



STATES OF JERSEY ORDER PAPER

10th OCTOBER 2017

SUMMARY

- 9.30 a.m. Communications by the Presiding Officer and other announcements
- Appointments, matters of privilege, petitions
- Resignation of Connétable Christopher Hugh Taylor of St. John from the Privileges and Procedures Committee and from the Corporate Services Scrutiny Panel
 - Nomination of Mr. Robert John Parker and Mr. Michael John Robinson as unelected members of the Public Accounts Committee
- Approx. 9.40 a.m. Summary of written questions
- Up to 2 hours Oral questions with notice
- Urgent questions (if any)*
- Up to 30 minutes, divided between the two Ministers Oral questions without notice:
- Minister for Economic Development, Tourism, Sport and Culture
 - Minister for Housing
- Statements
- Chairman of the Environment, Housing and Infrastructure Scrutiny Panel regarding the Panel's review of proposed waste charges
- Approx. 12.00 p.m. **Draft Taxation (Implementation) (International Tax Compliance) (Common Reporting Standard) (Amendment) (Jersey) Regulations 201-** (P.69/2017)
- Draft Air and Sea Ports (Incorporation) (Transfer No. 2) (Jersey) Regulations 201-** (P.77/2017)
- Jersey Electricity plc.: referral of stand-by charges to the Channel Islands Competition and Regulatory Authorities** (P.88/2017)
- Arrangement of public business at subsequent meetings

Lunch adjournment likely around 12.45 p.m., until 2.15 p.m.

If business is not completed by around 5.30 p.m. the Assembly usually adjourns for the evening and will resume its meeting at 9.30 a.m. on Wednesday 11th and Thursday 12th October 2017, if necessary.



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CONSOLIDATED

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Prison (Amendment No. 3) (Jersey) Rules 2017. R&O.101/2017.
Minister for Home Affairs.

* Health Insurance (Pharmaceutical Benefit) (General Provisions) (No. 2) R&O.102/2017.
(Amendment No. 14) (Jersey) Order 2017.
Minister for Social Security.

* Control of Housing and Work (Fees) (Amendment No. 2) (Jersey) Order 2017. R&O.103/2017.
Chief Minister
[signed by Senator P.F. Routier, M.B.E. for and on behalf of the Chief Minister]

C. DOCUMENTS PRESENTED

Contributory Benefits: Living Today – Thinking Ahead – public consultation. R.112/2017.
Presented: 4th October 2017, *Minister for Social Security.*

Minimum wage rates for April 2018: Employment Forum’s recommendation and R.113/2017.
Minister’s response.
Presented: 5th October 2017, *Minister for Social Security.*

* Land Transactions under Standing Order 168(3) – acquisition of land at West View R.114/2017.
Development, St. Mary.
Presented: 9th October 2017, *Minister for Infrastructure.*

D. NOTIFICATION OF LODGED PROPOSITIONS

Draft Budget Statement 2018. P.90/2017.
Lodged: 3rd October 2017, *Minister for Treasury and Resources.*

Draft Marriage and Civil Status (Amendment No. 4) (Jersey) Law 201-. P.91/2017.
Lodged: 3rd October 2017, *Chief Minister.*

Jersey Appointments Commission: re-appointment of Commissioner. P.92/2017.
Lodged: 5th October 2017, *States Employment Board.*

* Draft Public Employees (Pensions) (Deferred Pensions, Transfer Payments and P.93/2017.
Refund of Contributions) (Miscellaneous Amendments) (Jersey) Regulations 201-.
Lodged: 10th October 2017, *Chief Minister.*



E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

Resignation of Connétable Christopher Hugh Taylor of St. John from the Privileges and Procedures Committee.

- * Resignation of Connétable Christopher Hugh Taylor of St. John from the Corporate Services Scrutiny Panel.

Nomination of the following 2 persons as unelected members of the Public Accounts Committee –

Mr. Robert John Parker
Mr. Michael John Robinson.

