
STATES OF JERSEY



NOTICE UNDER ARTICLE 29A(3) OF THE STATES OF JERSEY LAW 2005: CHANGES TO MINISTERIAL OFFICES

**Presented to the States on 13th February 2024
by the Chief Minister**

STATES GREFFE

REPORT

Article 29A(3) of the States of Jersey Law 2005 requires the Chief Minister to present a report to the States Assembly for a 14-day notice period before making an Order to amend the name by which a Minister is described and/or to make provision relating to a Minister's functions (including their transfer from one Minister to another).

Accordingly, this report appends a draft Order (see below) that would achieve the proposed changes to Ministerial Offices, as set out below, and which makes consequential legislative amendments, and commences a notice period of 14 days.

It is intended that the Order will be finalised and made at the conclusion of the 14-day notice period.

Proposed Changes

Transfer of responsibility for Financial Services

The Chief Minister intends to transfer political and legal responsibility for financial services from the Chief Minister to the Minister for External Relations.

Separation of the office of Minister for Children and Education

The Chief Minister intends to separate the office of the Minister for Children and Education into the "Minister for Children and Families" and the "Minister for Education and Lifelong Learning", and transfer powers accordingly.

This change shall give effect to the Chief Minister's [Nomination Statement](#) and the decision of the States Assembly to appoint Connétable R. Vibert of St Peter as Minister for Children and Education with the view of him becoming the Minister for Children and Families as and when the role was created.

Additionally, the change will allow the Chief Minister to nominate Deputy R. Ward of St Helier Central for the role of Minister for Education and Lifelong Learning, again, as identified in the Chief Minister's Nomination Statement.

Renaming of the Minister for Housing and Communities

At the request of the Minister for Housing and Communities, the Chief Minister intends to amend the title of the current "Minister for Housing and Communities" to the "Minister for Housing".



Jersey

DRAFT CHANGES TO MINISTERIAL OFFICES (JERSEY) AMENDMENT ORDER 202-

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Jersey

DRAFT CHANGES TO MINISTERIAL OFFICES (JERSEY) AMENDMENT ORDER 202-

Made [date to be inserted]

Coming into force [date to be inserted]

THE CHIEF MINISTER makes this Order under Article 29A of the States of Jersey Law 2005 after complying with paragraph (3) of that Article –

1 Minister for Children and Education renamed as Minister for Education and Lifelong Learning

- (1) In Article 1 (current list of Ministerial offices) of the States of Jersey (Ministerial Offices) Order 2022 for “the Minister for Children and Education” there is substituted “the Minister for Education and Lifelong Learning”.
- (2) Schedule 1 contains amendments to reflect the new name for the Ministerial Office, in relation to the functions being retained by that Ministerial Office.

2 Minister for Children and Families established

- (1) In Article 1 (current list of Ministerial offices) of the States of Jersey (Ministerial Offices) Order 2022 before “the Minister for Education and Lifelong Learning” (as substituted by Article 1(1) of this Order) there is inserted “the Minister for Children and Families”.
- (2) Schedule 2 contains amendments that transfer some of the functions of the Minister for Education and Lifelong Learning to the Minister for Children and Families.

3 Minister for Housing and Communities renamed as Minister for Housing

- (1) In Article 1 (current list of Ministerial offices) of the States of Jersey (Ministerial Offices) Order 2022 for “the Minister for Housing and Communities” there is substituted “the Minister for Housing”.
- (2) Schedule 3 contains amendments to reflect the new name for the Ministerial Office.

4 Financial services functions transferred from Chief Minister to Minister for External Relations

Schedule 4 contains amendments that transfer financial services functions from the Chief Minister to the Minister for External Relations.

5 Citation and commencement

This Order may be cited as the Changes to Ministerial Offices (Jersey) Amendment Order 202- and comes into force at 9.30 am on 27th February 2024.

SCHEDULE 1

(Article 1(2))

AMENDMENTS TO REFLECT NEW MINISTERIAL NAME: MINISTER FOR EDUCATION AND LIFELONG LEARNING

In each provision in the following table, for “Minister for Children and Education” there is substituted “Minister for Education and Lifelong Learning” –

