 and came into force on 9th August 2013.



R&O.116/2013.

This Order allows the Classic and Vintage Motor Racing Club of Jersey Limited to close roads to hold sprint races on the Five Mile Road on 23rd August 2013 and hill climbs at Grève de Lecq on 24th and 25th August 2013.

The Order was made on 7th August 2013 and came into force on being made.

R&O.117/2013.

This Order allows Jersey International Air Display a.r.l. to control access to certain roads and beaches on 11th, 12th and 13th September 2013 for the viewing of the Jersey International Air Display.

The Order was made on 16th August 2013 and came into force on being made.

R&O.118/2013.

Article 3(2)(a)(i) of the Advocates and Solicitors (Jersey) 1997 requires applicants for admission to the Jersey Bar to have passed either the English Bar or English Law Society examinations “*or such other examinations and assessments as may be specified [by rules of court]*”. Article 3(3)(b)(i) of the same Law makes a similar requirement in relation to a candidate for the Bar who is already a Jersey solicitor.

The examinations and assessments specified at present are the Scottish and Northern-Irish equivalents of the English Bar or English Law Society examinations. These Rules of Court add the following examinations and assessments to the list of examinations and assessments specified for these purposes –

- The examinations and assessments included in any course validated by the appropriate body for admission as an Australian lawyer, as defined in the Legal Profession Act 2008 of Australia or any re-enactment thereof.
- The examinations and assessments included in any course validated by the appropriate body for admission as a barrister and solicitor under the Lawyers and Conveyancers Act 2006 of New Zealand or any re-enactment thereof.

The Rules of Court were made by the Superior Number of the Royal Court on 22nd August 2013 and came into force on 29th August 2013.

R&O.119/2013.

This Order makes amendments to uprate the basic dispensing fee payable to a pharmacist on supply of pharmaceutical benefits, and to increase the amount payable to an approved supplier in respect of the aggregate basic ingredient price of pharmaceutical benefits supplied in any month.

For the year commencing on 1st October 2013, the basic dispensing fee for the first tier of items supplied (i.e. for each of the first 50,000 items) will be £3.45 (*Article 2*). The second tier fee remains unchanged.

From the same date the percentage discount recouped to the Health Insurance Fund is reduced from 20% to 15%. The discount scale is revised accordingly as shown in the table substituted by *Article 3*.

The Order was made on 23rd August 2013 and comes into force on 1st October 2013.

R&O.120/2013.

This Order imposes restrictions and obligations upon the re-supply of services to a residential tenant.

Article 1 is the interpretation provision. In particular “reseller” means the person who charges the residential tenant for a re-supplied service and “service” means electricity, gas, water drainage or any other service supplied under or in relation to a residential tenancy.



Article 2 imposes restrictions and obligations on the reseller when charging a tenant for the re-supply of a service.

If the supply to the residential unit in question is separately metered, the amount charged to the tenant must not exceed the actual amount charged by the service provider for consumption by the unit. If the supply to the residential unit in question is not separately metered, the reseller must estimate the consumption by the unit and charge the tenant, based on that estimate, at the unit rate charged by the service provider.

If the supply to the residential unit in question is subject to a standing charge attributable solely to that unit, the standing charge charged to the tenant must not exceed the actual standing charge charged by the service provider for the unit. If the unit does not have a separate standing charge, the reseller must apportion the standing charge fairly between the premises to which it relates.

If there is no standing charge charged by the service provider, the reseller must not charge the tenant a standing charge.

If tenants are liable to contribute to service charges for communal areas or amenities, the reseller must not recover from them contributions that exceed, in the aggregate, the actual charges charged by the service provider for those areas or amenities.

Article 3 requires a reseller to refund, within 14 days, an overpayment made by a tenant.

Article 4 entitles a tenant to ask the reseller for a copy of the service provider's account.

Article 5 makes it an offence for a reseller to fail to comply with any provision of Article 2, 3 or 4. The penalty for the offence is a fine up to level 3 on the standard scale (£2,000).

