



## Environment, Housing and Infrastructure Scrutiny Panel

### Records of Meetings

Year: 2020

The following records of meetings have been approved by the Panel.

Signed

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Chairman

Connétable Mike Jackson

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 7th January 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	
Absent	
In attendance	Robert Weston, Honorary President of the Jersey Landlords Association Guy Morris, Member of the Jersey Landlords Association Emma Paul, Member of the Jersey Landlords Association Deputy Rowland Huelin, a Private Landlord  Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<b>1. Public Health and Safety (Rented Dwellings) Licensing Regulations (P.106/2019) Review</b>  The Panel received Robert Weston, Honorary President of the Jersey Landlords Association, Guy Morris, Member of the Jersey Landlords Association, Emma Paul, Member of the Jersey Landlords Association and Deputy Rowland Huelin, a Private Landlord, for a Public Hearing on the Public Health and Safety (Rented Dwellings) Licensing Regulations (P.106/2019) Review. The proceedings were webcast live and a recording was made so that a transcript could be produced.	

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 14h January 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	Andrew Le Quesne of Jersey Hemp (item 12 only) Glyn Mitchell of Jersey Hemp (item 12 only) Blair Jones of Jersey Hemp (item 12 only)  Ms Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<p><b>1. Record of Meeting</b></p> <p>The Panel approved the record of the meeting held on 17<sup>th</sup> December 2019.</p>	
<p><b>2. Visit to Water Treatment Works and Desalination Plant</b></p> <p>The Panel confirmed its wish to visit the Water Treatment Works and Desalination Plant and requested the Officer to make the necessary arrangements.</p>	LP
<p><b>3. Briefing: Sustainable Transport Policy (STP)</b></p> <p>The Panel discussed the briefing it had received from Officers regarding the STP and noted the Proposition was due for debate on 25 February 2020. It agreed to consider lodging a Comments paper at the next meeting.</p>	
<p><b>4. Carbon Neutral Strategy (CNS)</b></p> <p>The Panel discussed the briefing it had received from Offices regarding the CNS and noted that the Proposition was due for debate on 25 February 2020.</p> <p>The Panel acknowledged that it needed to understand more about the commodity market in carbon offsets and discussed lodging amendments to the Proposition in respect of the proposed Citizens assembly and to the date by which it was proposed to achieve carbon neutrality as detailed in Appendix 3 to the Proposition.</p>	
<p><b>5. Marine Resources</b></p> <p>The Panel noted that it was to receive a briefing from Officers on the draft legislation in course of preparation with regard to marine resources. received from</p>	
<p><b>6. Proposed Plant Health Regulations</b></p>	

<p>The Panel noted it had received power point slides regarding the proposed introduction of new Plant Health Regulations as part of a larger package of new EU regulations known as SRSF (Smarter Rules for Safe Food).</p> <p>The Panel agreed that it needed to be better informed about the regulations and requested the Officer to arrange a briefing.</p>	<b>LP</b>
<p><b>7. Foreshore Review</b></p> <p>The Panel was reminded that the review of the policy relating to foreshore encroachment compensation by the Department for Growth Housing and Environment had been delayed until April 2020 and agreed to raise questions regarding the matter at the Quarterly Hearing with the Minister for Infrastructure on 28 January 2020.</p>	
<p><b>8. Public Health and Safety (Rented Dwellings) Licensing Regulations</b></p> <p>The Panel reviewed the responses received from the Minister for the Environment to questions raised about the costings of the Licensing Regulation scheme and of maintaining the Lodging Houses Register and that further information was awaited in response to questions raised with the Minister regarding Agricultural workers accommodation.</p> <p>The Officer informed the Panel that the Report was in the course of preparation and would be provided to the Panel for consideration at the earliest opportunity.</p> <p>The Panel noted that the Proposition was due to be debated on 4<sup>th</sup> February 2020 and discussed a number of amendments it may lodge to the Proposition. The Panel requested the Officer to write to the Minister for the Environment to request a further delay of the debate to enable them to formulate and lodge amendments.</p>	<b>LP</b>
<p><b>9. Government Plan</b></p> <p>The Panel noted the Ministerial Response to its Report on the Government Plan.</p>	
<p><b>10. Quarterly Hearing with the Minister for Infrastructure</b></p> <p>The Panel considered a draft question plan for the Quarterly Hearing with the Minister for Infrastructure scheduled for 28<sup>th</sup> January 2020.</p>	
<p><b>11. Future Meetings</b></p> <p>It was noted that the next meeting would take place at 9.30am on 28<sup>th</sup> January 2020 in Le Capelain Room, States Building.</p>	
<p><b>12. Visit to Warwick Farm</b></p> <p>The Panel visited Warwick Farm and met with Andrew Le Quesne, Glyn Mitchell and Blair Jones of Jersey Hemp. The Panel learned about the work being undertaken at Warwick Farm regarding soil improvement, the growing of Hemp, its uses and the potential for carbon offset drawdown potentials.</p>	

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 20th January 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Deputy Inna Gardiner (in part) Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	Ms Sammy McKee, Committee and Panel Officer Ms Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<p><b>1. Public Health and Safety (Rented Dwellings) Licensing Regulations</b></p> <p>It was noted that the Minister for the Environment had agreed to delay the debate on the draft Regulations until 25<sup>th</sup> February 2020.</p> <p>The Panel considered the first draft of its report and requested the Officer to write to the Minister requesting responses to questions around the licensing fees being used to cross subsidise, the likely timeline for repealing the Lodging Houses (Jersey) Law and the methodology to be used to distribute information to tenants. The Panel agreed to further consider the report and possible findings and recommendations once a response had been received from the Minister.</p> <p>The Panel considered a possible amendment to the Regulations, noting that the primary Law as passed by the States Assembly granted the Minister the power to set licensing fees. It was agreed that the Panel would further consider this amendment, to extend the licensing period from one to five years, at its next meeting.</p> <p>It was noted that any amendment to the Regulations would need to be lodged by 11<sup>th</sup> February.</p>	<p><b>LP</b></p>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 28th January 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel
Apologies	Deputy Inna Gardiner
Absent	
In attendance	Greg Morel, Assistant Director of the Planning and Environment Department (Item 4 only) Paul Chambers, Marine and Coastal Manager of the Planning and Environment Department (Item 4 only) Deputy Kevin Lewis, Minister for Infrastructure (Item 6 only) Tim Daniels, Interim Director Estate and Asset Management, Jersey Property Holdings (Item 6 only) Steve Skelton, Director of Strategy and Innovation, Strategic Policy Performance and Population (Item 6 only) Ellen Littlechild, Director of Operations, Growth, Housing and Environment (Item 6 only) Emma Richardson-Calladine, Recycling Manager, Growth, Housing and Environment (Item 6 only) Tristen Dodd, Head of Transport, Growth, Housing and Environment (Item 6 only) Gordon Forrest, Head of Driver and Vehicle Standards, Growth, Housing and Environment (Item 6 only) John Littlewood, Head of Finance Business Partnering, Growth, Housing and Environment (Item 6 only) Ms Sammy McKee, Scrutiny Officer (for part of the meeting) Ms Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<p><b>1. Record of Meeting</b></p> <p>The Panel approved the record of the meeting held on 7<sup>th</sup> and 14<sup>th</sup> January 2020.</p>	
<p><b>2. Sustainable Transport Policy</b></p> <p>The Panel agreed to defer consideration of this matter and requested the Officer to schedule another meeting.</p>	<b>LP</b>
<p><b>3. Carbon Neutral Strategy</b></p> <p>The Panel agreed to lodge an amendment to the proposition to receive the Carbon Neutral Strategy 2019 (P.1127), scheduled for debate on 25<sup>th</sup> February 2020, that would enable the Panel or any member of the Panel to attend all meetings of the citizens' assembly as an observer including any meetings relating to the selection of the members of the citizens' assembly and to receive copies of all documentation and information relative to those meetings including identification of the facilitators and their details of their professional qualifications.</p>	

<p><b>4. Marine Resources</b></p> <p>The Panel received Greg Morel, Assistant Director of the Planning and Environment Department and Paul Chamber, Marine and Coastal Manager of the Planning and Environment Department to receive a briefing on the Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 7) (Jersey) Regulations 202- and the Sea Fisheries (Bag Limits) (Jersey) Order 201-. This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 34.</p>	
<p><b>5. Public Health and Safety (Rented Dwellings) Licensing Regulations</b></p> <p>The Panel reviewed the letter received from the Minister for the Environment dated 24<sup>th</sup> January 2020 and the draft report prepared by the Officers.</p> <p>The Panel made a number of amendments to the report and requested the Officer raise further questions with the Minister for the Environment around the disparity between the costings provided by him and the information provided by the Jersey Landlords' Association.</p> <p>The Panel further requested the Officer to send the report to stakeholders for factual checking, subject to the agreed amendments and to arrange a further meeting to finalise the report at the end of the factual checking period.</p> <p>The Panel agreed to lodge an amendment to extend the licensing period from one to five years and instructed the Officer to arrange for the preparation of the necessary documentation.</p>	<p><b>SM/LP</b></p> <p><b>SM/LP</b></p> <p><b>SM/LP</b></p>
<p><b>6. Quarterly Hearing with the Minister for Infrastructure</b></p> <p>The Panel received the Minister for the Environment and Officers for a Public Hearing. The proceedings were webcast live and a recording was made so that a transcript could be produced.</p>	
<p><b>7. Quarterly Hearing with the Minister for Children and Housing</b></p> <p>The Panel noted that a Quarterly Hearing with the Minister for Children and Housing was scheduled for 11<sup>th</sup> February 2020.</p> <p>The Officer advised the Panel that a report on the affordable housing policy was currently awaited from the Minister later this week.</p> <p>The Panel agreed to consider question areas further once that report had been provided.</p>	
<p><b>8. Future Meetings</b></p> <p>.</p> <p>It was noted that the next meeting would take place at 10.00am on 11<sup>th</sup> February 2020 in Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 11th February 2020

Present	Connétable John Le Maistre, Vice-Chairman Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	Connétable Mike Jackson, Chairman
Absent	
In attendance	Ms Sammy McKee, Scrutiny Officer Ms Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<b>1. Record of Meeting</b>	
The Panel approved the records of the meetings held on 20th and 28th January 2020.	
<b>2. Public Health and Safety (Rented Dwellings) Licensing Regulations</b>	
The Panel considered the draft findings and recommendations for its review of the Draft Regulations. The Panel identified a number of amendments which the Officer was asked to enact. The Officer was further requested to re-circulate the findings and recommendations to the Panel, following those amendments, for final approval.	<b>SM</b> <b>SM</b>
The Panel agreed to invite the Minister for the Environment and his Officers for a meeting to discuss a number of concerns that it still held with regards to the draft Regulations. The Panel identified Friday 14th February as a possible meeting date and asked the Officer to liaise with the Department to make the necessary arrangements.	<b>SM</b>
<b>3. Sustainable Transport Policy</b>	
The Panel considered whether to undertake any work in respect of the Sustainable Transport Policy. It noted that the Policy did not identify any hard targets and that the Minister had not provided any specific details of the 2020 action plan or any detailed breakdown of how the £1.55m budget was to be applied to each scheme identified within the 2020 “Strong Start Delivery Plan.	<b>SM</b>
The Panel asked the Officer to seek further clarity from the Environment Department on these matters. The Panel agreed to await a response before a decision was made as to what further work would be undertaken.	
<b>4. Carbon Neutral Strategy</b>	
The Panel noted that its amendments to the Carbon Neutral Strategy had been lodged on 11th February 2020.	
<b>5. Draft Wildlife Law</b>	
It was noted that the Department of the Environment had offered to brief the Panel on the draft Wildlife Law and agreed to accept the offer. The Officer was requested to make the necessary arrangements.	<b>SM</b>
<b>6. Mercury Distribution</b>	



<p>It was noted that the Panel had received an invite from Mercury Distribution to provide a briefing on its plastic recycling initiatives. The Panel agreed to the briefing and requested the Officer to make the necessary arrangements.</p>	<p><b>SM</b></p>
<p><b>7. Quarterly Hearing with the Minister for Children and Housing</b></p> <p>The Panel received the Minister for Children and Housing for a Quarterly Hearing. The proceedings were webcast live and a recording was made so that a transcript could be produced.</p>	
<p><b>8. Future Meetings</b></p> <p>It was noted that the next meeting would take place at 9.30am on 3rd March 2020 in Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Scrutiny Panel

## Electronic Record

Date: 13th February 2020

Present	Connétable Mike Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	
Absent	
In attendance	Sammy McKee, Committee and Panel Officer

Agenda matter	Action
<b>1. Public Health and Safety (Rented Dwellings) Licensing Regulations</b>  The Panel approved its draft report, including the findings, recommendations and executive summary. It was noted that the Chair would draft the Chair's forward and would circulate it to the Panel for its approval. It was further noted that Panel would aim to present its report to the States Assembly early the following week.	<b>MJ</b>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 14th February 2020

Present	Connétable Mike Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	
Absent	
In attendance	Deputy John Young, Minister for Environment Deputy Gregory Guida, Assistant Minister for Environment Alison de Bourcier, Acting Director of Environmental Health and Trading Standards Michelle Humphreys-Foott, Senior Environmental Health Technical Officer Robert Bowditch, Environmental Health Officer Andy Harris, Committee and Panel Officer

Agenda matter	Action
<p><b>1. Public Health and Safety (Rented Dwellings) Licensing Regulations</b></p> <p>The Panel received Deputy John Young, Minister for Environment, Alison de Bourcier, Acting Director of Environmental Health and Trading Standards, Michelle Humphreys-Foott, Senior Environmental Health Technical Officer and Robert Bowditch, Environmental Health Officer for a meeting to discuss issues arising from its review of the Public Health and Safety (Rented Dwellings) Licensing Regulations.</p> <p>The Panel recalled that it had considered an amendment to reduce the inspection requirement from annually to once every five years. It was noted that this had been considered in light of an interpretation of the draft Regulations. It had since been confirmed that the regulations did not require inspections to be undertaken annually, however, it was a requirement for the license to be renewed annually. The Panel discussed this requirement with the Minister and agreed that the rationale was not satisfactory.</p> <p>The Panel agreed to bring forward an amendment to the draft Regulations which required a license application to be made once every five years as opposed to annually. It was noted that this would require the States Assembly to reduce the lodging period in order for the debate to take place at the next States sitting.</p>	<p><b>AH/SM</b></p>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 28th February 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner
Absent	
In attendance	Helier Smith – Chief Executive Officer, Jersey Water Malcolm Berridge - Water Supply Manager and Chief Engineer, Jersey Water Mark Bowden - Asset Manager, Jersey Water  Mrs Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<b>1. Visit to Water Treatment Works at Handois St Lawrence</b>  The Panel visited the Water Treatment Works at Handois St Lawrence and met with Helier Smith – Chief Executive Officer, Jersey Water, Malcolm Berridge - Water Supply Manager and Chief Engineer, Jersey Water and Mark Bowden - Asset Manager, Jersey Water.	

