



STATES OF JERSEY ORDER PAPER

Tuesday 4th June 2013

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory notes attached)

Immigration (Fees) (Amendment No. 3) (Jersey) Order 2013. R&O.66/2013.
Minister for Home Affairs.

Children (Amendment No. 2) Rules 2013. R&O.67/2013.
Superior Number of the Royal Court.

Community Provisions (Restrictive Measures – Myanmar/Burma) (Jersey) Order 2013. R&O.68/2013.
Chief Minister.

Road Traffic (St. Saviour) (Amendment No. 7) (Jersey) Order 2013. R&O.69/2013.
Minister for Transport and Technical Services.

Community Provisions (Restrictive Measures – Somalia) (Amendment No. 3) (Jersey) Order 2013. R&O.70/2013.
Chief Minister.

C. DOCUMENTS PRESENTED OR LAID

Draft Taxation (Accounting Records) (Jersey) Regulations 201- (P.50/2013) – P.50/2013.
addendum. Add.
Presented: 30th May 2013.
Chief Minister.

Jersey Employment Tribunal: Annual Report 2012. R.45/2013.
Presented: 20th May 2013.
Minister for Social Security.

Land Transactions under Standing Order 168(3) – V12AA and V12O Victoria Pier – lease. R.46/2013.
Presented: 22nd May 2013.
Minister for Treasury and Resources.

Jersey Council for Safety and Health at Work: appointment of Chairman. R.47/2013.
Presented: 23rd May 2013.
Minister for Social Security.

Jersey Employment Tribunal: re-appointment of Employer Side Member. R.48/2013.
Presented: 23rd May 2013.
Minister for Social Security.

Jersey Air Quality Strategy and Action Plan. R.49/2013.
Presented: 23rd May 2013.
Minister for Planning and Environment.



Land Transactions under Standing Order 168(3) – R.50/2013.
(a) Wilco Greenhouse, Howard Davis Farm, La Route de la Trinité, Trinity –
proposed letting;
(b) “Anchorage Site”, Gorey Pier, St. Martin – proposed sale.
Presented: 29th May 2013.
Minister for Treasury and Resources.

Code of Practice on Public Access to Official Information: Annual Report for R.51/2013.
2012.
Presented: 29th May 2013.
Privileges and Procedures Committee.

Jersey Competition Regulatory Authority: appointment of Non-Executive R.52/2013.
Director.
Presented: 30th May 2013.
Minister for Economic Development.

States of Jersey Complaints Panel: report for 2012. R.53/2013.
Presented: 31st May 2013.
Privileges and Procedures Committee.

D. NOTIFICATION OF LODGED PROPOSITIONS

Ratification of the Convention between Jersey and the Grand Duchy of R.58/2013.
Luxembourg for the Avoidance of Double Taxation and the Prevention of Fiscal
Evasion with Respect to Taxes on Income and on Capital.
Lodged: 21st May 2013.
Chief Minister.

Draft Taxation (Double Taxation) (Amendment No. 2) (Jersey) Regulations 201-. P.59/2013.
Lodged: 21st May 2013.
Chief Minister.

Historic buildings in Pitt Street and Dumaresq Street: request to Minister for P.60/2013.
Planning and Environment.
Lodged: 29th May 2013.
Connétable of St. Helier.

Draft Security Interests (Amendment of Law) (Jersey) Regulations 201-. P.61/2013.
Lodged: 31st May 2013.
Minister for Economic Development.

Draft Trusts (Amendment No. 6) (Jersey) Law 201-. P.62/2013.
Lodged: 31st May 2013.
Minister for Economic Development.

Draft Social Housing (Transfer) (Jersey) Law 201-. P.63/2013.
Lodged: 31st May 2013.
Minister for Housing.

E. WITHDRAWAL OF LODGED PROPOSITIONS



F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

Nomination of Mr. Robert Charles Parker as an unelected member of the Public Accounts Committee (note attached)

Nomination of Deputy G.P. Southern of St. Helier as a member of the Education and Home Affairs panel.

