



**THE STATES assembled on Tuesday
17th November 2020, at 9.30 a.m. under
the Presidency of the Bailiff,
Timothy John Le Cocq, Esquire.**

**His Excellency the Lieutenant Governor,
Air Chief Marshall Sir Stephen Dalton, G.C.B., LL.D. (Hon.), D.Sc. (Hon.), B.Sc., F.R.Ae.S.,
C.C.M.I. was present.**

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

Senator Tracey Anne Vallois – ill
Connétable Sadie Anthea Le Sueur-Rennard of St. Saviour – excused attendance
Deputy Stephen George Luce of St. Martin – excused attendance (joined at 9.40 a.m.)

Prayers

Standing Order 55A – meeting held remotely

THE STATES assembled remotely, in accordance with Standing Order 55A, as the Bailiff considered that it was not possible to convene or maintain a quorate meeting in view of a substantial risk to the health of both States Members and the public.

Subordinate enactments tabled

The following enactments were tabled, namely –

EU Legislation (Customs and Excise – Customs Tariff and Export Duty) (Jersey) Order 2020. <i>Minister for Home Affairs.</i>	R&O.127/2020.
EU Legislation (Customs Union, Import and Export Control) (Amendment of Law) (Jersey) Order 2020. <i>Minister for Home Affairs.</i>	R&O.128/2020.
Motor Traffic (Cabs – Fares and Charges) (Amendment No. 3) (Jersey) Order 2020. <i>Minister for Infrastructure.</i>	R&O.133/2020.
Covid-19 (Workplace – Thirteenth Extension) (Jersey) Order 2020. <i>Minister for Health and Social Services.</i>	R&O.134/2020.
Long-Term Care (Benefits) (Amendment No. 9) (Jersey) Order 2020. <i>Minister for Social Security.</i>	R&O.135/2020.
Census (Jersey) Order 2020. <i>Chief Minister.</i>	R&O.136/2020.

Documents presented

Our Hospital Site Selection: Overdale (P.123/2020) – comments. Presented: 16th November 2020. <i>Minister for the Environment.</i>	P.123/2020. Com.
Draft Financial Services (Disclosure and Provision of Information) (Jersey) Regulations 202- (P.125/2020): comments. Presented: 10th November 2020. <i>Economic and International Affairs Scrutiny Panel.</i>	P.125/2020. Com.
Establishment and funding of the Fiscal Stimulus Fund (P.128/2020): comments. Presented: 13th November 2020. <i>Corporate Services Scrutiny Panel.</i>	P.128/2020. Com.
Establishment and funding of the Fiscal Stimulus Fund (P.128/2020): amendment (P.128/2020 Amd.) – comments. Presented: 16th November 2020. <i>Minister for Treasury and Resources.</i>	P.128/2020. Amd.Com.
Carbon Neutral Strategy and Sustainable Transport Policy – Additional Considerations for Implementation (P.132/2020): comments. Presented: 16th November 2020. <i>Minister for the Environment.</i>	P.132/2020. Com.
PFAS and water quality in Jersey 2020: An update report from the Government of Jersey Officer Technical Group. Presented: 6th November 2020. <i>Minister for the Environment.</i>	R.126/2020.
Transfers between Heads of Expenditure under the Public Finances (Jersey) Law 2019: Article 18 – 29th October 2020. Presented: 10th November 2020. <i>Minister for Treasury and Resources.</i>	R.127/2020.
States of Jersey Law 2005: delegation of functions – Minister for Economic Development, Tourism, Sport and Culture – Shipping delegations. Presented: 10th November 2020. <i>Minister for Economic Development, Tourism, Sport and Culture.</i>	R.128/2020.
States of Jersey Complaints Panel: report for 2019. Presented: 11th November 2020. <i>Privileges and Procedures Committee.</i>	R.129/2020.
Safer Travel Guidelines Review: Final Report. Presented: 12th November 2020. <i>Safer Travel Guidelines Review Panel.</i>	S.R.8/2020.
Review of the Future Hospital Site Selection Process. Presented: 13th November 2020. <i>Future Hospital Review Panel.</i>	S.R.9/2020.

