



# STATES OF JERSEY ORDER PAPER

20th NOVEMBER 2018

## SUMMARY

9.30 a.m.	Communications by the Presiding Officer and other announcements <i>Appointments, matters of privilege, petitions (if any)</i>
Approx. 9.40 a.m.	Summary of written questions
Up to 2 hours	Oral questions with notice <i>Urgent questions (if any)</i>
Up to 30 minutes, divided between the two Ministers	Oral questions without notice: <ul style="list-style-type: none"><li>• Minister for International Development</li><li>• Minister for Infrastructure</li></ul> <i>Statements (if any)</i>
Approx. 12.10pm	<b>Public impact of Propositions: proposed amendment to Standing Orders (P.96/2018)</b> <b>Public impact of Propositions: proposed amendment to Standing Orders (P.96/2018) – amendment (P.96/2018 Amd.)</b> <b>Public impact of Propositions: proposed amendment to Standing Orders (P.96/2018) – second amendment (P.96/2018 Amd.(2))</b> <b>Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201- (P.109/2018)</b> <b>Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201- (P.109/2018): amendment (P.109/2018 Amd.)</b> <b>Draft Education (Provided Schools – Amendment of Law No. 2) (Jersey) Regulations 201- (P.111/2018)</b> <b>Draft Motor Vehicles (Removal from Private Land) (Jersey) Law 201- (P.112/2018)</b> <b>Comptroller and Auditor General Board of Governance: appointment of member (P.115/2018)</b> <b>Parish of St. Martin: provision of a loan for the former St. Martin’s Primary School redevelopment (P.117/2018)</b> <b>Compensation for Mesothelioma sufferers (P.124/2018)</b> <b>Compensation for Mesothelioma sufferers (P.124/2018): amendment (P.124/2018 Amd.)</b>



**Draft Regulation of Care (Jersey) Law 2014 (Appointed Day) Act 201-**  
**(P.125/2018)**

**Draft Regulation of Care (Regulated Activities) (Jersey)**  
**Regulations 201- (P.126/2018)**

**Draft Regulation of Care (Standards and Requirements) (Jersey)**  
**Regulations 201- (P.127/2018)**

**Draft Regulation of Care (Transfer of Functions) (Jersey)**  
**Regulations 201- (P.128/2018)**

**Draft Regulation of Care (Transitional and Transfer) (Jersey)**  
**Regulations 201- (P.129/2018)**

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 21st and Thursday 22nd November 2018 if necessary.*



## STATES OF JERSEY ORDER PAPER

20th NOVEMBER 2018

**A. COMMUNICATIONS BY THE PRESIDING OFFICER**

**B. TABLING OF SUBORDINATE ENACTMENTS**

**C. DOCUMENTS PRESENTED**

Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201- (P.109/2018): amendment (P.109/2018 Amd.) – comments. P.109/2018.  
Presented: 16th November 2018, *Minister for Infrastructure*. Amd.Com.

Draft Motor Vehicles (Removal from Private Land) (Jersey) Law 201- (P.112/2018): comments. P.112/2018.  
Presented: 14th November 2018, *Education and Home Affairs Scrutiny Panel*. Com.

Compensation for Mesothelioma sufferers (P.124/2018): comments. P.124/2018.  
Presented: 15th November 2018, *Council of Ministers*. Com.

Governance Arrangements for Health and Social Care (R.120/2018): Executive Response. R.120/2018.  
Presented: 16th November 2018, *Public Accounts Committee*. Res.

Law Society Disciplinary Panel: re-appointment of lay members. R.143/2018.  
Presented: 12th November 2018, *Chief Minister*.

Employment of States of Jersey Employees (Jersey) Law 2005: delegation of functions – States Employment Board – November 2018. R.144/2018.  
Presented: 14th November 2018, *States Employment Board*.

**D. NOTIFICATION OF LODGED PROPOSITIONS**

Rejection of Planning Application relating to Retreat Farm, La Rue de La Frontière, St. Mary and Rue des Varvots, St. Lawrence: rescindment of Ministerial Decision (P.100/2018) – amendment. P.100/2018.  
Lodged: 15th November 2018, *Deputy S.M. Wickenden of St. Helier*. Amd.

Proposed Common Strategic Policy 2018–22 (P.110/2018): amendment. P.110/2018.  
Lodged: 16th November 2018, *Deputy M. Tadier of St. Brelade*. Amd.

