



**THE STATES assembled on Wednesday  
14th September 2016, at 09.30 a.m. under  
the Presidency of the Bailiff,  
William James Bailhache, Esquire.**

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All members were present at roll call with the exception of –

Senator Philip Francis Cyril Ozouf – en défaut (défaut raised at 9.53 a.m.)  
Senator Sir Philip Martin Bailhache – en défaut (défaut raised at 9.53 a.m.)  
Senator Lyndon John Farnham – en défaut (défaut raised at 9.42 a.m.)  
Deputy Geoffrey Peter Southern of St. Helier – en défaut  
Deputy Michael Roderick Higgins of St. Helier – ill  
Deputy Jeremy Martin Maçon of St. Saviour – ill

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Prayers

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**Documents presented or laid**

Land Transactions under Standing Order 168(3) – Maritime House, Route du Port Elizabeth, St. Helier – 3rd Floor – proposed 9-year lease to Ports of Jersey Ltd. R.91/2016.  
Presented: 14th September 2016.  
*Minister for Infrastructure.*

**Changes in Presidency**

The Bailiff retired from the Chamber prior to the consideration of the proposition of the Minister for Health and Social Services entitled ‘Draft Capacity and Self-Determination (Jersey) Law 201-’ (P.79/2016) because the draft Law would, if adopted, be considered by the Royal Court on a regular basis, and the meeting continued under the presidency of Dr. Mark Egan, Greffier of the States.

**Draft Capacity and Self-Determination (Jersey) Law 201- (P.79/2016)**

THE STATES commenced consideration of the Draft Capacity and Self-Determination (Jersey) Law 201- and adopted the principles.

Members present voted as follows –

**POUR: 37**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
Senator A.J.H. Maclean  
Senator I.J. Gorst  
Senator L.J. Farnham  
Senator P.M. Bailhache  
Senator A.K.F. Green  
Senator S.C. Ferguson  
Connétable of St. Helier  
Connétable of St. Clement  
Connétable of St. Peter  
Connétable of St. Lawrence

Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Bree (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 10.

Members present voted as follows –

**POUR: 36**

**CONTRE: 0**

**ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John

Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Bree (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES adopted Articles 11 to 23 and the Schedule.

THE STATES adopted Articles 24 to 36.

Members present voted as follows –

**POUR: 32**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Connétable of Grouville  
 Connétable of St. John  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy M. Tadier (B)  
 Deputy of St. John  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES adopted Articles 37 to 60.

Members present voted as follows –

**POUR: 35**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Connétable of Grouville  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy S.J. Pinel (C)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Bree (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES adopted Articles 61 to 65.

THE STATES adopted Articles 66 to 73.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Capacity and Self-Determination (Jersey) Law 201-.

Members present voted as follows –

**POUR: 46****CONTRE: 0****ABSTAIN: 0**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Bree (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

### **Changes in Presidency**

The Greffier of the States retired from the Chair prior to the consideration of the proposition of the Chief Minister entitled 'Comptroller and Auditor General Board of Governance: appointment of members' (P.80/2016) and the meeting continued under the presidency of the Bailiff.

**Comptroller and Auditor General Board of Governance: appointment of members (P.80/2016)**

THE STATES, adopting a proposition of the Chief Minister, agreed in accordance with Article 3 of the Comptroller and Auditor General (Board of Governance) (Jersey) Order 2015 to appoint Mr. Peter Price as Chairman and Professor Russell Griggs, O.B.E., as a member of the Board of Governance of the Office of the Comptroller and Auditor General, both for a period of 4 years, with immediate effect.

**Draft Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 2016 (Appointed Day) Act 201- (P.86/2016)**

THE STATES, in pursuance of Regulation 5 of the Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 2016, made an Act entitled the Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 2016 (Appointed Day) Act 2016.

Members present voted as follows –

**POUR: 44****CONTRE: 0****ABSTAIN: 1**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy S.J. Pinel (C)  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)

Senator S.C. Ferguson

Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Bree (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

### **Arrangement of public business for future meetings**

THE STATES agreed the following arrangement of public business for future meetings proposed by the Chairman of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88(3) –

#### **26th September 2016**

Draft Medium Term Financial Plan Addition for 2017 – 2019. Lodged: 30th June 2016. <i>Council of Ministers.</i>	P.68/2016.
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016): addendum (Annex to the MTFP Addition). Presented: 5th July 2016. <i>Council of Ministers.</i>	P.68/2016. Add.
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016): second addendum (Distributional analysis of the MTFP proposals). Presented: 5th July 2016. <i>Council of Ministers.</i>	P.68/2016. Add.(2)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016): third addendum (IFG Income Tax Forecast note – May 2016). Presented: 5th July 2016. <i>Council of Ministers.</i>	P.68/2016. Add.(3)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – amendment. Lodged: 30th August 2016. <i>Deputy G.P. Southern of St. Helier.</i>	P.68/2016. Amd. (re-issue)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – second amendment. Lodged: 30th August 2016. <i>Deputy G.P. Southern of St. Helier.</i>	P.68/2016. Amd.(2) (re-issue 2)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – third amendment. Lodged: 12th September 2016. <i>Deputy G.P. Southern of St. Helier.</i>	P.68/2016. Amd.(3)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – fourth amendment. Lodged: 12th September 2016. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.68/2016. Amd.(4)

Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – fifth amendment. Lodged: 13th September 2016. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.68/2016. Amd.(5)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – sixth amendment. Lodged: 13th September 2016. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.68/2016. Amd.(6)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – seventh amendment. Lodged: 13th September 2016. <i>Deputy M. Tadier of St. Brelade.</i>	P.68/2016. Amd.(7)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – eighth amendment. Lodged: 13th September 2016. <i>Corporate Services Scrutiny Panel.</i>	P.68/2016. Amd.(8)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – ninth amendment. Lodged: 13th September 2016. <i>Senator S.C. Ferguson.</i>	P.68/2016. Amd.(9)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – tenth amendment. Lodged: 13th September 2016. <i>Senator S.C. Ferguson.</i>	P.68/2016. Amd.(10)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – eleventh amendment. Lodged: 13th September 2016. <i>Deputy K.C. Lewis of St. Saviour.</i>	P.68/2016. Amd.(11)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – twelfth amendment. Lodged: 13th September 2016. <i>Deputy S.Y. Mézec of St. Helier.</i>	P.68/2016. Amd.(12)
Draft Medium Term Financial Plan Addition for 2017 – 2019 (P.68/2016) – thirteenth amendment. Lodged: 13th September 2016. <i>Connétable of St. Saviour.</i>	P.68/2016. Amd.(13)
Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment No. 2) (Jersey) Law 201-. Lodged: 16th August 2016. <i>Minister for Social Security.</i>	P.82/2016.
Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment No. 2) (Jersey) Law 201- (P.82/2016): amendment. Lodged: 12th September 2016. <i>Deputy G.P. Southern of St. Helier.</i>	P.82/2016. Amd.



Draft Food Costs Bonus (Jersey) Regulations 201-  
Lodged: 16th August 2016.  
*Minister for Social Security.* P.83/2016.

Draft Income Support (Special Payments) (Christmas Bonus) (Jersey) Regulations  
201-  
Lodged: 16th August 2016.  
*Minister for Social Security.* P.84/2016.

Draft Social Security (Christmas Bonus) (Jersey) Regulations 201-  
Lodged: 16th August 2016.  
*Minister for Social Security.* P.85/2016.

### **11th October 2016**

Higher Education Funding.  
Presented: 10th May 2016.  
*Minister for Education. (Consideration 'in Committee').* R.51/2016.

Draft Price Indicators (Amendment No. 2) (Jersey) Regulations 201-  
Lodged: 8th August 2016.  
*Minister for Economic Development, Tourism, Sport and Culture.* P.81/2016.

Draft Commissioner for Standards (Jersey) Law 201-  
Lodged: 23rd August 2016.  
*Privileges and Procedures Committee.* P.87/2016.

Public Elections: introduction of STV and AV.  
Lodged: 24th August 2016.  
*Deputy M. Tadier of St. Brelade.* P.88/2016.

Draft Prison (Amendment No. 7) (Jersey) Law 201-  
Lodged: 30th August 2016.  
*Minister for Home Affairs.* P.89/2016.

Ratification of the Agreement between the Government of Jersey and the Government  
of the Republic of Chile for the Exchange of Information on Tax Matters.  
Lodged: 30th August 2016.  
*Minister for External Relations.* P.90/2016.

Ratification of the Agreement between the Government of Jersey and the Government  
of the Republic of Cyprus for the Avoidance of Double Taxation and the Prevention of  
Fiscal Evasion with respect to taxes on income.  
Lodged: 30th August 2016.  
*Minister for External Relations.* P.91/2016.

States of Jersey Development Company Limited: appointment of Non-Executive  
Directors.  
Lodged: 7th September 2016.  
*Minister for Treasury and Resources.* P.93/2016.

**1st November 2016**

Bailiff of Jersey: cessation of dual role and the appointment of an elected Speaker of the States. P.54/2016.

Lodged: 24th May 2016.

*Deputy M. Tadier of St. Brelade.*

Bailiff of Jersey: cessation of dual role and the appointment of an elected Speaker of the States (P.54/2016) – comments. P.54/2016.  
Com.

Presented: 22nd June 2016.

*Privileges and Procedures Committee.*

Bailiff of Jersey: cessation of dual role and the appointment of an elected Speaker of the States (P.54/2016) – comments. P.54/2016.  
Com.(2)

Presented: 27th June 2016.

*H.M. Attorney General.*

**15th November 2016**

Draft Jersey Appointments Commission (Miscellaneous Amendments) (Jersey) Law 201-. P.50/2016.

Lodged: 19th May 2016.

*States Employment Board.*

Zero-hours contracts. P.92/2016.

Lodged: 1st September 2016.

*Deputy S.Y. Mézec of St. Helier.*

**29th November 2016**

Draft International Criminal Court (Immunities and Privileges) (Jersey) Regulations 201-. P.72/2016.

Lodged: 22nd July 2016.

*Chief Minister.*

Draft International Criminal Court (Remand Time) (Jersey) Regulations 201-. P.73/2016.

Lodged: 22nd July 2016.

*Chief Minister.*

**Mr. John Oeillet – farewell**

The Bailiff, on behalf of all members, extended the Assembly's appreciation and best wishes to Mr. John Oeillet, who was retiring after 16 years working as a Royal Court and States Usher.

THE STATES rose at 12.34 p.m.

**L.-M. HART**

*Deputy Greffier of the States*