

THE STATES assembled on Thursday 22nd July 2021, at 9.30 a.m. under the Presidency of the Deputy Bailiff, Robert James MacRae, Esquire.

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

Deputy Robert David Johnson of St. Mary – excused attendance (joined at 9.38 a.m.) Deputy Jessica Harriet Perchard of St. Saviour – excused attendance

Prayers read by the Deputy Greffier of the States

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.

Jersey Police Authority – appointment of member

In accordance with Article 5 of the States of Jersey Police Force Law 2012, the Minister for Home Affairs nominated Senator Stephen William Pallett as a member of the Jersey Police Authority.

There being no other nominations, the Bailiff declared that Senator Stephen William Pallett had been duly appointed as a member of the Jersey Police Authority.

Documents presented

Our Hospital Programme Outline business case Presented: 22nd July 2021, <i>Chief Minister</i> .	R.124/2021.
Jersey Bank Depositors Compensation Board Annual Report and Audited Financial	R.125/2021.
Statements for the Year Ended 31 January 2021 Presented: 22nd July 2021, <i>Minister for External Relations and Financial Services</i> .	

Springfield – Protection of amenity space and facilities P.67/2021

THE STATES commenced consideration of a proposition of the Connétable of St. Helier entitled 'Springfield – Protection of amenity space and facilities' (P.67/2021) and acceded to a request by the Connétable of St. Helier, in accordance with Standing Order 69(4), that paragraph (a)(ii) of his proposition be withdrawn.

THE STATES, adopting paragraphs (a)(i) and (a)(iii) of the proposition of the Connétable of St. Helier, requested the Minister of Infrastructure, and the Minister of Economic Development, Tourism, Sport and Culture, in respect of Springfield Park –

to maintain the same amount of open amenity green space and tree planting in the grounds of Springfield Stadium in the course of upgrading the pitch; and

to facilitate regular meetings with the local residents' association and elected representatives of the area in order that the needs of the local community could be taken into consideration both for the current use of the Park and in any future plans.

Members present voted as follows -

POUR: 29

Senator S.C. Ferguson

Senator T.A. Vallois

Senator K.L. Moore

Senator S.W. Pallett Senator S.Y. Mézec

Connétable of St. Helier

Connétable of St. Saviour

Connétable of St. Brelade

Deputy S.M. Wickenden (H)

Deputy of St. Mary Deputy J.H. Young (B) Deputy of St. John Deputy S.M. Ahier (H) Deputy R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

Connétable of St. Peter Connétable of St. Mary Connétable of St. Martin Deputy J.A. Martin (H) Deputy G.P. Southern (H) Deputy of Grouville Deputy M. Tadier (B) Deputy M.R. Higgins (H) Deputy J.M. Maçon (S) Deputy L.M.C. Doublet (S) Deputy R. Labey (H)

Senator J.A.N. Le Fondré

CONTRE: 3

Senator L.J. Farnham Deputy G.C.U. Guida (L) Deputy of Trinity

ABSTAIN: 9

Connétable of St. Lawrence Connétable of Trinity Connétable of St. Ouen Deputy of St. Martin Deputy G.J. Truscott (B) Deputy L.B.E. Ash (C) Deputy K.F. Morel (L) Deputy of St. Peter Deputy M.R. Le Hegarat (H)

THE STATES, adopting paragraph (b)(i) of the proposition of the Connétable of St. Helier, requested the Minister of Infrastructure, and the Minister of Economic Development, Tourism, Sport and Culture, in respect of Springfield Stadium to maintain the current lease arrangements with the day nursery on the site (Leeward Child Care), with only cost of living increases implemented until such time as the nursery's management was satisfied with the terms of any new lease Jersey Property Holdings wishes to negotiate.

Members present voted as follows –

POUR: 32

Senator S.C. Ferguson Senator T.A. Vallois Senator K.L. Moore Senator S.W. Pallett Senator S.Y. Mézec Connétable of St. Helier Connétable of St. Saviour

CONTRE: 9

Senator L.J. Farnham Senator J.A.N. Le Fondré Deputy J.A. Martin (H) Deputy K.C. Lewis (S) Deputy S.J. Pinel (C) Deputy G.J. Truscott (B) Deputy G.C.U. Guida (L)