Proposed Common Strategic Policy 2018–22 (P.110/2018): second amendment. P.110/2018.  
Lodged: 16th November 2018, *Deputy R.J. Ward of St. Helier*. Amd.(2)

Compensation for Mesothelioma sufferers (P.124/2018): amendment. P.124/2018.  
Lodged: 13th November 2018, *Minister for Social Security*. Amd.

Public Finances (Jersey) Law 2005: amendment to Medium Term Financial Plan for 2019. P.137/2018.  
Lodged: 15th November 2018, *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)*

- WQ.250/2018** 1. The Minister for Health and Social Services will table an answer to a question asked by the Connétable of St. Martin regarding people detained under Mental Health legislation.
- WQ.251/2018** 2. The Minister for Home Affairs will table an answer to a question asked by Deputy S.M. Ahier of St. Helier regarding firearms certificates.
- WQ.252/2018** 3. The Minister for External Relations will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the Draft Taxation (Companies – Economic Substance) (Jersey) Law 201-.
- WQ.253/2018** 4. The Minister for Education will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding teaching vacancies.
- WQ.254/2018** 5. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the use of nursing agencies.
- WQ.255/2018** 6. The Chairman of the States Employment Board will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the response to The HR Lounge report on bullying and harassment.
- WQ.256/2018** 7. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding nursing and nursing assistant shifts in the general hospital.
- WQ.257/2018** 8. The Chief Minister will table an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the implementation of the Target Operating Model.
- WQ.258/2018** 9. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the Public Protection Unit.
- WQ.259/2018** 10. The Minister for Health and Social Services will table an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding Children’s Health.
- WQ.260/2018** 11. The Minister for Education will table an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the Youth Service.



- WQ.261/2018 12. The Minister for Children and Housing will table an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding social workers employed to work with children and families.
- WQ.262/2018 13. The Minister for Education will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the use of fixed-term contracts and zero-hour contracts in her Department.
- WQ.263/2018 14. The Chairman of the States Employment Board will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the use of zero-hour contracts in the States of Jersey.

**(b) – Oral Questions**  
(120 minutes)

- OQ.185/2018 1. Deputy J.M. Maçon of St. Saviour will ask the following question asked of the Chief Minister –
- “Will the Chief Minister update members on the progress of the e-Gov programme and provide the estimated completion and roll-out date; and will he confirm how long this programme has been ongoing?”
- OQ.197/2018 2. Deputy M.R. Le Hegarat of St. Helier will ask the following question of the Minister for Home Affairs –
- “Will the Minister provide the rationale for the recent recruitment of police officers from the U.K.?”
- OQ.193/2018 3. Deputy K.F. Morel of St. Lawrence will ask the following question of the Minister for Economic Development, Tourism, Sport and Culture –
- “Would the Minister explain what steps he is taking to address the issue of funding for the Arts Centre?”
- OQ.191/2018 4. Senator K.L. Moore will ask the following question of the Chairman of the States Employment Board –
- “Will the Chairman tell the Assembly how many jobs, if any, are due to be made redundant in the public sector and from which departments?”
- OQ.201/2018 5. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Education –
- “Does the Minister have any plans to make French a compulsory subject post-14 in provided schools and, if not, why not?”
- OQ.187/2018 6. The Connétable of St. Lawrence will ask the following question of the Minister for Home Affairs –
- “Will the Minister explain why the Target Operating Model for the Justice and Home Affairs Department has changed from that of June 2018, which included a Customs and Immigration Service, to a new model in November 2018 which excludes a Customs and Immigration Service?”