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

Date: 3rd March 2020

Present	Connétable Mike Jackson, Chairman Connétable John Le Maistre, Vice-Chairman Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel (Item 9 and 10 only)
Apologies	
Absent	
In attendance	William Peggie, Director of Planning and Environment (Item 9 only) Lindsey Napton, Natural Environment Officer (Item 9 only) Steve Skelton, Director of Strategy and Innovation (Item 10 only) Kevin Pilley, Head of Place and Spatial Planning (Item 10 only) Natasha Day, Policy Principal (Item 10 only)  Sammy McKee, Committee and Panel Officer Lindsey Power, Assistant Scrutiny Officer

Agenda matter	Action
<p><b>1. Record of Meeting</b></p> <p>The Panel approved the records of the meetings held on 11th, 13th and 14th February 2020.</p>	
<p><b>2. Public Health and Safety (Rented Dwellings) Licensing Regulations</b></p> <p>The Panel noted that its Report on the Draft Regulations (S.R.1/2020) had been presented to the States Assembly on 21st February 2020. It was further noted that the Draft Regulations had been referenced back to the Minister for the Environment following a vote in the States Assembly on 25th February and that the debate was now due to take place on 24th March 2020. The Panel was advised that the Minister and his Officers were currently preparing a report which would be presented to Law Drafters outlining the changes the Minister intended to make to the Draft Regulations. It was further advised that the report would be shared with the Panel as soon as it was finalised.</p> <p>It was recalled that the Minister had requested a briefing with the Panel to discuss the above report and that the Panel had agreed to receive the Minister at 2:30pm on Thursday 12th March, provided that the States Assembly had adjourned.</p> <p>The Panel considered the possibility of making further amendments. The Officer was asked to ascertain the Panel's options in respect of this matter. The Officer was further requested to request confirmation from the Minister as to the new amendments he intends to lodge in respect of the Draft Regulations.</p>	<p><b>SM</b> <b>SM</b></p>
<p><b>3. Sustainable Transport Policy</b></p> <p>The Panel considered a confidential paper detailing the allocation of the £1.55m funding for the 2020 action plan.</p>	

<p>The Officer was requested to seek details from the Minister of how much of the £1.55m was to be spent on research and policy development and how much was to be spent on delivering services. The Officer was further asked to seek clarity about the differential between certain identified actions.</p>	<p><b>SM</b> <b>SM</b></p>
<p><b>4. Carbon Neutral Strategy</b></p> <p>The Panel noted that, following the adoption of the Carbon Neutral Strategy by the States Assembly, the Panel would follow up with questions in both the Quarterly Hearings with the Minister for the Environment and in the States Assembly as parts of the Strategy were implemented.</p>	
<p><b>5. Granville Bay Agreement</b></p> <p>The Panel noted that the Minister for the Environment had visited Paris for discussions on the Granville Bay Agreement and that former Senator Pierre Horsfall had now become involved in the matter.</p> <p>The Panel agreed that it would continue to monitor the situation and to encourage the Department to continue dialogue with local fishermen and fishermen from Normandy and Brittany.</p>	
<p><b>6. Water Treatment Works</b></p> <p>The Panel agreed that its visit to the Water Treatment Works had been very informative and that it would like to visit the Desalination Plant at a time when the plant was operating.</p> <p>The Officer was instructed to write to Helier Smith, CEO of Jersey Water, to thank him for the visit to the Water Treatment Works and to arrange a visit to the Desalination Plant at an appropriate time.</p>	<p><b>SM</b></p>
<p><b>7. Mercury Distribution</b></p> <p>It was noted that arrangements had been made for the Panel to receive a briefing from Mercury Distribution on its plastic recycling initiatives at its next meeting.</p>	
<p><b>8. Quarterly Hearing with the Minister for the Environment</b></p> <p>The Panel considered a draft question plan for its Quarterly Public Hearing with the Minister for the Environment on 13th March 2020. The Panel identified a number of amendments which the Officer was requested to incorporate.</p>	<p><b>LP</b></p>
<p><b>9. Draft Wildlife Law</b></p> <p>The Panel received William Peggie, Director of Planning and Environment, and Lindsey Napton, Natural Environment Officer, for a briefing on the Draft Wildlife Jersey Law 202-. This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p><b>10. The Island Plan</b></p> <p>The Panel received Steve Skelton, Director of Strategy and Innovation, Kevin Pilley, Head of Place and Spatial Planning and Natasha Day, Policy Principal for a briefing on the development of the Island Plan. This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p><b>11. Future Meetings</b></p> <p>It was noted that the next meeting would take place at 9.30am on 17th March 2020 in Le Capelain Room, States Building.</p>	



# Environment, Housing and Infrastructure Panel

## Record of Meeting

Date: 31st March 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Seuer-Rennard, Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Senator Sam Mezec, Minister for Children and Housing Jack Norris, Senior Policy Officer, Strategic Policy, Planning and Performance Richard Jouault, Assistant Director Social Policy, Community and Constitutional Affairs Ruth Johnson, Director of Social Policy, Strategic Policy, Planning and Performance  Sammy McKee, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>1. Coronavirus – Meeting</b></p> <p>The Panel noted that it was due to receive an update from the Minister for Children and Housing in respect of preparations made for the outbreak of Covid-19. Consideration was given to areas of work that the Panel wished to address with the Minister at the briefing. The Panel raised concerns about statements made by the Minister for Children and Housing regarding the deferral of rent payments for islanders struggling to pay their bills.</p>	
<p><b>2. Coronavirus – Briefing from the Minister for Children and Housing</b></p> <p>The Panel queried the Minister for Children and Housing (“the Minister”) in respect of the state of the Housing Department following the outbreak of Covid-19. The Minister for Children and Housing responded that an announcement would be made to inform the public of a ‘front door’ for dealing with emergency cases brought to the Housing Department and the establishment of a team to deal with such cases.</p> <p>The Panel queried about provisions in place for persons who required emergency assistance but could not speak English. The Minister responded that such persons may need to seek advice from other agencies which could assist foreign nationals. The Panel queried about the implications of Covid-19 for people who faced unsafe</p>	



living conditions, homelessness and 'sofa surfing'. The Minister advised the Panel that the Housing Department would deal with each circumstance on a case by case basis.

The Panel sought assurances from the Minister that the States-owned provider of social housing, Andium Homes, would not cut back its provision of services to tenants. The Minister advised the Panel that Andium Homes would still be required to provide maintenance and cleaning services where it was deemed safe to do so. The Panel further queried what regard Andium Homes had for the welfare of tenants during the outbreak of Covid-19. The Minister advised the Panel that Andium Homes was aware of vulnerable tenants but could not confirm to what extent Andium Homes had conducted welfare checks on those individuals.

The Panel requested clarity about the obligations of tenants to make rent payments during the outbreak of Covid-19. The Minister advised the Panel that tenants were contractually obliged to continue making rent payments where possible, but where this had not been possible should contact Customer and Local Services. The Panel further queried about the implications for persons with less than five years residency who do not meet the threshold for Social Security benefits. The Minister advised the Panel that where such persons struggled to make their payments of rent, they should defer these and make provision for other essentials such as food.

The Panel finally queried whether the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- (P.106/2019): Amendment, ("the Draft Law") was going to be repealed during the Covid-19 outbreak. The Minister advised the Panel that the Draft Law had been withdrawn and was now due to be debated in September 2020.

# Environment, Housing and Infrastructure Panel

## Record of Meeting

Date: 8th April 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Suer-Rennard, Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Deputy John Young, Minister for the Environment Deputy Gregory Guida, Assistant Minister for the Environment Deputy Montfort Tadier, Assistant Minister for Economic Development, Tourism, Sport and Culture Andrew Scate, Interim Director General, Growth, Housing and Environment Greg Morel, Assistant Director Planning and Environment Kevin Pilley, Head of Place and Spatial Planning  Sammy McKee, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>1. Coronavirus – Meeting</b></p> <p>The Panel noted that it was due to receive an update from the Minister for the Environment in respect of his response to the outbreak of Covid-19. Consideration was given to areas of work that the Panel wished to address with the Minister at the briefing. The Panel raised concerns about the continued operation of construction sites during the crisis and the need for additional support for the Minister and his officers.</p>	
<p><b>2. Coronavirus – Briefing from the Minister for the Environment.</b></p> <p>The Panel queried the Minister for the Environment (“the Minister”) in respect of details concerning the provision of construction site permits. The Minister responded that towards the end of April 2020, it was expected that permits were going to be issued to construction sites which could demonstrate strict social distancing measures, evidenced by a risk management plan. The Minister further explained that such permits would be formally issued to construction sites to be displayed publicly with a register of approved sites which could be used for enforcement purposes.</p> <p>The Panel queried the absence of guidance for persons working in the retail sector and farm workers. The Minister responded that there was a requirement to put in place a regulatory framework but noted the lack of resourcing to enforce such measures. The Panel queried how much contact tracing had been done and whether such</p>	

measures were necessary given the small number of people being monitored. The Minister responded that over 1,100 people were being monitored which was important for modelling the spread of the disease. The Minister further advised a shortage of testing equipment. The Panel queried whether such tests could be carried out in Guernsey which had reports of quicker turnaround times. The Minister responded that the tests were currently sent to the UK for processing and that contact tracing remained the primary strategy to achieve a consistent approach to monitoring the spread of the disease in Jersey.

The Panel queried the status of planning applications submitted to the Department of the Environment. The Minister advised that he was going to make a public announcement that all planning applications had been suspended with the exception of small, household applications that were straightforward. The Panel noted the importance of a public announcement from the Minister and that the process should not be closed entirely. The Minister advised that the response from the Department of the Environment would aim to continue essential work during the crisis but postpone business as usual work during the crisis. The Panel expressed concerns about the lack of separation in the regulatory functions within the Department of the Environment. The Minister responded that the officers within the regulatory function needed more time to develop safeguards to ensure this separation.

The Panel queried the status of the Island Plan. The Minister expressed concern about the effects of the crisis on the Island Plan process and had requested an amended plan. The Minister advised the Panel that the landscape of Jersey and the subsequent policy base would be significantly different post Covid-19. The Minister further advised that delaying the production of the Island Plan offered the opportunity for the new Council of Ministers to take stock of new evidence emerging from the crisis. The Panel queried whether there was a risk that a newly elected government would disregard the work carried out by the current government on the Island Plan. The Minister recognised that this was a risk but advised that the development of a base of evidence to support a review of the Plan would ensure a newly elected Government had regard for it.

The Panel queried whether bass fishing required improved management. The Minister responded that improved management practises in bass fishing must be evidence based. The Minister advised the Panel that upon securing additional funding, the Department of the Environment would conduct further trials such as netting experiments to ascertain the impact of activity on stocks. The Panel queried the Ministerial Decision which amended the Conservation of Wildlife (Jersey) Law 2000 to protect stocks of Bluefin tuna. The Minister responded that Jersey had obligations under international fishing treaties, to treat the Bluefin tuna as a protected species. The Minister advised that there was reputational risk to the island if it did not follow international fishing practises. The Panel queried whether the negotiations in respect of Granville Bay fishing were postponed. The Minister advised that the Department of the Environment was attempting to secure agreements with French authorities, with main meetings postponed but continued technical discussions about potential access to Jersey waters.

<p>The Panel queried with the Minister whether it was appropriate to defer the lodging of the amended Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- (P.106/2019) beyond September 2020. The Minister informed the Panel that he had a direct personal interest, so could not take part in a States Assembly decision. The Minister advised that the deferral of the draft Regulations was made prior to his knowledge of the implementation of the crisis legislation. The Minister further advised the Panel that consideration would be given to extending the referral of the draft Regulations until 2021, to allow landlords time to recover from the impact of Covid-19.</p>	
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# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 20th April 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	Connétable Sadie Le Sueur-Rennard
In attendance	Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>1. Coronavirus – Guidance Relating to Rent and Other Payments for Landlords and Tenants of Jersey Residential Property during the Covid-19 Crisis</b></p> <p>The Panel noted the published Guidance Relating to Rent and Other Payments for Landlords and Tenants of Jersey Residential Property during the Covid-19 Crisis ('the Guidance') provided by the Minister for Children and Housing ('the Minister') in relation to the Covid-19 (Residential Tenancy) (Temporary Amendment of Law) (Jersey) Regulations 2020 ('the Regulations').</p> <p>The Panel, having reviewed the Regulations and Guidance, agreed that it would recommend a template for the use of Temporary Voluntary Arrangements be made available on the gov.je and Citizens Advice Bureau websites. The Panel further agreed that it would recommend that the Guidance be made more accessible to elderly and vulnerable persons.</p> <p>The Panel noted that the guidelines referred to Practice Directions from the Royal Court and the Magistrates Court ("the Court") as to how they will deal with Tenancy Disputes in due course and the Panel requested sight of those Practice Directions.</p> <p>The Panel, having noted that the guidance issued was advisory in nature, agreed to request more information on the Temporary Voluntary Arrangements between landlords and tenants, specifically how legally binding they would be and how the Courts would deal with either party breaking such arrangements.</p> <p>The Panel also agreed that it would recommend a link be included on the Guidance to the Social Security forms giving authorization by tenants for rent payments to be made directly payable to private landlords.</p>	<p><b>BW</b></p> <p><b>CT</b></p> <p><b>CT</b></p> <p><b>BW</b></p>