Notification of lodged propositions

Our Hospital Site Selection: Overdale (P.123/2020) – amendment. Lodged: 13th November 2020. <i>Future Hospital Review Panel.</i>	P.123/2020. Amd.
Our Hospital Site Selection: Overdale (P.123/2020) – amendment (P.123/2020 Amd.) – amendment. Lodged: 16th November 2020. <i>Council of Ministers.</i>	P.123/2020. Amd.Amd.
Our Hospital Site Selection: Overdale (P.123/2020) – second amendment. Lodged: 16th November 2020. <i>Connétable of St. Helier.</i>	P.123/2020. Amd.(2).
Carbon Neutral Strategy and Sustainable Transport Policy – Additional Considerations for Implementation (P.132/2020): amendment. Presented: 16th November 2020. <i>Minister for Infrastructure.</i>	P.132/2020. Amd.
Draft Financial Services (Disclosure and Provision of Information) (Jersey) Law 202- (Appointed Day) Act 202- (P.133/2020): amendment. Lodged: 9th November 2020. <i>Minister for External Relations.</i>	P.133/2020. Amd.
Composition and Election of the States: Proposed Changes (P.139/2020) – third amendment. Lodged: 12th November 2020. <i>Connétable of St. Martin.</i>	P.139/2020. Amd.(3).
Composition and Election of the States: Proposed Changes (P.139/2020) – fourth amendment. Lodged: 13th November 2020. <i>Connétable of Grouville.</i>	P.139/2020. Amd.(4).
Composition and Election of the States: Proposed Changes (P.139/2020) – fifth amendment. Lodged: 17th November 2020. <i>Senator L.J. Farnham.</i>	P.139/2020. Amd.(5).
Composition and Election of the States: Proposed Changes (P.139/2020) – sixth amendment. Lodged: 17th November 2020. <i>Deputy M.R. Higgins of St. Helier.</i>	P.139/2020. Amd.(6).
Composition and Election of the States: Proposed Changes (P.139/2020) – seventh amendment. Lodged: 17th November 2020. <i>Senator J.A.N. Le Fondré.</i>	P.139/2020. Amd.(7).
Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment No. 2) (Jersey) Law 202-. Lodged: 5th November 2020, <i>Minister for Social Security.</i>	P.156/2020.

Draft Covid-19 (Gatherings) (Jersey) Regulations 202-. P.157/2020.
Lodged: 16th November 2020.
Minister for Health and Social Services.

Draft Covid-19 (Workplace Restrictions) (Amendment) (Jersey) Regulations 202-. P.158/2020.
Lodged: 17th November 2020.
Minister for Health and Social Services.

Safe Singing during Covid-19. P.159/2020.
Lodged: 17th November 2020.
Deputy L.M.C. Doublet of St. Saviour.

Minister for Children and Housing – appointment

In accordance with the provisions of Standing Order 117(2), the Chief Minister nominated Deputy Jeremy Martin Maçon of St. Saviour as Minister for Children and Housing.

In accordance with Standing Order 117(5), the candidate made a speech and was questioned. Once the period of questions had concluded, there being no other nominations, the Bailiff declared that Deputy Jeremy Martin Maçon of St. Saviour had been duly elected as Minister for Children and Housing.

Written Questions

(see Official Report/Hansard)

- WQ.425/2020 1. The Minister for Infrastructure tabled an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding the sale of publicly-owned flying freehold properties.
- WQ.426/2020 2. The Chair of the States Employment Board tabled an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding the remuneration of Directors working in the public sector.
- WQ.427/2020 3. The Chair of the States Employment Board tabled an answer to a question asked by the Deputy of St. John regarding the number of civil servants working remotely.
- WQ.428/2020 4. The Minister for Health and Social Services tabled an answer to a question asked by the Deputy of St. John regarding inpatient bed spaces in the new hospital.
- WQ.429/2020 5. The Assistant Minister for Education tabled an answer to a question asked by the Deputy of St. John regarding the repatriation of university students.
- WQ.430/2020 6. The Minister for Health and Social Services tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding the independent oversight board to be established for the Jersey Care Model.
- WQ.431/2020 7. The Minister for the Environment tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding the hospital catering unit at St. Peter's Technical Park.
- WQ.432/2020 8. The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding staffing at the General Hospital.
- WQ.433/2020 9. The Chief Minister tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the 2019/2020 Income Distribution Survey.

