



STATES OF JERSEY ORDER PAPER

12th NOVEMBER 2019

SUMMARY

- 9.30 a.m. Communications by the Presiding Officer and other announcements
Appointments, matters of privilege, petitions (if any)
- 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 the Environment
 - Minister for Treasury and Resources
- Statements (if any)*
- Approx. 12.15 p.m. **States Assembly: time limits on speeches in debates (P.101/2019)**
- States Assembly: time limits on speeches in debates (P.101/2019) – amendment (P.101/2019 Amd.)**
- Note: Because of the requirement for a two-week lodging period, the minimum lodging period of the amendment (and of the Second to Eighth Amendments) lodged by Deputy M. Tadier of St. Brelade will expire on Tuesday 19th November 2019. The Deputy will therefore seek the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that these matters can be debated at the meeting.*
- States Assembly: time limits on speeches in debates (P.101/2019) – second amendment (P.101/2019 Amd.(2))**
- States Assembly: time limits on speeches in debates (P.101/2019) – third amendment (P.101/2019 Amd.(3))**
- States Assembly: time limits on speeches in debates (P.101/2019) – fourth amendment (P.101/2019 Amd.(4))**
- States Assembly: time limits on speeches in debates (P.101/2019) – fifth amendment (P.101/2019 Amd.(5))**
- States Assembly: time limits on speeches in debates (P.101/2019) – sixth amendment (P.101/2019 Amd.(6))**
- States Assembly: time limits on speeches in debates (P.101/2019) – seventh amendment (P.101/2019 Amd.(7))**
- States Assembly: time limits on speeches in debates (P.101/2019) – eighth amendment (P.101/2019 Amd.(8))**
- Draft Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 201- (P.104/2019)**



Channel Islands Lottery: allocation of proceeds from 2018
(P.105/2019)

**States of Jersey Development Company Limited: re-appointment of
Non-Executive Directors** (P.108/2019)

**Draft Financial Services Ombudsman (Case-Fee, Levy and Budget –
Amendments No. 2) (Jersey) Regulations 201-** (P.111/2019)

Note: Because of the requirement for a six-week lodging period, the minimum lodging period of the proposition lodged by the Minister for Economic Development, Tourism, Sport and Culture will expire on Monday 2nd December 2019. The Minister 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.

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 13th and Thursday 14th November 2019 if necessary.



STATES OF JERSEY ORDER PAPER

12th NOVEMBER 2019

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

European Union (United Kingdom Exit – Financial Services) (Jersey) Order 2019. R&O.115/2019.

Minister for External Relations.

Immigration (Control of Entry Through Republic of Ireland) (Amendment) (Jersey) Order 2019. R&O.116/2019.

Minister for Home Affairs.

Customs and Excise (Customs Tariff and Import Duty) (Jersey) Order 2019. R&O.117/2019.

Minister for Home Affairs.

Customs and Excise (Safety and Security) (Export) (Jersey) Order 2019. R&O.118/2019.

Minister for Home Affairs.

Customs and Excise (Customs Transit Procedures) (Jersey) Order 2019. R&O.119/2019.

Minister for External Relations.

EU Legislation (United Kingdom Exit – Intellectual Property Amendments) (Jersey) Order 2019. R&O.120/2019.

Minister for External Relations.v

Food Safety (Labelling) (Amendment) (Jersey) Order 2019. R&O.121/2019.

Minister for the Environment.

Weights and Measures (Prescribed Quantities – UK Exit From EU) (Jersey) Order 2019. R&O.122/2019.

Minister for Economic Development, Tourism, Sport and Culture.

Intellectual Property (Unregistered Rights) (Works of Foreign Provenance) (Amendment) (Jersey) Order 2019. R&O.123/2019.

Chief Minister.

Emergency Powers and Planning (Competent Authority) (Medical Supplies) (Jersey) Act 2019. R&O.124/2019.

Emergencies Council (signed by the Chief Minister on behalf of the Emergencies Council).

Criminal Procedure (Statements and Evidence) (Jersey) Rules 2019. R&O.125/2019.

Criminal Procedure Rules Committee.

C. DOCUMENTS PRESENTED

Channel Islands Lottery: allocation of proceeds from 2018 (P.105/2019) – comments. P.105/2019.
Com.

Presented: 6th November 2019, *Economic and International Affairs Scrutiny Panel.*



States of Jersey Investment Strategies (October 2019). Presented: 28th October 2019, <i>Minister for Treasury and Resources</i> .	R.133/2019.
Transfers between heads of expenditure under the Public Finances (Jersey) Law 2005: Article 18(1)(c) and (1A) – 25th October 2019. Presented: 28th October 2019, <i>Minister for Treasury and Resources</i> .	R.134/2019.
Jersey Employment and Discrimination Tribunal: re-appointment of members. Presented: 28th October 2019, <i>Minister for Social Security</i> .	R.135/2019.
Jersey Overseas Aid: 2018 Annual Report. Presented: 28th October 2019, <i>Jersey Overseas Aid Commission</i> .	R.136/2019.
Jersey Care Model: Briefing Paper. Presented: 31st October 2019, <i>Minister for Health and Social Services</i> .	R.137/2019.
States of Jersey Police Force: appointment of Chief Officer. Presented: 1st November 2019, <i>Minister for Home Affairs</i> .	R.138/2019.
States of Jersey Law 2005: delegation of functions – Minister for Treasury and Resources – November 2019. Presented: 4th November 2019, <i>Minister for Treasury and Resources</i> .	R.139/2019.

D. NOTIFICATION OF LODGED PROPOSITIONS

Government Plan 2020–2023 (P.71/2019): second amendment. Lodged: 1st November 2019, <i>Deputy R. Labey of St. Helier</i> .	P.71/2019. Amd.(2)
Government Plan 2020–2023 (P.71/2019): third amendment. Lodged: 7th November 2019, <i>Environment, Housing and Infrastructure Scrutiny Panel</i> .	P.71/2019. Amd.(3)
Government Plan 2020–2023 (P.71/2019): fourth amendment. Lodged: 7th November 2019, <i>Environment, Housing and Infrastructure Scrutiny Panel</i> .	P.71/2019. Amd.(4)
States Assembly: time limits on speeches in debates (P.101/2019) – amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.
States Assembly: time limits on speeches in debates (P.101/2019) – second amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(2)
States Assembly: time limits on speeches in debates (P.101/2019) – third amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(3)
States Assembly: time limits on speeches in debates (P.101/2019) – fourth amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(4)
States Assembly: time limits on speeches in debates (P.101/2019) – fifth amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(5)



States Assembly: time limits on speeches in debates (P.101/2019) – sixth amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(6)
States Assembly: time limits on speeches in debates (P.101/2019) – seventh amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(7)
States Assembly: time limits on speeches in debates (P.101/2019) – eighth amendment. Lodged: 5th November 2019, <i>Deputy M. Tadier of St. Brelade</i> .	P.101/2019. Amd.(8)
Draft Revenue Administration (Jersey) Law 2019 (Appointed Day) Act 201-. Lodged: 4th November 2019, <i>Minister for Treasury and Resources</i> .	P.115/2019.
Draft Dormant Bank Accounts (Jersey) Law 2017 (Appointed Day) (No. 2) (Jersey) Act 201-. Lodged: 7th November 2019, <i>Minister for External Relations</i> .	P.116/2019.