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – **Written Questions**
(attached)

1. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.G. Le Hérisser of St. Saviour regarding the annual running costs of the Commissioning Unit.
2. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding a declaration of interests by civil servants.
3. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the application of new work legislation to “zero hours” contracts.
4. The Chairman of Privileges and Procedures Committee will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the submission of comments to propositions.
5. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the lodging of a proposition relating to death by careless driving.
6. The Minister for Planning and Environment will table an answer to a question asked by the Connétable of St. John regarding the Esplanade Quarter office building.
7. The Minister for Transport and Technical Services will table an answer to a question asked by the Connétable of St. John regarding the maintenance and running costs of the fume extraction equipment of the proposed Waterfront sunken road.
8. The Chairman of Privileges and Procedures Committee will table an answer to a question asked by Deputy R.G. Le Hérisser of St. Saviour regarding the progress made by the Machinery of Government Panel and the submission of its final report.
9. The Minister for Economic Development will table an answer to a question asked by Deputy R.G. Le Hérisser of St. Saviour regarding Harbour mud berth charges.
10. The Minister for Housing will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the estimate of current demand for social rental accommodation by size.
11. The Minister for Housing will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding weighted average rent increases.



12. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the proposed development of part of the Esplanade Car Park.
13. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding an urgent review of Housing polices of the Island Plan.
14. The Minister for Treasury and Resources will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the proposed development of part of the Esplanade Car Park.
15. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the projected costs of the Housing Transformation programme.

(b) – Oral Questions

(120 minutes)

1. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Home Affairs –

“Will the Minister explain to the Assembly whether he has yet called in an external police force to investigate the complaints of perverting the course of justice that have been made against the Chief Officer and Deputy Chief Officer of the States of Jersey Police by ex-police officers and others and, if not, why not?”
2. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Planning and Environment –

“Would the Minister advise whether energy conservation works for low income households specified and contracted by the Environment Department also require the department’s appointed contractor to apply for building consent from his department, if so how does he justify such bureaucracy and why has he not exempted such works or deemed consent for them to encourage the take up of energy conservation measures?”
3. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Planning and Environment -

“What is the total number of heating boiler replacements that have been installed as part of the Energy Efficiency Scheme launched in 2009, what is the cost for each household application and the full total cost for such provision?”
4. Deputy R.G. Le Hérissier of St. Saviour of will ask the following question of the Minister for Heath and Social Services –

“Would the Minister identify the additional resources which will be placed into diabetic services over the next 10 years, distinguishing between preventative and treatment services, given the considerable anticipated increases in diabetes identified in her answer to a written question on 14th May 2013?”
5. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Education, Sport and Culture –

“Will the Minister advise whether the private schools have to follow the same practices and procedures for dismissing staff as state schools and state what mechanisms, if any, the department has to ensure good practice in private schools in relation to human resources issues?”



6. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Minister for Health and Social Services –

“Would the Minister explain why the proposed Public Health and Safety (Dwellings) (Jersey) Law, which would permit access to homes, includes matters such as water and energy, and would she also explain the rationale behind including owner-occupied premises?”

7. The Connétable of St. John will ask the following question of the Minister for Treasury and Resources –

“On 13th May a senior citizen aged 86 reported a fault to Jersey Telecom (at the time of submitting this question the fault continues) and a number of requests from residents, the Parish Hall, myself, and others have fallen on deaf ears; will the Minister ask JT to implement an on-Island fault reporting service that is easy to use by vulnerable people, rather than a UK call centre?”

8. Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister –

“Will the Chief Minister advise members whether he, or any of the members of the States Employment Board with the authority to amend policy, intend to meet employee representatives to engage in meaningful negotiations to avert potential industrial action, and, if not why not?”

9. The Connétable of St. John will ask the following question of the Minister for Treasury and Resources–

“Following his answer to an oral question on 16th April 2013 in which he expressed support for increased infrastructure spending and in particular main drains extensions into the countryside would the Minister give an indication of the total amount that will be invested in these works over the next 2 years?”

10. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Chairman of the Comité des Connétables –

“Would the Chairman identify what procedures the Comité uses to ensure consistent foliage clearance prior to the branchage?”

11. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“What sum, if any, has been allocated by the Council of Ministers for implementation of the recommendations of the McKinsey Report?”

12. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Economic Development –

“Will the Minister state when his department became aware of Flybe's decision to sell its landing rights at Gatwick airport to Easyjet and explain what contingency plans he has to secure Jersey's vital air links to London?”

13. Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister –

“Will the Chief Minister advise members what interdepartmental meetings, if any, have been held this year on the resource implications of the population projections produced by the Statistics Unit, and in particular on housing demand over the period of the Housing Transformation Plan, and if none, when will these be held and when will he come to the States with the results of such resource discussions to inform future debate?”



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

1st question period – Minister for Treasury and Resources

Note: The States agreed on 16th May 2013 that the second period of Questions without Notice (to the Chief Minister) would be taken at the end of this meeting.

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

- Parish Rates: the States' liability. P.40/2013.
Lodged: 20th March 2013.
Connétable of St. Helier.
- Parish Rates: the States' liability (P.40/2013) – comments. P.40/2013.
Presented: 3rd May 2013. Com.
Comité des Connétables.
- Parish Rates: the States' liability (P.40/2013) – comments. P.40/2013.
Presented: 13th May 2013. Com.(2).
Council of Ministers.
- Parish Rates: the States' liability (P.40/2013) – comments. P.40/2013.
Presented: 13th May 2013. Com.(3).
Minister for Treasury and Resources.
- Ratification of the Agreement between the Government of Jersey and the P.46/2013.
Government of the Isle of Man for the Avoidance of Double Taxation and the
Prevention of Fiscal Evasion with Respect to Taxes on Income.
Lodged: 3rd April 2013.
Chief Minister.
- Ratification of the Agreement between the Government of Jersey and the States of P.47/2013.
Guernsey for the Avoidance of Double Taxation and the Prevention of Fiscal
Evasion with Respect to Taxes on Income.
Lodged: 3rd April 2013.
Chief Minister.
- Draft Unlawful Public Entertainments (Jersey) Regulations 201-. P.48/2013.
Lodged: 8th April 2013.
Minister for Home Affairs.
- Draft Taxation (Accounting Records) (Jersey) Regulations 201-. P.50/2013.
Lodged: 15th April 2013.
Chief Minister.
- Draft Taxation (Accounting Records) (Jersey) Regulations 201- (P.50/2013) – P.50/2013.
addendum. Add.
Presented: 30th May 2013.
Chief Minister.



Draft Control of Housing and Work (Business Licences – Annual Charges for Registered Persons) (Jersey) Regulations 201-. P.52/2013.
Lodged: 23rd April 2013.
Chief Minister.

Draft Control of Housing and Work (Transitional and Consequential Provisions) (No. 2) (Jersey) Regulations 201-. P.53/2013.
Lodged: 23rd April 2013.
Chief Minister.

Draft Education (Amendment No. 2) (Jersey) Law 201-. P.54/2013.
Lodged: 23rd April 2013.
Minister for Education, Sport and Culture.

I. (c) – Questions to Ministers without notice (continued) –

2nd question period – Chief Minister

M. ARRANGEMENT OF PUBLIC BUSINESS

18th June 2013

Code of Conduct for Elected Members: Commissioner for Standards. P.4/2013.
Lodged: 14th January 2013.
Privileges and Procedures Committee.

Draft Wills and Successions (Amendment No. 2) (Jersey) Law 201-. P.38/2013.
Lodged: 19th March 2013.
Chief Minister.

Chief Minister and Chairman of Comité des Connétables: monthly meetings. P.51/2013.
Lodged: 16th April 2013.
Deputy M. Tadier of St. Brelade.

Chief Minister and Chairman of Comité des Connétables: monthly meetings P.51/2013.
(P.51/2013) – comments. Com.
Presented: 13th May 2013.
Comité des Connétables.

Chief Minister and Chairman of Comité des Connétables: monthly meetings P.51/2013.
(P.51/2013) – comments. Com.(2).
Presented: 13th May 2013.
Council of Ministers.