Article 6 provides for the citation of this Order and its commencement on 1st October 2013.

The Order was made on 2nd September 2013 and comes into force on 1st October 2013.



APPOINTMENTS

(See item F)

Those Articles of the States of Jersey Police Force Law 2012 ('the Law'), which establish a Police Authority for Jersey came into force on 24th July 2013.

Article 5(1) of the Law provides that the Police Authority shall consist of not less than 5 and not more than 7 members, comprising a membership as follows:

- a Chairman, who is not an elected member of the States, appointed by the Minister;
- up to 4 members, not being elected members of the States, who are appointed by the Minister and the chairman; and
- up to 2 members who are elected members of the States, appointed by the States by secret ballot.

Article 5(6) of the Law stipulates that none of the following may be appointed as a member of the Police Authority –

- (a) a police officer;*
- (b) a person who is a member of the Honorary Police;*
- (c) an office holder of a Crown appointment;*
- (d) the Minister or his or her Assistant Minister;*
- (e) a Connétable;*
- (f) a States' employee;*
- (g) a person who is bankrupt, whether under the law of Jersey or under the law of a country or territory outside Jersey;*
- (h) a person who has been a police officer at any time during the previous 5 years; or*
- (i) a person who has been a member of the Honorary Police at any time during the previous 5 years.*

The Minister for Home Affairs has written to all States Members to remind them of these criteria, which will make some States Members ineligible to be considered for membership of the Authority.

Nominations will be invited from the floor at this meeting and each nomination will need to be seconded (Standing Order 102). If there are more than 2 nominations made, a secret ballot will be held and the 2 members receiving the largest number of votes will be elected as members of the Authority. In the ballot each member will be able to cast up to 2 votes.



WRITTEN QUESTIONS

(See Item I(a))

1. The Chief Minister will table an answer to the following question asked by Senator S.C. Ferguson –

“Following the agreement of Protocol 3 of the Treaty of Accession to the European Economic Community (EEC), how much of the associated subsequently legislation brought to the Assembly was required under EU Directives, what was required as a result of our relationship with the UK and what was independent of both the EU and the UK?”

Furthermore, how much of the EU derived legislation enacted in Jersey originated from the United Nations?”

2. The Minister for Treasury and Resources will table an answer to the following question asked by Senator S.C. Ferguson –

“What procedures, if any, are in place to ensure that JT are complying with the conditions specified by the Minister for Treasury and Resources when making the £19 million loan for the Gigabit Jersey fibre network?”

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

“Given the Island does not have a potable water supply that can be accessed by all, will the Minister provide funding for those households whose water supply needs regular testing for bacteria, trace elements and where ground water is found to be contaminated and, if not, would he explain why?”

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

“Would the Minister give the total cost associated with the listing of property on the Register for Buildings and Sites of Architectural, Archaeological and Historical Importance in Jersey across all Parishes (for example Boundary Stones, Culverts, Monuments, war memorials, cemeteries, Don de Gruchy land and Parish properties) as it would appear that this requires considerable manpower resources to progress?”

5. The Minister for Health and Social Services will table an answer to the following question asked by the Connétable of St. John –

“Can the Minister give the number of occasions over the last 24 months that recommendations from urology consultants have prescribed the drug Arbiraterone to patients and how many times it has been prescribed by oncologists to patients with prostate cancer, giving details of numbers approved and those declined, and of those declined the reason for so doing, and whether the patients’ general practitioners were consulted in reaching the decision, and if not why not?”



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

“Given that the JEC laid a new cable from the east of the Island as part of the French link just a decade or so ago and such cables are not only less liable to damage than their undersea counterparts but also have an expected lifespan of 50 years or more, how does the Minister, as the shareholder representative, justify the disruption and expense involved in the laying of a new land cable?

Does the present cable have insufficient capacity and, if so, was this a lack of judgement by the JEC?

