

**WRITTEN QUESTION TO THE MINISTER FOR HEALTH AND SOCIAL SERVICES
BY SENATOR S.C. FERGUSON
ANSWER TO BE TABLED ON TUESDAY 22nd OCTOBER 2013**

Question

What are the services which the Department must supply as required and specified by statute (with references)?

Answer

The table below contains a list of the services that the Minister for Health and Social Services is under a statutory obligation to provide. As requested, it only specifies mandatory duties, not permissive powers.

Further to the services listed below the Department also has significant regulatory functions contained in other laws that may not be considered 'services' *per se*. These include administering provisions in relation to the protection of public health (for example provisions contained in the Food Safety (Jersey) Law 1966); administering registration requirements of professionals engaged in health and social services (for example, under the Medical Practitioners (Registration)(Jersey) Law 1960); and administering the regulation of premises that deliver relevant services (for example, nursing homes under the Nursing and Residential Homes (Jersey) Law 1994).

As will be evident from the list below, the specific statutory duties in relation to service provision only account for a small part of what the Department actually delivers, for example, the Department is also responsible for the administration of the General Hospital and Maternity Hospital, which does not appear as a result of any statutory provision.

Service	Statute
To take all the measures thought useful to prevent and combat anything which may cause harm to public health and generally oversee the protection and conservation thereof	Loi (1934) sur la Santé Publique
Maintaining an adoption service	Adoption (Jersey) Law 1961
Giving effect to the provisions of the Mental Health (Jersey) Law 1969 including provisions in relation to care and treatment of patients, hospital admission and guardianship and establishing the Mental Health Review Tribunal	Mental Health (Jersey) Law 1969
Provision of accommodation for a child in need; provision of maintenance for a child being looked after by the Minister; safeguarding and promoting the welfare of a child in care; providing advice and assistance to certain children.	Children (Jersey) Law 2002