Approval of the Memorandum of Understanding between the Government of Jersey and Her Majesty's Revenue and Customs of the United Kingdom of Great Britain and Northern Ireland relating to co-operation in tax matters. P.55/2013.
Lodged: 30th April 2013.
Chief Minister.

Draft Taxation (Implementation) (Disclosure Facility) (Jersey) Regulations 201-. P.56/2013.
Lodged: 30th April 2013.
Chief Minister.



2nd July 2013

Committee of Inquiry: costs for local businesses. P.31/2013.
Lodged: 25th February 2013.
Senator A. Breckon.

Draft Succession to the Crown (Jersey) Law 201-. P.57/2013.
Lodged: 8th May 2013.
Chief Minister.

Ratification of the Convention between Jersey and the Grand Duchy of P.58/2013.
Luxembourg for the Avoidance of Double Taxation and the Prevention of Fiscal
Evasion with Respect to Taxes on Income and on Capital.
Lodged: 21st May 2013.
Chief Minister.

Draft Taxation (Double Taxation) (Amendment No. 2) (Jersey) Regulations 201-. P.59/2013.
Lodged: 21st May 2013.
Chief Minister.

Historic buildings in Pitt Street and Dumaresq Street: request to Minister for P.60/2013.
Planning and Environment.
Lodged: 29th May 2013.
Connétable of St. Helier.

16th July 2013

Victoria and George V Cottage Homes (Repeal of General Principles). P.44/2013.
Lodged: 28th March 2013.
Minister for Housing.

Victoria and George V Cottage Homes (Repeal of General Principles) (P.44/2013): P.44/2013.
amendment. Amd.
Lodged: 3rd May 2013.
Deputy G.P. Southern of St. Helier.

Draft Security Interests (Amendment of Law) (Jersey) Regulations 201-. P.61/2013.
Lodged: 31st May 2013.
Minister for Economic Development.

Draft Trusts (Amendment No. 6) (Jersey) Law 201-. P.62/2013.
Lodged: 31st May 2013.
Minister for Economic Development.

Draft Social Housing (Transfer) (Jersey) Law 201-. P.63/2013.
Lodged: 31st May 2013.
Minister for Housing.

M.N. DE LA HAYE
Greffier of the States

30th May 2013

Note –

In accordance with the meeting dates fixed for 2013 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 5th June 2013 and Thursday 6th June 2013.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.66/2013.

This Order amends the Immigration (Fees) (Jersey) Order 2010 to increase the fees payable under that Order.

For an application for limited leave to remain (or variation of that leave) the increase in fees is from £561 to £578, and from £281 to £433 in the case of a dependant's application made at the same time.

For an application for indefinite leave to remain the increase in fees is from £991 to £1,051, and from £496 to £788 in the case of a dependant's application made at the same time.

The new fees take effect on 1st June 2013. The current fees took effect on 1st July 2012.

The Order was made on 15th May 2013 and came into force on 1st June 2013.

R&O.67/2013.

These Rules amend the Children Rules 2005 ("the 2005 Rules").

The amendments concern the form for applications under the Children (Jersey) Law 2002 in private law proceedings for –

- a contact order;
- a prohibited steps order;
- a residence order;
- a specific issue order;
- a parental responsibility order;
- an order for leave to remove a child from the jurisdiction; or
- an order for the change of a child's name.

The existing Form C1 contained in Schedule 2 to the 2005 Rules has several limitations insofar as private law proceedings are concerned. The Rules therefore introduce a new form – 'Form C100' – on which such applications will be made. A new 'Form C14' is also introduced.

'Form C100'

Among other things, this requires an applicant to list his or her addresses for the last 5 years and to list the addresses of the respondent for the last 5 years.

The Form also directs the attention of the applicant to the '*Parenting plan: putting your children first*'. This is a plan drawn up by JFCAS for the benefit of separating parents. The Form also asks for details of attendance at mediation. In this connection '*Children in Mind*' refers to the course run by The Bridge, Le Geyt Road, St. Saviour.

The existing Form C1 does not elicit information specifically on whether a child is at risk of harm. The new Form does so.

'Form C14'

This Form would be for use by any party in children law proceedings who did not wish to reveal the address of their private residence or that of any child. Where an applicant had availed him/herself of Form C14, the address would not be revealed to any person except by order of the Court.