Would the Minister further advise of the cost of the new cable and whether the laying includes any telecommunication element and, if so, give assurances that electricity customers will not be subsidising that element?”

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 –

- (a) inform members whether his Department is aware of many examples of Ragwort currently exist in the Island (some on States-owned land) and, if so give details; and,
- (b) given that Ragwort and 4 other weeds are defined as ‘injurious weeds’ under the Weeds (Jersey) Law 1961 and that the Minister can, if deemed appropriate, serve a notice on a landowner requiring the removal of such weeds, would he advise whether his Department is taking action against landowners in this regard and, if not, whether the Weeds (Jersey) Law 1961 is being upheld?”

8. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Given the amount of traffic disruption caused by roadworks in recent months, would the Minister provide a list of those roads either closed or subject to traffic flow restriction as a result of roadworks so far this year, together with a brief description of the reason (e.g. JEC cable-laying)?”

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

“Given that during the debate on the reinstatement of the No. 18 bus on 20th March 2013, the Minister intimated that it would cost ‘over £1 million’ to re-open the road through Le Marais to run the No. 18 bus through the estate, and that on the understanding that the road was not required, the Department had ‘made other plans’, would the Minister explain why the last Planning Application for Le Squez Estate was in 2011 and, according to the Minister’s answer to question 7552 on 16th April 2013, the cost of Estate modifications to date was £14,574.43?

Would the Minister also confirm that the density of Le Squez has risen from 42 dwellings per hectare to 53 and, if so, provide details of the consultation surrounding these changes?”



10. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“With regard to the Minister’s decision to prevent vehicles turning left into St. Clement’s Road from La Route du Fort, would he confirm that this was at the request of St. Luke’s school and will he agree that as traffic will now use alternative routes such as Dicq Road, Elizabeth Street and Beach Road (all of which pass much closer to the school) the end result achieves nothing?

Did the Minister not consider a better option would have been to ask the children to use Dunnell Road and, if necessary, supply a pedestrian crossing there?

Would the Minister further confirm that his officers conducted a traffic count at this junction and could he advise whether this was undertaken in term-time and whether the number of children (and their approximate ages) was counted at the same time and, if not, why not?

Finally, would the Minister be willing to provide a breakdown of how many children normally use the Route du Fort junction, compared with those who use Dicq Road and Beach Road, and advise whether or not they are accompanied by adults?”

11. The Minister for Health and Social Services will table an answer to the following question asked by the Connétable of St. John –

“Over the last 10 years has the Hospital carried out any cosmetic surgery within the health system?

If so, would the Minister provide a breakdown of the procedures undertaken annually?

Who paid for this surgery: the patient, the taxpayer or both?

If the costs were met by the taxpayer, would she provide details of the annual cost to the taxpayer over the past 10 years?”

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

“Will the Minister advise members –

- (a) the current policy applied by the Immigration Department in respect of applications by spouses of Jersey citizens/residents for indefinite leave to remain in the Island, distinguishing between EU and Non-EU applicants;
- (b) the previous policy that was applied in this situation and when it was changed to the current policy;
- (c) in what ways the current and previous rules differs/differed from those applied in the United Kingdom;
- (d) the legal basis for these current and former rules?”



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

“Will the Minister set out the policy for investigating complaints against police officers and in particular the rules regarding the rank of the investigating officer in relation to the rank of the officer under investigation and explain any legal reason why these rules would not be followed citing the legal references?”

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

“Further to conflicting responses given to date, will the Minister, after conferring with H.M. Attorney General and the Chief and Deputy Chief Officers of the States of Jersey Police, give a definitive answer as to who was responsible for instigating ‘Operation Invicta’ and pursuing the disciplinary action against the 3 officers who were involved in the bugging of the car in France in the Curtis Warren case?

Will he also set out a timeline showing, to the extent that he is aware of it, the actions of all 3 parties listed above and any others who were involved in the decision to instigate and pursue disciplinary action against these officers so that the role of each party at each point in time can be precisely determined?”