- WQ.434/2020 10. The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the delivery of affordable primary care.
- WQ.435/2020 11. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the sale of Andium Homes properties.
- WQ.436/2020 12. The Chair of the Comité des Connétables tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding Parish housing schemes.
- WQ.437/2020 13. The Minister for Social Security tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding individuals between the ages of 18 and 25 who had lost their right to claim Income Support.
- WQ.438/2020 14. The Minister for Social Security tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the provision of glasses to children in families who were struggling financially.
- WQ.439/2020 15. The Minister for Education tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the impact of online teaching on children's eyesight.
- WQ.440/2020 16. The Minister for Education tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the prevalence of Covid-19 in the Island's schools.
- WQ.441/2020 17. The Chief Minister tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding Subject Access Requests to Government departments.
- WQ.442/2020 18. The Minister for Health and Social Services tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding adults with learning difficulties.
- WQ.443/2020 19. The Minister for Social Security tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the use of zero-hour contracts.
- WQ.444/2020 20. The Minister for Social Security tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the reviews of contributory funds within the Minister's remit.
- WQ.445/2020 21. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding a review of the impact of the Island's current and projected industries.
- WQ.446/2020 22. The Minister for Health and Social Services tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the impact of Covid-19 during the winter months.
- WQ.447/2020 23. The Minister for Children and Housing tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the use of independent advocates.
- WQ.448/2020 24. The Minister for Home Affairs tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the wellbeing of staff in the uniformed services.
- WQ.449/2020 25. The Minister for Home Affairs tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the disciplinary processes used in the uniformed services.

Oral Questions*(see Official Report/Hansard)*

- OQ.323/2020 1. Senator K.L. Moore asked a question of the Minister for Treasury and Resources regarding letters to taxpayers requesting payment for the 2019 year of assessment.
- OQ.341/2020 2. Deputy C.S. Alves of St. Helier asked a question of the Minister for Health and Social Services regarding the employment of social workers in the States of Jersey.
- OQ.334/2020 3. Deputy G.P. Southern of St. Helier asked a question of the Minister for Health and Social Services regarding the use of vacancy factor management in his Department.
- OQ.324/2020 4. Deputy R.J. Ward of St. Helier asked a question of the Chief Minister regarding breaches of tenancy legislation.
- OQ.319/2020 5. Deputy M.R. Higgins of St. Helier asked a question of the Minister for Home Affairs regarding disciplinary procedures in the uniformed services.
- OQ.330/2020 6. Deputy L.B.E. Ash of St. Clement asked a question of the Minister for Economic Development, Tourism, Sport and Culture regarding the access to F.B. Fields.
- OQ.327/2020 7. Deputy R. Labey of St. Helier asked a question of the Minister for Economic Development, Tourism, Sport and Culture regarding the affordability of flights to Jersey during the Coronavirus pandemic.
- OQ.318/2020 8. The Deputy of St. Martin asked a question of the Minister for Health and Social Services regarding the number of flights to Southampton available to Islanders with medical conditions.
- OQ.337/2020 9. Senator S.Y. Mézec asked a question of the Chief Minister regarding the publication of the Housing Policy Development Board's final report.
- OQ.321/2020 10. Deputy I Gardiner of St. Helier asked a question of the Minister for Infrastructure regarding the No. 19 bus service.
- OQ.331/2020 11. Deputy K.G. Pamplin of St. Saviour asked a question of the Minister for Health and Social Services regarding the impact on mental health of the recent rise in Covid-19 infections.
- OQ.322/2020 12. The Connétable of St. Peter asked a question of the Minister for Infrastructure regarding expenditure on the bus contract as part of the response to Covid-19.
- OQ.339/2020 13. Deputy K.F. Morel of St. Lawrence asked a question of the Minister for Infrastructure regarding the availability of residential parking at Beaumont.
- OQ.320/2020 14. The Deputy of St. John asked a question of the Minister for Treasury and Resources regarding the issuing of investment bonds to Islanders.
- OQ.328/2020 15. Deputy M. Tadier of St. Brelade asked a question of the Minister for the Environment regarding the repair or removal of glasshouses that had been left to fall into disrepair.
- OQ.342/2020 16. Deputy C.S. Alves of St. Helier asked a question of the Minister for Home Affairs regarding applications for Settled Status.

