

# STATES OF JERSEY ORDER PAPER

Tuesday 1st December 2009

## A. COMMUNICATIONS BY THE PRESIDING OFFICER

## B. TABLING OF SUBORDINATE ENACTMENTS

*(Explanatory note attached)*

Misuse of Drugs (General Provisions) (Amendment) (Jersey) Order 2009. R&O.115/2009.  
*Minister for Health and Social Services.*

Misuse of Drugs (Amendment of Schedule 2 to Law) (Jersey) Order 2009. R&O.116/2009.  
*Minister for Health and Social Services.*

Road Traffic (Public Parking Places) (Amendment No. 3) (Jersey) Order 2009. R&O.123/2009.  
*Minister for Transport and Technical Services.*

## C. DOCUMENTS PRESENTED OR LAID

Budget Statement 2010 (P.179/2009): comments. P.179/2009.  
Presented: 27th November 2009. Com.  
*Minister for Planning and Environment.*

Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.197/2009) – comments. P.197/2009.  
Presented: 20th November 2009. Com.  
*Minister for Treasury and Resources.*

Social Security Report and Accounts 2008. R.129/2009.  
Presented: 23rd November 2009.  
*Minister for Social Security.*

Public Employees Contributory Retirement Scheme: Actuarial Valuation at 31st December 2007 – Interim Report. R.130/2009.  
Presented: 25th November 2009.  
*Chief Minister.*

Land Transactions under Standing Order 168(3) – Les Quennevais Sports Stadium Bar and Restaurant premises – lease. R.131/2009.  
Presented: 25th November 2009.  
*Minister for Treasury and Resources.*

## D. NOTIFICATION OF LODGED PROPOSITIONS

Young Offenders: naming by the media (P.148/2009) – second amendment. P.148/2009.  
Lodged: 24th November 2009. Amd.(2)  
*Deputy T.M. Pitman of St. Helier.*

Planning and Building Bye-laws: provision of disabled toilets/changing rooms (P.168/2009) – amendment. P.168/2009.  
Lodged: 24th November 2009. Amd.  
*Minister for Planning and Environment.*

Provision of States Members' lunches at certain meetings and car parking (P.171/2009): amendment. Lodged: 24th November 2009. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.171/2009. Amd.
Budget Statement 2010 (P.179/2009): amendment. Lodged: 20th November 2009. <i>Senator T.J. Le Main.</i>	P.179/2009. Amd.
Budget Statement 2010 (P.179/2009): second amendment. Lodged: 24th November 2009. <i>Deputy S.S.P.A. Power of St. Brelade.</i>	P.179/2009. Amd.(2)
Budget Statement 2010 (P.179/2009): third amendment. Lodged: 24th November 2009. <i>Senator A. Breckon.</i>	P.179/2009. Amd.(3)
Fort Regent: establishment of a working group (P.188/2009) – amendment. Lodged: 24th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.188/2009. Amd.
Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.197/2009) – amendment. Lodged: 20th November 2009. <i>Deputy J.B. Fox of St. Helier.</i>	P.197/2009. Amd.
Draft Employment of States of Jersey Employees (Amendment No. 4) (Jersey) Regulations 200- Lodged: 24th November 2009. <i>Chief Minister.</i>	P.198/2009.
Public Employees Contributory Retirement Scheme Committee of Management: membership. Lodged: 25th November 2009. <i>Chief Minister.</i>	P.199/2009.
Jersey Appointments Commission: appointment of Chairman and member. Lodged: 25th November 2009. <i>Chief Minister.</i>	P.200/2009.
Strategy for dealing with young offenders: establishment of Working Group. Lodged: 27th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.201/2009.
Ann Court site: petition. Lodged: 27th November 2009. <i>Deputy J.A. Martin of St. Helier.</i>	P.202/2009.

**E. WITHDRAWAL OF LODGED PROPOSITIONS**

**F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS**

**G. MATTERS OF PRIVILEGE**

## **H. PETITIONS**

Deputy J.A. Martin of St. Helier will present a petition on behalf of the residents of the Ann Court area of St. Helier praying that the States abandon plans to create a multi storey car park on the site.

