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# STATES OF JERSEY



## EMPLOYMENT TRIBUNAL SIDE MEMBERS: EXTENSION OF APPOINTMENTS

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Presented to the States on 29th June 2010  
by the Minister for Social Security

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STATES GREFFE

## REPORT

### Background

The maximum number of members that may be appointed to the Jersey Employment Tribunal is 18 – a Chairman, a Deputy Chairman, up to 8 ‘employee’ Side Members and up to 8 ‘employer’ Side Members.

In 2005, the appointments of 14 Tribunal members were approved by the States. Terms were offered on a staggered basis, varying between one and 5 years, to ensure that the terms of those appointed did not expire on the same day, to provide continuity in the composition of the Tribunal. A further period of recruitment in 2008 resulted in the appointment of 4 additional Side Members.

### The Tribunal Regulations

The Employment Tribunal (Jersey) Regulations 2005 provide that Tribunal members are appointed by the States initially, but if a member chooses to take a second (and final) term, up to the maximum of 5 years, they are entitled to do so. This is in order to secure the tenure of persons appointed to offices in which their independence should be protected.

### Extension of appointments

**The following 5 Members have each requested a 5 year extension to their terms on the Employment Tribunal:**

- **Chairman** – David Le Quesne – An Advocate, formerly of Viberts; Chairman of Vivat Trust and a locally trained mediator.
- **Deputy Chairman** – Nicola Santos Costa – A Solicitor, formerly of Crill Canavan; Chair of the Jersey NSPCC and a former member of the Jersey Youth Court.
- Stewart Mourant – Lifelong Farmer, St. Helier Parish Accounts Committee Member and Board Member of Les Amis.
- Samuel Le Breton – Part-time Royal Court Greffier Substitute and President of the Jersey Mutual Insurance Society. Retired Senior Police Officer and former President of the States of Jersey Police Association.
- Patrick Kirwan – Acting Stand-Down Officer for Unite the Union. Retired Union Convener for the Transport and Technical Services Department.

I am grateful to the Members for requesting an extension to their terms on the Employment Tribunal and I would like to thank all of the Employment Tribunal members, the Chairman, the Deputy Chairman and the Secretary for their continued hard work and commitment.