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

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

- 1(525) 1. Deputy L.M.C. Doublet of St. Saviour will ask a question of the Minister for Health and Social Services regarding the Mental Health Strategy for Jersey 2016-2020.
- 1(527) 2. Deputy G.P. Southern of St. Helier will ask a question of the Minister for Education regarding overspends at Haute Vallée School in 2015 and 2016.
- 1(528) 3. Deputy J.M. Maçon of St. Saviour will ask a question of the Minister for Health and Social Services regarding the recommendations of the ‘Williamson Report’.
- 1(529) 4. Deputy J.M. Maçon of St. Saviour will ask a question of the Minister for Home Affairs regarding the recommendations of the Independent Jersey Care Inquiry.
- 1(530) 5. Deputy J.M. Maçon of St. Saviour will ask a question of the Minister for Health and Social Services regarding the recommendations of the Independent Jersey Care Inquiry.
- 1(531) 6. Deputy J.M. Maçon of St. Saviour will ask a question of H.M. Attorney General regarding the legal status of living wills.
- 1(532) 7. Deputy J.M. Maçon of St. Saviour will ask a question of the Chairman of the States Employment Board regarding changes to employment practices in light of recommendations of the Independent Jersey Care Inquiry.
- 1(533) 8. Deputy G.P. Southern of St. Helier will ask a question of the Minister for Infrastructure regarding the safety plan for access to the Millennium Park.
- 1(534) 9. The Deputy of St. John will ask a question of the Chairman of the Privileges and Procedures Committee regarding Disclosure and Barring Service checks for election candidates and elected members.



- 1(535) 10. The Deputy of St. John will ask a question of the Minister for Home Affairs regarding policy in respect of alleged criminal activity where a decision is made not to continue with the case.
- 1(536) 11. The Deputy of St. John will ask a question of H.M. Attorney General regarding his Department's policy in respect of alleged criminal activity where a decision is made not to continue with the case.
- 1(537) 12. The Deputy of St. John will ask a question of the Chairman of the States Employment Board regarding codes of practice issued under the Employment of States of Jersey Employees (Jersey) Law 2005.
- 1(538) 13. The Deputy of St. John will ask a question of the Minister for Education regarding changes at Highlands College since 2014.
- 1(539) 14. Deputy M. Tadier of St. Brelade will ask a question of the Chief Minister regarding sudden death inquests.
- 1(540) 15. Deputy G.P. Southern of St. Helier will ask a question of the Minister for Housing regarding rent levels for tenancies of Andium Homes.
- 1(541) 16. Deputy L.M.C. Doublet of St. Saviour will ask a question of the Minister for the Environment regarding nitrate levels in Jersey's mains water supply.
- 1(542) 17. Deputy J.A.N. Le Fondré of St. Lawrence will ask a question of the Minister for Infrastructure regarding the International Conference on Sea Lettuce Management.
- 1(543) 18. Deputy G.P. Southern of St. Helier will ask a question of the Minister for Social Security regarding the operation of the lower contribution threshold.
- 1(544) 19. Deputy G.P. Southern of St. Helier will ask a question of the Chief Minister regarding communication with the Employment Forum.

(b) – Oral Questions

(120 minutes)

- 1(553) 1. Senator P.F.C. Ozouf will ask the following question of the Minister for Treasury and Resources –
- “Further to proposals made in the 2017 Budget, why has the Minister not, in the 2018 Budget, implemented the Assembly's decision that the States should pay rates on States properties; and when will the associated Regulations for the revaluation of the ‘rateable value’ of properties be lodged?”
- 1(549) 2. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Economic Development, Tourism, Sport and Culture –
- “Will the Minister give the reasons for the continuing decline in the economic standard of living, as detailed in the latest G.V.A. and productivity figures recorded by the Statistics Unit, and explain why targets for productivity improvement have not been met?”
- 1(545) 3. Senator P.F. Routier, M.B.E. will ask the following question of the Chairman of the Comité des Connétables –
- “Is it a policy of the Comité des Connétables that all buildings and facilities used as polling stations or venues for hustings should be accessible to all electors and candidates with physical, sensory or health disabilities and, if so, will he ask the Comité to carry out an accessibility audit of such buildings and request the Connétables to proactively promote barrier-free access to Parish buildings?”