## **I. QUESTIONS**

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

1. The Chief Minister will table an answer to a question asked by Deputy S. Pitman of St. Helier regarding the sick days taken by public sector employees in 2008 and 2009.
2. The Minister for Planning and Environment will table an answer to a question asked by Deputy A.K.F. Green of St. Helier regarding the chemical make up of the contaminants at the Castle Quays site.
3. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. John regarding the financial management of the Jersey Heritage Trust.
4. The Minister for Economic Development will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the employment of apprentices in Jersey.
5. The Chief Minister will table an answer to a question asked by the Deputy of St. John regarding meetings with the Conseil General de la Manche.
6. The Chief Minister will table an answer to a question asked by Senator B.E. Shenton regarding progress of the review of customary law and statutory provisions.
7. The Minister for Planning and Environment will table an answer to a question asked by the Deputy of St. John regarding the use of local surveyors for design works for the North of Town Masterplan.
8. The Minister for Economic Development will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding the rent for the Gambling Control Office.
9. The Minister for Social Security will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the unemployment figures.
10. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the budgetary source of the additional payment to Jersey Heritage Trust.
11. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding the allocation of the budget to Health and Social Services to finance the Voluntary Early Retirement programme.
12. The Chairman of the Privileges and Procedures Committee will table an answer to a question asked by Senator J.L. Perchard regarding limiting the number of propositions lodged and the length of speeches.
13. The Chief Minister will table an answer to a question asked by Senator B.E. Shenton regarding the funding position of the Public Employees Contributory Retirement Scheme.

14. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. John regarding introduction of Portfolios Solutions/Bluestream (TM) safety management systems into the Department.
15. The Minister for Health and Social Services will table an answer to a question asked by Senator S.C. Ferguson regarding Consultants' remuneration.
16. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Martin regarding the costs involved with regulating the Licensing (Jersey) Law 1974.
17. The Minister for Home Affairs will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding current priorities in the Annual Business Plan 2010.
18. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding current priorities in the Annual Business Plan 2010.
19. The Minister for Health and Social Services will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour regarding current priorities in the Annual Business Plan 2010.
20. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. John regarding planning permission for the Phase 3 Warehouse project overseen by the Waterfront Enterprise Board.
21. The President of the Chairmen's Committee will table an answer to a question asked by Senator P.F. Routier regarding Scrutiny Panel meetings and minutes of the meetings.
22. The Chairmen of the Comité des Connétables will table an answer to a question asked by Deputy J.A Martin of St. Helier regarding the use of warrant cards by the Connétables.
23. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary regarding services provided by Fichtner Consulting Engineers Limited.
24. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary regarding data on road accidents.
25. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary regarding recycling facilities in schools.

**(b) – Oral Questions**

(120 minutes)

The following two oral questions were deferred from the meeting of 17th November 2009, at the request of the Minister for Planning and Environment, and therefore are additional to the two oral questions which the Deputy of St. Mary has submitted for the present meeting–

The Deputy of St. Mary will ask the following question of the Minister for Planning and Environment –

“Can the Minister give an assurance that no planning permission will be given for the Zephyrus project on the Waterfront, until the Scrutiny Panel report on the planning processes and errors made surrounding the Energy from Waste Plant is published and until the pending court case around the major pollution incident at la Collette is heard?”

The Deputy of St. Mary will ask the following question of the Minister for Planning and Environment –

“Were water samples taken and tested from the Castle Quay site whilst excavations took place, when it was known that the works were within reclaimed land containing loose dumped hazardous waste, and the site was being flooded with seawater twice a day to a depth of several feet and, if not, why not?”

1. The Deputy of St. Martin will ask the following question of the Chief Minister–

“Will the Chief Minister inform Members why the Magistrate Designate ceased performing his Court duties as of 2nd June 2008, whose decision this was, why he was not formally suspended, what, if any, additional costs there have been as a result of his absence since 30th September 2009 and when he is likely to return to full duty?”

2. The Deputy of St John will ask the following question of the Chief Minister –

“Could the Chief Minister advise what contribution, if any, has been made towards the British-Irish Council’s (B-IC) aim of IT excellence, on which Jersey was asked to take the lead; what work has been undertaken, who paid for it and what cost was involved and is the Chief Minister satisfied that the States website meets or exceeds the B-IC’s standards ?”

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

“What consideration, if any, is the Minister giving to withdrawing from circulation the Jersey one pound note?”

4. Deputy Paul Vincent Francis Le Claire of St. Helier will ask the following question of the Minister for Treasury and Resources –

“What was the total amount of money spent on States insurance policies to cover lawsuits over the last 5 years?”

5. The Deputy of St. Mary will ask the following question of the Minister for Treasury and Resources –

“Can the Minister for Treasury and Resources advise the Assembly in what sense the price of the incinerator was “fixed” as per P.73/2008 and can he now provide an accurate figure for the additional cost of the incinerator over and above the £106.31 million voted by the Assembly in July 2008?”

6. Deputy S. Pitman of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Will the Minister provide figures to justify recent changes to regulations relating to ‘super yachts’ regarding the length of time that they can stay in the Island and GST exemptions, and explain what consultation, if any, was undertaken before the changes were made?”