- OQ.206/2018 7. Deputy S.M. Ahier of St. Helier will ask the following question of the Minister for Treasury and Resources –
- “Will the Minister advise the Assembly if she will consider applying the Budget proposal restoring marginal relief to certain non-residents retrospectively, in view of the limited cost to the Treasury?”
- OQ.195/2018 8. Deputy K.G. Pamplin of St. Saviour will ask the following question of the Minister for Children and Housing –
- “Would the Minister provide a breakdown of any government funding provided in the last 5 years to tackle child sexual exploitation online, and state what funding is allocated for this purpose in 2019?”
- OQ.188/2018 9. Deputy M.R. Higgins of St. Helier will ask the following question of H.M. Attorney General –
- “Further to Written Question 244/2018, will H.M. Attorney General advise members how his Department determines whether the claims for costs payable to a defendant’s advocate should be contested and what is the process for determining whether they are reasonable in amount in cases where the Magistrate has ordered the defendant to be paid reasonable costs, including where the Crown has issued no evidence?”
- OQ.199/2018 10. Deputy J.H. Perchard of St. Saviour will ask the following question of the Minister for Children and Housing –
- “Would the Minister inform members whether there is a States policy on tackling homelessness; and, if not, what plans does the Minister have to draw up and implement one?”
- OQ.192/2018 11. Senator S.C. Ferguson will ask the following question of the Minister for Health and Social Services –
- What are the current annual insurance premiums paid by the Minister’s department in respect of obstetricians, surgeons and general practitioners; and what are the indicated increases, if any, over the next couple of years?
- OQ.204/2018 12. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for External Relations –
- “Further to his reply to Written Question 252/2018, will the Minister state whether internationally owned companies incorporated outside the Island but trading through the Island will be subject to his economic substance test and will he further confirm whether he has a record of where such companies do pay tax and why they do not register in the Island to take advantage of Jersey’s tax regime?”
- OQ.203/2018 13. The Deputy of St. Martin will ask the following question of the President to the Chairmen’s Committee –
- “Could the President update the Assembly on the status of the scrutiny review into legal aid and advise as to why no public hearings have been held on this matter despite numerous submissions being received by Scrutiny from various bodies and members of the public over many months?”



- OQ.190/2018** 14. The Connétable of St. Martin will ask the following question of the Chairman of the States Employment Board –
- “Will the Chairman advise whether the contracts of employment for the Chief Executive and other senior members of staff make any provision for the payment of bonuses; and if so, will any bonuses be paid in the current year?”
- OQ.207/2018** 15. The Deputy of St. Peter will ask the following question of the Minister for Health and Social Services –
- “Can the Minister state the duration of the States’ insurance policy relating to clinicians and healthcare staff working in the hospital, the cap on damages payable under the policy and the cap on the amount of claims that can be made under the policy, if any?”
- OQ.208/2018** 16. The Connétable of St. Helier will ask the following question of the Minister for Economic Development, Tourism, Sport and Culture –
- “Would the Minister update the Assembly on progress with the review of the Licensing Law?”
- OQ.194/2018** 17. Deputy K.F. Morel of St. Lawrence will ask the following question of the Minister for Home Affairs –
- “Would the Minister confirm whether any funds allocated to the Settled Status Scheme have been set aside to enable deportations and if so, how much?”
- OQ.186/2018** 18. Deputy J.M. Maçon of St. Saviour will ask the following question of the Chairman of the States Employment Board –
- “Will the Chairman advise whether the States Employment Board has a policy that all senior contracts issued (including those of the new Director Generals) and other States appointments include succession-planning conditions; and if not, will she explain why not?”
- OQ.189/2018** 19. Deputy M.R. Higgins of St. Helier will ask the following question of H.M. Attorney General –
- “Will H.M. Attorney General outline the powers and limitations of the States of Jersey Assembly with regard to its ability to make law and determine its standing orders and composition?”
- OQ.202/2018** 20. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for the Environment –
- “From an environmental perspective, what changes if any, would the Minister like to see to the bus service in Jersey?”
- OQ.198/2018** 21. Deputy M.R. Le Hegarat of St. Helier will ask the following question of the Minister for Children and Housing –
- “What is the Minister’s position on whether the Andium project at Ann Court should be delayed?”



- OQ.200//2018 22. Deputy J.H. Perchard of St. Saviour will ask the following question of the Chairman to States Employment Board –
- “Further to the Chief Minister’s comments at a public scrutiny hearing on 5th November, that SEB were to meet that afternoon to ‘determine where they are going forward’ in relation to the pay disputes, was this achieved at that meeting and has SEB now determined what will happen next?”
- OQ.209/2018 23. The Connétable of St. Helier will ask the following question of the Chief Minister –
- “Is it the Chief Minister’s policy that Jersey should offer a home to a small number of child refugees?”
- OQ.205/2018 24. Deputy G.P. Southern of St. Helier will ask the following question of the Chairman to States Employment Board –
- “Will the Chairman inform Members under what contractual terms teaching assistants are employed and, if arrangements other than permanent contacts are in use, state why?”
- OQ.196/2018 25. Deputy K.G. Pamplin of St. Saviour will ask the following question of the Minister for Health and Social Services –
- “Will the Minister state how many staff currently employed in the hospital are contracted staff and how many are locum or agency placements?”