## Environment, Housing and Infrastructure Panel Record of Meeting

### Meeting held by video conference

Date: 23rd April 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Deputy Kevin Lewis, Minister for Infrastructure Deputy Hugh Raymond, Assistant Minister for Infrastructure Andy Scate, Acting Director General for Growth, Housing and Environment (GHE) Ellen Littlechild, Director, Transport and Technical Services Tristen Dodd, Director, Transport and Technical Services Gordon Forrest, Head of Driver and Vehicle Standards Allyson Holmes, Strategic Planning and Communications Manager  Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>OneGov Office Modernisation Programme</b></p> <p>The Panel welcomed the Minister and Assistant Minister for Infrastructure, together with senior officers of the Growth, Housing and Environment Department (GHE) to the briefing to receive an update on the 'OneGov' office modernisation programme following the outbreak of Covid-19. The Minister advised the Panel that, although the tender process had been completed on 14th April 2020, the prioritisation of the project would be reassessed periodically based on competing needs and finances as the Covid-19 outbreak developed. He also advised the Panel that the OneGov office location and site development would not be decided by April 2020. The Panel queried whether the original purchase price of £97m was being reassessed following the Covid-19 outbreak and he agreed that may be impacted. He told the Panel that no contractor had been appointed. The Minister advised that in addition, he was intent on meeting the longer-term timeframe to report and find a resolution to the challenges to the foreshore project which could also impact on the office modernisation project. He agreed to keep the Panel updated on developments.</p>	<b>CT</b>
<p><b>Coronavirus – La Collette Green Waste Management and Staff Redeployment</b></p> <p>The Panel expressed concern about disposal charges being applied at La Collette for recycling and green waste collected by the Parish of St Saviour. The Minister advised the Panel that the disposal of recycling and green waste should be free of charge as</p>	

<p>it was to be deemed commercial rather than domestic and agreed the relevant invoices should be passed on to his officers at the GHE department. The Panel expressed concerns that the Parish of Grouville did not have the infrastructure to collect green waste. The Minister advised that in accordance with the overall Government advice, the facilities used to process green waste had been closed in order to limit the number of non-essential journeys made by the public. The Panel suggested that the disposal of green waste and recycling could be carried out by appointment only and the Minister agreed that a team handling the response to Covid-19 were already analysing potential solutions to reduce touch points on green waste banks and maintenance of hygiene standards in accordance with restricted travel advice.</p> <p>The Panel queried the status of employees of the La Collette waste disposal facility. The Minister advised that some staff members had been redeployed but that the priority for the La Collette facility was the maintenance of the clinical incinerator. He told the Panel that staff not deemed essential workers were being deployed into other departments and critical areas, but that there were still some employees receiving payment and awaiting redeployment. Within the Transport and Technical Division there were approximately 50 such workers but the Acting Director General did not have the numbers available for the rest of the department. He agreed to provide them to the Panel at the earliest opportunity.</p>	<p>CT</p> <p>CT</p>
<p><b>Coronavirus – Future Hospital and Road Maintenance</b></p> <p>The Panel queried which road maintenance works had been delayed following the outbreak of Covid-19 and the Minister confirmed that most had been suspended for the first 2 weeks of the lockdown except for partially completed roadworks or reparations to hazardous roads. He told the Panel that road maintenance works would resume to prevent a backlog, but that every care would be taken to ensure appropriate social distancing by the workers as well as compliance with all other health and safety regulations.</p> <p>The Panel queried whether there were any expected delays in the development of the new hospital following the outbreak of Covid-19. The Minister advised that the intention was to develop the project as far as possible but that prospective delivery partners would be informed of potential delays. He told the Panel that the future hospital was still considered a priority although the financing of the project would be discussed in high level meetings including the Council of Ministers meeting next week.</p>	
<p><b>Coronavirus – Regulation of Construction Site Safety</b></p> <p>The Panel noted that the delegation to officers of GHE of the COVID-19 (Construction Work) (Jersey) Order 2020 - permit scheme had recently been implemented. It asked the Acting Director General to provide the number of current 'live' building/construction sites and the number of permits issued. The Panel queried whether the Minister intended to appoint a separate regulator to ensure construction site regulation is stringent. The Minister advised that an assessment of GHE would be carried out to account for the financial and structural position of the department as soon as possible. The Minister advised the Panel that construction worker relations would be managed by the Growth, Housing and Environment ('GHE') Department although the onus was on the site managers to ensure compliance of their workers with relevant social</p>	

distancing regulations and other health and safety regulations. The Panel, concerned that some people might not abide by the regulations, queried whether a 'hotline' existed for whistleblowers to report on non-compliance and the Minister advised that a wider reporting line was being set up to support the construction workers.

**CT**

The Panel expressed concerns about the operational capabilities of Building Control Officers carrying out appraisals of social distancing compliance alongside their regular site visits. It also queried whether the 50 employees of the Transport and Technical Services Division who were awaiting redeployment could be deployed to step up inspections on construction site social distancing measures. The Minister advised that enough inspectors were currently employed to carry out this function and reiterated that the onus is placed on the employer who has primary responsibility for employee safety. The Panel raised concerns about the social distancing inspections being carried out under the existing rules but the Minister assured the Panel that the rules were enshrined in primary legislation so a legal liability would exist if the rules were breached. The Minister further advised that a risk assessment would be carried out, with engineers analysing site specific issues and making sure relevant documentation is complied with.



# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 28th April 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	Connétable Sadie Le Sueur-Rennard
In attendance	Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>1. Withdrawal of Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- (P.106/2019)</b></p> <p>The Panel noted that the Minister for the Environment ('the Minister') had previously suggested he would withdraw P.106/2019 - Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201-, before its planned debate in September 2020, but had not yet done so. The Panel agreed to request that the Minister clarify his intentions to withdraw the Regulations. The Panel further agreed to request clarification about the fee, terms and conditions placed upon on landlords for registration of rented properties.</p>	CT
<p><b>2. Covid-19 (Residential Tenancy) (Temporary Amendment of Law) (Jersey) Regulations 2020 (P.42/2020) and Tenancy Agreements</b></p> <p>The Panel agreed that tenants who rented rooms in lodging houses or private dwellings could potentially be more at risk of eviction and have fewer safeguards than those under formal tenancy agreements. It agreed this issue would form a part of the questioning for the Minister at the next Quarterly Hearing. The Panel further agreed that it would express concerns to the Minister about a lack of awareness amongst minority communities such as Polish and Portuguese speakers in Jersey, about the published guidance in respect of the Covid-19 (Residential Tenancy) (Temporary Amendment of Law) (Jersey) Regulations 2020 (P.42/2020) and request clarification about the communication of the guidance to them.</p>	CT
<p><b>3. Green Waste Disposal and Recycling Facilities</b></p> <p>The Panel recalled that at its private briefing of 23rd April 2020, with the Minister for Infrastructure, the Minister advised that in accordance with the overall Government advice, the facilities used to process green waste had been closed in order to limit the number of non-essential journeys made by the public. The Panel had suggested that the disposal of green waste and recycling could be carried out by appointment only and the Minister advised that the One Government Covid-19 Team (1GCT) handling the response to Covid-19 was already analysing potential solutions to reduce touch points on green waste banks and maintenance of hygiene standards in accordance with restricted travel advice.</p>	

<p>However, upon further consideration by the Panel, it agreed that recycling and green waste facilities should be deemed essential and should be reopened safely as a matter of urgency. The Panel agreed appropriate measures could be taken, such as clearly labelling the receptacles of green waste or recycling material with precautionary advice regarding health and safety measures, and agreed to express its views in writing to the Minister.</p>	<p><b>CT</b></p>
<p><b>4. Coronavirus impact on Island Plan Review and Government Plan</b></p> <p>The Panel had sight of briefing papers from the Council of Ministers' meeting of 23rd April 2020, and noted that a planned Island Plan Review might be delayed or otherwise severely impacted by the outbreak of Covid-19 and the Government's response to it, including a potential impact on the election process for 2022. It further noted that an economic recovery plan might be incorporated into the next Government Plan. It agreed to request to be kept fully informed of developments by Ministers and their officers and agreed to discuss these issues in more depth at its next meeting in two weeks' time.</p>	<p><b>CT</b></p>
<p><b>5. Reduction of Plastic Bag Usage</b></p> <p>The Panel noted that Deputy Gardiner had been drafting a proposition regarding the use of plastic bags in the Island, with a recommendation to reduce their use in line with other jurisdictions. Noting that she intended to lodge the proposition independently of the Panel, the Panel members agreed to her request to review the draft and make suggestions for its improvement before it was lodged for debate.</p>	<p><b>CT</b></p>
<p><b>6. Quarterly Hearing with Minister for Children and Housing</b></p> <p>The Panel agreed that the planned Quarterly Hearing of 19th May 2020, with the Minister for Children and Housing ('the Minister') would be postponed until the beginning of June 2020.</p>	<p><b>CT</b></p>

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 14th May 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel Deputy Inna Gardiner Connétable Sadie Le Sueur-Rennard
In attendance	Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<p><b>1. Minutes</b></p> <p>The Panel approved the minutes of its meeting of 28th April 2020.</p>	
<p><b>2. Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- (P.106/2019)</b></p> <p>The Panel considered a letter dated 7th May 2020 from the Minister for the Environment, advising that he would proceed with lodging for debate in September 2020, P.106/2019 - Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201-.</p> <p>The Panel considered the key points of the proposed Regulations, in particular that the fee for the licence would be £100 for all new landlords who joined after the 'grandfather period' and that the 'grandfather period' for all existing landlords would be six months from commencement. It also noted that the Regulations contained appendices setting out standards for a 'Rent Safe' scheme which would be applied to rented dwellings with an accredited rating of three to five stars.</p> <p>Having considered the draft Regulations together with the letter, the Panel agreed to seek further clarity from the Minister on the key points above, before deciding whether to lodge amendments to the proposed Regulations.</p>	CT
<p><b>3. Wildlife (Jersey) Law 202-</b></p> <p>The Panel recalled that the draft Wildlife (Jersey) Law 202- sought to revise and update the statutory protection of Jersey wildlife (animals, birds and plants), made new provision to control invasive non-native species, and sought to create a new duty for public bodies to promote biodiversity in Jersey. The Panel recalled it had received a number of briefings earlier in the year on the proposals in the draft Law and had been broadly in support of them. It noted the proposed timetable for lodging the Law had been delayed slightly by the Covid-19 pandemic, however it was hopeful that it would be debated by the States Assembly in July 2020.</p>	
<p><b>4. Coronavirus impact on the Government Plan</b></p> <p>The Panel recalled that, in light of the Covid-19 pandemic, the Government Plan for 2021-2024 would be known as the 'Recovery Plan 2021-24'. It noted that the potentially significant impact on Jersey's public finances would require consideration</p>	

<p>of how available public resources should best be prioritised, allocated and used and the Recovery Plan would need to take into account the sustainable economic, social, environmental and cultural well-being of Islanders. Having noted that States-wide consideration of a proposed Recovery Plan might not take place until December 2020, following a reduced lodging period, it agreed that it would seek indications from the Ministers for Children and Housing, Environment, and Infrastructure on their plans to reprioritise the available public resources for allocation and use within the departments under their remit and, in particular, the viability and deliverability of projects.</p> <p>Having considered that, in the absence of increased taxation it was likely that various departmental projects would face cost saving measures, the Panel agreed to request an update from the Treasury and Exchequer on proposed cost saving measures that might impact on the departments mentioned above. It further agreed that, having received the responses requested, it would then seek to hold private briefings and public hearings with the relevant Ministers to assess their response to Recovery Plan proposals going forward.</p> <p>Having recalled its Government Plan Review Report of 11th November 2019, the Panel agreed that a more concise updated report on the Recovery Plan should be produced albeit in a similar format.</p>	<p>CT</p>
<p><b>5. Coronavirus impact on Island Plan Review</b></p> <p>The Panel recalled that it had previously noted briefing papers from the Council of Ministers' meeting of 23rd April 2020, indicating that the Island Plan Review might be delayed or otherwise severely impacted by the outbreak of Covid-19 and the Government's response to it. The Panel noted there had been discussion about whether to condense or otherwise shorten the consultation process to avoid it continuing over to the election year of 2022. The Panel agreed that it would initially seek further information from the Minister for the Environment by way of a private briefing as soon as practicable, before deciding whether to undertake a full review.</p>	<p>CT</p>
<p><b>6. Coronavirus impact on Carbon Neutral Strategy</b></p> <p>The Panel recalled that a Carbon Neutral Strategy had been developed (P.127/2019) following the adoption of the proposition P.27/2019 (Climate Change Emergency: actions to be taken by the Government of Jersey) in May 2019, which set the target for Jersey to become carbon neutral by 2030. The Panel agreed to request an update from the Minister for the Environment as to how the outbreak of Covid-19 and the Government's response to it might impact on the delivery of the Carbon Neutral Strategy.</p>	<p>CT</p>
<p><b>7. Coronavirus impact on Sustainable Transport Strategy</b></p> <p>The Panel recalled that a Sustainable Transport Policy (P.128/2019) had been developed, setting out a framework for a sustainable transport system in the next ten years. The Panel agreed to request an update from the Minister for Infrastructure as to whether the outbreak of Covid-19 and the Government's response to it might impact on the delivery of the Sustainable Transport Policy .</p>	<p>CT</p>
<p><b>8. Quarterly Hearing with Minister for Children and Housing</b></p> <p>The Panel noted that the Minister for Children and Housing had agreed to provide a private briefing to the Panel, prior to the Quarterly public hearing on 4th June 2020 and requested the officer to organise a suitable time and date.</p>	<p>CT</p>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

### Meeting held by video conference

Date: 4th June 2020

Present	Connétable Mike Jackson, Chair Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner
Apologies	Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel
Absent	
In attendance	Item 2 only: Senator Sam Mezec, Minister for Children and Housing Andrew Scate, Acting Director General, Growth, Housing & Environment Tim Daniels, Interim Director Estate and Asset Management Jack Norris, Policy Principal, Office of the Chief Executive Marie Claire Hannigan, Private Secretary to the Minister for Children and Housing  Caro Tomlinson, Committee and Panel Officer Theo Stone, Assistant Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda matter	Action
<b>1. Records of Meetings</b>  The Panel noted and approved the records of its meetings held on 3rd and 31st March 2020 and 8th, 20th and 23rd April 2020.	
<b>2. Quarterly Public Hearing with the Minister for Children and Housing</b>  The Panel welcomed the Minister for Children and Housing ('the Minister') and his team to the Quarterly Hearing held by video conference. The Minister was advised that the Panel's questions would, in the main, focus on the Government's response to the outbreak of Covid-19 and the impact on the departments within the Minister's remit. It was noted that the proceedings would be live streamed in order that a transcript could be made.	
<b>3. Future Meetings</b>  The Panel noted it was due to hold a public Quarterly Hearing with the Minister for the Environment by video conference on 9th June 2020 at 10am and agreed to meet in private at 9:30am to finalise the question plan.	<b>CT</b>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