7. Deputy M. Tadier of St. Brelade will ask the following question of the Chief Minister–

“Would the Chief Minister inform members of the criteria used when taking decisions on suspending public employees and, in particular, clarify whether the service of a disclosure notice by the Police on an employer would normally lead to suspension and whether employees are given full details of the reasons for suspension when suspended?”

8. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Home Affairs –

“What action, if any will the Minister be taking to amend the Dogs (Jersey) Law 1961 to make reference to dogs proscribed in other countries and effect control on dogs imported into Jersey from breeders and rescue kennels in the United Kingdom?”

9. Deputy K.C. Lewis of St. Saviour will ask the following question of the Chief Minister–

“Now that the Lisbon Treaty has been signed by all 27 Member States and will become Law in December, what impact, if any, does the Chief Minister believe this will have on Jersey?”

10. The Deputy of St. Martin will ask the following question of the Minister for Economic Development –

“Will the Minister inform members how many of the three Department Officers and three Shadow Commissioners visit the 29 Betting Offices in the Island to conduct their regulatory function, what percentage of their time this represents, how often are Betting Offices and the premises of other regulated licence holders visited, what does this entail, how many infractions have been identified since 2004 and what are they?”

11. The Deputy of St. Mary will ask the following question of the Minister for Economic Development –

“Can the Minister explain the benefits to Jersey of funding the proposed Gambling Commission with an initial grant of £250,000 per year?”

12. The Deputy of St. John will ask the following question of the Minister for Planning and Environment –

“As the Town Park is progressed, will the Minister give an undertaking that, whenever possible, local Architects, Landscape Architects, Quantity Surveyors and Engineers will be employed to carry out the professional consultancy works and that this will apply to any future works in the North of Town Masterplan, and if not, will he explain why?”

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

1st question period – Minister for Education, Sport and Culture

2nd question period – Minister for Health and Social Services

**J. PERSONAL STATEMENTS**

**K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY**

**L. PUBLIC BUSINESS**

Pension Schemes: dealing with the past service liability.  
Lodged: 1st July 2009.  
*Senator B.E. Shenton.*

P.110/2009.

Pension Schemes: dealing with the past service liability (P.110/2009) –

P.110/2009.

<p>comments.  Presented: 3rd November 2009.  <i>Minister for Treasury and Resources.</i></p>	<p>Com.</p>
<p>Draft Gambling Commission (Jersey) Law 200-.  Lodged: 8th September 2009.  <i>Minister for Economic Development.</i></p>	<p>P.139/2009.</p>
<p>Draft Gambling Commission (Jersey) Law 200- (P.139/2009): amendment.  Lodged: 6th October 2009.  <i>Deputy of St. Martin.</i></p>	<p>P.139/2009.  Amd.</p>
<p>Draft Gambling Commission (Jersey) Law 200- (P.139/2009): amendment (P.139/2009 Amd.)– comments.  Presented: 16th November 2009.  <i>Minister for Economic Development.</i></p>	<p>P.139/2009.  Amd.Com.</p>
<p>Draft Gambling (Gaming and Lotteries) (Amendment No. 15) (Jersey) Regulations 200-.  Lodged: 8th September 2009.  <i>Minister for Economic Development.</i></p>	<p>P.140/2009.</p>
<p>Draft Gambling (Gaming and Lotteries) (Amendment No. 15) (Jersey) Regulations 200- (P.140/2009): amendment.  Lodged: 6th October 2009.  <i>Deputy of St. Martin.</i></p>	<p>P.140/2009.  Amd.</p>
<p>Draft Gambling (Gaming and Lotteries) (Amendment No. 15) (Jersey) Regulations 200- (P.140/2009): amendment (P.140/2009 Amd.)– comments.  Presented: 16th November 2009.  <i>Minister for Economic Development.</i></p>	<p>P.140/2009.  Amd.Com.</p>
<p>Draft Gambling (2010 Fees) (Jersey) Regulations 200-.  Lodged: 8th September 2009.  <i>Minister for Economic Development.</i></p>	<p>P.141/2009.</p>
<p>Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): amendment.  Lodged: 6th October 2009.  <i>Deputy of St. Martin.</i></p>	<p>P.141/2009.  Amd.</p>
<p>Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): amendment (P.141/2009 Amd.)– comments.  Presented: 16th November 2009.  <i>Minister for Economic Development.</i></p>	<p>P.141/2009.  Amd.Com.</p>
<p>Draft Gambling (2010 Fees) (Jersey) Regulations 200- (P.141/2009): second amendment.  Lodged: 17th November 2009.  <i>Deputy E.J. Noel of St. Lawrence.</i></p>	<p>P.141/2009.  Amd.(2)</p>
<p>Young Offenders: naming by the media.  Lodged: 17th September 2009.  <i>Deputy T.M. Pitman of St. Helier.</i></p>	<p>P.148/2009.</p>
<p>Young Offenders: naming by the media (P.148/2009) – comments.</p>	<p>P.148/2009.</p>