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.474/2019 1. The Chair of the States Employment Board will table an answer to a question asked by Deputy J.H. Perchard of St. Saviour regarding implementation of the recommendations of The HR Lounge in respect of bullying and harassment.
- WQ.474/2019 2. The Chief Minister will table an answer to a question asked by Deputy J.H. Perchard of St. Saviour regarding Government policy in respect of population limits.
- WQ.474/2019 3. The Assistant Minister for Health and Social Services will table an answer to a question asked by the Connétable of St. Martin regarding the prospect of extending the Listening Lounge initiative.
- WQ.474/2019 4. The Minister for Infrastructure will table an answer to a question asked by the Connétable of St. Brelade regarding the use of the granite façade of the old Newgate Street prison.
- WQ.474/2019 5. The Minister for Health and Social Services will table an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the implementation of the Jersey Ethical Care Charter.
- WQ.480/2019 6. The Chair of the States Employment Board will table an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the sickness leave taken by States of Jersey employees.



- WQ.480/2019 7. The Minister for Home Affairs will table an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding mental health incidents to which the States of Jersey Police have been called.
- WQ.480/2019 8. The Chair of the States Employment Board will table an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding States of Jersey staff on secondment since 1st January 2018.
- WQ.480/2019 9. The Minister for Treasury and Resources will table an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the delays to 2018 tax return notices.
- WQ.480/2019 10. The Minister for Children and Housing will table an answer to a question asked by Senator K.L. Moore regarding the Dwelling Houses Loan Fund.
- WQ.480/2019 11. The Chief Minister will table an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding the delegation of functions.
- WQ.480/2019 12. The Chair of the States Employment Board will table an answer to a question asked by Deputy S.M. Ahier of St. Helier regarding expenditure on Voluntary Release and Compulsory Redundancies.
- WQ.480/2019 13. The Chair of the States Employment Board will table an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding the selection panels on which the Chief Executive Officer has sat.
- WQ.480/2019 14. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding access to retinal screening appointments.
- WQ.480/2019 15. The Minister for External Relations will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding divestment in companies that are reliant upon fossil fuels as a basis for their activities.
- WQ.490/2019 16. The Minister for Education will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding lunch breaks in the Island's schools.
- WQ.490/2019 17. The Minister for Infrastructure will table an answer to a question asked by Deputy S.M. Ahier of St. Helier regarding the properties occupied by the Government of Jersey.
- WQ.490/2019 18. The Minister for Children and Housing will table an answer to a question asked by Deputy C.S. Alves of St. Helier regarding staff turnover in the Children's Service.
- WQ.490/2019 19. The Minister for Children and Housing will table an answer to a question asked by Deputy C.S. Alves of St. Helier regarding complaints made to the Children's Service.
- WQ.490/2019 20. The Minister for Health and Social Services will table an answer to a question asked by Deputy C.S. Alves of St. Helier regarding a digital system for sharing patient records.
- WQ.490/2019 21. The Minister for Health and Social Services will table an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the recording and investigation of instances in which patients suffer adverse side effects from medication.
- WQ.490/2019 22. The Minister for Social Security will table an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the instances in which details of an individual's circumstances can be shared with other agencies without the individual's consent.



- WQ.490/2019 23. The Minister for External Relations will table an answer to a question asked by the Connétable of St. Martin regarding the potential legislative changes arising from the extension of the U.K.'s membership of the World Trade Organisation to Jersey.
- WQ.490/2019 24. The Chief Minister will table an answer to a question asked by the Connétable of St. Martin regarding the representation of Jersey's interests at Westminster.
- WQ.490/2019 25. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding departmental expenditure on wages and salaries.
- WQ.500/2019 26. The Minister for Children and Housing will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the number of people sleeping rough in Jersey.
- WQ.500/2019 27. The Chief Minister will table an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the granting of Entitled status under Regulation 2(1)(e) of the Control of Housing and Work (Residential and Employment Status) (Jersey) Regulations 2013.
- WQ.500/2019 28. The Minister for Infrastructure will table an answer to a question asked by Deputy M. Tadier of St. Brelade regarding consultation in respect of the use of the existing Les Quennevais School site.
- WQ.500/2019 29. The Minister for the Environment will table an answer to a question asked by Deputy M. Tadier of St. Brelade regarding the expected rise in sea levels.
- WQ.500/2019 30. The Minister for Education will table an answer to a question asked by Deputy M. Tadier of St. Brelade regarding students with Polish, Romanian or Portuguese as a first or additional language.
- WQ.500/2019 31. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the affordability of primary care.
- WQ.500/2019 32. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding measures under consideration to improve the affordability of primary care.
- WQ.500/2019 33. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding implementation of the results of the consultation, 'Living Today, Thinking Ahead'.
- WQ.500/2019 34. The Minister for Treasury and Resources will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding agreements between the Customs and Immigration Service and U.K. customs authorities.
- WQ.500/2019 35. The Minister for Children and Housing will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding fostering and adoption processes.
- WQ.510/2019 36. The Minister for Treasury and Resources will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the collection by Jersey Post of V.A.T. on goods.
- WQ.511/2019 37. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the States of Jersey Police Professional Standards department.



(b) – Oral Questions

(120 minutes)

- OQ.284/2019 1. Senator S.C. Ferguson will ask the following question of the Minister for Treasury and Resources –
- “Are Government Departments permitted to assign training contracts to companies without putting them out to tender; if so, why is that the case and how many such contracts have been assigned in this way?”
- OQ.276/2019 2. Deputy L.M.C. Doublet of St. Saviour will ask the following question of the Chief Minister –
- “What action, if any, has been undertaken to review and expand upon existing flexible working policies for public sector staff?”
- OQ.269/2019 3. Senator K.L. Moore will ask the following question of the Minister for Health and Social Services –
- “What steps has the Minister taken to reach agreement regarding the sustainable funding mechanism for primary health care, as agreed by the Assembly in P.82/2012?”
- OQ.274/2019 4. The Deputy of St. Martin will ask the following question of the Minister for Infrastructure –
- “Will the Minister inform the Assembly how long it will be before the reclamation site at La Collette is at capacity?”
- OQ.270/2019 5. Deputy K.F. Morel of St. Lawrence will ask the following question of the Minister for Treasury and Resources –
- “Given that the two independent directors who recently resigned from the board of Andium Homes were women, will the Minister explain why she has not chosen any women as replacements, thereby creating an imbalanced board of directors that includes just one woman out of six directors?”
- OQ.278/2019 6. Deputy R.J. Ward of St. Helier will ask the following question of the Chief Minister –
- “What allocation has been made in the Government Plan for public sector pay rises from 2021 onwards?”
- OQ.277/2019 7. Deputy C.S. Alves of St. Helier will ask the following question of the Minister for Health and Social Services –
- “Will the Minister advise whether, in the last 3 months, any operations have been cancelled or rescheduled due to bed shortages in the General Hospital and, if so, how many; and will he also advise whether any patients who have undergone treatment, or are in hospital, in the U.K. have experienced delays in coming back to Jersey due to bed shortages?”
- OQ.280/2019 8. Deputy K.G. Pamplin of St. Saviour will ask the following question of the Minister for Treasury and Resources –
- “Further to the answer to my Written Question 483/2019, will the Minister update members on the progress towards a new online tax system and will she reassure members that it will be in place from 1st January 2020?”