- OQ.332/2020 17. Deputy K.G. Pamplin of St. Saviour asked a question of the Chief Minister regarding a new protocol for Government press releases.
- OQ.338/2020 18. Senator S.Y. Mézec asked a question of the Minister for Social Security regarding the banning of exclusivity clauses in zero-hours contracts.
- OQ.335/2020 19. Deputy G.P. Southern of St. Helier asked a question of the Chief Minister regarding applications to the Affordable Housing Gateway.
- OQ.326/2020 20. The Deputy of St. Martin asked a question of the Assistant Minister for Education regarding travel arrangements for Jersey students returning to the Island for Christmas.
- OQ.325/2020 21. Deputy R.J. Ward of St. Helier asked a question of the Minister for the Environment regarding the Climate Emergency Fund.

Oral Questions without notice

(see Official Report/Hansard)

The Minister for Home Affairs answered questions without notice from members.

The Minister for International Development answered questions without notice from members.

Arrangement of public business for the present meeting

THE STATES, adopting a proposition of the Minister for Social Security, agreed to consider the Draft Social Security (Amendment of Law No.14) (Jersey) Regulations 202- (P.124/2020) as the first item of public business.

Draft Social Security (Amendment of Law No.14) (Jersey) Regulations 202- P.124/2020

THE STATES commenced consideration of the Draft Social Security (Amendment of Law No.14) (Jersey) Regulations 202- and adopted the principles.

Members present voted as follows –

POUR: 43

Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of Grouville
 Connétable of St. John
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)

CONTRE: 2

Connétable of St. Brelade
 Connétable of St. Mary

ABSTAIN: 0

Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, commenced consideration of Regulations 1 to 6 and, adopting an amendment of the Minister for Social Security (P.124/2020 Amd.), agreed that, after Regulation 3(7)(b), there should be inserted following sub-paragraph –

“(c) for sub-paragraph (2)(b) there is substituted –

“(b) the expression “relevant quarter” means the previous quarter but one before the quarter in which it is expected that the relevant person’s child will be born or adopted.””.

THE STATES adopted Regulations 1 to 6, as amended.

Members present voted as follows –

POUR: 32

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Ouen

Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy G.C.U. Guida (L)
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, under Article 50 of the Social Security (Jersey) Law 1974, made Regulations entitled the Social Security (Amendment of Law No.14) (Jersey) Regulations 2020.

Members present voted as follows –

POUR: 40**CONTRE: 0****ABSTAIN: 1**

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary

Connétable of St. Mary

Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

Arrangement of public business for the present meeting

THE STATES, adopting a proposition of the Chair of the Future Hospital Review Panel, in accordance with Standing Order 80, agreed to suspend Standing Order 32 in order that the Panel's amendment (P.123/2020 Amd.) to the proposition of the Council of Ministers entitled 'Our Hospital Site Selection: Overdale' (P.123/2020) might be listed for consideration at the present meeting; and further agreed in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the amendment in order that it might be debated at the present meeting.

Members present voted as follows –

POUR: 39

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator K.L. Moore
 Senator S.W. Pallett
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)

CONTRE: 0

ABSTAIN: 1

Deputy J.H. Young (B)

Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, adopting a proposition of the Chief Minister, in accordance with Standing Order 80, agreed to suspend Standing Order 32 in order that the amendment of the Council of Ministers (P.123/2020 Amd.Amd.) to the amendment of the Future Hospital Review Panel (P.123/2020 Amd.) to the proposition of the Council of Ministers entitled 'Our Hospital Site Selection: Overdale' (P.123/2020) might be listed for consideration at the present meeting; and further agreed in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the amendment in order that it might be debated at the present meeting.

Members present voted as follows –

POUR: 39

CONTRE: 0

ABSTAIN: 1

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)

Deputy J.H. Young (B)

Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, adopting a proposition of the Connétable of St. Helier, in accordance with Standing Order 80, agreed to suspend Standing Order 32 in order that his amendment (P.123/2020 Amd.(2)) to the proposition of the Council of Ministers entitled ‘Our Hospital Site Selection: Overdale’ (P.123/2020) might be listed for consideration at the present meeting; and further agreed in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the amendment in order that it might be debated at the present meeting.