ABSTAIN: 3

Connétable of St. Lawrence Deputy L.B.E. Ash (C) Deputy K.F. Morel (L) Connétable of St. Brelade Connétable of Grouville Connétable of Trinity Connétable of St. Peter Connétable of St. Mary Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy G.P. Southern (H) Deputy of Grouville 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 S.M. Wickenden (H) Deputy of St. Mary Deputy J.H. Young (B) 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 of St. Peter Deputy of Trinity

22nd July 2021

Deputy I. Gardiner (H)

THE STATES, adopting paragraphs (b)(ii) to (b)(iv) of the proposition of the Connétable of St. Helier, requested the Minister of Infrastructure, and the Minister of Economic Development, Tourism, Sport and Culture, in respect of Springfield Stadium -

to review the use of the car park within the Robin Hood gyratory and to report back to the States on the options for increasing the benefits of the site for the operation of Springfield;

to include Springfield Park and Stadium on the route for the proposed new Town 'Hopper' bus service: and

to facilitate regular meetings with the tenants of the stadium, the local residents' association and elected representatives of the area in order that the needs of the local community could be taken into consideration both for the current use of the Stadium, and in any future plans.

Members present voted as follows -

POUR: 38

Senator L.J. Farnham Senator S.C. Ferguson Senator J.A.N. Le Fondré Senator T.A. Vallois Senator K.L. Moore Senator S.Y. Mézec Connétable of St. Helier Connétable of St. Saviour Connétable of St. Brelade Connétable of Grouville Connétable of Trinity Connétable of St. Peter

CONTRE: 0

ABSTAIN: 5

Connétable of St. Lawrence Deputy of St. Martin Deputy L.B.E. Ash (C) Deputy K.F. Morel (L) Deputy M.R. Le Hegarat (H) Connétable of St. Mary Connétable of St. Ouen Connétable of St. Martin Connétable of St. John 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. Macon (S) Deputy S.J. Pinel (C) 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 G.C.U. Guida (L) Deputy of St. Peter Deputy of Trinity Deputy of St. John 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 noted that, in accordance with the provisions of Standing Order 106(1)(c), the following members declared an interest that was not financial, as they were each a member of the Planning Committee, and remained in the Chamber for the duration of the debate on the proposition of the Connétable of St. Helier –

The Connétable of St. Lawrence The Connétable of Trinity The Deputy of St. Peter The Deputy of St. Martin Deputy Graham John Truscott of St. Brelade Deputy Lindsay Barry Edward Ash of St. Clement Deputy Kirsten Francis Morel of St. Lawrence Deputy Mary Rose Le Hegarat of St. Helier

Draft Criminal Procedure (Juries – Tirage) (Jersey) Regulations 202- P.57/2021

THE STATES commenced consideration of the Draft Criminal Procedure (Juries – Tirage) (Jersey) Regulations 202- and adopted the principles.

Members present voted as follows –

POUR: 36	CONTRE: 1	ABSTAIN: 0
Senator L.J. Farnham	Senator S.C. Ferguson	
Senator T.A. Vallois		
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 Trinity Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy J.A. Martin (H) Deputy G.P. Southern (H) Deputy of Grouville Deputy K.C. Lewis (S) Deputy M.R. Higgins (H) Deputy J.M. Maçon (S) Deputy S.J. Pinel (C) Deputy of St. Martin 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 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, adopted Regulations 1 to 5.

THE STATES made Regulations entitled the Criminal Procedure (Juries – Tirage) (Jersey) Regulations 2021 under Article 64 of the Criminal Procedure (Jersey) Law 2018 and Articles 1(2) and 5(2) of the Register of Names and Addresses (Jersey) Law 2012.

Members present voted as follows –

POUR: 35

CONTRE: 0

ABSTAIN: 1

Senator S.C. Ferguson

Senator T.A. Vallois Senator K.L. Moore Senator S.W. Pallett Senator S.Y. Mézec Connétable of St. Brelade Connétable of Grouville Connétable of Trinity Connétable of St. Peter Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy J.A. Martin (H) Deputy of Grouville Deputy K.C. Lewis (S) Deputy M.R. Higgins (H) Deputy J.M. Macon (S) Deputy S.J. Pinel (C) Deputy of St. Martin 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 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) Deputy I. Gardiner (H)

Changes in Presidency

The Deputy Bailiff retired from the Chair prior to consideration of the Draft Criminal Procedure (Juries – Tirage) (Jersey) Regulations 202- and the meeting continued under the Presidency of Dr. Mark Egan, Greffier of the States.