OQ.282/2019 9. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Health and Social Services –

“What target date, if any, does the Minister have for a reduction in the co-payment for patients for G.P. consultations and what mechanism will the Minister use to achieve this?”

OQ.272/2019 10. Deputy I. Gardiner of St. Helier will ask the following question of the Minister for Economic Development, Tourism, Sport and Culture –

“Further to recent reports that most of the loans from the Jersey Innovation Fund have been repaid on time, will the Minister consider revising and re-opening the Fund in order to support local start-ups?”

OQ.283/2019 11. Deputy G.P. Southern of St. Helier will ask the following question of the Chair of the States Employment Board –

“What funds are available to the States Employment Board from the Government Plan for pay inflation and when does the Chair anticipate opening new talks on pay and conditions with States employee representatives?”

OQ.273/2019 12. Deputy I. Gardiner of St. Helier will ask the following question of the Minister for Infrastructure –

“Will the Minister explain what plans, if any, are in place to maintain and improve the community facilities at the old tea factory building?”

OQ.279/2019 13. Deputy R.J. Ward of St. Helier will ask the following question of the Minister for the Environment –

“Given the announcement of the intention to plant 6,000 trees in the north of the Island, what action, if any, is the Minister taking to encourage and facilitate more greenery in our urban areas and to prevent the removal of mature trees as housing developments become more centralised in St Helier?”

OQ.275/2019 14. The Deputy of St. Martin will ask the following question of the Chief Minister –

“Has the Council of Ministers reached a final decision on the future of Haut de la Garenne?”

OQ.271/2019 15. Deputy K.F. Morel of St. Lawrence will ask the following question of the Minister for Infrastructure –

“Will the Minister confirm whether the States-owned site at South Hill and the site of Cyril Le Marquand House have been transferred from Jersey Property Holdings to the Jersey Development Company?”

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

1st question period – Minister for the Environment

2nd question period – Minister for Treasury and Resources

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY



L. PUBLIC BUSINESS

States Assembly: time limits on speeches in debates. P.101/2019.
Lodged: 11th September 2019, *Privileges and Procedures Committee.*

States Assembly: time limits on speeches in debates (P.101/2019) – amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.

Note: Because of the requirement for a two-week lodging period, the minimum lodging period of the amendment (and of the Second to Eighth Amendments) lodged by Deputy M. Tadier of St. Brelade will expire on Tuesday 19th November 2019. The Deputy will therefore seek the agreement of the Assembly, under Standing Order 26(7), to reduce the lodging period in order that these matters can be debated at the meeting.

States Assembly: time limits on speeches in debates (P.101/2019) – second amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(2)

States Assembly: time limits on speeches in debates (P.101/2019) – third amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(3)

States Assembly: time limits on speeches in debates (P.101/2019) – fourth amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(4)

States Assembly: time limits on speeches in debates (P.101/2019) – fifth amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(5)

States Assembly: time limits on speeches in debates (P.101/2019) – sixth amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(6)

States Assembly: time limits on speeches in debates (P.101/2019) – seventh amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(7)

States Assembly: time limits on speeches in debates (P.101/2019) – eighth amendment. P.101/2019.
Lodged: 5th November 2019, *Deputy M. Tadier of St. Brelade.* Amd.(8)

Draft Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 201-. P.104/2019.
Lodged: 23rd September 2019, *Minister for Home Affairs.*

Channel Islands Lottery: allocation of proceeds from 2018. P.105/2019.
Lodged: 24th September 2019, *Minister for Economic Development, Tourism, Sport and Culture.*

Channel Islands Lottery: allocation of proceeds from 2018 (P.105/2019) – comments. P.105/2019.
Presented: 6th November 2019, *Economic and International Affairs Scrutiny Panel.* Com.



States of Jersey Development Company Limited: re-appointment of Non-Executive Directors. P.108/2019.

Lodged: 7th October 2019, *Minister for Treasury and Resources.*

Draft Financial Services Ombudsman (Case-Fee, Levy and Budget – Amendments No. 2) (Jersey) Regulations 201-. P.111/2019.

Lodged: 21st October 2019, *Minister for Economic Development, Tourism, Sport and Culture.*

Note: Because of the requirement for a six-week lodging period, the minimum lodging period of the proposition lodged by the Minister for Economic Development, Tourism, Sport and Culture will expire on Monday 2nd December 2019. The Minister 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.

M. ARRANGEMENT OF PUBLIC BUSINESS

25th November 2019

(Meeting to commence at 2.30 p.m. on Monday 25th November 2019. Consideration of Public Business to commence at 9.30 a.m. on 26th November 2019.)

Government Plan 2020–2023. P.71/2019.

Lodged: 23rd July 2019, *Council of Ministers.*

Government Plan 2020–2023 (P.71/2019): amendment. P.71/2019.

Lodged: 11th October 2019, *Deputy G.P. Southern of St. Helier.* Amd.

Government Plan 2020–2023 (P.71/2019): second amendment. P.71/2019.

Lodged: 1st November 2019, *Deputy R. Labey of St. Helier.* Amd.(2)

Government Plan 2020–2023 (P.71/2019): third amendment. P.71/2019.

Lodged: 7th November 2019, *Environment, Housing and Infrastructure Scrutiny Panel.* Amd.(3)

Government Plan 2020–2023 (P.71/2019): fourth amendment. P.71/2019.

Lodged: 7th November 2019, *Environment, Housing and Infrastructure Scrutiny Panel.* Amd.(4)

Draft Social Security (Amendment of Law No. 11) (Jersey) Regulations 201-. P.110/2019.

Lodged: 14th October 2019, *Minister for Social Security.*

Draft Finance (2020 Budget) (Jersey) Law 201-. P.109/2019.

Lodged: 11th October 2019, *Minister for Treasury and Resources.*

Guidelines for Busking in Jersey: proposed changes. P.113/2019.

Lodged: 21st October 2019, *Deputy M. Tadier of St. Brelade.*

10th December 2019

5G Network: restrictions on use. P.69/2019.