Presented: 28th October 2009. <i>Education and Home Affairs Scrutiny Panel.</i>	Com.
Young Offenders: naming by the media (P.148/2009) – comments. Presented: 16th November 2009. <i>H.M. Attorney General.</i>	P.148/2009. Com.(2)
Young Offenders: naming by the media (P.148/2009) – comments. Presented: 16th November 2009. <i>Minister for Health and Social Services.</i>	P.148/2009. Com.(3)
Young Offenders: naming by the media (P.148/2009) – amendment. Lodged: 14th October 2009. <i>Senator B.E. Shenton.</i>	P.148/2009. Amd.
Young Offenders: naming by the media (P.148/2009) – second amendment. Lodged: 24th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.148/2009. Amd.(2)
Planning and Building Bye-laws: provision of disabled toilets/changing rooms. Lodged: 6th October 2009. <i>Deputy A.K.F. Green of St. Helier.</i>	P.168/2009. (re-issued)
Planning and Building Bye-laws: provision of disabled toilets/changing rooms (P.168/2009) – amendment. Lodged: 24th November 2009. <i>Minister for Planning and Environment.</i>	P.168/2009. Amd.
Provision of States Members’ lunches at certain meetings and car parking. Lodged: 7th October 2009. <i>Senator S.C. Ferguson.</i>	P.171/2009.
Provision of States Members’ lunches at certain meetings and car parking (P.171/2009): comments. Presented: 3rd November 2009. <i>Privileges and Procedures Committee.</i>	P.171/2009. Com.
Provision of States Members’ lunches at certain meetings and car parking (P.171/2009): amendment. Lodged: 24th November 2009. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.171/2009. Amd.
H1N1 Influenza Pandemic Funding: expenditure approval. Lodged: 15th October 2009. <i>Minister for Treasury and Resources.</i>	P.174/2009.
H1N1 Influenza Pandemic Funding: expenditure approval (P.174/2009) – amendment. Lodged: 12th November 2009. <i>Public Accounts Committee.</i>	P.174/2009. Amd.
H1N1 Influenza Pandemic Funding: expenditure approval (P.174/2009) – second amendment. Lodged: 16th November 2009. <i>Minister for Treasury and Resources.</i>	P.174/2009. Amd.(2)



Draft Companies (Amendment No. 4) (Jersey) Regulations 200. Lodged: 20th October 2009. <i>Minister for Economic Development.</i>	P.177/2009
Draft Tariff of Harbour Dues. Lodged: 20th October 2009. <i>Minister for Economic Development.</i>	P.178/2009.
Blackberries: costs for Ministers and Assistant Ministers and use in the Assembly. Lodged: 29th October 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.186/2009.
Move to Next Item: repeal of Standing Order 85. Lodged: 3rd November 2009. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.187/2009.
Jersey New Waterworks Company Limited: report of Jersey Competition Regulatory Authority on outsourcing. Lodged: 17th November 2009. <i>Deputy G.P. Southern of St. Helier.</i>	P.195/2009.
Review of the roles of the Bailiff, Attorney General and Solicitor General: appointment of Chairman and members of the Review Panel. Lodged: 17th November 2009. <i>Council of Ministers.</i>	P.196/2009 (re-issue).

## **M. ARRANGEMENT OF PUBLIC BUSINESS**

### **8th December 2009**

Budget Statement 2010. Lodged: 27th October 2009. <i>Minister for Treasury and Resources.</i>	P.179/2009.
Budget Statement 2010 (P.179/2009): comments. Presented: 27th November 2009. <i>Minister for Planning and Environment.</i>	P.179/2009. Com.
Budget Statement 2010 (P.179/2009): amendment. Lodged: 20th November 2009. <i>Senator T.J. Le Main.</i>	P.179/2009. Amd.
Budget Statement 2010 (P.179/2009): second amendment. Lodged: 24th November 2009. <i>Deputy S.S.P.A. Power of St. Brelade.</i>	P.179/2009. Amd.(2)
Budget Statement 2010 (P.179/2009): third amendment. Lodged: 24th November 2009. <i>Senator A. Breckon.</i>	P.179/2009. Amd.(3)
Draft Finance (2010 Budget) (Jersey) Law 200-. Lodged: 27th October 2009. <i>Minister for Treasury and Resources.</i>	P.180/2009.
Draft Income Tax (Amendment No. 34) (Jersey) Law 200.	P.181/2009.