Draft Criminal Procedure (Consequential and Supplementary Amendments) (Jersey) Regulations 202- P.59/2021

THE STATES commenced consideration of the Draft Criminal Procedure (Consequential and Supplementary Amendments) (Jersey) Regulations 202- and adopted the principles.

Members present voted as follows –

POUR: 36

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham Senator T.A. Vallois 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 Trinity Connétable of St. Peter Connétable of St. Ouen Connétable of St. Ouen Connétable of St. Martin Connétable of St. John 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. Martin 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 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) 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 26 and, adopting an amendment of the Minister for Home Affairs (P.59/2021 Amd.), agreed that, after Regulation 7(11), there should be inserted –

"(12) In Schedule 2 paragraph 12(2) for "retried" there is substituted "indicted".".

THE STATES adopted Regulations 1 to 26, as amended.

Members present voted as follows -

POUR: 37

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham Senator T.A. Vallois 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 Trinity Connétable of St. Peter Connétable of St. Ouen Connétable of St. Martin Connétable of St. John 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. Martin 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 R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

THE STATES made Regulations entitled the Criminal Procedure (Consequential and Supplementary Amendments) (Jersey) Regulations 2021 under Articles 103(4) and 115 of the Criminal Procedure (Jersey) Law 2018.

Members present voted as follows -

POUR: 38

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham Senator T.A. Vallois 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 Trinity Connétable of St. Peter Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy J.A. Martin (H) Deputy of Grouville Deputy K.C. Lewis (S) Deputy M.R. Higgins (H) Deputy J.M. Macon (S) Deputy S.J. Pinel (C) Deputy of St. Martin 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 R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

Draft Criminal Procedure (Jersey) Law 2018 (Appointed Day) (No. 4) Act 202- P.68/2021

THE STATES made an Act entitled the Criminal Procedure (Jersey) Law 2018 (Appointed Day) (No. 4) Act 2021 under Article 119 of the Criminal Procedure (Jersey) Law 2018.

Changes in Presidency

Dr. Mark Egan, Greffier of the States, retired from the Chair during consideration of the Draft Criminal Procedure (Jersey) Law 2018 (Appointed Day) (No. 4) Act 202- and the meeting continued under the Presidency of Mrs. Lisa-Marie Hart, Deputy Greffier of the States.

Affordable Homes in the South Hill Development P.69/2021

THE STATES commenced consideration of a proposition of Senator Samuel Yves Mézec entitled 'Affordable Homes in the South Hill Development' (P.69/2021) and, adopting paragraphs (a) and (b), agreed that in the proposed development of South Hill by the States of Jersey Development Company (SoJDC) that -

- (a) no residential properties should be sold on to buy-to-let investors; and
- (b) requested the Chief Minister to use his powers under the Control of Work and Housing (Jersey) Law 2012 to put such conditions on the South Hill properties.

ABSTAIN: 0

Members present voted as follows –

Deputy L.M.C. Doublet (S)

POUR: 27

CONTRE: 16

Senator T.A. Vallois Senator I.J. Gorst Senator K.L. Moore Senator L.J. Farnham Senator S.W. Pallett Senator S.C. Ferguson Senator S.Y. Mézec Senator J.A.N. Le Fondré Connétable of St. Lawrence Connétable of St. Helier Connétable of St. Brelade Connétable of Trinity Connétable of Grouville Connétable of St. Mary Connétable of St. Peter Deputy J.A. Martin (H) Connétable of St. Ouen Deputy S.J. Pinel (C) Connétable of St. Martin Deputy S.M. Wickenden (H) Connétable of St. John Deputy of St. Mary Deputy G.P. Southern (H) Deputy L.B.E. Ash (C) Deputy of Grouville Deputy G.C.U. Guida (L) Deputy M. Tadier (B) Deputy of St. Peter Deputy M.R. Higgins (H) Deputy of Trinity Deputy J.M. Maçon (S) Deputy S.M. Ahier (H) Deputy of St. Martin

Deputy R. Labey (H) Deputy G.J. Truscott (B) Deputy J.H. Young (B) Deputy of St. John Deputy M.R. Le Hegarat (H) Deputy R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

THE STATES, adopting paragraph (c) of the proposition of Senator Samuel Yves Mézec, requested the Council of Ministers to present a report to the States Assembly by 31st August 2021 which provided guidance to be used by SoJDC with the aim of maximising the proportion of homes to be designated as for "affordable purchase", while maintaining the overall viability of the scheme.