Provision in this respect is made by a new *Rule 8A* which is inserted in the 2005 Rules.

Other provisions

A drafting improvement clarifies that references in the 2005 Rules to Forms are references to the Forms in Schedule 2 to the 2005 Rules.

Consequential amendments are made to Rule 5 of the 2005 Rules; whilst Rule 7 of the 2005 Rules (commencement of private law proceedings) is substituted to provide for the manner of making applications in private law proceedings, including provision as to –



- (i) there being enough copies of the application filed to be served on each respondent;
- (ii) all the children being included in one application;
- (iii) giving the applicant a date for a preliminary directions hearing (“PDH”);
- (iv) serving the application with notice of the date and place of the PDH;
- (v) the Greffier being able to refer applications to the Bailiff.

Rule 5 is the citation and commencement provision.

The Rules were made by the Superior Number of the Royal Court on 16th May 2013 and came into force on 23rd May 2013.

R&O.68/2013.

This Order gives effect to Council Regulation (EU) No. 401/2013 of 2 May 2013 concerning restrictive measures in respect of Myanmar/Burma and repealing Regulation (EC) No. 194/2008.

That Council Regulation prohibits –

- (a) the sale, supply, transfer or export to or for the use of persons in Myanmar/Burma of equipment which might be used for internal repression;
- (b) the provision to or for the use of persons in Myanmar/Burma of technical assistance related to –
 - (i) military activities and the provision, manufacture, maintenance and use of arms and related materiel, or
 - (ii) equipment which might be used for internal repression;
- (c) the provision to or for the use of persons in Myanmar/Burma of finance or financial assistance related to –
 - (i) military activities, or
 - (ii) equipment which might be used for internal repression; and
- (d) knowing and intentional participation in any activity intended to circumvent the prohibitions described in (b) and (c).

The Community Provisions (Restrictive Measures – Burma/Myanmar) (Jersey) Order 2008, which gave effect to Council Regulation (EC) No. 194/2008, is revoked.

The Order was made on 17th May 2013 and came into force on 18th May 2013.

R&O.69/2013.

This Order further amends Part 1 of Schedule 3 to the Road Traffic (St. Saviour) (Jersey) Order 2000 to impose additional restrictions on waiting in various locations in that Parish. The amendments (made by *Article 1*) affect parts of Bagatelle Lane, Bagot Road, Croix Besnard, La Rue de Patier and Maison St. Louis, as specified in that Article.

Article 2 provides for the citation of the Order and for it to come into force 7 days after it is made.

The Order was made on 17th May 2013 and came into force on 24th May 2013.

R&O.70/2013.

This Order amends the Community Provisions (Restrictive Measures – Somalia) (Jersey) Order 2011, to give effect to Council Regulation (EU) No. 432/2013 of 13 May 2013 (OJ No. L 129/15, 14.5.2013) amending Regulation (EU) No. 356/2010 imposing certain specific restrictive measures directed against certain natural or legal persons, entities or bodies, in view of the situation in Somalia. The amendment updates the basis on which the EU may list persons against whom restrictive measures are imposed, but does not as yet make any change to the actual contents of that list.

The Order was made on 24th May 2013 and came into force on 25th May 2013.



(See Item F)

PUBLIC ACCOUNTS COMMITTEE: APPOINTMENT OF UNELECTED MEMBER

In accordance with Standing Order 124(1) the Chairman of the Public Accounts Committee has given notice of a nomination for the position of an unelected member of the PAC.

The Chairman has given notice that she will nominate Mr. Robert John Parker at this meeting.

Mr. Robert John Parker – Biography

Date of birth

17th December 1954

Employment history

Coopers and Lybrand Bristol - four years

Audits throughout the West Country

Gulf and Western Internal Audit - two years

Auditing companies within the Gulf and Western Group outside the USA and three months in the US

Paramount Pictures International - one year (Part of Gulf and Western)

Hotel de France Group Limited - 32 years

Current employer

Finance Director

Finance Director and General Manager

Managing Director

Chairman

Other posts

Jersey Hotel and Guest House Association

Committee Member, Treasurer, Senior Vice President

Jersey Conference Bureau (Founding Chairman)

Jersey Tourist Board Member

Jersey Hospitality Board Member

Jersey Airport Taskforce Member

Currently

Treasurer - Jersey Conference Bureau

Treasurer - Luxury Jersey Hotels

Professional qualifications

Passed Chartered Accountancy PE1 and PE2 exams.



WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Health and Social Services will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“What are the annual running costs of the recently established Commissioning Unit?

What savings are predicted on an annualised basis for the next 5 years?”

2. The Chief Minister will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Does the Minister consider that the move to Ministerial government has resulted in the transfer of substantial amounts of decision-making to the public sector and, if so, does he believe that officers involved should be required to make a declaration of financial and property interests in the same way as States Members, to allay suspicion of influence during decision-making and, if not why not?”

3. The Chief Minister will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Further to assurances given on 14th May 2013 by his Assistant Minister, would the Chief Minister explain precisely how the new control of work and housing legislation will be applied to zero-hour contracts, given that the Employment Tribunal has declared people working in that environment cannot be classed as ‘employees’?

As well as increasing compliance and monitoring to ensure that licences are adhered to, what steps, if any, is he taking to ensure the use of zero-hour contracts is not used by firms as a means of avoiding employment legislation?”

4. The Chairman of Privileges and Procedures Committee will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Does the Chairman consider it satisfactory that comments and similar information arrive so close to a debate that members may not have sufficient time to digest their contents and, if not, will his Committee be addressing the matter?”

5. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Further to the responses received from both the Minister and the Minister for Home Affairs to my written questions of 19th February 2013 and 19th March 2013, will the Minister advise what progress, if any, has been made towards amending the Road Traffic (Jersey) Law 1956 to provide for ‘causing death or injury by careless driving’ and when he anticipates bringing forward the necessary amendments for debate by the Assembly?”



6. The Minister for Planning and Environment will table an answer to the following question asked by the Connétable of St. John –

“Following his decision to approve the application by the Jersey Development Company (JDC) to construct a 56,000 sq ft building on the Esplanade car-park site would the Minister advise –

- (a) whether this approval is consistent with the Esplanade Quarter Masterplan approved by the States in 2008 (P.60/2008)?
 - (b) whether this approval is compromised by the ongoing litigation between the JDC’s predecessor the Waterfront Enterprise Board and Harcourt Developments?
 - (c) if the Island Plan 2011 needs to be amended if elements of P.60/2008 are not now to be carried out, specifically the sunken road and approved scheme and, if so, should the Island Plan have been amended by the States before this approval was issued?
 - (d) if the 31 conditions associated with the approved application reflect the Island Plan 2011 and the Esplanade Quarter Masterplan 2008 (P.60/2008)?”
7. The Minister for Transport and Technical Services will table an answer to the following question asked by the Connétable of St. John –

“With regard to the proposed sunken road at the Esplanade Quarter, would the Minister advise whether the annual maintenance and running cost of the fume extraction equipment is budgeted for within the suggested £500,000 annual spend (at 2008 figures), and would he further advise whether the fumes will be filtered before release into the atmosphere and, if so, the annual cost of this process?

Would the Minister advise precisely where and at what height the fumes/vent stacks will be released?”

8. The Chairman of Privileges and Procedures Committee will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour –

“What progress, if any, has the Machinery of Government Review Sub Committee made since submitting its interim report and when will the final report be submitted?”

9. The Minister for Economic Development will table an answer to the following question asked by Deputy R.G. Le Hérisier of St. Saviour –

“What have been the percentages and monetary fee rises in each of the last 5 years for Harbour mud berth charges and what rises are predicted for each of the next 2 years?

How are these rises justified?”



10. The Minister for Housing will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“In the light of the Jersey Housing Assessment 2013-15, will the Minister estimate what the current demand for social rental accommodation by size is currently, and state what impact the 10 population projections published by the States of Jersey Statistics Unit in September 2012 will have on this demand in the short (2020) and medium (2035) term?

Will he also state the extent to which he expects to be able to meet any of the needs required by these projections over the short and medium term?