### Meeting held by video conference

Date: 9th June 2020

Present	Connétable Mike Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Item 2 only: Deputy John Young, Minister for the Environment Deputy Gregory Guida, Assistant Minister for the Environment Dr. Louise Magris, Head of Sustainability and Foresight, Growth, Housing and Environment Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Planning and Performance Kevin Pilley, Head of Place and Spatial Planning, Growth, Housing and Environment William Peggie, Director Natural Environment, Growth, Housing and Environment  Caro Tomlinson, Committee and Panel Officer Theo Stone, Assistant Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda matter	Action
<b>1. Records of Meetings</b>	
The Panel noted and approved the record of its meeting held on 4th June 2020.	<b>CT</b>
<b>2. Quarterly Public Hearing with the Minister for the Environment</b>	
The Panel welcomed the Minister for the Environment and his team to the Quarterly Hearing held by video conference. The Panel received updates on several matters including the revised Island Plan. It was noted that the proceedings would be live streamed in order that a transcript could be made.	<b>CT</b>
<b>3. Future Meetings</b>	
The Panel noted it was due to meet privately at 9:30am on 23rd June 2020 by video conference.	<b>CT</b>

# Environment, Housing and Infrastructure Scrutiny Panel

## Record of Meeting

### Meeting held by video conference

Date: 23rd June 2020

Present	Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel	
Apologies	Connétable Mike Jackson, Chair	
Absent		
In attendance	Item 4 only: Ellen Littlechild, Director, Growth, Housing and Environment Martin Gautier, Head of Technical Support Services, Growth, Housing and Environment Allyson Holmes, Strategic Planning and Communications Manager, Growth, Housing and Environment  Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer	
Agenda matter		Action
<b>1. Records of Meetings</b>		
The Panel noted and approved the record of its meeting held on 9th June 2020.		
<b>2. Government Plan (GP) timeline</b>		
<p>The Panel recalled the decision of the Council of Ministers (CoM) on 23rd April 2020 to revise the Government Plan 2020-2023 in light of the COVID-19 pandemic. The Panel noted that, at its meeting of 10th June 2020, the CoM had agreed to lodge a proposition to shorten the Government Plan lodging period to 9 weeks. It had also been agreed by CoM that there would be enhanced liaison with Scrutiny and a Memorandum of Understanding had recently been approved, which included an undertaking that each Scrutiny Panel would receive draft details of the Government Plan approximately two weeks before the formal lodging period. The Panel recalled it was awaiting the Ministers for Children and Housing and Environment and Infrastructure to indicate how they would reprioritise available public resources within their respective departments' remit, by the end of June 2020.</p> <p>The Panel, having noted that several of the Government's proposed revision of activities fell within the Panel's remit, and that there would be a reduced period of time to review them, agreed to subsume many of its planned reviews such as the Sustainable Transport Policy and Carbon Neutral Strategy into the larger review of the Government Plan. It approved an amended work programme accordingly.</p>		
<b>3. Government Plan topics and follow-up</b>		
The Panel noted a spreadsheet setting out the projects included in the Panel's 2020 Government Plan Review, together with a red-amber-green (RAG) status of each project's progress. The Panel, having noted that the spreadsheet was a 'working		

**BW/CT**

document' containing suggested questions for the Panel to amend and update as required, agreed to consider it further before its next meeting.	CT/BW
<p><b>4. Briefing on Environmental Matters – Growth, Housing and Environment</b></p> <p>The Panel received officers from the Growth, Housing and Environment (GHE) Department for an update on departmental matters including provisions made for the removal of litter. The Panel recalled that the removal of litter was a requirement as part of the maintenance of highways and beaches. The officers advised the Panel that GHE operated 3 mostly single manned, large mechanical sweepers to collect and process litter. The Panel heard that approximately 400 bins were installed around the island and GHE would periodically change the size and type of bin depending on the time of year and expected usage. GHE officers advised the department was responsible for managing the emptying and disposal of waste from public bins as well as their repair and maintenance.</p> <p>The Panel expressed concerns about the workload of GHE and was advised that GHE Department officers were 'spread thinly' but that the workload was manageable. The Panel questioned whether GHE could improve the removal of litter if the department was provided with a larger workforce or whether GHE could task people registered as actively seeking employment to assist them during busy periods. It was advised that temporary staff had previously been used but that GHE had not used income support claimants.</p> <p>The Panel agreed that it was important to educate the public about the environmental and public health implications of littering and that prosecution and fines should be enforced and publicised, to demonstrate that it was a serious offence. The officers advised that, following the outbreak of COVID-19 and the increased use of public spaces, such information and advice had been promoted by GHE on social media but they agreed that a wider and more prominent communications campaign against littering should be initiated.</p> <p>The Panel asked about the removal of sea lettuce from the bay of St Aubin and the officers confirmed GHE had started removing it. The Panel was advised that GHE tried to proactively harvest sea lettuce in the months before it could deposit on the shore.</p> <p>The Panel heard that clean sea lettuce had recently been successfully composted but the presence of non-compostable sea lettuce remained an issue and created undesirable odours. It was advised that GHE were reviewing a solution that would transport sea lettuce direct to land without the need to manually harvest it.</p> <p>The Panel thanked the Departmental Officers from GHE for their time and they exited the video conference.</p>	
<p><b>5. Draft Wildlife (Jersey) Law</b></p> <p>The Panel recalled a Draft Wildlife (Jersey) Law 201- ('the Law') consultation paper, dated 11th October 2018, by the Minister for the Environment, which detailed his planned amendments to the proposed Law and answered points of clarification raised by the Panel. Having agreed it had no further comments to make on the proposed Law, the Panel noted it would be lodged for debate in July 2020.</p>	
<p><b>6. P.106/2019 (Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201-)</b></p> <p>The Panel noted that the Minister for the Environment had proposed minor amendments to the draft Regulations, and that the substantive Regulations would be</p>	



lodged for debate in September 2020. The Panel agreed it would give further consideration to proposing amendments to the draft Regulations at its next meeting.	<b>CT/BW</b>
<p><b>7. Island Plan Review</b></p> <p>The Panel noted a CoM paper, dated 10th June 2020, which detailed proposals for altering the timeline of preparations for development of a new Island Plan.</p> <p>The Panel noted that it had been proposed the timeline should be reduced and the 'draft plan preparation' stage should be completed by December 2020 before moving to a 'sustainability and viability appraisal' stage. The Panel agreed to launch a review into the proposals contained within the paper and requested that a private briefing be convened with the Minister for the Environment at the earliest opportunity.</p>	<b>BW/CT</b>
<p><b>8. Rebalancing Budget</b></p> <p>The Panel noted a confidential CoM paper, dated 10th June 2020, on proposals to rebalance the budget following the COVID-19 outbreak, together with detailed breakdowns of proposed efficiencies. It requested the Research and Project Officer to provide the information in its original spreadsheet format and agreed to consider it further at its next meeting.</p>	<b>BW</b>
<p><b>9. Green Lanes and Quiet Lanes Proposition</b></p> <p>The Panel noted that the proposition, 'Green lanes and quiet lanes: priority to pedestrians, cyclists and horse riders [P.79/2020]' had been lodged on 15th June 2020 by Deputy Ward. The Panel, having noted that a proposition lodged by a private member was not usually subject to the same scrutiny process as one lodged by Ministers, considered whether to invite Deputy Ward to brief the Panel on his proposition. However, having recalled its busy work programme, the Panel agreed that it should prioritise other matters and that comments on the proposition could be made individually at the States debate on 14th July 2020.</p>	
<p><b>10. Minister for Infrastructure Quarterly Hearing</b></p> <p>The Panel, having noted that the next Quarterly Hearing with the Minister for Infrastructure would take place on 7th July 2020, agreed to ask him questions on the following topics:</p> <ul style="list-style-type: none"> <li>• Reprioritisation of budget allocation</li> <li>• Food Waste Strategy</li> <li>• Recycling</li> <li>• UK waste transportation to the Island's waste plant</li> <li>• Office Strategy</li> </ul> <p>It requested the Committee and Panel Officer to ask GHE officers for brief written updates on the above topics and to circulate a draft question plan to members prior to the Hearing.</p>	<b>BW/CT</b>
<p><b>11. Future Meetings</b></p> <p>The Panel noted that it was due to hold a Quarterly Hearing with the Minister for Infrastructure on 7th July 2020 and a Quarterly Hearing with the Minister for Children and Housing on 9th July 2020.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 2nd July 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	Deputy John Young, Minister for the Environment Steve Skelton, Director of Strategy and Innovation, Strategic Policy Performance and Population Kevin Pilley, Head of Place and Spatial Planning, Growth, Housing and Environment Natasha Day, Policy Principal, Growth, Housing and Environment  Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer

Agenda Matter	Action
<b>1. Briefing – Bridging Island Plan</b>  The Panel received the Minister for Environment ('the Minister') and officers from the Growth, Housing and Environment Department ('GHE') for a private briefing on proposals for a 'Bridging' Island Plan, spanning 2022-2024. This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Absolute Exemption Article 26.	

# Environment, Housing and Infrastructure Panel Record of Meeting

## Meeting held by video conference

Date: 7th July 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Item 5 only: Deputy Kevin Lewis, Minister for Infrastructure Deputy Hugh Raymond, Assistant Minister for Infrastructure Andy Scate, Acting Director General for Growth, Housing and Environment Ellen Littlechild, Director, Growth, Housing and Environment Tristen Dodd, Director, Growth, Housing and Environment Tim Daniels, Interim Director Estate and Asset Management, Growth, Housing and Environment John Littlewood, Head of Finance Business Partnering, Growth, Housing and Environment Allyson Holmes, Strategic Planning and Communications Manager, Growth, Housing and Environment  Caro Tomlinson, Committee and Panel Officer Ben Walker, Research and Project Officer
Agenda Matter	Action
<b>1. Records of Meetings</b>	
The Panel noted and approved the record of the meeting held on 23rd June 2020.	
<b>2. Government Plan and Memorandum of Understanding (MoU)</b>	
The Panel recalled the decision of the Council of Ministers (CoM) on 23rd April 2020 to revise the Government Plan 2020-2023 in light of the COVID-19 pandemic, to shorten the Government Plan lodging period to 9 weeks and provide enhanced engagement with Scrutiny. At its last meeting, the Panel noted that the MoU, setting out the terms for enhanced engagement, had now been signed and would be published in due course.	
<b>3. P.106/2019 (Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201-)</b>	
The Panel recalled that the Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations had been lodged <i>au Greffe</i> on 1st October 2019 and were intended to introduce licensing measures to ensure that all rented dwellings in Jersey were safe and would not contribute to poor physical and mental health. The proposition had been subject to a number of amendments and was withdrawn by the Minister for Children and Housing with a view to resubmitting an amended version for debate later in the year. The Panel noted that the proposition P.82/2020 (Investigation into the Establishment of a Digital Register of Landlords and Tenants) had recently	

07.07.2020

<p>been lodged to counter the new licensing regime proposed under P.106/2020 and would be debated at the States Assembly sitting commencing on 13th July 2020. The Panel agreed it would not comment on P.82/2020 at this stage but would consider carefully the views expressed at the upcoming debate and take them into account when giving further consideration to P.106/2019, prior to the debate in September 2020.</p>	
<p><b>4. Island Plan Review</b></p> <p>The Panel noted that the Minister for the Environment ('the Minister') was due to brief States Members privately on the proposals to develop the Island Plan on the 9th July 2020 at 2pm and that an in-committee States debate on the proposals would follow the States sitting commencing on the 13th July 2020. The Panel recalled the private briefing it received from the Minister on the Bridging Island Plan on 2nd July 2020 and noted that a response to its questions following that briefing was expected by 13th July 2020. The Panel agreed to include the cost implications of changing the Island Plan in the terms of reference and scope of its Review and agreed to consider amended drafts of both documents at its next meeting.</p>	<p><b>CT/BW</b></p>
<p><b>5. Public Quarterly Hearing with the Minister for Infrastructure (by videoconference)</b></p> <p>The Panel received the Minister for Infrastructure and Officers for a Quarterly Hearing. The proceedings were webcast live via Microsoft Teams and a recording was made so that a transcript could be produced.</p>	
<p><b>6. Future Meetings</b></p> <p>The Panel noted that it was due to meet privately at 9:30am on 21st July 2020 in the Le Capelain Room of the States Buildings.</p>	

# Environment, Housing and Infrastructure Panel Record of Meeting

## Meeting held by video conference

Date: 21st July 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel Deputy Inna Gardiner	
Apologies		
Absent		
In attendance	Caro Tomlinson, Committee and Panel Officer Nikita Hall, Committee and Panel Officer	
Agenda Matter		Action
<b>1. Records of Meetings</b>		
The Panel noted and approved the record of the meeting held on 7 <sup>th</sup> July 2020.		
<b>2. Bridging Island Plan Review</b>		
The Panel discussed its Bridging Island Plan Review and raised concerns regarding the proposed twelve week public consultation running in parallel with the twelve week lodging period. The Panel agreed that this may potentially reduce or limit public 'buy in' to a shorter Bridging Island Plan. It was agreed to examine this in further depth as part of the Panel's review. It was also agreed to include Land Use as one of the themes the review would explore.		<b>CT</b>
The Panel discussed and agreed some amendments to the Scoping Document and Terms of Reference and requested the Officer make these amendments and circulate for final Panel approval.		<b>CT</b>
The appointment of an expert advisor to assist with the Panel's review was discussed and the Officer was requested to investigate this possibility further and revert back to the Panel in time for the next meeting.		<b>NH</b>
<b>3. Investigation into the establishment of a digital register of landlords and tenants [P.82/2020]</b>		
The Panel discussed the recent debate on P.82/2020, noting that the adoption of this proposition required the Minister for the Environment to fully explore and consider the establishment of a digital register of landlords and tenants. It was noted that the timeline for the Minister to do so was by September 2020. The Panel therefore agreed to follow up with the Minister as to what his next steps would be in the interim.		<b>NH</b>
<b>4. Green lanes and quiet lanes: priority to pedestrians, cyclists and horse riders [P.79/2020]</b>		
The Panel discussed the adoption of P.79/2020 and agreed that there was no further action for the Panel to take at this time and that it would await the legislation being brought forward for further full consideration.		