Lodged: 2nd July 2019, *Senator S.C. Ferguson.*

Public Holidays: designation of 28th September from 2021 onwards. P.102/2019.

Lodged: 16th September 2019, *Deputy M. Tadier of St. Brelade.*



Draft Children and Education (Amendment) (Jersey) Law 201- P.112/2019.
Lodged: 21st October 2019, *Minister for Children and Housing*.

Draft Data Protection (Registration and Charges) (Amendment) (Jersey) Regulations 201- P.114/2019.
Lodged: 22nd October 2019, *Minister for Economic Development, Tourism, Sport and Culture*.

Draft Revenue Administration (Jersey) Law 2019 (Appointed Day) Act 201- P.115/2019.
Lodged: 4th November 2019, *Minister for Treasury and Resources*.

Draft Dormant Bank Accounts (Jersey) Law 2017 (Appointed Day) (No. 2) (Jersey) Act 201- P.116/2019.
Lodged: 7th November 2019, *Minister for External Relations*.

21st January 2019

Draft Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 201- P.81/2019.
Lodged: 14th August 2019, *Minister for External Relations*.

Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- P.106/2019.
Lodged: 1st October 2019, *Minister for the Environment*.

DR. M. EGAN
Greffier of the States

7th November 2019

Note –

In accordance with the meeting dates fixed for 2019 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 13th and Thursday 14th November 2019.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.115/2019.

European Union (United Kingdom Exit – Financial Services) (Jersey) Order 2019.

This Order makes amendments to certain financial services Orders, so that the treatment of the United Kingdom will not change on its ceasing to be a member state of the European Union (the “EU”).

Article 1 amends the Money Laundering (Jersey) Order 2008 to apply to the Bank of England an exemption that currently applies to it as a central bank of an EU member state. The exemption is from the requirement in Article 23A(3) of that Order, not to enter into or continue a banking relationship with a shell bank.

Article 2 amends Schedule 2 to the Collective Investment Funds (Certified Funds – Prospectuses) (Jersey) Order 2012. The definition “public sector body” is amended to include international organisations of which the United Kingdom is a member (as well as those of which any EU member state is a member).

Article 3 amends the Collective Investment Funds (Recognized Funds) Rules 2003, contained in the Collective Investment Funds (Recognized Funds) (Rules) (Jersey) Order 2003. The amendments insert separate references to the United Kingdom where EU member states are mentioned, and alter references to EU member states to reflect the withdrawal of the United Kingdom.

Article 4 amends Schedule 1 to the Collective Investment Funds (Unregulated Funds) (Jersey) Order 2008. The definition “public sector body” is amended to include international organisations of which the United Kingdom is a member (as well as those of which EU member states are members).

Article 5 amends the Financial Services (Trust Company Business (Assets – Customer Money)) (Jersey) Order 2000. The definition “approved bank” is amended to include the deposit taking institutions established in and authorized by the relevant supervisory authority in the United Kingdom (as well as those in EU member states).

Article 6 amends the Insurance Business (Solvency Margin) (Jersey) Order 1996. The definition “recognized stock exchange” is amended to include stock exchanges of the United Kingdom (as well as those of EU member states).

Article 7 gives the title by which this Order may be cited. It also provides for the Order to come into force on the commencement of Regulation 4 of the European Union (Financial Services – Miscellaneous Amendments) (Jersey) Regulations 2019.

The Order was made on 24th October 2019 and comes into force in accordance with Article 7.

R&O.116/2019.

Immigration (Control of Entry Through Republic of Ireland) (Amendment) (Jersey) Order 2019.

This Order amends the Immigration (Control of Entry Through Republic of Ireland) (Jersey) Order 2018 (the “2018 Order”) in relation to the exit of the United Kingdom from the European Union.

Article 1 defines the “2018 Order” (as above).

Article 2 amends the definition of “EEA State”, in Article 1 of the 2018 Order, to remove reference to the United Kingdom.

Article 3 amends Article 2 of the 2018 Order, which relates to immigration control in respect of certain persons travelling through the Republic of Ireland. The amendment adds provision so that a person who is an “excluded person” for the purposes of section 8B of the Immigration Act 1971, as extended to Jersey, is not entitled to enter Jersey from the Republic of Ireland without leave under common travel area legislation.



Article 4 amends Article 4 of the 2018 Order, which imposes restrictions and conditions on remaining in Jersey. The effect of the amendments is that a person is not subject to the restrictions and conditions on remaining in Jersey set out Article 4 of the 2018 Order, if that person has leave to enter or remain in Jersey (or may be granted that leave) by virtue of Appendix EU(J) to the Jersey immigration rules.

Article 5 gives the title by which this Order may be cited. The Order comes into force only when (and if) the European Union (Jersey) Law 1973 is repealed (by an Order bringing into force Article 2 of the European Union (Repeal and Amendment) (Jersey) Law 2018).

The Order was made on 24th October 2019 and comes into force in accordance with Article 5.

R&O.117/2019.

Customs and Excise (Customs Tariff and Import Duty) (Jersey) Order 2019.

This Order makes provision in relation to import duty, supplementary to but not replacing or derogating from general provision as to the same matter in Part 4 of the Customs and Excise (Jersey) Law 1999 (by *Article 1* of this Order, the “Customs Law”). It does so for the purposes of, and in compliance with, the “Arrangement”, which is the arrangement entered into between Jersey and the United Kingdom in relation to a customs union and the maintenance of correspondence between Jersey and United Kingdom customs laws, as a consequence of the exit of the United Kingdom from the European Union. (The text of that Arrangement is set out in Part 2 of the Schedule to the Crown Dependencies Customs Union (Jersey) (EU Exit) Order 2019 of the United Kingdom (S.I. 2019/256)).

Article 1 is a general interpretation provision. *Article 2* defines “import duty” for the purposes of this Order and provides that such duty is to be collected and paid in accordance with the Customs Law. *Article 3* creates the obligation to declare goods on importation for one of 2 customs procedures, either for release for free circulation in Jersey (the “free circulation procedure”) or for a “special customs procedure”. In relation to the latter, certain provisions of the Taxation (Cross-Border Trade) Act 2018 of the United Kingdom are given effect, with modifications, for Jersey. *Article 4* provides that no import duty is to be charged in respect of goods imported into Jersey from another member of the customs union to which the Arrangement relates, i.e. the United Kingdom, Guernsey or the Isle of Man. *Article 5* specifies the persons liable to pay import duty on imported dutiable goods.

Article 6 introduces the *Schedule*, where amendments to the Customs Law are set out. The first of these amendments inserts new Articles 33A to 33C into that Law. Article 33A creates extensive powers enabling the States, by Regulations, to establish and maintain an independent customs tariff for Jersey. Article 33B creates powers to make Regulations making further specific provision as to import duty, which mirrors similar provision in the Taxation (Cross-Border Trade) Act 2018, in keeping with the Arrangement. Article 33C obliges the Minister for Home Affairs, the Minister for Treasury and Resources, and the Agent of the Impôts to have regard to relevant international obligations, in exercising functions relating to import duty. The second amendment adds a new Article 73a which expressly extends Order-making powers under the Customs Law to enable provision to be made specifically as to approvals and authorizations for the purposes of or in connection with import duty.