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

1st question period – Minister for International Development

2nd question period – Minister for Infrastructure

**J. PERSONAL STATEMENTS**

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

**L. PUBLIC BUSINESS**

**Public impact of Propositions: proposed amendment to Standing Orders.** P.96/2018.  
Lodged: 3rd August 2018, *Deputy G.C.U. Guida of St. Lawrence.*

Public impact of Propositions: proposed amendment to Standing Orders P.96/2018.  
(P.96/2018) – comments. Com.  
Presented: 23rd August 2018, *Privileges and Procedures Committee.*

Public impact of Propositions: proposed amendment to Standing Orders P.96/2018.  
(P.96/2018) – comments. Com.(2).  
Presented: 10th September 2018, *Chief Minister.*

**Public impact of Propositions: proposed amendment to Standing Orders (P.96/2018) – amendment.** P.96/2018.  
Lodged: 20th August 2018, *Deputy S.M. Wickenden of St. Helier.* Amd.





<b>Public impact of Propositions: proposed amendment to Standing Orders (P.96/2018) – second amendment.</b> Lodged: 22nd August 2018, <i>Senator S.C. Ferguson.</i>	P.96/2018. Amd.(2)
<b>Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201-.</b> Lodged: 26th September 2018, <i>Minister for Infrastructure.</i>	P.109/2018.
<b>Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201- (P.109/2018): amendment.</b> Lodged: 6th November 2018, <i>Environment, Housing and Infrastructure Scrutiny Panel.</i>	P.109/2018. Amd.
Draft Road Traffic and Vehicles (Vienna Convention – Miscellaneous Amendments) (Jersey) Regulations 201- (P.109/2018): amendment (P.109/2018 Amd.) – comments. Presented: 16th November 2018, <i>Minister for Infrastructure.</i>	P.109/2018. Amd.Com.
<b>Draft Education (Provided Schools – Amendment of Law No. 2) (Jersey) Regulations 201-.</b> Lodged: 3rd October 2018, <i>Minister for Education.</i>	P.111/2018.
<b>Draft Motor Vehicles (Removal from Private Land) (Jersey) Law 201-.</b> Lodged: 5th October 2018, <i>Minister for Home Affairs.</i>	P.112/2018.
Draft Motor Vehicles (Removal from Private Land) (Jersey) Law 201- (P.112/2018): comments. Presented: 14th November 2018, <i>Education and Home Affairs Scrutiny Panel.</i>	P.112/2018. Com.
<b>Comptroller and Auditor General Board of Governance: appointment of member.</b> Lodged: 12th October 2018, <i>Chief Minister.</i>	P.115/2018.
<b>Parish of St. Martin: provision of a loan for the former St. Martin’s Primary School redevelopment.</b> Lodged: 22nd October 2018, <i>Minister for Treasury and Resources.</i>	P.117/2018.
<b>Compensation for Mesothelioma sufferers.</b> Lodged: 23rd October 2018, <i>Deputy C.S. Alves of St. Helier.</i>	P.124/2018.
Compensation for Mesothelioma sufferers (P.124/2018): comments. Presented: 15th November 2018, <i>Council of Ministers.</i>	P.124/2018. Com.
<b>Compensation for Mesothelioma sufferers (P.124/2018): amendment.</b> Lodged: 13th November 2018, <i>Minister for Social Security.</i>	P.124/2018. Amd.
<b>Draft Regulation of Care (Jersey) Law 2014 (Appointed Day) Act 201-.</b> Lodged: 23rd October 2018, <i>Chief Minister.</i>	P.125/2018.
<b>Draft Regulation of Care (Regulated Activities) (Jersey) Regulations 201-.</b> Lodged: 23rd October 2018, <i>Chief Minister.</i>	P.126/2018.
<b>Draft Regulation of Care (Standards and Requirements) (Jersey) Regulations 201-.</b> Lodged: 23rd October 2018, <i>Chief Minister.</i>	P.127/2018.



**Draft Regulation of Care (Transfer of Functions) (Jersey) Regulations 201-** P.128/2018.  
Lodged: 23rd October 2018, *Chief Minister*.

