

**WRITTEN QUESTION TO THE ATTORNEY GENERAL
BY DEPUTY T.M. PITMAN OF ST. HELIER
ANSWER TO BE TABLED ON TUESDAY 28th APRIL 2009**

Question

“Would H.M. Attorney General clarify whether he, the States of Jersey Police or the Judicial Greffier had responsibility for monitoring and investigating any complaints of alleged breaches of the Public Election (Jersey) Law 2002 during the 2008 elections?”

Answer

Unless provided otherwise in statute, the responsibility for investigating breaches of the criminal law is that of the Police. It is the Police that have the responsibility for investigating alleged breaches of the Public Elections law.

To decide whether or not to carry out such an investigation the Police normally need to be in receipt of a complaint. That complaint may be made to them directly by a member of the public or, if the matter has been raised with or comes to the attention of the Judicial Greffier or to the Law Officers, a complaint may be referred by those persons to the Police for investigation.