Article 7 gives effect in Jersey to the United Kingdom tariff regulations, for as long as the States have not exercised the power to make Regulations, under Article 33A of the Customs Law as inserted by the *Schedule*, to establish an independent customs tariff for Jersey. The United Kingdom tariff regulations are any regulations, directions, notices or other instruments of the United Kingdom that establish or update the Customs Tariff for the purposes of the Arrangement, but with the substitution of Jersey references for United Kingdom references and subject to any other modifications necessary for their effect in Jersey. The Agent of the Impôts is required to publish guidance, to the extent that he or she considers it useful for persons in Jersey (and by reference to a United Kingdom website if appropriate), on what the United Kingdom tariff regulations are and how they are modified in Jersey.

Articles 8 and 9 define, respectively, the value of goods and the place of origin of goods for the purposes of import duty. *Article 10* makes binding and enforceable in Jersey certain rulings of Her Majesty’s Revenue and Customs as to import duty. *Article 11* makes provision for the Royal Court to appoint arbitrators in cases of dispute as to the value of goods, or to make declarations as to the amount of import duty properly due or the proper person liable to pay import duty.



Article 12 gives the title by which this Order may be cited. It also provides that the Order will only come into force if and when the repeal of the European Union (Jersey) Law 1973 is brought into force.

The Order was made on 24th October 2019 and comes into force in accordance with Article 12.

R&O.118/2019.

Customs and Excise (Safety and Security) (Export) (Jersey) Order 2019.

This Order requires carriers of goods being exported from Jersey to places outside the customs territory (of which Jersey forms part under an Arrangement with the United Kingdom, and which also includes the Bailiwick of Guernsey and the Isle of Man) to submit certain safety and security declarations as to the goods, in a prescribed form and within certain time limits. (In accordance with paragraph 15 of the Arrangement, the Order does not affect movements of goods within the customs territory.)

Article 1 is the interpretation provision and, amongst other definitions, gives the meaning of the Arrangement. *Article 2* sets out the circumstances in which, and the types of goods (listed in the Schedule) to which, this Order applies.

Article 3 sets out the detailed requirement to submit a declaration. *Article 4* makes provision as to who is the “carrier” in a variety of circumstances. *Articles 5 and 6* prescribe time limits for the submission of declarations where export is by sea or by air, respectively, and *Article 7* enables the Agent of the Impôts to vary those limits. *Article 8* provides that a submitted declaration may be amended, with the Agent’s consent, and also enables the Agent to cancel a declaration.

Article 9 gives the title by which this Order may be cited. It also provides that the Order will only come into force if and when the repeal of the European Union (Jersey) Law 1973 is brought into force.

The Order was made on 24th October 2019 and comes into force in accordance with Article 9.

R&O.119/2019.

Customs and Excise (Customs Transit Procedures) (Jersey) Order 2019.

This Order makes provision for customs transit procedures to be followed in relation to goods moving to, from or within Jersey, the details of which are set out in the Schedules, as follows:

Schedule 1 deals with the common transit procedure to give effect in Jersey to the Convention done at Interlaken on 20th May 1987 on a common transit procedure (OJ L 226, 13.8.1987, p.2) as amended by Decision No. 1/2017 of the EU-EFTA Joint Committee on common transit (OJ L 8, 12.1.2018, p.1) (*Article 2*);

Schedule 2 deals with the TIR transit procedure to give effect in Jersey to the Customs Convention on the International Transport of Goods subject to cover of TIR Carnets done at Geneva on 14th November 1975, as amended on 1st October 2009 (*Article 3*);

Schedule 3 makes provision for use of a NATO transit procedure (*Article 4*).

Article 5 empowers the Agent of the Impôts to share information with Her Majesty’s Revenue and Customs in relation to transit procedures to which this Order relates.

Article 1 is the interpretation provision. *Article 6* gives the title by which this Order may be cited. It also provides that the Order will only come into force if and when the repeal of the European Union (Jersey) Law 1973 is brought into force.

This Order closely follows the provisions of the Customs Transit Procedures (EU Exit) Regulations 2018 of the United Kingdom (S.I. 2018/1258), with adaptations for Jersey, in keeping with the terms of an Arrangement entered into between Jersey and the United Kingdom in relation to a customs union and the maintenance of correspondence between Jersey and United Kingdom customs laws, as a consequence of the exit of the United Kingdom from the European Union. The text of that Arrangement is set out in Part 2



of the Schedule to the Crown Dependencies Customs Union (Jersey) (EU Exit) Order 2019 of the United Kingdom (S.I. 2019/256).

The Order was made on 24th October 2019 and comes into force in accordance with Article 6.

R&O.120/2019.

EU Legislation (United Kingdom Exit – Intellectual Property Amendments) (Jersey) Order 2019.

This Order amends certain enactments relating to customs action against goods suspected of infringing certain intellectual property rights, to provide for the consequences of the withdrawal of the United Kingdom from the European Union, the repeal of the European Union (Jersey) Law 1973 and the commencement of a new customs arrangement between Jersey and the United Kingdom.

The amended enactments are Regulation 2 of the Community Provisions (Goods Suspected of Infringing Intellectual Property Rights) (Jersey) Regulations 2014, Articles 42(5), 141(6) and 344(5) of the Intellectual Property (Unregistered Rights) (Jersey) Law 2011, and Article 22(3) of the Trade Marks (Jersey) Law 2000.

The amendments update references in those enactments to the customs arrangements that existed between Jersey and the European Union, in relation to imports and exports of intellectual property, including in the definitions of an “infringing” copy or article. The amendments come into force only when (and if) the European Union (Jersey) Law 1973 is repealed (by an Order bringing into force Article 2 of the European Union (Repeal and Amendment) (Jersey) Law 2018).

The Order was made on 24th October 2019 and comes into force in accordance with Article 4.

R&O.121/2019.

Food Safety (Labelling) (Amendment) (Jersey) Order 2019.

This Order amends the Food Safety (Labelling) (Jersey) Order 2005 so that it continues not to apply to food imported from the United Kingdom after the United Kingdom ceases to be a member state of the European Union. The Order comes into force only when (and if) the European Union (Jersey) Law 1973 is repealed (by an Order bringing into force Article 2 of the European Union (Repeal and Amendment) (Jersey) Law 2018).

The Order was made on 24th October 2019 and comes into force in accordance with Article 2.

R&O.122/2019.

Weights and Measures (Prescribed Quantities – UK Exit From EU) (Jersey) Order 2019.

The Weights and Measures (Prescribed Quantities – UK Exit From EU) (Jersey) Order 2019 removes certain requirements for foods to be sold only in prescribed quantities.