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

“Will the Minister explain how many complaints, if any, he has received in the last 3 years from former police officers alleging that the Chief and Deputy Chief Officer of the States of Jersey Police have perverted the course of justice and explain –

- (a) in how many cases he has called in an external police force to investigate the complaint;
- (b) in how many cases he has conducted an investigation into the allegations; and
- (c) the criteria and procedures he has used or followed to determine whether such allegations merit an investigation?”

16. The Chief Minister for Home Affairs will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier –

“Will the Chief Minister –

- (a) set out the options with respect to pension rights and/or contributions that are given to members of the Public Employees Contributory Pension Retirement Scheme (PECRS) if they leave the employment of the States or a body affiliated to the Scheme before reaching the age of retirement and explain the legal references supporting these options;
- (b) explain in detail any and all circumstances in which these options would not be available to a member who leaves before reaching the age of retirement and explain in each case the reasons why the option would not be available and legal justification/provisions for it not being available?”



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

“Given that H.M. Attorney General has previously stated that it is the Superior Number which has responsibility to act in the instance of a Jurat being found to be unfit to fulfil that role, will he clarify who a member of the public may contact as having higher responsibility for maintaining appropriate standards of honesty, integrity or behaviour, should the Superior Number have failed to act in such an instance?”

18. The Chief Minister will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Given that the newly appointed Chair to oversee the independent inquiry into Historic Child Abuse has had to withdraw due to ill-health, will the Chief Minister clarify what progress, if any, has been made in finding a replacement?

What impact, if any, has this had on the proposed timetable for the inquiry?”

19. The Minister for Social Security will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Will the Minister provide a full description of his reported proposals regarding instances of members of the public leaving employment ‘without good reason’ and clarify how such criteria has been decided upon; who will monitor this and how people will be able to challenge decisions if they feel this has been unfairly applied?”

20. The Minister for Treasury and Resources will table an answer to the following question asked by Senator S.C. Ferguson –

“What is the planned funding stream for the Esplanade development and what support, if any, will the States of Jersey be providing?

How will the risk be carried and by whom?”

21. The Minister for Health and Social Services will table an answer to the following question asked by Senator S.C. Ferguson –

“Would the Minister provide the following information in relation to a number of temporary consultants being employed on individual and block contracts to modernise, reform and update the health services –

- (a) how many temporary consultants are being employed;
- (b) how many are individually engaged and how many are working as part of a block contract to a single company;
- (c) what is their cost per contract;
- (d) what are the terms of employment and;
- (e) in what areas are they engaged?”



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

“Given that in his response to my question of 15th July 2013, the Chief Minister pointed out the difficulties of defining what constituted ‘aggressive’ tax avoidance and suggested that that this might form part of the remit of Sound Business Committee, will he inform members whether he has asked the Committee to work on such a definition, and if so, when we can expect to see a working definition produced and if not, why not?”

Will he further inform members of the constitution, membership and schedule of meetings of this body, and state whether and in what form its findings and actions will be reported to the States?”

23. 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 explain to members the reasons which underpin the choice of net immigration of 350 persons a year in the proposals for long-term care?”

Will he advise how the costs of the proposals are affected by annual immigration at 150, 250 and 500, prior to any debate on population control?”

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

“Will the Chief Minister inform members what progress, if any, he has made on a Jersey version of the Transfer of Undertakings (Protection of Employment) Regulations (TUPE) and when he will bring such measures to the States?”



ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

2013

2nd Session 2013

September 24th	Transport and Technical Services	Home Affairs
October 8th	Treasury and Resources	Chief Minister
October 22nd	Education, Sport and Culture	Health and Social Services
November 5th	Housing	Chief Minister
November 19th	Economic Development	Planning and Environment
December 3rd	Social Security	Chief Minister
December 10th	Transport and Technical Services	Home Affairs