**Draft Regulation of Care (Transitional and Transfer) (Jersey) Regulations 201-** P.129/2018.  
**201-**  
Lodged: 23rd October 2018, *Chief Minister*.

**M. ARRANGEMENT OF PUBLIC BUSINESS**

**3rd December 2018**

*(Meeting to commence at 2.45 p.m. on Monday 3rd December 2018. Consideration of Public Business to commence at 9.30 a.m. on 4th December 2018.)*

**Rejection of Planning Application relating to Retreat Farm, La Rue de La Frontière, St. Mary and Rue des Varvots, St. Lawrence: rescindment of Ministerial Decision.** P.100/2018.  
Lodged: 20th August 2018, *Deputy S.M. Wickenden of St. Helier*.

**Rejection of Planning Application relating to Retreat Farm, La Rue de La Frontière, St. Mary and Rue des Varvots, St. Lawrence: rescindment of Ministerial Decision (P.100/2018) – amendment.** P.100/2018.  
Amd.  
Lodged: 15th November 2018, *Deputy S.M. Wickenden of St. Helier*.

**Proposed Common Strategic Policy 2018–22.** P.110/2018.  
Lodged: 3rd October 2018, *Council of Ministers*.

**Proposed Common Strategic Policy 2018–22 (P.110/2018): amendment.** P.110/2018.  
Amd.  
Lodged: 16th November 2018, *Deputy M. Tadier of St. Brelade*.

**Proposed Common Strategic Policy 2018–22 (P.110/2018): second amendment.** P.110/2018.  
Amd.(2)  
Lodged: 16th November 2018, *Deputy R.J. Ward of St. Helier*.

**Draft Budget Statement 2019.** P.114/2018.  
Lodged: 9th October 2018, *Minister for Treasury and Resources*.

**Ratification of the Agreement between the Government of Jersey and the Government of the Republic of Mauritius for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income.** P.116/2018.  
Lodged: 19th October 2018, *Minister for External Relations*.

**Draft Financial Services Ombudsman (Case-Fee, Levy and Budget – Amendments) (Jersey) Regulations 201-** P.118/2018.  
Lodged: 22nd October 2018, *Minister for Economic Development, Tourism, Sport and Culture*.

**Draft Sanctions and Asset-Freezing (Jersey) Law 201-** P.119/2018.  
Lodged: 23rd October 2018, *Minister for External Relations*.

**Draft EU Legislation (Customs Union, Import and Export Control) (Jersey) Regulations 201-** P.120/2018.  
Lodged: 23rd October 2018, *Minister for External Relations*.

**Draft Taxation (Agreements with European Union Member States) (Revocation) (Jersey) Regulations 201-** P.123/2018.  
Lodged: 23rd October 2018, *Minister for External Relations*.



**Draft Finance (2019 Budget) (Jersey) Law 201-** P.130/2018.  
Lodged: 24th October 2018, *Minister for Treasury and Resources.*

*Note: Because of the requirement for a six-week lodging period the proposition lodged by the Minister for Treasury and Resources cannot be debated before Wednesday 5th December 2018 without the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at the meeting.*

**Draft Damages (Jersey) Law 201-** P.131/2018.  
Lodged: 24th October 2018, *Chief Minister.*

*Note: Because of the requirement for a six-week lodging period the proposition lodged by the Chief Minister cannot be debated before Wednesday 5th December 2018 without the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at the meeting.*

**Draft Taxation (Companies – Economic Substance) (Jersey) Law 201-** P.132/2018.  
Lodged: 25th October 2018, *Minister for External Relations.*

*Note: Because of the requirement for a six-week lodging period the proposition lodged by the Minister for External Relations cannot be debated before Thursday 6th December 2018 without the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at the meeting.*

**Draft Employment (Minimum Wage) (Amendment No. 15) (Jersey) Regulations 201-** P.133/2018.  
Lodged: 26th October 2018, *Minister for Social Security.*

*Note: Because of the requirement for a six-week lodging period the proposition lodged by the Minister for Social Security cannot be debated before Friday 7th December 2018 without the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at the meeting.*

**Public Finances (Jersey) Law 2005: amendment to Medium Term Financial Plan for 2019.** P.137/2018.  
Lodged: 15th November 2018, *Deputy G.P. Southern of St. Helier.*