Members present voted as follows –

POUR: 39

CONTRE: 0

ABSTAIN: 1

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator K.L. Moore
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)

Deputy J.H. Young (B)

Deputy I. Gardiner (H)

THE STATES, adopting a proposition of the Minister for Infrastructure, in accordance with Standing Order 80, agreed to suspend Standing Order 32 in order that his amendment (P.132/2020 Amd.) to the proposition of Deputy Jessica Harriet Perchard of St. Saviour entitled ‘Carbon Neutral Strategy and Sustainable Transport Policy – Additional Considerations for Implementation’ (P.132/2020) might be listed for consideration at the present meeting; and further agreed in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the amendment in order that it might be debated at the present meeting.

Members present voted as follows –

POUR: 38

CONTRE: 1

ABSTAIN: 0

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

Deputy R.J. Ward (H)

THE STATES, adopting the request of Senator Lyndon John Farnham, agreed in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of his proposition entitled ‘Draft Amendment

(No.50) of the Standing Orders of the States of Jersey' (P.144/2020) in order that it might be debated at the present meeting.

Members present voted as follows –

POUR: 26

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator K.L. Moore
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. John
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

CONTRE: 20

Senator S.C. Ferguson
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy J.H. Young (B)
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)

ABSTAIN: 0**Our Hospital Site Selection: Overdale P.123/2020**

THE STATES commenced consideration of a proposition of the Council of Ministers entitled 'Our Hospital Site Selection: Overdale' (P.123/2020) and, adopting an amendment of the Connétable of St. Helier (P.123/2020 Amd.(2)), agreed that, at the beginning of the proposition, there should be inserted the following paragraph –

“(a) to request the Council of Ministers, prior to its acquisition of land or properties required to facilitate access to the preferred site for Jersey’s new hospital, to present to the States Assembly for approval a report on alternative access strategies designed to maximize sustainable modes of travel to and from the new hospital, and to minimize the impact on homes, leisure facilities and the surrounding environment of the access interventions currently proposed;”

and that the existing paragraph should be re-designated as paragraph (b).

Members present voted as follows –

POUR: 23

Senator K.L. Moore
 Senator S.W. Pallett

CONTRE: 19

Senator L.J. Farnham
 Senator S.C. Ferguson

ABSTAIN: 0

Senator S.Y. Mézec	Senator J.A.N. Le Fondré
Connétable of St. Helier	Connétable of St. Clement
Connétable of St. Brelade	Connétable of St. Lawrence
Connétable of Grouville	Connétable of Trinity
Connétable of St. Martin	Connétable of St. Peter
Deputy G.P. Southern (H)	Connétable of St. Mary
Deputy of Grouville	Deputy J.A. Martin (H)
Deputy M. Tadier (B)	Deputy K.C. Lewis (S)
Deputy M.R. Higgins (H)	Deputy J.M. Maçon (S)
Deputy of St. Martin	Deputy S.J. Pinel (C)
Deputy L.M.C. Doublet (S)	Deputy of St. Ouen
Deputy R. Labey (H)	Deputy S.M. Wickenden (H)
Deputy G.J. Truscott (B)	Deputy of St. Mary
Deputy K.F. Morel (L)	Deputy L.B.E. Ash (C)
Deputy M.R. Le Hegarat (H)	Deputy G.C.U. Guida (L)
Deputy S.M. Ahier (H)	Deputy of St. Peter
Deputy J.H. Perchard (S)	Deputy of St. John
Deputy R.J. Ward (H)	
Deputy C.S. Alves (H)	
Deputy K.G. Pamplin (S)	
Deputy I. Gardiner (H)	

THE STATES, resuming consideration of the proposition of the Council of Ministers, as amended, commenced consideration of an amendment of the Future Hospital Review Panel (P.123/2020 Amd.), and rejected an amendment of the Council of Ministers (P.123/2020 Amd.Amd.) that in paragraph (b), for the words “Outline Business Case” there should be substituted the words “financing strategy”; that in paragraph (b)(ii), after the words “a statement” for the words “by clinical specialty that senior clinical representatives have agreed and signed off their respective departments” there should be substituted the words “that the Associate Medical Directors for Scheduled Care, Unscheduled Care, Mental Health and Primary Care have agreed and signed off operational areas for Our Hospital that fall under their respective care groups”.