- 1(551) 4. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Infrastructure –
- “Does the Minister’s Department have regard for BREEAM (Building Research Establishment Environmental Assessment Method) when designing new buildings and maintaining existing ones; and if so, how many buildings, and what percentage of buildings, currently owned by the States meet a ‘very good standard’ or above under BREEAM?”
- 1(548) 5. The Deputy of St. Ouen will ask the following question of the Minister for Health and Social Services –
- “Further to information provided to the Health and Social Security Scrutiny Panel on 23rd February 2017 that a feasibility study examining the requirements for the Island’s mental health estate would be completed by September 2017, will the Minister state whether the study will identify a site for the location of mental health services, explain why the study is delayed and give an updated timetable for its completion?”
- 1(547) 6. The Connétable of Grouville will ask the following question of the Minister for Housing –
- “Is it the Minister’s assessment that the Residential Tenancy Deposit Scheme is working well and what feedback, if any, has she had from tenants or landlords about the scheme?”
- 1(552) 7. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Infrastructure –
- “Will the new Les Quennevais School building include photovoltaic panels and if not, why not; and what level of recognised energy efficiency standard will the new school be built to?”
- 1(550) 8. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –
- “Given that workers on zero-hour contracts and low monthly earnings may fail to qualify for sickness benefit due to the contribution criteria which apply, what action, if any, will the Minister take to protect these vulnerable employees?”
- 1(546) 9. Senator P.F. Routier, M.B.E. will ask the following question of the Chairman of the Privileges and Procedures Committee –
- “Is it a policy of the Privileges and Procedures Committee that the States Assembly and associated buildings should be accessible to all elected members with physical, sensory or health disabilities and, if so, will he agree to the Committee commissioning an accessibility audit and to seeking to remove any barriers that are identified?”
- 1(554) 10. Senator P.F.C. Ozouf will ask the following question of the Chief Minister –
- “Following the publication of ‘Oxera Report on the Jersey Gas Market’ (R.1/2017), which highlighted the apparent high cost of gas compared to other energy sources, will the Chief Minister explain what steps have been taken, including by C.I.C.R.A., to promote greater competition for gas consumers this winter?”

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

1st question period – Minister for Economic Development, Tourism, Sport and Culture

2nd question period – Minister for Housing



J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

- * The Chairman of the Environment, Housing and Infrastructure Scrutiny Panel will make a statement regarding the Panel's review of proposed waste charges.

L. PUBLIC BUSINESS

Draft Taxation (Implementation) (International Tax Compliance) (Common Reporting Standard) (Amendment) (Jersey) Regulations 201-. P.69/2017.
Lodged: 25th July 2017, *Minister for External Relations.*

Draft Air and Sea Ports (Incorporation) (Transfer No. 2) (Jersey) Regulations 201-. P.77/2017.
Lodged: 24th August 2017, *Council of Ministers.*

Jersey Electricity plc.: referral of stand-by charges to the Channel Islands Competition and Regulatory Authorities. P.88/2017.
Lodged: 26th September 2017, *Deputy of Grouville.*

M. ARRANGEMENT OF PUBLIC BUSINESS

31st October 2017

Draft Health and Safety at Work (Freight Containers Safety Convention) (Amendment) (Jersey) Regulations 201-. P.80/2017.
Lodged: 12th September 2017, *Minister for Social Security.*

Draft Social Security (Christmas Bonus) (Amendment) (Jersey) Regulations 201-. P.82/2017.
Lodged; 19th September 2017, *Minister for Social Security.*

Draft Public Health and Safety (Rented Dwellings) (Jersey) Law 201-. P.66/2017.
Lodged; 17th July 2017, *Minister for the Environment.*

Draft Building Loans (Amendment No. 13) (Jersey) Law 201-. P.79/2017.
Lodged: 5th September 2017, *Minister for Housing.*

States of Jersey Budget 2017: allocation to the Parishes of funds set aside for the payment of rates on States' properties. P.81/2017.
Lodged: 19th September 2017, *Connétable of St. Helier.*

Brexit Information Report: July 2017 update. R.87/2017.
Presented: 18th July 2017, *Minister for External Relations.*
(*consideration 'in committee'*)

14th November 2017

Health and Social Care System: a new governance model. P.60/2017.
Lodged: 23rd June 2017, *Council of Ministers.*