<p><b>5. Work programme</b></p> <p>The Panel discussed its upcoming work programme. It was noted that the report on Property Holding's internal review on the Foreshore Encroachment Policy was still outstanding and the Officer was requested to follow this up with the Department for Growth, Housing and Environment.</p> <p>The Panel discussed the upcoming Government Plan Review and recalled that it had not yet received a response from Ministers to questions that the Panel had raised previously in writing. The Officer was requested to follow this up with Officers at the Ministerial Support Unit.</p>	<p>NH</p> <p>NH</p>
<p><b>6. Sea Lettuce</b></p> <p>The Panel recalled a previous briefing with Officers from the Growth, Housing and Environment Department on 23rd June 2020, where the methods for the removal of sea lettuce from St. Aubin's Bay had been discussed. It was agreed to follow up with the Department to ascertain how these methods were working given the current prevalence of sea lettuce in bays around the island. The Officer was requested to liaise with Officers in the Department to request a further update.</p>	<p>NH</p>
<p><b>7. Granville Bay Agreement (GBA)</b></p> <p>The Panel noted a current e-petition which called for Government to review the GBA. It was noted that this was a complex scenario and it was agreed to keep abreast of the matter by continuing to question the Minister for the Environment and the Minister for External Relations at a future date to be determined.</p> <p>In the interim, the Officer was requested to liaise with the Ministerial Support Unit to request regular updates.</p>	<p>NH</p>
<p><b>8. Banning the sale of single-use carrier bags [P.64/2020]</b></p> <p>The Panel recalled the recent adoption of P.64/2020 and agreed to follow up with the Minister for Infrastructure as to what his proposed next steps would be. The Officer was requested to draft a letter to the Minister for approval.</p> <p>The Panel also recalled that it was due to meet with a representative from Greenonpurpose, an environmental group, who would be able to share insight on how some small towns had achieved a successful ban on single-use carrier bags. The Officer was requested to confirm the provisional date which had been agreed and to circulate an invitation to the Panel.</p>	<p>NH</p> <p>NH/CT</p>
<p><b>9. Environmental Health staffing update</b></p> <p>The Panel recalled that many staff had been redeployed from their current roles in light of the Covid-19 pandemic and agreed it would be informative to know if staff within Environmental Health, specifically dealing with the inspection of food outlets, pollution and noise disputes had now returned to their roles. The Officer was requested to include this as a line of questioning at the upcoming Quarterly Hearing with the Minister for the Environment and to also request some statistical information prior to the hearing.</p>	<p>NH</p>
<p><b>10. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 4<sup>th</sup> August 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 4th August 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel <i>[items 3-9 only]</i> Deputy Inna Gardiner	
Apologies		
Absent		
In attendance	Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer	
Agenda Matter		Action
<b>1. Records of Meetings</b>		
The Panel noted and approved the record of the meeting held on 21 <sup>st</sup> July 2020.		
<b>2. Bridging Island Plan Review</b>		
The Panel discussed and agreed one final addition to the Terms of Reference and requested the Officer proceed with the review launch.		<b>NH</b>
The Panel discussed a paper prepared by the Officer which gave alternative options to the appointment of an expert advisor for the Panel's review.		
It was further noted that the Department for Strategic Policy, Performance and Planning had received an independent report from their Strategic Partner, 'Arup', who were supporting them on the Island Plan Review and this report had informed the Minister for the Environment's decision to propose a shortened 'bridging' Island Plan of 3 years. It was therefore agreed that it was not necessary for the Panel to duplicate this work and appoint an independent advisor at this stage.		
The Panel agreed to include a local Planning Consultancy firm onto the list of targeted stakeholder submissions.		
<b>3. Correspondence from Ministers and Department for Growth, Housing and Environment</b>		
The Panel noted receipt of various updates from the Minister for Infrastructure and Minister for the Environment.		
The Panel discussed further correspondence received from the Minister for the Environment detailing his next steps in relation to <a href="#">P.82/2020</a> Investigation into the establishment of a digital register of landlords and tenants. The Panel discussed how this might impact on the upcoming debate on <a href="#">P.106/2019 Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201-</a> in September 2020.		
The Panel queried whether the current Rent Safe scheme would still operate if P.106/2019 were to be adopted. The Officer advised that there was documentation which had been received from the Minister which stated the Rent Safe scheme would		

04.08.2020

<p>continue, as P.106/2019 was proposing the introduction of licensing regulations for minimum standards, whereas the Rent Safe accreditation was being operated on a voluntary basis for landlords to receive a star rating based on how, and to what extent, they exceeded the minimum standards. The Panel requested the Officer seek further information from the Department for Growth, Housing and Environment as to how exactly it was proposed Rent Safe would continue to operate.</p>	<p>NH</p>
<p>The Panel noted that it still had not received Jersey Property Holdings' report on the foreshore policy which had been further delayed until the end of July 2020. The Panel also queried why land transactions in respect of the foreshore were not tabled in the States. The Officer was requested to follow this up with the Department for Growth, Housing and Environment.</p>	<p>NH</p>
<p><b>4. Residential Tenancy Deposit Scheme – MyDeposits contract renewal</b></p> <p>The Panel discussed a response from the Minister for Children and Housing to the Panel's previous letter of 24th July 2020. The Panel noted that the Government's Procurement Strategy stated: <i>"The Tender will be open and advertised to all on the Government E-portal and subject to a full and transparent tender process."</i></p> <p>However, the Panel noted that regrettably no local companies had made a bid for the contract.</p> <p>The Panel requested that the Officer draft a letter back to the Minister to request further information on how the contract was advertised, as well as the rationale for extending by a further 5 year contract (3 years, plus 2 years based on good performance set out in Key Performance Indicators).</p>	<p>NH</p>
<p><b>5. Government Plan</b></p> <p>The Panel discussed the upcoming Government Plan Review and a response from the Minister for the Environment to the Panel's request for an update.</p> <p>The Panel noted a provisional timeline of the Government Plan Review which had been prepared by Committee and Panel Officers based on information received from the Ministerial Support Unit to date. The timeline noted key dates such as: the signed Memorandum of Understanding, draft plan to Scrutiny, lodging of the plan, public hearings and evidence gathering, reporting writing, lodging of the final report and the debate.</p> <p>The Panel agreed provisional review hearing dates and the Officer was requested to revert back to the Ministerial Support Unit to confirm Minister availability.</p>	<p>NH</p>
<p><b>6. Parish casework matters</b></p> <p>The Panel discussed Parish casework matters raised by Deputy Gardiner which had been brought to her attention as Deputy of St. Helier 3 &amp; 4. It was agreed that at the present time, the Deputy would take these matters forward as an independent member.</p>	
<p><b>7. Les Ecréhous and Les Minquiers: prohibition of the landing of domestic animals [P.94/2020]</b></p> <p>The Panel discussed the above proposition which had been lodged by the Constable of St. Martin.</p> <p>The Vice-Chair advised the Panel that he would be lodging an amendment to the proposition in his capacity as the Constable of Grouville.</p>	



<p><b>8. Planning Enforcement Team staffing update</b></p> <p>The Panel recalled that staff from the Department for Growth, Housing and Environment had been redeployed from their current roles in light of the Covid-19 pandemic and agreed it would be informative to know when staff within the Planning Enforcement Team would be returning to their 'Business As Usual' (BAU) roles. The Officer was requested to liaise with the Department and request a further update on staffing levels.</p>	<p><b>NH</b></p>
<p><b>9. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 18<sup>th</sup> August 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

Date: 1st September 2020

Present	Connétable Michael Jackson, Chair Deputy Inna Gardiner Connétable Sadie Le Sueur-Rennard <i>[via video conference, items 1,2 &amp; 3 only]</i> Deputy Kirsten Morel <i>[via video conference, items 1 &amp; 2 only]</i>	
Apologies	Connétable John Le Maistre, Vice-Chair	
Absent		
In attendance	Karen Gray Co-founder and CEO UK & Europe of Greenonpurpose <i>[item 2 only]</i> Nikita Hall, Committee and Panel Officer	
Agenda Matter		Action
<b>1. Records of Meetings</b>		
The Panel noted and approved the record of the meeting held on 4th August 2020.		
<b>2. Meeting with Greenonpurpose</b>		
<p>The Panel welcomed Karen Gray, Co-founder and CEO UK &amp; Europe of Greenonpurpose to the meeting. Ms Gray introduced herself explaining her background in recycling and her work with Greenonpurpose.</p> <p>Ms Gray gave a PowerPoint presentation on compostable versus biodegradable products. It was also explained that there were different standards on their production and use worldwide (International, European and British standards). The purpose of the presentation was to provide an overview of the possibilities of products available in the marketplace, given that the States Assembly had voted in favour of a single-use plastic carrier bag ban [<a href="#">P.64/2020</a>]. It was stressed that whilst the proposition had been adopted, the legislation had not yet come into force.</p> <p>Ms Gray provided an overview of a successful case study in Catalonia where the use of compostable carrier bags had been piloted with success. It was also explained that in addition to compostable carrier bags, other products included compostable agricultural film, which had been piloted in Ireland with success.</p> <p>The Panel noted potential challenges with such schemes for compostables in Jersey, mainly around who would undertake refuse collections (charities or parishes) and also in relation to the compostable carrier bags, regarding who would pay for this (Government or supermarkets). It was noted that one possible funding stream was utilising ring-fenced funds from taxation on plastic packaging products, as was the case in other jurisdictions. The Panel noted that it should query with the Minister for Infrastructure at the next available opportunity as to how the profits from 'bags for life' in supermarkets were utilised.</p> <p>It was noted that Government would need to propose a suitable framework to run as a pilot scheme. The Panel further noted there was currently no composting facilities on Island and therefore there would be a need for the required infrastructure and a clear framework.</p>		

01.09.2020

<p>The Panel thanked Ms Gray for her time and she exited the meeting.</p>	
<p><b>3. Bridging Island Plan Review</b></p> <p>The Panel noted that the deadline for submissions was 11<sup>th</sup> September 2020, to date no submissions had been received.</p> <p>The Officer was requested to confirm and circulate dates for public hearings with Ministers.</p>	<b>NH</b>
<p><b>4. Correspondence from Ministers and Department for Growth, Housing and Environment</b></p> <p>This item was deferred until the next meeting.</p>	
<p><b>5. Draft Wildlife Law</b></p> <p>The Panel was not quorate for this item of the agenda. The Officer was requested to circulate options of how to proceed via email in order to enable a quorate decision.</p>	<b>NH</b>
<p><b>6. Draft Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 202- [P.103/2020]</b></p> <p>The Panel was not quorate for this item of the agenda. It was noted that the Officer had prepared a briefing paper which was available to the Panel to review via Microsoft Teams.</p>	
<p><b>7. Government Plan</b></p> <p>This item was deferred until the next meeting.</p>	
<p><b>8. Biosolid spreading in fields</b></p> <p>This item was deferred until the next meeting.</p>	
<p><b>9. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 15<sup>th</sup> September 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

Date: 15th September 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Inna Gardiner Connétable Sadie Le Sueur-Rennard [items 1 and 3-11 only]
Apologies	Deputy Kirsten Morel
Absent	
In attendance	Deputy Kevin Lewis, Minister for Infrastructure [item 2 only] Allyson Holmes, Private Secretary to the Minister for Infrastructure [item 2 only] Tim Daniels, Director of Property, Jersey Property Holdings, Growth Housing and Environment [item 2 and 3 only] Philip Ahier, Manager- Principal Property, Jersey Property Holdings [item 2 only] Matthew Jowitt, Solicitor General [item 2 only] Senator Sam Mezec, Minister for Children and Housing [item 3 only] Sue Duhamel, Director, Employment and Social Security [item 3 only] Timothy Millar, Senior Policy Officer [item 3 only] Marie Claire Hannigan, Private Secretary to the Minister for Children and Housing [item 3 only] Jack Norris, Principal Policy [item 3 only]  Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer
Agenda Matter	Action
<b>1. Records of Meetings</b>	
The Panel noted and approved the record of the meeting held on 1 <sup>st</sup> September 2020.	
<b>2. Briefing: Foreshore Encroachment Policy</b>	
The Panel received the Minister for Infrastructure and Officers for a briefing on the revised Foreshore Encroachment Policy. This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.	
<b>3. Quarterly Hearing with the Minister for Children and Housing</b>	
The Panel noted and discussed the Question Plan for the Hearing with the Minister for Children and Housing Scheduled for that day.	
The Panel received the Minister for Children and Housing at 11:30am for its Quarterly Hearing in relation to the Minister's remit for Housing.	
<b>4. Bridging Island Plan Review</b>	
The Panel noted and discussed the submissions received in response to the Panel's request for views on the Bridging Island Plan Review.	