Members present voted as follows –

POUR: 22

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. John
 Connétable of Trinity
 Connétable of St. Mary
 Connétable of St. Ouen
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Ouen
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter

CONTRE: 23

Senator S.C. Ferguson
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. Peter
 Connétable of St. Martin
 Deputy G.P. Southern (H)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy of St. Martin
 Deputy R. Labey (H)
 Deputy G.J. Truscott (B)
 Deputy K.F. Morel (L)
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)

ABSTAIN: 0

Deputy of Trinity
Deputy of St. John

Deputy C.S. Alves (H)
Deputy K.G. Pamplin (S)
Deputy I. Gardiner (H)

THE STATES resumed consideration of the proposition of the Council of Ministers, as amended, and, adopting the amendment of the Future Hospital Review Panel, agreed that the existing paragraph should be designated as paragraph (a) and that the following paragraph should be inserted –

“(b) to request the Council of Ministers to present a report to the States prior to lodging any proposition seeking the Assembly’s approval of the Outline Business Case for the new Hospital, to contain the following –

- (i) the performance detail from the demand-modelling with all key demand and capacity assumptions linked to the sizing of the new hospital and how this links to the role and function of health facilities as set out in the Jersey Care Model;
- (ii) a statement by clinical specialty that senior clinical representatives have agreed and signed off their respective departments, both room areas via the Schedule of accommodation, and drawings that match the latest hospital plans;
- (iii) the proposed hospital total area including all main hospital street communication corridors, department circulation and non-roof plant, in order to provide a total inclusive Schedule of Accommodation;
- (iv) the calculations for all project cost including non-works costs, equipment costs, non-medical costs (including the whole life transport solution), inflation, optimism bias, a clear split of all project contingencies, the premium costs for materials and confirmation that all “current exclusion” are subject to at least the latest provisional sums;
- (v) an analysis that the aligned programme has taken account of both the programme impact, Covid-19 and Brexit;
- (vi) a full breakdown of the assumptions and amounts for recurring savings supporting the overall affordability of the project for both capital and clinical/support revenue; and
- (vii) forecast Cost at Completion, broken down into components identified in Paragraph 6 of the report accompanying this proposition.”

Members present voted as follows –

POUR: 31

Senator L.J. Farnham
Senator S.C. Ferguson
Senator J.A.N. Le Fondré
Senator K.L. Moore
Senator S.W. Pallett
Senator S.Y. Mézec
Connétable of St. Helier
Connétable of St. Clement
Connétable of St. Lawrence
Connétable of St. Brelade
Connétable of Grouville
Connétable of Trinity
Connétable of St. Peter
Connétable of St. Mary

CONTRE: 7

Connétable of St. John
Connétable of St. Ouen
Deputy J.A. Martin (H)
Deputy J.M. Maçon (S)
Deputy S.J. Pinel (C)
Deputy S.M. Wickenden (H)
Deputy G.C.U. Guida (L)

ABSTAIN: 0

Connétable of St. Martin
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, adopting the proposition of the Council of Ministers, as amended –

- (a) requested the Council of Ministers, prior to its acquisition of land or properties required to facilitate access to the preferred site for Jersey’s new hospital, to present to the States Assembly for approval a report on alternative access strategies designed to maximize sustainable modes of travel to and from the new hospital, and to minimize the impact on homes, leisure facilities and the surrounding environment of the access interventions currently proposed;
- (b) approved Overdale as the preferred site for Jersey’s new Hospital, which was to be delivered within the boundaries illustrated on the plan in Appendix 1 to the report accompanying the proposition; and
- (c) requested the Council of Ministers to present a report to the States prior to lodging any proposition seeking the Assembly’s approval of the Outline Business Case for the new Hospital, to contain the following –
 - (i) the performance detail from the demand-modelling with all key demand and capacity assumptions linked to the sizing of the new hospital and how this links to the role and function of health facilities as set out in the Jersey Care Model;
 - (ii) a statement by clinical specialty that senior clinical representatives have agreed and signed off their respective departments, both room areas via the Schedule of accommodation, and drawings that match the latest hospital plans;
 - (iii) the proposed hospital total area including all main hospital street communication corridors, department circulation and non-roof plant, in order to provide a total inclusive Schedule of Accommodation;
 - (iv) the calculations for all project cost including non-works costs, equipment costs, non-medical costs (including the whole life transport solution), inflation, optimism bias, a clear split of all project contingencies, the premium costs for materials and confirmation that all “current exclusion” are subject to at least the latest provisional sums;