Legislation	Provision
Day Care of Children (Jersey) Law 2002	Article 1(1) definition “Minister”
Education (Jersey) Law 1999	Article 1(1) definition “Minister”
Income Support (Jersey) Regulations 2007	Schedule 1 paragraph 1(1)(a)
Income Tax (Jersey) Law 1961	Articles 92B(1)(a)(ii) and 115(n)
Legal Deposit (Jersey) Law 2007	Article 1(1) definition “Minister” and Article 12(4)(a)
Loi (1930) sur l’emploi de femmes, de jeunes personnes et d’enfants	Article 2(b)
Policing of Parks (Jersey) Regulations 2005	Regulation 1(1) definition “park authority” sub-paragraph (a)
Public Library (Jersey) Regulations 2007	Regulation 1(1) definition “Minister”
Rates (Jersey) Law 2005	Article 17(2)(g)
Regulation of Care (Standards and Requirements) (Jersey) Regulations 2018	Schedule 1 paragraph 1(11)(c)
Rehabilitation of Offenders (Exceptions) (Jersey) Regulations 2002	Regulation 17(1)(j)
Revenue Administration (Jersey) Law 2019	Article 8(8)
Road Traffic (Jersey) Law 1956	Articles 68A(8)(b)(ii) (in both places) and 70 (in both places)
Road Traffic (Lighting) (Jersey) Order 1998	Article 11(4)(c)(i) and (5)
Road Traffic (Public Parking Places) (Jersey) Order 2006	Article 1(1) definition “controlling body” sub-paragraph (b)
Sex Offenders (Jersey) Law 2010	Article 28(1) definition “Ministers” sub-paragraph (d)
Sexual Offences (Jersey) Law 2018	Article 19(3)(a)
Teachers’ Superannuation (Administration) (Jersey) Order 2007	Article 3(1)(a)(ii) and (b)

SCHEDULE 2

(Article 2(2))

AMENDMENTS TO TRANSFER FUNCTIONS FROM MINISTER FOR EDUCATION AND LIFELONG LEARNING TO MINISTER FOR CHILDREN AND FAMILIES

- (1) In each provision in the following table, for “Minister for Children and Education” there is substituted “Minister for Children and Families” –

Legislation	Provision
Adoption (Jersey) Law 1961	Article 1(1) definition “Minister”
Adoption Rules 1962	Rule 1(1) definition “Minister” and Schedule 1 Form No. 6 note (11)
Child Abduction and Custody (Jersey) Law 2005	Articles 8(1)(a) and 22(1)(a)
Child Custody (Jurisdiction) (Jersey) Law 2005	Article 2(a)
Children and Young People (Jersey) Law 2022	Article 1(1) definition “Minister”
Children (Convention Rights) (Jersey) Law 2022	Article 1(1) definition “Minister”
Children (Jersey) Law 2002	Article 1(1) definition “Minister”
Children (Prescribed Classes of Applicant to vary Directions) Rules 2005	Rule 2(c)
Children’s Benefit Funds (Jersey) Law 1969	Article 2(7) (in both places) and (12)
Civil Partners Causes Rules 2012	Rule 56(d)
Criminal Justice (Young Offenders) (Jersey) Law 2014	Article 11(3)(a)
Criminal Justice (Young Offenders) (Placement Panel) (Jersey) Regulations 2016	Regulation 6(1)(b)
Criminal Law (Child Abduction) (Jersey) Law 2005	Schedule table item 1 column 3
Education (Grants and Allowances) (Jersey) Order 2018	Articles 2(1)(f), 4(5)(c) and 5(7)(b)
Employment (Jersey) Law 2003	Article 55A(1) definition “official notification”
Matrimonial Causes Rules 2005	Rule 50(d)
Regulation of Care (Standards and Requirements) (Jersey) Regulations 2018	Regulations 31(8), 63(2)(a), 78(2); Schedule 3 list item (6)

Legislation	Provision
Regulation of Care (Jersey) Law 2014	Articles 36, 38(1) and 40(3); Schedule 1 Part 1 paragraph 2 definitions “looked after children” and “Minister”; Schedule 2 paragraph 4(2)(a)
Rehabilitation of Offenders (Exceptions) (Jersey) Regulations 2002	Regulations 16 and 17(1)(k)
Sexual Offences (Jersey) Law 2018	Article 19(4)(a) and (5) and Article 20(2) definition “children’s home” sub-paragraph (a)
Terrorism (Audio Recording of Interviews) (Jersey) Order 2003	Schedule section 1.6(i)(a)

- (2) In Schedule 1 to the Regulation of Care (Standards and Requirements) (Jersey) Regulations 2018, for paragraph 1(11)(e) there is substituted –

“(e) if the child is looked after by the Minister for Children and Families, details of any personal education plan prepared by the Minister for Education and Lifelong Learning.”.

SCHEDULE 3

(Article 3(2))

AMENDMENTS TO REFLECT NEW MINISTERIAL NAME: MINISTER FOR HOUSING

In each provision in the following table, for “Minister for Housing and Communities” there is substituted “Minister for Housing” –

Legislation	Provision
Building Loans (Jersey) Law 1950	Article 1 definition “Minister”
Building Loans (Miscellaneous Provisions) (Jersey) Regulations 1961	Schedule 1 (in both places) and Schedule 2 clause 1.1 definition “Minister”
Children and Young People (Jersey) Law 2022	Article 1(1) definition “responsible Ministers” and Article 5(1)(b)
Control of Housing and Work (Jersey) Law 2012	Article 48(3)
Dwelling-Houses (Rent Control) (Jersey) Law 1946	Article 1(1) definition “Minister”
Income Support (Jersey) Regulations 2007	Regulation 1 definition “social housing” subparagraph (a)
Lodging Houses (Registration) (Jersey) Law 1962	Article 1 definition “Minister”
Residential Tenancy (Jersey) Law 2011	Article 1(1) definition “Minister”
Sex Offenders (Jersey) Law 2010	Article 28(1) definition “Ministers” subparagraph (b)
Stamp Duties and Fees (Jersey) Law 1998	Article 6B(2) and (2)(a)
Taxation (Land Transactions) (Jersey) Law 2009	Article 8A(2) and (2)(a)