15.09.2020

<p>The Panel noted the dates scheduled for upcoming public hearings with the Minister for Infrastructure and Minister for the Environment</p>	
<p>The Panel agreed to send Written Questions to the Minister for Education regarding Education sites for development and ways in which to incorporate community facilities.</p>	NH
<p>The Panel also agreed to send Written Questions to the Minister for Economic development and the Chief Minister.</p>	NH
<p>The Panel discussed the possibility of arranging hearings with the Minister for Education and the Minister for Economic Development at a later date, as a follow up to the responses received to the Written Questions.</p>	NH
<p>The Panel noted a letter received from the Minister for the Environment requesting regular meetings with the Panel to discuss areas in relation to the Bridging Island Plan Review. The Panel agreed for the Officer to facilitate this and to schedule the meetings for a Tuesday.</p>	NH
<p><b>5. Correspondence from Ministers and Department for Growth, Housing and Environment</b></p>	
<p>The Panel noted recent correspondence received from the Minister for Children and Housing in respect of the Residential Tenancy Deposit Scheme and the ongoing work programme of the Housing Policy Development Board.</p>	
<p><b>6. Draft Wildlife Law</b></p>	
<p>The Panel noted and discussed the Draft Wildlife Law [P.110/2020] which had been lodged in the States and was due for debate on 3<sup>rd</sup> November 2020. The Panel agreed to draft a Comments paper on P.110/2020. The Officer explained that a Comments paper would be drafted in time for the Panels next scheduled meeting.</p>	NH
<p><b>7. Foreshore: policy for alleged encroachment payments [P.101/2020]</b></p>	
<p>The Panel noted and discussed the above proposition which was due to be debated on Tuesday 22<sup>nd</sup> September 2020.</p>	
<p><b>8. Government Plan</b></p>	
<p>The Officer updated the Panel on the recent developments regarding the Government Plan Review. The Officer informed the Panel that the Draft Plan would be shared with Scrutiny on 28<sup>th</sup> September 2020.</p>	NH
<p><b>9. Biosolids spreading in fields</b></p>	
<p>The Panel noted and discussed concerns from members of the public regarding the spreading of biosolids on fields, as well as the responses received from Government to queries raised by Deputy Gardiner. A primary concern highlighted and discussed by the Panel was the absence of standards, guidance or regulation regarding odour levels in Jersey.</p>	
<p>As a follow up, the Panel agreed to include this item as a question area in its upcoming quarterly hearing with the Minister for the Environment scheduled for the 29<sup>th</sup> September 2020.</p>	
<p><b>10. Work programme Considerations</b></p>	
<p>The Panel noted and discussed areas it would potentially consider as part of its work programme going forward. The following areas were noted and discussed:</p>	

<ul style="list-style-type: none"> <li>• Regulation and concerns regarding Jersey Lifts</li> </ul> <p>The Panel agreed to send a letter to the Minister for Infrastructure and include it as a question area for its upcoming quarterly hearing with the Minister.</p>	<p><b>NH</b></p>
<ul style="list-style-type: none"> <li>• Regulation and concerns regarding cyclists</li> </ul> <p>The Panel agreed to include this as a question area for its upcoming hearing with the Minister for Infrastructure.</p>	<p><b>NH</b></p>
<ul style="list-style-type: none"> <li>• Regulation and concerns regarding dogs on leads on beaches</li> </ul> <p>The Officer advised the Panel that this could fall under different Ministerial remits depending on the topic/issue. For example, Economic Development (extension of times allowed on beaches), Environmental Health (dog excrement) and Home Affairs (policing). The Officer was requested to find out more information about the various remits in order for the Panel to consider what next steps it might wish to take.</p>	<p><b>NH</b></p>
<p><b>11. Future Meetings</b></p>	
<p>The Panel noted that its next scheduled meeting would take place at 9:30am on 29<sup>th</sup> September 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 29th September 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel Deputy Inna Gardiner
Apologies	
Absent	
In attendance	Deputy John Young, Minister for the Environment <i>[item 2 only]</i> Deputy Gregory Guida, Assistant Minister for the Environment <i>[item 2 only]</i> Deputy Kevin Lewis, Minister for Infrastructure <i>[item 3 only]</i> Deputy Hugh Raymond, Assistant Minister for Infrastructure <i>[item 3 only]</i> Andrew Scate, Acting Director General, Infrastructure, Housing and Environment Department <i>[items 2 and 3 only]</i> William Peggie, Director – Natural Environment, Infrastructure, Housing and Environment <i>[item 2 only]</i> Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Performance and Planning Department <i>[item 2 only]</i> Kevin Pilley, Head of Place and Spatial Planning, Infrastructure, Housing and Environment Department <i>[item 2 only]</i> Tim Daniels, Director of Property, Jersey Property Holdings, Infrastructure, Housing and Environment Department <i>[item 3 only]</i> Allyson Holmes, Private Secretary to the Minister for Infrastructure <i>[item 3 only]</i> Ben Markwell-Sales, Assistant Private Secretary to the Minister for the Environment <i>[item 2 only]</i>  Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer
Agenda Matter	Action
<b>1. Records of Meetings</b>	
The Panel noted and approved the record of the meeting held on 15th September 2020.	
<b>2. Quarterly Hearing with the Minister for the Environment</b>	
The Panel received the Minister for the Environment at 11:30am for its Quarterly Hearing. The proceedings were streamed live via Microsoft Teams and a recording was made so that a transcript could be produced.	
<b>3. Quarterly Hearing with the Minister for Infrastructure</b>	

<p>The Panel received the Minister for Instructure at 2:30pm for its Quarterly Hearing. The proceedings were streamed live via Microsoft Teams and a recording was made so that a transcript could be produced.</p>	
<p><b>4. Bridging Island Plan Review</b></p> <p>The Panel noted and discussed a submission received from the Jersey Chamber of Commerce Building and Development Committee in response to the Panel's request for views on the Bridging Island Plan Review.</p> <p>The Panel noted and approved letters which contained a list of draft written questions to be sent to the following Ministers:</p> <ul style="list-style-type: none"> <li>• Economic Development, Tourism, Sport and Culture</li> <li>• Education</li> <li>• Health and Social Services</li> <li>• Chief Minister</li> </ul> <p>The Officer was requested to circulate these letters to the respective Ministers.</p>	<p>NH</p>
<p><b>5. Draft Wildlife Law</b></p> <p>The Panel discussed a draft Comments paper prepared by the Officer on the Draft Wildlife (Jersey) Law 202- [P.110/2020]. Some concerns were raised with regard to the penalties stated within the articles of the Draft Law and it was suggested the Panel should re-visit this.</p> <p>The Vice-Chair of the Panel was requested to email the Panel with his concerns in detail, in order for the Panel to decide whether an Amendment to the Proposition was required. It was noted that the debate was due to take place on 3<sup>rd</sup> November 2020 and therefore swift action would be necessary should an Amendment be required.</p> <p>The Officer was requested to liaise with the Royal Jersey Agricultural &amp; Horticultural Society and Jersey Farmers' Union to seek their views on the proposition, in addition to the Government consultation that was held in late 2018.</p>	<p>NH</p> <p>JLM</p> <p>NH</p>
<p><b>6. Foreshore: encroachment policy</b></p> <p>The Panel discussed <i>P.101/2020 Foreshore: policy for alleged encroachment payments</i> debated in the States on 22<sup>nd</sup> September 2020. It was further noted that the upcoming debate on P.111/2020 Encroachments on the Foreshore: revised policy was due to take place on 3<sup>rd</sup> November 2020.</p> <p>The Panel discussed the possible need to undertake further scrutiny work. It was agreed that the Chair and the Officer would liaise further as to possible individuals to target for views/submissions.</p> <p>The Officer advised the Panel that it would be possible to have the proposition referred to Scrutiny if additional time was required to scrutinise the policy. However, as this was a draft policy, and not draft legislation or regulations, the decision to refer would be subject to a States Assembly vote.</p>	<p>NH/MJ</p>
<p><b>7. Government Plan</b></p> <p>The Panel noted that a confidential draft copy of the Government Plan 2021 had been circulated on Microsoft Teams the previous evening. It was further noted that once this had been reviewed, projects would be allocated accordingly to respective Panels. A further update would be provided by the Officer in due course.</p>	<p>NH</p>



<p><b>8. Correspondence from the Minister for Children and Housing</b></p> <p>The Panel noted correspondence received from the Minister in respect of an update on the Housing Advice Service and Assisted Purchase Policy.</p> <p>The Officer was requested to arrange a briefing with the Panel, Minister and Officers.</p>	<p>NH</p>
<p><b>9. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 13<sup>th</sup> October 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 5th October 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel	
Apologies	Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner	
Absent		
In attendance	Nikita Hall, Committee and Panel Officer	
Agenda Matter		Action
<b>1. Draft Wildlife (Jersey) Law 202- [P.110/2020]</b>		
<p>The Panel met to discuss concerns which had been raised via email by the Jersey Farmers' Union (JFU) and the Royal Jersey Agricultural and Horticultural Society regarding various penalty provisions and definitions contained within several articles of the proposed draft Law.</p> <p>It was further noted that the JFU considered that the Government's public consultation was inadequate and the issues and concerns they had raised previously during the public consultation held in 2018 had not been fully addressed. In particular, how the proposed Law would be applied in specific scenarios, such as the Branchage. Furthermore, it was unknown to what extent prior inspection of hedgerows would be required and the implications of increased costs this might have.</p> <p>In general, it was the Panel's opinion that the penalty provisions contained within the draft Law appeared to be heavy handed and there was concern that it could be subject to possible draconian-style interpretation and application of the penalties contained within the Law under future Minister(s) and Officials. The Officer was requested to seek advice from the Law Officers' Department as to the rationale for the current proposed penalty provisions.</p> <p>The Panel discussed the possibility of lodging an amendment(s) to the proposition, however, it was agreed to meet with the Minister and his Officers in the first instance, to further understand how the draft Law was intended to be applied in practice. The Officer was requested to make the necessary arrangements for the Panel to meet with the Minister later that week.</p>		<p><b>NH</b></p> <p><b>NH</b></p>

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 8th October 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	Deputy John Young, Minister for the Environment Deputy Gregory Guida, Assistant Minister for the Environment William Peggie, Director – Natural Environment, Infrastructure, Housing and Environment Department Tim du Feu, Director – Head of Land Resource Management, Infrastructure, Housing and Environment Department Lindsey Napton, Natural Environment Officer, Infrastructure, Housing and Environment Department Ben Markwell-Sales, Assistant Private Secretary to the Minister for the Environment Nikita Hall, Committee and Panel Officer
Agenda Matter	Action
<p><b>1. Draft Wildlife (Jersey) Law 202- [P.110/2020]</b></p> <p>The Panel met with the Minister and Assistant Minister for the Environment to discuss concerns which had been raised via email by the Jersey Farmers' Union (JFU) and the Royal Jersey Agricultural and Horticultural Society in relation to various penalty provisions and definitions contained within several articles of the Draft Wildlife (Jersey) Law 202- (hereafter 'the draft Law').</p> <p>It was noted that the Department for Infrastructure, Housing and Environment held a public consultation on the draft Law in late 2018. Concerns had since been raised to the Panel that the final draft of the Law which had been lodged for debate in September 2020 appeared to have some of the safeguards for the agricultural industry removed.</p> <p>The Panel raised concern about the level of penalty provided for in the draft Law (imprisonment and a fine). It was clarified that this was the maximum penalty that would be applied for extreme cases. For example, the deliberate or intentional culling of a protected species. It was expected that less severe breaches of the draft Law would be dealt with at a Parish Hall inquiry.</p> <p>The agricultural practice of cultivation, hedge cutting and branchage was discussed and it was noted that it was the Department's intention to provide best practice guidance to ensure compliance with the proposed Law. The Panel expressed concerns on the reliance of guidance to provide a safeguard for agricultural activities under the proposed Law, as guidance could be subject to change. The Panel queried why it could not be explicit in the proposed draft Law itself that branchage was an</p>	

8.10.2020

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 13th October 2020

Present	<p>Connétable Michael Jackson, Chair          Connétable John Le Maistre, Vice-Chair          Deputy Inna Gardiner [1,2,3,4,5 and 8 only]          Connétable Sadie Le Sueur-Rennard [items 1,5,6,7,9 and 10 only]          Deputy Kirsten Morel</p>
Apologies	
Absent	
In attendance	<p><b>Item 2</b></p> <p>Kevin Pilley, Head of Place and Spatial Planning, Planning and Environment, Infrastructure, Housing and Environment          Natasha Day, Policy Principal, Planning and Environment          Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Performance and Planning Department</p> <p><b>Item 3</b></p> <p>Deputy John Young, Minister for the Environment          Deputy Gregory Guida, Assistant Minister for the Environment          William Peggie, Director - Natural Environment/Acting Group Director -Regulation, Infrastructure, Housing and Environment Department          David Le Marquand, Private Secretary to the Minister for External Relations          Greg Morel, Assistant Director, Marine Resources, Infrastructure, Housing and Environment Department          Ben Markwell- Sales, Assistant Private Secretary to the Minister for the Environment</p> <p>Deputy David Johnson, Brexit Review Panel          Deputy Mike Higgins, Brexit Review Panel</p> <p><b>Item 4</b></p> <p>Deputy Kevin Lewis, Minister for Infrastructure          Allyson Holmes, Private Secretary to the Minister for Infrastructure          Tim Daniels, Director of Property, Jersey Property Holdings, Infrastructure, Housing and Environment Department          Philip Ahier, Manager- Principal Property, Jersey Property Holdings, Infrastructure, Housing and Environment Department          Matthew Jowitt, Solicitor General</p> <p>Kellie Boydens, Principal Committee and Panel Officer [item 3 only]          Nikita Hall, Committee and Panel Officer          Monique Magalhaes, Research and Project Officer</p>

13.10.2020

Agenda Matter	Action
<p><b>1. Records of Meetings</b></p> <p>The Panel noted and approved the record of the meeting held on 29<sup>th</sup> September and the 5<sup>th</sup> October 2020.</p>	
<p><b>2. Briefing: Bridging Island Plan</b></p> <p>The Panel met Government Officers for a briefing on progress in relation to the work being undertaken regarding the Bridging Island Plan (BIP) This meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p><b>3. Briefing: Brexit and Jersey's Territorial Waters</b></p> <p>The Panel received a briefing from the Minister for the Environment and Government Officers in relation to Brexit and Jersey's Territorial waters. The Panel was joined at the briefing by members of the Brexit Review Panel. This Meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p><b>4. Briefing: Foreshore Encroachment Policy</b></p> <p>The Panel met with the Minister for Infrastructure and Officers to discuss and clarify what had been debated previously on P.101/2020 "Foreshore: policy for alleged encroachment payments". This Meeting was held in private in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p><b>5. Bridging Island Plan Review</b></p> <p>The Panel noted and discussed the letters it had received from the Minister for Education and the Chief Minister in response to its written questions. The Panel agreed it would wait to receive the responses from all the Ministers before considering any follow up actions, if required.</p>	
<p><b>6. Draft Wildlife (Jersey) Law</b></p> <p>The Panel raised concerns regarding aspects of the Draft Wildlife (Jersey) Law. Concerns included the absence of safeguarding for the farming communities as well as the proposed penalties. The Panel agreed that it would undertake further scrutiny in that regard and that further consultation with the farming community was necessary.</p> <p>Due to time constraints with the debate scheduled for the 3<sup>rd</sup> November, the Panel agreed it would likely need to call in the Proposition in order to consider proposing an Amendment(s) to the Proposition.</p>	
<p><b>7. Foreshore Encroachment Policy</b></p> <p>The Panel discussed the options regarding scrutiny work it could undertake regarding the proposition. One option discussed was the possibility to request the Minister for Infrastructure to defer the debate to a later States Assembly sitting.</p> <p>The Panel noted and approved the Terms of Reference (ToR) and Scoping Document (SD) for its review of the Foreshore Encroachment Policy, P.111/2020. The Panel requested the Officer write to the Minister for Infrastructure to inform him of the Panel's intention to undertake a review of the proposition and to share with him the Panel's Terms of Reference for the review.</p>	NH

<p>The Panel noted and agreed the list of targeted stakeholders to request written submissions to inform the review.</p> <p>The Panel agreed it would hold a public hearing with the Minister for Infrastructure to inform its review.</p>	
<p><b>8. Government Plan</b></p> <p>The Panel noted the projects allocated to it as part of the Government Plan Review and agreed that the allocated projects were covered by its remit.</p> <p>The Officer informed the Panel of the proposed timeline for the review, noting the stages for evidence gathering including time allocated to submissions and hearings. The Officer suggested that follow up questions could be sent to the Ministers if areas were not covered in the hearings.</p> <p>The Panel noted and discussed the generic version of the Scoping Document and Terms of Reference for the review. The Panel agreed changes to the ToR to include a 'value for money' element. The Officer was requested to make the necessary changes.</p> <p>The Panel approved the initial stakeholder list to request submissions for the review.</p>	<p>NH</p>
<p><b>9. Sale of government-owned vehicle registration plates</b></p> <p>The Panel agreed to write to the Minister for Infrastructure regarding the recent high - value auction of a government-owned vehicle registration plate to gain an understanding of the commission arrangements involved in such sales. The Officer was requested to draft a letter for the Chair's approval.</p>	<p>NH</p>
<p><b>10. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 27<sup>th</sup> October 2020 either virtually or in person in the Le Capelain Room, States Building.</p>	

island-wide necessity and therefore exempt from penalties or convictions. The response was that this was not deemed appropriate as it would allow a person to carry out a deliberate or reckless act through the activity of the branchage. It was also pointed out that there were other scenarios, not solely branchage, that the guidance would cover. It was noted that the draft Law explicitly referred to educational activities (i.e. pond dipping) as an exemption to an offence and therefore it was the Panel's opinion that similar safeguards or exemptions could be included in the draft Law for agricultural activities.