- (v) an analysis that the aligned programme has taken account of both the programme impact, Covid-19 and Brexit;
- (vi) a full breakdown of the assumptions and amounts for recurring savings supporting the overall affordability of the project for both capital and clinical/support revenue; and
- (vii) forecast Cost at Completion, broken down into components identified in Paragraph 6 of the report accompanying the amendment (P.123/2020 Amd.) to the proposition.

Members present voted as follows –

POUR: 37

Senator I.J. Gorst
 Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)

CONTRE: 6

Senator K.L. Moore
 Senator S.W. Pallett
 Connétable of Grouville
 Deputy M.R. Higgins (H)
 Deputy of St. Martin
 Deputy J.H. Perchard (S)

ABSTAIN: 1

Deputy I. Gardiner (H)

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(c), Deputy John Hilary Young of St. Brelade declared an interest which was not financial and withdrew from the Chamber for the duration of the debate on the proposition of the Council of Ministers.

Our Hospital Project: acquisition of land for the new hospital at Overdale P.129/2020

THE STATES commenced consideration of a proposition of the Council of Ministers entitled ‘Our Hospital Project: acquisition of land for the new hospital at Overdale’ (P.129/2020).

Arrangement of public business for the present meeting

THE STATES rejected a proposition of Deputy Jeremy Martin Maçon of St. Saviour that the Assembly should adjourn.

Members present voted as follows –

POUR: 19

Senator I.J. Gorst
 Senator S.C. Ferguson
 Senator S.W. Pallett
 Connétable of St. Clement
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. Martin
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy of St. Martin
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy of Trinity
 Deputy M.R. Le Hégarat (H)
 Deputy S.M. Ahier (H)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)

CONTRE: 24

Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator K.L. Moore
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Lawrence
 Connétable of St. John
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Ouen
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy J.H. Perchard (S)
 Deputy I. Gardiner (H)

ABSTAIN: 0**Our Hospital Project: acquisition of land for the new hospital at Overdale P.129/2020**

THE STATES resumed consideration of a proposition of the Council of Ministers entitled ‘Our Hospital Project: acquisition of land for the new hospital at Overdale’ (P.129/2020) and, adopting the proposition –

- (a) approved the acquisition by the Public of the land and properties required to deliver the Our Hospital project at Overdale Hospital, including, where appropriate land or property to accommodate the hospital buildings and their reasonable curtilage and any other properties to facilitate access to the site as identified in the relevant drawing for the adopted site in Appendix 1;
- (b) agreed to negotiate with the owners for the purchase of the said land and properties at a fair and proper price to be agreed by the Minister for Infrastructure;
- (c) agreed, in principle, that the Minister for Environment should be empowered, in exercise of the powers conferred by Article 119 of the Planning and Building (Jersey) Law 2002 and subject

only to the approval of requisite funding, to acquire the land and any interest therein by compulsory purchase on behalf of the Public in accordance with the provisions of the Compulsory Purchase of Land (Procedure) (Jersey) Law 1961; and

- (d) authorised the Attorney General and the Greffier of the States on behalf of the Public to pass any necessary contracts in connection with the acquisition and subsequent sale of the site and adjoining land.

Members present voted as follows –

POUR: 34

Senator L.J. Farnham
 Senator S.C. Ferguson
 Senator J.A.N. Le Fondré
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of Trinity
 Connétable of St. Mary
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)

CONTRE: 7

Senator K.L. Moore
 Connétable of St. John
 Deputy of St. Martin
 Deputy K.F. Morel (L)
 Deputy J.H. Perchard (S)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

ABSTAIN: 1

Connétable of St. Helier

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(c), Deputy John Hilary Young of St. Brelade declared an interest which was not financial and withdrew from the Chamber for the duration of the debate on the proposition of the Council of Ministers.

Adjournment

THE STATES adjourned, having agreed to reconvene on Wednesday 18th November 2020 to consider the outstanding items of public business listed for the meeting.

THE STATES rose at 5.52 p.m.

L.-M. HART

Deputy Greffier of the States