Article 1 amends Parts 4, 5, 7 and 9 of Schedule 3 to the Weights and Measures (Jersey) Law 1967 to remove requirements in relation to bread, milk, fresh fruit and vegetables, certain dried fruits, oats, sugar, butter, margarine and certain related products.

Article 2 amends the Weights and Measures (Prescribed Quantities No. 1) (Jersey) Order 1977 to remove requirements in relation to certain breakfast foods, dried fruits and vegetables, edible fats, flour, pasta, salt, sugar and tea.

Article 3 amends the Weights and Measures (Prescribed Quantities No. 2) (Jersey) Order 1977 to remove requirements in relation to certain biscuits.



Article 4 gives the title by which this Order may be cited. The amendments come into force only when (and if) the European Union (Jersey) Law 1973 is repealed (by an Order bringing into force Article 2 of the European Union (Repeal and Amendment) (Jersey) Law 2018).

The Order was made on 24th October 2019 and comes into force in accordance with Article 4.

R&O.123/2019.

Intellectual Property (Unregistered Rights) (Works of Foreign Provenance) (Amendment) (Jersey) Order 2019.

This Order amends the Intellectual Property (Unregistered Rights) (Works of Foreign Provenance) (Jersey) Order 2012 which makes provision in relation to the application of the Intellectual Property (Unregistered Rights) (Jersey) Law 2011.

The amendments flow from the consequences of the United Kingdom leaving the European Union without a deal, the repeal of the European Union (Jersey) Law 1973 and the need to make alternative provision about certain unregistered intellectual property rights in relation to the British Islands (comprising the United Kingdom, Jersey, Guernsey and the Isle of Man).

The amendments come into force only when (and if) the European Union (Jersey) Law 1973 is repealed (by an Order bringing into force Article 2 of the European Union (Repeal and Amendment) (Jersey) Law 2018).

The main effect of the amendments is to ensure that the UK continues to be treated appropriately in Jersey if it is not an EU Member State or an EEA State. So, whilst EEA States will cease to be qualifying countries for the purposes of the Intellectual Property (Unregistered Rights) (Jersey) Law 2011 and their nationals will no longer be qualifying persons, the UK (as well as Jersey, Guernsey and the Isle of Man) will continue to be qualifying countries and British citizens will continue to be qualifying persons.

Unregistered intellectual property rights which subsist when the amendments come into force continue to subsist despite the changes to the meaning of qualifying countries and qualifying persons.

The Order was made on 24th October 2019 and comes into force in accordance with Article 22.

R&O.124/2019.

Emergency Powers and Planning (Competent Authority) (Medical Supplies) (Jersey) Act 2019.

The Emergency Powers and Planning (Competent Authority) (Medical Supplies) (Jersey) Act 2019 designates the Minister for Health and Social Services as the competent authority in relation to medical supplies. The designation is made by the Emergencies Council under Article 4 of the Emergency Powers and Planning (Jersey) Law 1990.

The Act was made on 24th October 2019 and came into force on 25th October 2019.

R&O.125/2019.

Criminal Procedure (Statements and Evidence) (Jersey) Rules 2019.

These Rules supplement the provisions of the Criminal Procedure (Jersey) Law 2018 (the “2018 Law”) and the Police Procedures and Criminal Evidence (Jersey) Law 2003 (the “PPCE Law”) by setting out rules related to the giving of a defence case statement and witness notice by a defendant in criminal proceedings, and the introduction of hearsay evidence and evidence of bad character.



Part 1: Interpretation

Rule 1 is an interpretive provision. It contains definitions, and also specifies that the notes to the Rules are to assist the reader but do not form part of the Rules.

Part 2: Rules made under Part 10 of the 2018 Law

Rule 2 prescribes the form of defence case statement and witness notice (set out in the *Schedule*) that a defendant must fill out for the purposes of Articles 83 to 85 of the 2018 Law, and provides that it must be served no later than 14 days after disclosure by the prosecution. Provision is also made in respect of amendments by the defendant to the defence case statement and witness notice.

Part 3: Rules made under Part 8 of the PPCE Law

Rule 3 sets out the application of Part 3, to where a party wants to introduce a statement not made in oral evidence in the proceedings, within the meaning of Article 64 of the PPCE Law.

Rule 4 requires a party wishing to introduce a statement under one of the listed provisions of the PPCE Law to serve notice, as soon as reasonably practicable after the defendant has pleaded not guilty. It also sets out what information the notice must contain, and how a party may waive entitlement to notice.

Rule 5 sets out how a party may object to the introduction of a statement by applying to the court, including the time limit for serving the application.

Rule 6 provides that the court may treat a statement as admissible by agreement if no application is made objecting to a notice.

Part 4: Rules made under Part 9A of the PPCE Law

Rule 7 requires a party wishing to introduce evidence of a person's bad character to give notice (in the case of a defendant's bad character) or to make an application (in the case of a non-defendant's bad character). It also sets out what information the notice or application must contain.

Rule 8 sets out time limits for serving a notice to introduce evidence of a defendant's bad character.

Rule 9 sets out time limits for serving an application to introduce evidence of a non-defendant's bad character.

Rule 10 sets out how a party may object to the introduction of evidence of bad character by applying to the court, including the time limit for serving the application.

Part 5: Rules of general application

Rule 11 requires a person serving a document under the Rules to serve it on the court and on the parties to the proceedings. It also requires electronic service, except where, in the case of an unrepresented defendant, the court directs otherwise.

Rule 12 allows the court to vary or dispense with requirements of the Rules consistent with its case management powers under Article 9 of the 2018 Law.

Rule 13 sets out the name by which the Rules may be cited. It also provides that the Rules come into force on 31st October 2019.

Schedule

The Schedule sets out the form of defence case statement and witness notice for the purpose of Rule 2 and of Articles 83 to 85 of the 2018 Law.

The Rules were made on 25th October 2019 and came into force on 31st October 2019.



WRITTEN QUESTIONS

(See Item I(a))

1. The Chair of the States Employment Board will table an answer to the following question asked by Deputy J.H. Perchard of St. Saviour –

“Further to the response to Oral Question 261/2019 and given that the States Employment Board does not currently intend to invite The HR Lounge back for a follow-up review of bullying and harassment, will the Chair provide further details about how the efficacy of the Government’s implementation of The HR Lounge’s recommendations will be measured, and by whom?”

2. The Chief Minister will table an answer to the following question asked by Deputy J.H. Perchard of St. Saviour –

“Given the response to Oral Question 251/2019, when the Assistant Chief Minister stated that he is “not in favour of infinite [population] growth”, will the Chief Minister –

- (a) advise whether the report from the Migration Policy Development Board will include a proposed limit on the size of Jersey’s population;
 - (b) advise whether any preliminary consideration has been given to such a proposed limit and, if so, what the results of that consideration have been to date; and
 - (c) if the report will not include proposals for such a limit, explain why not?”
3. The Assistant Minister for Health and Social Services will table an answer to the following question asked by the Connétable of St. Martin –

“Will the Assistant Minister outline what scoping, if any, has so far been done to examine the feasibility of extending the Listening Lounge initiative to other parts of the Island?”