*Note: Because of the requirement for a four-week lodging period the proposition lodged by Deputy Southern cannot be debated before Thursday 13th December 2018 without the agreement of the Assembly. The Deputy has indicated that he will therefore seek the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that this matter can be debated at the meeting.*

### **15th January 2019**

**Draft Amendment (No. 37) of the Standing Orders of the States of Jersey.** P.103/2018.  
Lodged: 18th September 2018, *Privileges and Procedures Committee.*

**Draft Cybercrime (Jersey) Law 201-** P.134/2018.  
Lodged: 29th October 2018, *Minister for Home Affairs.*

**States Assembly Diversity Forum: establishment.** P.135/2018.  
Lodged: 5th November 2018, *Deputy L.M.C. Doublet of St. Saviour.*



**Draft Air Navigation (Rules of the Air) (Amendment) (Jersey) Regulations 201-** P.136/2018.

Lodged: 5th November 2018, *Minister for External Relations.*

**29th January 2019**

**Draft Revenue Administration (Jersey) Law 201-** P.122/2018.

Lodged: 23rd October 2018, *Minister for Treasury and Resources.*

**DR. M. EGAN**  
**Greffier of the States**

15th November 2018

**Note –**

**In accordance with the meeting dates fixed for 2018 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 21st and Thursday 22nd November 2018.**



## WRITTEN QUESTIONS

(See Item I(a))

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

“Will the Minister advise how many people have been temporarily detained under Mental Health legislation in the last 12 months; and will he request confirmation from the Minister for Social Security of how many of these people were in receipt of benefits administered by her department and how many of any such people had their benefits stopped whilst they were so detained?”

2. The Minister for Home Affairs will table an answer to the following question asked by Deputy S.M. Ahier of St. Helier –

“Will the Minister advise the Assembly of –

- (a) the number of firearms certificates currently issued in the Island, broken down by Parish;
- (b) the number of firearms held by private citizens, broken down by Parish;
- (c) the amount of ammunition held by private citizens, broken down by Parish;
- (d) the number of firearms held by the States of Jersey Police;
- (e) the amount of ammunition held by the States of Jersey Police; and
- (f) how many States of Jersey Police Officers are trained in the use of firearms?”

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

“What is the Minister’s assessment of the likelihood that, by restricting the new Taxation (Companies – Economic Substance) (Jersey) Law to Jersey-resident companies only, the test for economic substance will fail to address the concerns of the E.U. Code of Conduct Group that the Crown Dependencies (including Jersey) do not have a "legal substance requirement for entities doing business through the jurisdiction"?”

Will the Minister confirm whether or not the Law will cover the majority of companies incorporated outside the Island but trading within (or through) Jersey and, if not, state whether such internationally-registered companies which are not covered will consequently be offered a level of tax which is lower than the general level of tax in Jersey, and will receive tax benefits reserved for non-resident owned companies; and will he further advise what risk there is that tax incentives will effectively be provided for activities which are isolated from the domestic economy and that there will be a granting of tax advantages to these companies even in the absence of any real economic activity in Jersey?”

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

“Will the Minister –

- (a) inform members how many teaching vacancies were unfilled by schools in September in each of the past 5 years, stating in which schools and in which subject or year-group specialism the vacancies occurred; and
- (b) state how many supply teachers were used to fill any such vacancies at the start of each academic year?”



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

“Will the Minister advise how much has been paid to nursing agencies for temporary staff since January 2016, breaking the figures down to show –

- (a) how much of this cost was paid to the individuals employed; and
- (b) what sums were paid per each period of employment when the actual wage that was directly paid to individuals is removed (i.e. the proportion of the contract paid to the agency);

and will he further state how many of the agencies used were not based in Jersey?”

6. The Chairman of the States Employment Board will table an answer to the following question asked by Deputy R.J. Ward of St. Helier –

“Further to the response to Written Question 202/2018, will the Chairman advise –

- (a) what changes, if any, have been made this year (ahead of the measures due to commence in January 2019) to protect staff employed by the States of Jersey following The HR Lounge report on bullying and harassment;
- (b) how the States Employment Board itself, as the employer, will monitor the situation to ensure that the failings identified do not continue; and
- (c) what action, if any, is being taken to review previous and current disciplinary cases to ensure that any poor outcomes are either corrected or avoided?”