The use of 'deliberate' and 'reckless' terminology in the draft Law was discussed. It was noted that these were defined under Law and therefore a test of reasonableness would be carried out in any investigation of an alleged breach of the Law. Provided an individual could demonstrate that they did not act deliberately or recklessly then they would not be in breach of the Law. It was further noted that guidance helped to judge the degree of reasonableness when investigating an alleged offence under the Law.

Deputy Gardiner gave her apologies and left the meeting.

The Panel raised the activity of crop harvesting and questioned how the draft Law would be applied in these circumstances. An example was provided whereby a pheasant's nest situated in the middle of a potato field was disrupted or destroyed. The Panel was advised that this would not be an offence under the Law as the farmer, or individual carrying out the crop harvesting would not have gone out with the intention to cause harm to the pheasant. Under the definition of reckless in law, a person going about their farming activities would not be committing an offence under the law. It was further stressed that if it could be shown that guidance has been complied with then there is a defence. Prosecutions were deemed a last resort. In the first instance, a general advice or formal warning letter was utilised as good practice.

The Panel asked whether the guidance would be provided at the same time as the draft Law came into effect. The response was that guidance was currently under preparation. It was noted that there would likely be several sets of guidance and it would depend on the type of species as they all had different levels of protection. It was further noted that current guidance on bats, reptiles and amphibians would be ready in time for when the draft Law was approved and came into force. The Panel pressed the Minister on whether there would be a period of time where the draft Law would be in place without the accompanying guidance. Although it was hoped all sets of guidance would be available, the Minister and officers were unable to guarantee this to the Panel.

The Panel queried whether it would be an offence to cultivate a hedge if there was a protected plant species growing in that hedge and was advised that it would be although it would depend on a number of factors such as time of year, what level of protection the plant species was classified as and whether it was a flowering plant. It was explained that this was currently the case under the existing Law.

The Minister for the Environment gave his apologies and left the meeting.

A discussion took place around the need for the Government to educate the public on which species were protected. The Panel also requested clarification on what was defined as 'in use' in relation to the nests of protected species. The Panel was advised that nests were defined as being in use during the breeding season for that species and if there were eggs or chicks occupying the nest.

A further discussion took place around the requirement under the proposed draft Law for the agreement of every landowner before an area could be designated with specific restrictions. The Minister took on board the need to change the wording of this to the 'majority of landowners' in order for it to be workable in practice.

The Panel also raised that in relation to invasive non-native species it stated in the draft Law that the Minister 'may' make payment if a landowner is required to undertake works to remove the species. The Panel suggested that the wording should be changed to say the Minister 'should' make a payment if the cost of the works was above a certain amount, as it was noted that in certain circumstances it had the potential to be quite costly for the landowner. With regard to the provision for an invasive species control order, the Panel queried whether the Government of Jersey could be issued with an order. It was clarified that this was possible under the draft Law.

The Panel questioned the Minister on whether a business could be prosecuted under the draft Law or if it was the individual. It was clarified that both individuals and businesses could be prosecuted, and the business would have to prove it followed guidance to prevent their own employee from committing an offence under the Law.

The Panel thanked those in attendance for the information provided. The Panel stated that its fears had not been completely allayed and therefore looked forward to a further response from the Minister or Assistant Minister on the issues raised and how they might be addressed going forward.



# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 27th October 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	<p><b>Item 2</b></p> <p>Deputy Kevin Lewis, Minister for Infrastructure Andrew Scate, Acting Director General, Infrastructure, Housing and Environment Department Tim Daniels, Director of Property, Jersey Property Holdings, Infrastructure, Housing and Environment Department Richard Fauvel, Head of Waste Regulation, Infrastructure, Housing and Environment Department John Littlewood, Head of Finance Business Partnering, Infrastructure, Housing and Environment Tristan Dodd, Head of Transport, Infrastructure, Housing and Environment Hugo Willson, Head of Engineering and Development, Infrastructure, Housing and Environment Allyson Holmes, Private Secretary to the Minister for Infrastructure</p> <p><b>Item 3</b></p> <p>Deputy Kevin Lewis, Minister for Infrastructure Deputy Hugh Raymond, Assistant Minister for Infrastructure Andrew Scate, Acting Director General, Infrastructure, Housing and Environment John Littlewood, Head of Finance Business Partnering, Infrastructure, Housing and Environment Tristan Dodd, Head of Transport, Infrastructure, Housing and Environment Richard Fauvel, Head of Waste Regulation, Infrastructure, Housing and Environment Tim Daniels, Director of Property, Jersey Property Holdings, Infrastructure, Housing and Environment Fiona Glover, Principal Policy Officer, Strategy and Foresight, Strategic Policy, Planning and Performance Allyson Holmes, Private Secretary to Minister for Infrastructure</p> <p><b>Item 4</b></p> <p>Deputy John Young, Minister for the Environment</p>

27.10.2020

	<p>Deputy Gregory Guida, Assistant Minister for the Environment  Ben Markwell-Sales, Assistant Private Secretary to the Minister for the Environment  Andrew Scate, Acting Director General, Infrastructure, Housing and Environment Department  Kevin Pilley, Head of Place and Spatial Planning, , Infrastructure, Housing and Environment Department  William Peggie, Director - Natural Environment/Acting Group Director -Regulation, Infrastructure, Housing and Environment Department  Fiona Glover, Principal Policy Officer, Strategy and Foresight, Strategic Policy, Planning and Performance</p> <p>Nikita Hall, Committee and Panel Officer  Monique Magalhaes, Research and Project Officer</p>
Agenda Matter	Action
<b>1. Records of Meetings</b>	
<p>The Panel noted and approved the record of the meeting held on 8th October 2020.</p> <p>The Officer informed the Panel that the Minister for the Environment had suggested changes be made to the minute in relation to Item 1- Draft Wildlife (Jersey) Law. The Panel agreed that these changes should be dismissed and approved the Officer's original minute.</p>	
<b>2. Quarterly Public Hearing with the Minister for Infrastructure</b>	
<p>The Panel noted and discussed the question plan for the upcoming Quarterly Public Hearing with the Minister for Infrastructure scheduled for 11.30am that day.</p> <p>The Panel received the Minister for Infrastructure and his Officers for a Quarterly Public Hearing. The proceedings were streamed live via Microsoft Teams and a recording was made so that a transcript could be produced.</p>	
<b>3. Public Hearing with the Minister for Infrastructure – Government Plan Review 2021</b>	
<p>The Panel noted and discussed the question plan for the upcoming Hearing with the Minister for Infrastructure scheduled for 12.30pm that day.</p> <p>The Panel received the Minister for Infrastructure and his Officers for a Public Hearing in relation to the Government Plan Review 2021. The proceedings were streamed live via Microsoft Teams and a recording was made so that a transcript could be produced.</p>	
<b>4. Public Hearing with the Minister for the Environment – Government Plan Review 2021</b>	
<p>The Panel noted and discussed the question plan for the upcoming Hearing with the Minister for the Environment scheduled for 2.30pm that day.</p> <p>The Panel received the Minister for the Environment and his Officers for a Public Hearing in relation to the Government Plan Review 2021. The proceedings were streamed live via Microsoft Teams and a recording was made so that a transcript could be produced.</p>	
<b>5. Bridging Island Plan Review (BIP)</b>	

<p>The Officer updated the Panel regarding the progress of the review. It was noted that eleven submissions had been received and all response letters to the Panel's written questions to Ministers had been received.</p> <p>Regarding the Strategic Partner's (Arup) report produced for the Minister for the Environment in relation to the chosen option of a BIP, the Panel requested the Officer to liaise with the Minister's Officers to determine whether the Panel could be briefed by the Strategic Partner at its BIP monthly meeting with the Minister for the Environment. The Panel agreed it would be beneficial to understand the process used by Arup when developing the report.</p> <p>It was noted that the Public Hearing with the Jersey Chamber of Commerce Building and Development Committee in relation to the BIP had been rescheduled to take place on 10<sup>th</sup> November. The Panel agreed that the meeting should take place in person. The Officer agreed to schedule the meeting to take place in person in the Blampied Room in the States Building.</p> <p>The Panel discussed that it was important that careful consideration be given to any development of future industrial park developments as part of the BIP process. This had been highlighted, since complaints had been raised regarding the St Peters Technical Park and its functioning within a residential area. Concerns included businesses operating outside of business hours.</p>	<p>NH</p> <p>NH</p>
<p><b>6. Draft Wildlife (Jersey) Law</b></p> <p>The Panel discussed having the Proposition referred to Scrutiny under Standing Order 72, in order to be able to undertake further scrutiny work. It was noted that it was due to be debated in the States Assembly on 3<sup>rd</sup> November.</p> <p>The Panel requested the Officer arrange a meeting with representatives of the Jersey Farmers Union (JFA) and Royal Jersey Agriculture and Horticulture Society (RJA&amp;HS) to observe their views and concerns in relation to the Proposition.</p>	<p>NH</p>
<p><b>7. Foreshore Encroachment Policy</b></p> <p>The Officer advised that the Panel had received further information from the Minister for the Environment in relation to the policy.</p> <p>The Panel noted and approved the draft letter templates for requesting written submissions for the review. The Panel agreed it would request submissions from the legal profession, several conveyancers as well as the two former Jersey Bailiffs.</p> <p>The Panel discussed the information received and noted some areas of concern. Concern regarding ensuring the public's access to beaches is maintained was raised as an area that should be highlighted. The Panel highlighted the importance of parties being made aware of any potential encroachments as soon as was possible so that their property sales would not be unduly halted.</p>	
<p><b>8. Government Plan</b></p> <p>The Officer noted the Panel had received a submission from Save Our Shoreline Jersey (SoS) to inform its review.</p> <p>The Officer noted that Andium Homes had communicated it would not be submitting any comment on the Government Plan due to its direct link with the Government. In the first instance, the Chair agreed he would communicate with Andium Homes to</p>	<p>NH</p> <p>MJ</p>

<p>further understand its decision to not submit its views on this occasion as it had provided submissions previously.</p>	
<p><b>9. States Assembly Business</b></p> <p>The Panel noted Propositions Draft EU Legislation (Welfare of Animals during Transport and Pet Travel) (Amendment) (Jersey) Regulations 202- [P.135/2020] and Draft EU Legislation (Official Controls) (Jersey) Regulations 202- [P.138/2020] due to be debated on 1st December 2020.</p> <p>The Panel agreed it would revert to the Officer with any comment.</p>	
<p><b>10. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 10th November 2020 in person in the Le Capelain Room, States Building.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 29th October 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Kirsten Morel
Apologies	Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner
Absent	
In attendance	Mr Peter Le Maistre, President, Jersey Farmers' Union (JFU) Mr James Godfrey, Chief Executive, Royal Jersey Agricultural and Horticultural Society (RJA&HS)  Nikita Hall, Committee and Panel Officer
Agenda Matter	Action
<b>1. Draft Wildlife (Jersey) Law 202- [P.110/2020]</b>  The Panel met with the President of the Jersey Farmers' Union and the Chief Executive of the RJA&HS to further understand the farming industry's concerns with the draft Law.  The President explained that during the Government public consultation in 2018, the JFU had raised concerns with various aspects of the draft Law and it was understood that there would be further consultation. However, this had not transpired by the time the draft legislation was lodged in September 2020.  It was explained that Articles 7-13 of the draft Law were of particular concern. Furthermore, there appeared to be a conflict between the draft Law and the annual branchage, which was also required by Law. It was suggested by the Chief Executive of the RJA&S that the Articles of the draft Law pertaining to resting places, in particular identifying such resting places, was an area which required further clarification in the draft Law. The penalty provisions for offences committed under the proposed draft Law was discussed, with it being noted that these were maximum, not minimum, penalties.  It was noted that further guidelines were anticipated to supplement the draft Law and provide clarity as to how various aspects would work in practice. The Panel recalled from a previous meeting with the Minister for the Environment that it was expected only some of the guidelines would be produced before the proposed draft Law came into effect. The Panel was of the opinion that guidelines in respect of all areas of the draft Law should be in place prior to the enactment of the draft Law. Furthermore, clarity was required as to whether there was a conflict between the proposed draft Law and the branchage Law (i.e. the legal requirement to comply with the proposed Draft Wildlife Law versus the legal requirement to comply with branchage). It was agreed that the Panel would investigate this further with the Law Officers' Department.	