4. The Minister for Infrastructure will table an answer to the following question asked by the Connétable of St. Brelade –

“Given the granite façade of the old Newgate Street prison has been in Government storage since 1974 on the basis that it be kept for some future project, will the Minister agree to take action and request that the granite form part of a new States structure or, if not, agree to its disposal to the highest bidder within the next 12 months?”

5. The Minister for Health and Social Services will table an answer to the following question asked by Deputy K.G. Pamplin of St. Saviour –

“Further to the Minister’s answer to Oral Question 29/2019 on 29th January 2019, will he outline what work the “next stages” in the implementation of the Jersey Ethical Care Charter has entailed, as described in the answer, and provide an update on progress towards implementation?”



6. The Chair of the States Employment Board will table an answer to the following question asked by Deputy K.G. Pamplin of St. Saviour –

“Will the Chair provide the Assembly with information about the amount of extended time taken off for sickness by States of Jersey employees where the absences are either due to mental health reasons or due to reasons explicitly related to employees’ work (such as exhaustion or their work conditions)?”

7. The Minister for Home Affairs will table an answer to the following question asked by Deputy K.G. Pamplin of St. Saviour –

“Will the Minister state –

- (a) the number of mental health incidents to which the States of Jersey Police has been called out in each of 2017, 2018 and 2019 (to date);
- (b) the number of police officers deployed in each instance; and
- (c) the time spent on each such call-out?”

8. The Chair of the States Employment Board will table an answer to the following question asked by Deputy K.G. Pamplin of St. Saviour –

“Will the Chair advise how many States of Jersey staff have been on secondment within the organisation since 1st January 2018 to date (including those still currently on secondment), breaking down this figure to show in which departments each secondment has taken place, the length of each secondment and (for those secondments that have been completed) whether the individual subsequently left employment with the States of Jersey or whether they continued in permanent employment with either the borrowing or lending department?”

9. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy K.G. Pamplin of St. Saviour –

“Further to the public advice issued by Revenue Jersey regarding the delays to 2018 tax return notices, will the Minister advise –

- (a) how many Islanders are yet to receive their I.T.I.S. tax return forms;
- (b) how many Islanders are affected by having to pay at a higher rate for the remainder of 2019 in order to secure their full payment of I.T.I.S by the end of December; and
- (c) what the impact will be on the Department, if any, particularly on whether the introduction of online filing of returns will be delayed?”

10. The Minister for Children and Housing will table an answer to the following question asked by Senator K.L. Moore –

“Will the Minister provide the Assembly with a report on the position of the Dwelling Houses Loan Fund, stating in particular –

- (a) the current level of the Fund;
- (b) the income to the Fund over the last year and the anticipated income over the next year; and



(c) whether there are any plans to develop the purpose and use of the Fund and, if so, what those plans are?”

11. The Chief Minister will table an answer to the following question asked by Deputy K.F. Morel of St. Lawrence –

“Further to the Ministerial Decision MD-C-2018-0110 regarding a delegation of functions, as reported to the Assembly in R.89/2018, will the Chief Minister state the job title of the Accountable Officer(s) referred to in the delegation and will he provide a list of all activity undertaken by the Accountable Officer(s) since the enactment of this Ministerial Decision within the delegated functions, as described in R.89/2019, namely the powers to –

- (a) enter into agreements for any purpose of his or her office;
- (b) acquire, hold and dispose of movable property;
- (c) do any other thing which the Minister can do by virtue of his or her office; and
- (d) do anything reasonably necessary or expedient for or incidental to any of the matters referred to in the foregoing clauses, limited to the value of £1 million and the period between June 2018 and December 2019?”

12. The Chair of the States Employment Board will table an answer to the following question asked by Deputy S.M. Ahier of St. Helier –

“Will the Chair advise the Assembly –

- (a) how much money has been paid from the Redundancy Provision in relation to Voluntary Release and Compulsory Redundancies from the inception of the Provision in 2015 to the current date;
- (b) how many employees have received such payments; and
- (c) at which Tiers these individuals were employed?”

13. The Chair of the States Employment Board will table an answer to the following question asked by Deputy K.F. Morel of St. Lawrence –

“Will the Chair provide a list of the job titles of all the roles for which the Chief Executive Officer has sat on the selection panel since the Chief Executive Officer’s appointment?”

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

“How many patients have accessed a retinal screening appointment since a Government statement was released on 25th February 2019 to invite patients with diabetes to attend such screenings; and what progress, if any, has been made in increasing access to this service since that time?”



15. The Minister for External Relations will table an answer to the following question asked by Deputy R.J. Ward of St. Helier –

“What work, if any, has the Minister undertaken with the finance sector to encourage or promote divestment in companies that are reliant upon fossil fuels as a basis for their activities; and, given the Assembly’s previous declaration of a climate emergency, what is the timescale for such divestment to occur?”

16. The Minister for Education will table an answer to the following question asked by Deputy R.J. Ward of St. Helier –

“Will the Minister –

- (a) advise what guidance or direction, if any, is given to schools regarding the length of lunch breaks;
- (b) state how her Department ascertains that students in all of the Island’s schools are able to access suitable food at lunches and have the time to do so, and whether the Department is currently certain that this is the case; and
- (c) provide a list showing the length of lunch breaks taken in the Island’s schools, highlighting the minimum and maximum length currently taken?”

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

“Will the Minister advise the Assembly –

- (a) how many properties owned by the States of Jersey are being used by Government departments;
- (b) how many properties are currently being rented to accommodate Government departments;
- (c) how much rent is being paid for each of the properties listed under (b); and
- (d) in light of the intention to accommodate Government departments in one building, how much money it is estimated would be saved per year by having such a purpose-built ‘One Gov building’ for Government departments?”

18. The Minister for Children and Housing will table an answer to the following question asked by Deputy C.S. Alves of St. Helier –

“Will the Minister provide a yearly breakdown of staff turnover in Children’s Services from 2014 to date, indicating the departments and contract types (including agency staff) concerned?”

19. The Minister for Children and Housing will table an answer to the following question asked by Deputy C.S. Alves of St. Helier –

“Will the Minister provide a breakdown of the number of complaints made to Children’s Services in each of the past 5 years, indicating the grounds of the complaints and whether or not they were upheld?”



20. The Minister for Health and Social Services will table an answer to the following question asked by Deputy C.S. Alves of St. Helier –

“Will the Minister state when, if at all, a digital system to allow the sharing of patient records between primary care providers and his Department will be put in place?”

21. The Minister for Health and Social Services will table an answer to the following question asked by Deputy C.S. Alves of St. Helier –

“How are instances where patients suffer adverse side effects from medication recorded and investigated in Jersey?”