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

“Following the response to Written Question 239/2018, will the Minister inform members of the total number of nursing and nursing assistant shifts required to fully staff the general hospital on a weekly basis; and will he advise what is the average number of shifts cancelled each week in the last 12 months as well as the average number of shifts delivered by bank nurses on overtime and the average number of shifts delivered by agency staff?”

8. The Chief Minister will table an answer to the following question asked by Deputy M.R. Le Hégarat of St. Helier –

“When does the Chief Minister plan for the Target Operating Model to be fully implemented; and what staff and budget will be allocated in 2019 to each new department under the Target Operating Model?”

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

“Will the Minister advise –

- (a) how many officers are allocated to the Public Protection Unit;
- (b) what the Unit’s budget is;
- (c) whether or not there are any vacancies in the Unit;
- (d) how many alleged crimes have been reported since January in relation to offences against children;



- (e) in how many such cases have charges been brought; and
- (f) how many such crimes have been successfully prosecuted?”

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

“Will the Minister advise –

- (a) how many staff are allocated to Children’s Health;
- (b) how many of those staff are working in Mental Health;
- (c) what the budget for Children’s Health is; and
- (d) what vacancies, if any, there are in Children’s Health?”

11. The Minister for Education will table an answer to the following question asked by Deputy M.R. Le Hegarat of St. Helier –

“Will the Minister advise –

- (a) how many staff there are in the Youth Service;
- (b) what the Service’s budget is;
- (c) what vacancies, if any, there currently are in the Service; and
- (d) which of the Service’s projects are currently being prioritised for delivery?”

12. The Minister for Children and Housing will table an answer to the following question asked by Deputy M.R. Le Hegarat of St. Helier –

“Will the Minister advise –

- (a) how many social workers are employed to work with children and families;
- (b) what budget is assigned to this work; and
- (c) what vacancies, if any, there currently are in this area?”

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

“Further to the response to Written Question 239/2018, will the Minister break down the figures of 141 fixed-term contracts and 536 zero-hour contracts shown in relation to her Department into teacher, teaching assistant and administrative posts?”

14. The Chairman of the States Employment Board will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Further to the response to Written Question 239/2018, in which the Chairman stated that all zero-hour contracts issued by the States of Jersey are “aligned to good practice”, will the Chairman advise –

- (a) to what ‘good practice’ she referred;
- (b) whether zero-hours contracts are reviewed after 6 months and, if so, whether employees are consulted about a choice to convert the zero-hour contract to a permanent, or fixed-term, contract (as guidelines from the Jersey Advisory and Conciliation Service suggest); and



- (c) whether the fact that approximately 1 in 5 employees are not employed on permanent contracts arises from a policy of ensuring flexibility within the public sector and, if so, what the rationale is for such a policy; and what link such a policy has to any considerations of redundancy or downsizing within the public sector?"





## ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

### Questions without notice 2018

<b>November 20th</b>	International Development	Infrastructure
<b>December 4th</b>	Health and Social Services	Chief Minister

### Questions without notice 2019

<b>Questions without notice 2019</b>		
<b><u>1st Session 2019</u></b>		
<b>January 15th</b>	Education	Economic Development, Tourism, Sport and Culture
<b>January 29th</b>	Environment	Chief Minister
<b>February 12th</b>	Treasury and Resources	Children and Housing
<b>February 26th</b>	External Relations	Chief Minister
<b>March 12th</b>	Social Security	Home Affairs
<b>March 26th</b>	International Development	Chief Minister
<b>April 30th</b>	Infrastructure	Health and Social Services
<b>May 21st</b>	Education	Chief Minister
<b>June 4th</b>	Economic Development, Tourism, Sport and Culture	Environment
<b>June 18th</b>	Treasury and Resources	Chief Minister
<b>July 2nd</b>	Children and Housing	External Relations
<b>July 16th</b>	Social Security	Chief Minister
<b><u>2nd Session 2019</u></b>		
<b>September 10th</b>	Home Affairs	International Development
<b>September 24th</b>	Health and Social Services	Chief Minister
<b>October 8th</b>	Education	Economic Development, Tourism, Sport and Culture
<b>October 22nd</b>	Environment	Chief Minister
<b>November 12th</b>	Treasury and Resources	Children and Housing
<b>November 26th</b>	External Relations	Chief Minister
<b>December 10th</b>	Social Security	Home Affairs