29.10.2020

The Chief Executive of the RJA&HS commented that there appeared to be a discrepancy within the draft Law in respect of the use of animal traps where it is specified in one instance that a live decoy could not be used in a trap. In another instance, it specified live decoys could not be used if tethered to the trap and therefore it was unclear as to whether they were permitted or not.

Article 35 of the draft Law was discussed which would enable the Minister to make Orders designating areas of special protection and which it was noted could include restricting access or prohibiting particular activities. However, it was noted that no detail was included as to what compensation might be afforded to the landowner, if this were to be the case for a certain period of time. It was the Panel's opinion that significant powers would be granted to the Minister and authorised officers, with little to no detail in relation to how a landowner might be compensated and therefore appeared to be one-sided.

The Panel thanked those in attendance for their time and the meeting was concluded.

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 26th November 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Deputy Inna Gardiner
Apologies	Connétable Sadie Le Sueur-Rennard Deputy Kirsten Morel
Absent	
In attendance	Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer
Agenda Matter	Action
<b>1. Government Plan 2021-24 Review</b>  The Panel met to discuss a draft report in relation to the Government Plan 2021-2024. The Officer ran through the layout of the report and the Panel discussed and agreed the 'Red, Amber, Green' (RAG) ratings for each of the programmes.  The key findings and recommendations were discussed and the Officer was requested to make several minor revisions to the recommendations. The Panel approved its report, as amended.  The Officer advised the Panel that, following the meeting, the main body of the report would be sent to the Infrastructure, Housing and Environment Department for factual checking. It was noted that the conclusion to the report would be drafted and approved by email the following week and once any comments had been returned following the factual checking process.	<b>NH</b>

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by electronic mail

Date: 2nd December 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner Deputy Kirsten Morel
Apologies	
Absent	
In attendance	Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer
Agenda Matter	Action
<b>1. Government Plan 2021-24 Review – Publication of report</b>  The Panel approved the publication of its report S.R.12/2020 Scrutiny Review of the Government Plan 2021-2024. The Officer advised that, with immediate effect, the report would be presented to States Members and circulated to the media with an accompanying press release.	<b>NH</b>



# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 8th December 2020

Present	<p>Connétable Michael Jackson, Chair          Connétable John Le Maistre, Vice-Chair          Deputy Inna Gardiner [items 1,2,3,5,6,7,8 and 9 only]          Connétable Sadie Le Sueur-Rennard</p>
Apologies	
Absent	
In attendance	<p><b>Item 2</b></p> <p>Mark Temple QC, HM Attorney General          Duncan Mills, Legal Advisor Property</p> <p><b>Item 3</b></p> <p>Deputy John Young, Minister for the Environment          Deputy Gregory Guida, Assistant Minister for the Environment          Deputy Jess Perchard, Assistant Minister for the Environment          Greg Morel, Assistant Director, Marine Resources, Infrastructure, Housing and Environment Department          Kevin Pilley, Head of Place and Spatial Planning, Planning and Environment, Infrastructure, Housing and Environment          Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Performance and Planning Department          Andy Scate, Acting Director General for Infrastructure, Housing and Environment          Jane Burns, Eco-Active Programme Manager, Planning and Environment          Louise Magris, Director Environmental Policy, Planning and Environment          Ben Markwell- Sales, Assistant Private Secretary to the Minister for the Environment</p> <p><b>Item 4</b></p> <p>Sir Philip Bailhache          Deputy Carolyn Labey, Deputy of Grouville</p> <p>Kellie Boydens, Principal Committee and Panel Officer [items 1,5,6,7,8 and 9 only]          Nikita Hall, Committee and Panel Officer [items 2,3 and 4 only]          Monique Magalhaes, Research and Project Officer</p>

Agenda Matter	Action
<p><b>1. Records of Meetings</b></p> <p>The Panel noted and approved the records of the meetings held on 13<sup>th</sup>, 27<sup>th</sup>, 29<sup>th</sup> of October and the 26<sup>th</sup> November 2020.</p>	
<p><b>2. Private meeting with the Attorney General re Draft Wildlife (Jersey) Law 202-</b></p> <p>The Panel met Mark Temple QC, HM Attorney General, and Duncan Mills, Legal Advisor Property, to discuss concerns of the farming community in relation to the Draft Wildlife (Jersey) Law 202- (hereafter the 'draft Law'). The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under the Qualification Exemption Article 31.</p>	
<p><b>3. Public Quarterly Hearing – Minister for the Environment</b></p> <p>The Panel received Deputy Young, the Minister for the Environment, Deputy Guida, Assistant Minister for the Environment, Deputy Perchard, Assistant Minister for the Environment, and Government Officers for a quarterly public hearing.</p>	
<p><b>4. Public hearing: Foreshore Encroachment Policy Review</b></p> <p>The Panel met with Deputy Carolyn Labey, Deputy of Grouville, and Sir Philip Bailhache for a public hearing regarding the Foreshore Encroachment Policy Review.</p>	
<p><b>5. Bridging Island Plan Review</b></p> <p>The Panel noted the Heads of Report and agreed to finalise in due course.</p>	
<p><b>6. Draft Wildlife (Jersey) Law 202-</b></p> <p>Constable Le Maistre updated the Panel regarding the discussions being undertaken between the Jersey Farmers' Union (JFU) and the Government in relation to the Draft Wildlife (Jersey) Law 202-. It was explained that the Assistant Minister for the Environment, Deputy Guida, had relayed that the JFU should have consulted with him. The JFU noted that they had emailed the Government, however discussions had not transpired.</p> <p>The Panel agreed that it remained concerned about the draft Law. It was highlighted that reassurance was required regarding any potential conflict between the Jersey Branchage legal obligations and the Draft Wildlife Law. Additionally, reassurance of the safeguards that would be available to the farming community for them to undertake their business as usual activities (work their fields) without breaching the Draft Wildlife Law was required. Moreover, concerns had been raised regarding any guidelines produced by the department to offer safeguards to the farming community being changed by newly appointed Ministers in the future. A discussion was had regarding the safeguards that would be in place for the community with regards to when an area was designated as an area of special interest under the Law, in order to protect a species. Concern was raised regarding the recompense that would be available to the farming community under such circumstances.</p> <p>Concern was raised over the absence of an appeals process or appeals board/panel as a middle ground when a case was investigated and progressed. The Panel was concerned that the approach by which a member of the public would be required to appear at the Royal Court to appeal against the Government was an expensive and heavy-handed approach. The Panel wished to investigate whether an alternative approach would be possible and appropriate.</p>	

<p>Concern was raised regarding the proposed way in which Notices under the Draft Wildlife Law would be issued. The Panel discussed whether further methods of delivery should be considered, such as registered mail. This would ensure that Notices did not go unnoticed and the response time accidentally breached. The Panel highlighted that the delivery process should be made clear.</p> <p>The Panel discussed the potential impact that the Draft Wildlife Law may have in relation to the building sector. The protection of trees was highlighted as an important factor to consider in that regard. It was noted that any action that might be taken with regard to protecting trees would require funding.</p> <p>Regarding possible amendments to the law the Panel agreed it would consider the information received from the upcoming meeting with the Attorney General as well as any information received from the building sector before deciding on how to proceed.</p>	
<p><b>7. Foreshore Encroachment Policy</b></p> <p>The Panel discussed and agreed a draft question plan for its upcoming hearing with the Deputy of Grouville and Sir Philip Bailhache scheduled for that day at 2pm.</p> <p>The Officer informed the Panel that all stakeholder submissions received thus far had been shared with the Panel on Teams. The Officer noted the intention was for a Comments paper to be drafted and shared with the Panel prior to Christmas. It was highlighted that a recurring theme within the submissions received was in relation to the absence of an appeals or arbitration process regarding the revised policy.</p>	
<p><b>8. Government Plan</b></p> <p>The Panel noted that the Panel's Government Plan report was presented to the States Assembly on 2nd December and a that a Ministerial Response was expected by 13th January 2021.</p>	
<p><b>9. Future Meetings</b></p> <p>The Panel noted its next scheduled meeting on 22nd December 2020. The Officer informed the Panel that a meeting could potentially be requisitioned for that time and suggested the Panel pencil in an alternate date for its meeting to occur. The Panel agreed to pencil in a potential meeting for 21st December 2020 at 11.30/11.45 am if an alternate date was required.</p>	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 11th December 2020

Present	Connétable Michael Jackson, Chair Connétable John Le Maistre, Vice-Chair
Apologies	Connétable Sadie Le Sueur-Rennard Deputy Inna Gardiner
Absent	
In attendance	Deputy John Young, Minister for the Environment Senator Ian Gorst, Minister for External Relations Deputy Gregory Guida, Assistant Minister for the Environment Beth Davies, Principal External Relations Officer, Brexit and Trade Greg Morel, Assistant Director, Marine Resources, Infrastructure, Housing and Environment Department Dave Le Marquand, Policy Principal, Strategic Policy, Planning and Performance Ben Markwell- Sales, Assistant Private Secretary to the Minister for the Environment  Nikita Hall, Committee and Panel Officer Monique Magalhaes, Research and Project Officer
Agenda Matter	Action
<b>1. Private meeting regarding marine matters as a result of Brexit negotiations</b>	
The Panel met with the Minister for the Environment, the Minister for External Relations and their Officers for a private briefing regarding marine matters as a result of Brexit negotiations. The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under the Qualification Exemption Article 35.	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 15th December 2020

Present	Connétable Michael Jackson, Chair Deputy Inna Gardiner
Apologies	Connétable John Le Maistre, Vice-Chair Connétable Sadie Le Sueur-Rennard
Absent	
In attendance	Deputy John Young, Minister for the Environment Deputy Gregory Guida, Assistant Minister for the Environment Deputy Jess Perchard, Assistant Minister for the Environment Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Planning and Performance Kevin Pilley, Head of Place and Spatial Planning, Strategic Policy, Planning and Performance Natasha Day, Policy Principal, Strategic Policy, Planning and Performance Ben Markwell-Sales, Assistant Private Secretary to the Minister for the Environment  Nikita Hall, Committee and Panel Officer
Agenda Matter	Action
<b>1. Briefing: Bridging Island Plan 2022-24 update</b>	
The Panel received the Minister for the Environment and Officers for a briefing update on the Bridging Island Plan 2022-24. The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under the Qualification Exemption Article 35.	

# Environment, Housing and Infrastructure Panel

## Record of Meeting

### Meeting held by video conference

Date: 22nd December 2020

Present	Connétable John Le Maistre, Vice-Chair Deputy Inna Gardiner Connétable Michael Jackson, Chair [part of item 2 only]
Apologies	Connétable Michael Jackson, Chair [items 1,3-6]
Absent	Connétable Sadie Le Sueur-Rennard
In attendance	Deputy John Young, Minister for the Environment [item 2 only] Steve Skelton, Director of Strategy and Innovation, Strategic Policy, Planning and Performance [item 2 only] Kevin Pilley, Head of Place and Spatial Planning, Strategic Policy, Planning and Performance [item 2 only] Natasha Day, Policy Principal, Strategic Policy, Planning and Performance [item 2 only] Deputy Graham Truscott (Panel Guest)  Nikita Hall, Committee and Panel Officer
Agenda Matter	Action
<b>1. Records of Meetings</b>	
The Panel noted and approved the records of the meetings held on 2 <sup>nd</sup> and 8 <sup>th</sup> December 2020.	
<b>2. Briefing: Bridging Island Plan 2022-24 update</b>	
The Panel received the Minister for the Environment and Officers for a briefing update on the Bridging Island Plan 2022-24. The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under the Qualification Exemption Article 35.	
<b>3. Bridging Island Plan Review</b>	
The Panel noted and agreed a Heads of Report.	
The Officer updated the Panel on the timeline of the review, in particular the report writing process, noting that in light of the lodging of the Draft Covid (Island Plan) Regulations it would be pertinent to present a report before the debate on the 9 <sup>th</sup> February 2021.	
The Panel briefly discussed how the Future Hospital would feature in the Bridging Island Plan. In particular, how having two separate planning applications would work in practice (one for the access road to the Overdale site and a separate application for the Future Hospital itself). The Panel noted concerns as to how both applications could be dealt with separately, with there being the potential risk of having one application approved but not the other.	

<p>The Panel also discussed concerns in relation to officer resources and manpower for the Bridging Island Plan policy work and whether there was a risk posed that key policy officers would be redeployed to deal with the COVID-19 pandemic. The Panel agreed to question the Minister for the Environment on these matters at the upcoming private briefing later that day.</p>	
<p><b>4. Draft Wildlife (Jersey) Law 202- Review</b></p> <p>The Panel recalled its previous meeting with the Attorney General and discussed the various areas of discussion. It was noted that the Assistant Minister for the Environment had agreed that changes would be required to the draft law in light of the concerns raised by the farming industry. The Panel was not aware of what these changes would be and so it was agreed to write to the Minister and Assistant Minister to request an update on what changes to the draft law had been agreed, specifically whether there would be an exemption in the draft law in relation to the legal requirement for the annual Branchage.</p> <p>The Officer was requested to draft a letter to the Minister for the Panel's approval. The Officer advised the Panel of the timescale for the review, noting that should the Panel wish to lodge an amendment this would need to be lodged by 25<sup>th</sup> January 2021. The Panel agreed to consider a response from the Minister before a decision was made to bring a proposed amendment.</p>	<p><b>NH</b></p>
<p><b>5. Foreshore Encroachment Policy Review</b></p> <p>The Panel discussed its ongoing review on the Foreshore Encroachment Policy. The Panel recalled its recent public hearing held with the Deputy of Grouville and Sir Philip Bailhache and discussed the evidence obtained.</p> <p>The Panel discussed whether it should bring an amendment to the draft policy, however it was noted that there were too many components of the draft policy that were a concern and so to bring an amendment would be to revise the policy in its entirety. It was noted that it was not the role of Scrutiny to draft policy in this regard and therefore it would be better to make recommendations in the Panel's report as to how the policy can be improved before its adoption.</p> <p>The Officer advised the Panel that the draft report was in the process of being finalised and would be forwarded to the Panel for its review later that day. It was noted that the final report would need to be presented to the States Assembly before midday on Friday 15<sup>th</sup> January 2021.</p>	<p><b>NH</b></p>
<p><b>6. Future meeting</b></p> <p>The Panel noted that the next meeting would take place on 12<sup>th</sup> January 2021.</p>	