22. The Minister for Social Security will table an answer to the following question asked by Deputy C.S. Alves of St. Helier –

“Under what circumstances does the Minister’s Department disclose an individual’s employment and benefits status, and related details, to other departments or agencies without the individual’s consent?”

23. The Minister for External Relations will table an answer to the following question asked by the Connétable of St. Martin –

“Will the Minister outline what legislative changes, if any, will need to be adopted by the States Assembly in preparation for the potential extension of the territorial scope of the U.K.’s membership of the World Trade Organisation (W.T.O.) to Jersey and provide a timetable for when any such legislative changes will be brought to the Assembly for debate; and will the Minister also advise whether it is envisaged that extension of the territorial scope would require Jersey to contribute to the W.T.O. budget and, if so, whether the minimum contribution of 0.015% would apply or whether a higher contribution rate would be required?”

24. The Chief Minister will table an answer to the following question asked by the Connétable of St. Martin –

“In light of recent comments made by the Chair of the All-Party Parliamentary Group (A.P.P.G.) for the Channel Islands regarding Jersey’s relationship with Westminster, does the Chief Minister intend to conduct any work in respect of the possibility of the Island being represented at Westminster; and if so, will this include introducing new formal links with the U.K. Parliament beyond the A.P.P.G., as well as discussing with States Members how best to represent the Island’s interests in that Parliament?”

25. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Minister provide members with a table showing the proposed 2020 departmental heads of revenue expenditure and indicating the estimated sums to be spent within those heads of expenditure (both in real terms and as a proportion of total revenue expenditure) on wages and salaries and further indicating the estimated Full Time Equivalent (F.T.E.) staff numbers to be employed within each department at the close of 2020; and will she also state what estimates, if any, have been applied to pay inflation within the figures provided?”



26. The Minister for Children and Housing will table an answer to the following question asked by Deputy R.J. Ward of St. Helier –

“Will the Minister state –

- (a) what the figures are for those sleeping rough in Jersey in 2019;
- (b) which Government departments and agencies monitor the health and wellbeing of these individuals and how; and
- (c) how many people who have died in 2019 were recorded as being rough sleepers at the time of their death?”

27. The Chief Minister will table an answer to the following question asked by Deputy R.J. Ward of St. Helier –

“How many Entitled statuses under Regulation 2(1)(e) of the Control of Housing and Work (Residential and Employment Status) (Jersey) Regulations 2013, if any, were granted in the last 3 years to people who were already employed by, or otherwise found to be associated with, a Jersey company?”

28. The Minister for Infrastructure will table an answer to the following question asked by Deputy M. Tadier of St. Brelade –

“What consultation is it planned will be undertaken with residents of Les Quennevais regarding any future development of the existing Les Quennevais School site; when is any such consultation likely to commence and what form will it take?”

29. The Minister for the Environment will table an answer to the following question asked by Deputy M. Tadier of St. Brelade –

“What level of sea rises are expected by the Minister’s department in Jersey over the next 30 years and what provisions, if any, are being considered in terms of –

- (a) improvements to coastal defences; and
- (b) planning restrictions in areas of the Island that may be susceptible to temporary or permanent flooding, resulting from either higher sea levels or more frequent storms?”

30. The Minister for Education will table an answer to the following question asked by Deputy M. Tadier of St. Brelade –

“Will the Minister advise how many Jersey students (between the ages of 4 and 18) have been recorded with Polish, Romanian or Portuguese as a first or additional language; and will she state whether it is her intention to ensure that some (or all) of these languages are made available as a standard part of the G.C.S.E. syllabus, funded by her Department; if so, will she explain what work is taking place in this regard and, if not, will she explain why not?”



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

“Further to the responses to Written Question 464/2019 and Oral Question 265/2019, will the Minister –

- (a) advise whether it is his assessment that there is an urgent need for action to make G.P. consultations affordable for those in clinical, financial or social need;
 - (b) state what action, if any, he is prepared to take in order to make the cost of such consultations affordable to those in clinical, financial or social need;
 - (c) state whether he will lodge an amendment to the Government Plan that would explicitly deliver lower-cost primary care; and
 - (d) advise which groups are at the top on his priority list when considering the delivery of affordable primary care and state what consideration, if any, has been given to the role means-testing could play in the development of proposals in this area?”
32. The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Further to the responses provided by the Minister for Health and Social Services to Written Question 464/2019 and Oral Question 265/2019, will the Minister –

- (a) advise whether it is her assessment that there is an urgent need for action to make G.P. consultations affordable for those in clinical, financial or social need;
 - (b) state what action, if any, she is prepared to take in order to make the cost of such consultations affordable to those in clinical, financial or social need;
 - (c) state whether she will lodge an amendment to the Government Plan that would explicitly deliver lower-cost primary care; and
 - (d) advise which groups are at the top on her priority list when considering the delivery of affordable primary care and state what consideration, if any, has been given to the part means-testing could play in the development of proposals in this area?”
33. 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 update members on the actions taken to implement the findings and results of the consultation ‘Living Today, Thinking Ahead’ and, in particular, will she advise when she will lodge a proposition to extend the period for which Maternity Allowance can be claimed from 18 weeks to 26 weeks, given this was a proposal that was strongly supported by consultees?”



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

“Will the Minister advise members –

- (a) whether there are any agreements between Jersey’s Customs and Immigration Service and the U.K.’s customs authorities with respect to the collection of V.A.T. on goods posted or sent from Jersey to the U.K.;
- (b) whether he is aware of any parcels being held up, either in Jersey or the U.K., in order that it can be checked whether V.A.T. is payable and, if so, state for how long, on average, such parcels are delayed or detained and the procedure used to recover the V.A.T. payments from the sender or recipient;
- (c) whether there are any reciprocal agreements whereby the U.K.’s customs authorities collect G.S.T. for the Customs and Immigration Service and, if so, what amount of money has been raised each year since they began collecting this tax and, if there are no such reciprocal agreements but they exist in relation to V.A.T., why Jersey is providing this service for the U.K. authorities in relation to V.A.T.; and
- (d) what rules are followed in determining whether V.A.T. is applicable to any parcel or shipment and who is responsible for making that determination?”

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

“Will the Minister set out the process followed by his Department when a child is taken from their parent(s) for fostering and / or adoption (providing a flow diagram in addition to any written explanation, if possible); will he explain the rights of the parent(s) and siblings at each stage of this process; and will he set out a table showing the number of children who were removed (a) for fostering and (b) for adoption in each of the last 10 years?”

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

“Will the Minister, as shareholder representative, advise –

- (a) why Jersey Post is collecting V.A.T. on goods posted from Jersey to the United Kingdom (U.K.); and
- (b) what value of V.A.T. was collected as a result for each of the last 5 years and what the cost was of Jersey Post providing this service for the U.K. authorities?”

37. 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 provide members with the number and roles of any non-police officers working for the States of Jersey Police Professional Standards department?”



ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

Questions without notice 2019		
November 26th	Children and Housing	Chief Minister
December 10th	External Relations	Social Security