SCHEDULE 4

(Article 4)

AMENDMENTS TO TRANSFER FUNCTIONS FROM CHIEF MINISTER TO MINISTER FOR EXTERNAL RELATIONS

(1) In each provision in the following table, for “Chief Minister” there is substituted “Minister for External Relations” –

Legislation	Provision
Alternative Investment Funds (Jersey) Regulations 2012	Regulation 2 definition “Minister”
Bank (Recovery and Resolution) (Jersey) Law 2017	Article 1 definition “Minister”
Banking Business (Jersey) Law 1991	Article 1 definition “Minister”
Bankruptcy (Désastre) (Jersey) Law 1990	Article 1(1) definition “Minister”
Charities (Jersey) Law 2014	Article 1 definition “Minister”
Collective Investment Funds (Jersey) Law 1988	Article 1(1) definition “Minister”
Companies (Jersey) Law 1991	Article 1(1) definition “Minister”
Companies (Takeovers and Mergers Panel) (Jersey) Law 2009	Article 1(1) definition “Minister”
Control of Borrowing (Jersey) Law 1947	Article 1(1) definition “Minister”
Dormant Bank Accounts (Jersey) Law 2017	Article 1(1) definition “Minister”
EU Legislation (Payment Services – SEPA) (Jersey) Regulations 2015	Regulation 1(1) definition “Minister”
Financial Services (Disclosure and Provision of Information) (Jersey) Law 2020	Article 1 definition “Minister”
Financial Services (Jersey) Law 1998	Article 1(1) definition “Minister”
Financial Services Commission (Jersey) Law 1998	Article 1(1) definition “Minister”
Forfeiture of Assets (Civil Proceedings) (Jersey) Law 2018	Article 1(1) definition “Minister”
Foundations (Jersey) Law 2009	Article 1(1) definition “Minister”
Incorporated Limited Partnerships (Jersey) Law 2011	Article 1 definition “Minister”
Insurance Business (Jersey) Law 1996	Article 1(1) definition “Minister”
Limited Liability Companies (Jersey) Law 2018	Article 1(1) definition “Minister”
Limited Liability Partnerships (Jersey) Law 2017	Article 1(1) definition “Minister”
Limited Partnerships (Jersey) Law 1994	Article 1 definition “Minister”
Non-Profit Organizations (Jersey) Law 2008	Article 3(1) definition “Minister”

Proceeds of Crime and Terrorism (Miscellaneous Provisions) (Jersey) Law 2014	Article 2(2) and (3)
Proceeds of Crime (Jersey) Law 1999	Article 1(1) definition “criminal conduct” and Articles 36(7), 37(1) and 43(1)
Proceeds of Crime (Supervisory Bodies) (Jersey) Law 2008	Article 1(1) definition “Minister”
Registration of Business Names (Jersey) Law 1956	Article 1(1) definition “Minister”
Security Interests (Jersey) Law 2012	Article 1 definition “Minister”
Separate Limited Partnerships (Jersey) Law 2011	Article 1 definition “Minister”

- (2) In Part 1 (specified persons) of the Schedule to the Companies (Takeovers and Mergers Panel) (Jersey) Law 2009, after “Chief Minister” there is inserted –
- “1A Minister for External Relations”.

EXPLANATORY NOTE

This Order:

- renames the Minister for Children and Education as the Minister for Education and Lifelong Learning;
- establishes the Minister for Children and Families and transfers some of the functions of the Minister for Education and Lifelong Learning to the Minister for Children and Families;
- renames the Minister for Housing and Communities as the Minister for Housing; and
- transfers financial services functions from the Chief Minister to the Minister for External Relations.

Article 1 amends the States of Jersey (Ministerial Offices) Order 2022 (the “Ministerial Offices Order”) to rename the Minister for Children and Education as the Minister for Education and Lifelong Learning. It also introduces *Schedule 1*, which amends other legislation to reflect the new name of the Ministerial Office in relation to the functions that are being retained by that Office.

Article 2 amends the Ministerial Offices Order to establish the Minister for Children and Families. It also introduces *Schedule 2*, which amends other legislation to transfer some of the functions of the Minister for Education and Lifelong Learning to the Minister for Children and Families.

Article 3 amends the Ministerial Offices Order to rename the Minister for Housing and Communities as the Minister for Housing. It also introduces *Schedule 3*, which amends other legislation to reflect the new name of the Ministerial Office.

Article 4 introduces *Schedule 4*, which amends legislation to transfer financial services functions from the Chief Minister to the Minister for External Relations.

Article 5 gives the title of this Order and states that it comes into force at 9.30 am on 27th February 2024.