Members present voted as follows -

POUR: 24

CONTRE: 18

Senator I.J. Gorst

Senator L.J. Farnham

Senator S.C. Ferguson Senator T.A. Vallois 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. Martin Connétable of St. John Deputy G.P. Southern (H) Deputy M. Tadier (B) Deputy M.R. Higgins (H) Deputy of St. Martin Deputy L.M.C. Doublet (S) Deputy of St. Mary Deputy G.J. Truscott (B) Deputy J.H. Young (B) Deputy of St. John Deputy M.R. Le Hegarat (H) Deputy R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

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

ABSTAIN: 1

Deputy R. Labey (H)

THE STATES, adopting paragraph (d) of the proposition of Senator Samuel Yves Mézec, requested the Minister for Treasury and Resources, as shareholder representative, to instruct the SoJDC accordingly.

Members present voted as follows –

POUR: 27

CONTRE: 11

ABSTAIN: 0

Senator L.J. Farnham	Connétable of Trinity
Senator S.C. Ferguson	Connétable of St. Peter
Senator T.A. Vallois	Connétable of St. Mary
Senator K.L. Moore	Connétable of St. Ouen
Senator S.W. Pallett	Deputy J.A. Martin (H)

Senator S.Y. Mézec Connétable of St. Helier Connétable of St. Brelade Connétable of Grouville Connétable of St. Martin Connétable of St. John Deputy G.P. Southern (H) Deputy of Grouville Deputy M. Tadier (B) Deputy M.R. Higgins (H) Deputy J.M. Macon (S) Deputy of St. Martin Deputy L.M.C. Doublet (S) Deputy of St. Mary Deputy G.J. Truscott (B) Deputy J.H. Young (B) Deputy of St. John Deputy M.R. Le Hegarat (H) Deputy R.J. Ward (H) Deputy C.S. Alves (H) Deputy K.G. Pamplin (S) Deputy I. Gardiner (H)

Deputy S.J. Pinel (C) Deputy S.M. Wickenden (H) Deputy L.B.E. Ash (C) Deputy G.C.U. Guida (L) Deputy of St. Peter Deputy S.M. Ahier (H)

Changes in Presidency

Mrs. Lisa-Marie Hart, Deputy Greffier of the States, retired from the Chair during consideration of the proposition of Senator Samuel Yves Mézec entitled 'Affordable Homes in the South Hill Development' (P.69/2021) and the meeting continued under the Presidency of the Deputy Bailiff.

Parental Bereavement Leave P.70/2021

THE STATES commenced consideration of a proposition of Deputy Stephen Morrison Ahier of St. Helier entitled 'Parental Bereavement Leave' (P.70/2021) and, adopting the proposition, requested the Minister for Social Security to bring forward proposals to the States, for debate prior to the end of March 2022, to grant all employees the right to two weeks of Parental Bereavement Leave following the death of a child under the age of 18, the costs of the scheme to be met fully by the States.

Members present voted as follows –

POUR: 41

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham Senator S.C. Ferguson Senator J.A.N. Le Fondré Senator T.A. Vallois Senator K.L. Moore Senator S.W. Pallett Connétable of St. Helier Connétable of St. Lawrence Connétable of St. Brelade Connétable of Grouville Connétable of St. Peter Connétable of St. Peter Connétable of St. Mary Connétable of St. Ouen Connétable of St. Martin Connétable of St. John Deputy J.A. Martin (H) Deputy G.P. Southern (H) Deputy of Grouville Deputy K.C. Lewis (S) Deputy M.R. Higgins (H) Deputy J.M. Maçon (S) Deputy S.J. Pinel (C) Deputy of St. Martin 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 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) Deputy I. Gardiner (H)

Arrangement of public business for the present meeting

THE STATES noted that, in accordance with Standing Order 34(1), Deputy Montfort Tadier of St. Brelade had informed the Greffier of the States that his amendment (P.71/2021 Amd.(2)) to the proposition of the Minister for Housing and Communities entitled 'Les Quennevais Park Flats Loan Scheme – Revised Terms' (P.71/2021) had been withdrawn.

Adjournment

THE STATES adjourned, having agreed to reconvene on Friday 23rd July 2021 to continue consideration of the outstanding items of public business listed for the meeting.

THE STATES rose at 5.38 p.m.

L.-M. HART

Deputy Greffier of the States