Draft Asian Infrastructure Investment Bank (Immunities and Privileges) (Jersey) Regulations 201-. Lodged: 21st July 2017, <i>Minister for External Relations.</i>	P.68/2017. (re-issue)
Ratification of the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting. Lodged: 20th September 2017, <i>Minister for External Relations.</i>	P.83/2017.
Elected Speaker and Deputy Speaker of the States Assembly: selection and appointment. Lodged: 26th September 2017, <i>Chief Minister.</i>	P.84/2017.
Draft Road Works and Events (Jersey) Law 2016 (Appointed Day) (No. 2) Act 201-. Lodged: 26th September 2017, <i>Minister for Infrastructure.</i>	P.85/2017.
Draft Road Works (Embargo Periods and Protected Roads) (Jersey) Regulations 201-. Lodged: 26th September 2017, <i>Minister for Infrastructure.</i>	P.86/2017.
Draft Road Works and Events (Consequential Provisions) (Jersey) Regulations 201-. Lodged: 26th September 2017, <i>Minister for Infrastructure.</i>	P.87/2017.
Draft Maintenance Orders (Amendment No. 3) (Jersey) Law 201-. Lodged: 26th September 2017, <i>Chief Minister.</i>	P.89/2017.
Draft Marriage and Civil Status (Amendment No. 4) (Jersey) Law 201-. Lodged: 3rd October 2017, <i>Chief Minister.</i>	P.91/2017.
Jersey Appointments Commission: re-appointment of Commissioner. Lodged: 5th October 2017, <i>States Employment Board.</i>	P.92/2017.
<u>28th November 2017</u>	
Draft Liquor Licensing (Jersey) Law 201-. Lodged: 7th June 2017, <i>Minister for Economic Development, Tourism, Sport and Culture.</i>	P.54/2017.
Draft Liquor Licensing (Jersey) Law 201- (P.54/2017): amendment. Lodged: 4th July 2017, <i>Senator Sir P.M. Bailhache.</i>	P.54/2017. Amd.
Draft Road Traffic (No. 63) (Jersey) Regulations 201-. Lodged: 17th July 2017, <i>Minister for Infrastructure.</i>	P.67/2017.
Draft Budget Statement 2018. Lodged: 3rd October 2017, <i>Minister for Treasury and Resources.</i>	P.90/2017.
* Draft Public Employees (Pensions) (Deferred Pensions, Transfer Payments and Refund of Contributions) (Miscellaneous Amendments) (Jersey) Regulations 201-. Lodged: 10th October 2017, <i>Chief Minister.</i>	P.93/2017.



12th December 2017

States Employment Board: living wage 2017.
Lodged: 31st July 2017, *Deputy G.P. Southern of St. Helier.*

P.72/2017.

DR. M. EGAN
Greffier of the States

9th October 2017

Note –

In accordance with the meeting dates fixed for 2017 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 11th and Thursday 12th October 2017.

An asterisk * in the left-hand margin denotes either a new item added to this Order Paper since the Order Paper was first published on 5th October 2017, or an item which has been altered or moved.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.102/2017.

Health Insurance (Pharmaceutical Benefit) (General Provisions) (No. 2) (Amendment No. 14) (Jersey) Order 2017.

This Order amends the Health Insurance (Pharmaceutical Benefit) (General Provisions) (No. 2) (Jersey) Order 2002 –

- (a) to remove the reliance in that Order on a process whereby a person for whom a supply of a substance or product by way of pharmaceutical benefit is ordered has been the subject of a notification to the Medical Officer of Health pursuant to the Misuse of Drugs (Addicts) (Jersey) Order 1980; and
- (b) to add new items to, or remove items from, the list of pharmaceutical benefits which may be supplied for 90 days on any one prescription signed by an approved medical practitioner.

The Order was made on 6th October 2017 and comes into force on 13th October 2017.

R&O.103/2017.

Control of Housing and Work (Fees) (Amendment No. 2) (Jersey) Order 2017.

Article 1 further amends the Control of Housing and Work (Fees) (Jersey) Order 2013, to add a provision prescribing the amount of annual charges payable in respect of Registered persons permitted by business licences to work in or for undertakings in Jersey. The charges are set at £500 per permission payable by an employment agency in respect of each Registered person permitted to work for the agency (which includes in particular Registered persons whose labour is supplied by the agency to other undertakings), and £50 per permission payable by all other undertakings.

Article 2 gives the title by which this Order may be cited and provides for it to come into force the day after it is made.

The Order was made on 6th October 2017 and came into force on 7th October 2017.