Further, in the light of the findings contained in the 2011 census report that there was a propensity for immigrants from Portugal and the EU accession countries to remain in Jersey following the reduction in qualification periods and that some 90% of these recent arrivals were economically active and concentrated in elementary occupations, will he state what impact, if any, these factors may have on the demand for social rental accommodation?”

11. The Minister for Housing will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Does the Minister accept that the figures he presented in his response to a written question on 14th May 2013 show that the weighted average rent increase resulting from the move to 90% of private sector rent levels from the current average of 74% under the Housing Transformation Plan on new tenancies in States social rented housing will be £35.51 per week (21%) and if not why not?

Does he further accept that the average rise for tenants on new tenancies for 2-bed properties will be £49 per week (27%)?

Will he explain to members why he stated in his answer that the policy “would add, on a weighted average, a further £11.89 or 6% on new tenancies” when the correct figure for the level of rent increases was to be gained by comparison with actual rents (2012) and not with fair rents, as he had given elsewhere in his answer?

Does the Minister accept that in doing so he has misled the States and, if so, will he apologise for having done so?”

12. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Following the recent announcement of his decision to approve plans submitted by the States of Jersey Development Company (SOJDC) for the proposed development of part of the Esplanade car for private sector offices, will the Minister advise –

- (a) the full details of the mandatory Planning Obligation agreement which he requires of the SOJDC to enter into as a pre-condition of this consent and the conditions which he has attached to such consent;
- (b) how the proposed Planning Obligation agreement will ensure that the approved Masterplan for St Helier, including lowering or bridging over the waterfront road to enable St Helier to be reconnected with its waterfront without public cost, is completed within the ten year timescale of the Island Plan which expires in 2021; and,



- (c) which conditions are attached to the consent to ensure public car parking is maintained, there is improved safety for the increased pedestrian footfall which will be generated, improvements in the public realm and minimization of the disruption to the public and users of the Waterfront?”

13. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister outline in detail the arrangements, if any, he has made to carry out the urgent review of the Housing policies of the Island Plan, as recently announced by the Chief Minister, including proposed timescales together with details of the work programmes for progressing masterplans required in the policies of the Island Plan 2011?”

14. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Following the recent announcement of the Minister for Planning and Environment’s decision to approve plans submitted by States of Jersey Development Company (SOJDC) for their proposed development of part of the Esplanade car park in St Helier Waterfront for private sector offices, will the Minister provide details of –

- (a) the financial appraisal carried out into the financial viability of this development ;
- (b) the assessment of the future liabilities which SOJDC will be taking on behalf of the public of Jersey , in the event of entering into the proposed Planning Obligation required by the Minister for Planning and Environment in respect of this development and how such liabilities will be paid for;
- (c) the economic assessment which has been carried out with evidence of market demand for office space currently and for the period of the Island Plan 2011; and,
- (d) the economic impact of the proposed development given that it will be in direct competition with private developments in the Waterfront area for the same market?”

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

“Notwithstanding his response to written question 7640 of 14th May 2013 (which refers to figures which exclude the costs of annual uprates at inflation + 0.75%) will the Minister inform members what the projected total additional cost to States revenues of the Housing Transformation Plan (HTP) will be to include the impact of:

- (a) the change to inflation plus indexation from 2.5% to 4.25% and
- (b) the change to 90% of private sector rent levels on the level of the rental component of Income Support on the States social rental sector, along with the Trust and private sectors over the first 5 and 10 years of the HTP?”



ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

2013

1st Session 2013

June 18th	Education, Sport and Culture	Health and Social Services
July 2nd	Economic Development	Chief Minister
July 16th	Housing	Planning and Environment

2nd Session 2013

September 10th	Social Security	Chief Minister
September 24th	Transport and Technical Services	Home Affairs
October 8th	Treasury and Resources	Chief Minister
October 22nd	Education, Sport and Culture	Health and Social Services
November 5th	Economic Development	Chief Minister
November 19th	Housing	Planning and Environment
December 3rd	Social Security	Chief Minister
December 10th	Transport and Technical Services	Home Affairs