Lodged: 27th October 2009. <i>Minister for Treasury and Resources.</i>	
Draft Goods and Services Tax (Amendment No. 2) (Jersey) Law 200. Lodged: 27th October 2009. <i>Minister for Treasury and Resources.</i>	P.182/2009.
Draft Goods and Services Tax (Amendment) (Jersey) Regulations 200-. Lodged: 27th October 2009. <i>Minister for Treasury and Resources.</i>	P.183/2009.
Draft Taxation (Land Transactions) (Jersey) Law 2009 (Appointed Day) Act 200-. Lodged: 30th September 2009. <i>Minister for Treasury and Resources.</i>	P.158/2009.
Draft Taxation (Land Transactions) (Amendment of Law) (Jersey) Regulations 200-. Lodged: 30th September 2009. <i>Minister for Treasury and Resources.</i>	P.159/2009.
'User Pays' Charges: pathology. Lodged: 27th October 2009. <i>Minister for Health and Social Services.</i>	P.185/2009.
Draft Health Insurance (Medical Benefit) (Amendment No. 2) (Jersey) Regulations 200-. Lodged: 27th October 2009. <i>Minister for Social Security.</i>	P.184/2009.
Rate Appeal Board: appointment of members. Lodged: 11th November 2009. <i>Minister for Treasury and Resources.</i>	P.191/2009.
Jersey Police Complaints Authority: appointment of members. Lodged: 12th November 2009. <i>Minister for Home Affairs.</i>	P.192/2009.
Public Employees Contributory Retirement Scheme Committee of Management: membership. Lodged: 25th November 2009. <i>Chief Minister.</i> <i>(Cannot be debated until 9th December 2009)</i>	P.199/2009.
<b><u>19th January 2010</u></b>	
Property and Infrastructure Regeneration: the States of Jersey Development Company Limited (as amended). Lodged: 2nd June 2009. <i>Council of Ministers.</i>	P.79/2009. (re-issue)
Plémont Holiday Village: acquisition by the Public. Lodged: 9th September 2009. <i>Connétable of St. Ouen.</i>	P.144/2009.
Draft Data Protection (Amendment No. 2) (Jersey) Law 200.	P.147/2009.

Lodged: 16th September 2009. <i>Minister for Treasury and Resources.</i>	
Carbon Intensity of Imported Electricity: review. Lodged: 30th September 2009. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.156/2009.
Natural Gas Pipeline: strategic study. Lodged: 30th September 2009. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.157/2009.
'User Pays' Charges: States of Jersey Police. Lodged: 19th October 2009. <i>Minister for Home Affairs.</i>	P.176/2009.
'User Pays' Charges: States of Jersey Police (P.176/2009) – amendment. Lodged: 6th November 2009. <i>Deputy of St. Martin.</i>	P.176/2009. Amd.
Fort Regent: establishment of a working group. Lodged: 3rd November 2009. <i>Education and Home Affairs Scrutiny Panel.</i>	P.188/2009.
Fort Regent: establishment of a working group (P.188/2009) – amendment. Lodged: 24th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.188/2009. Amd.
Draft Planning and Building (Amendment No. 5) (Jersey) Law 200. Lodged: 3rd November 2009. <i>Minister for Planning and Environment.</i>	P.189/2009.
Draft Supply of Goods and Services (Jersey) Regulations 200-. Lodged: 11th November 2009. <i>Minister for Economic Development.</i>	P.190/2009.
'User Pays' Charges: Immigration fees. Lodged: 17th November 2009. <i>Minister for Home Affairs.</i>	P.193/2009.
States of Jersey Law: Quorum in the States. Lodged: 17th November 2009. <i>Deputy T.M. Pitman of St. Helier.</i>	P.194/2009.
Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others. Lodged: 17th November 2009. <i>Deputy M.R. Higgins of St. Helier.</i>	P.197/2009.
Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.197/2009) – comments. Presented: 20th November 2009. <i>Minister for Treasury and Resources.</i>	P.197/2009. Com.
Committee of Inquiry: confidential files held by States of Jersey Police on States Members and others (P.197/2009) – amendment. Lodged: 20th November 2009.	P.197/2009. Amd.

*Deputy J.B. Fox of St. Helier.*

Draft Employment of States of Jersey Employees (Amendment No. 4) (Jersey) Regulations 200-. P.198/2009.  
Lodged: 24th November 2009.  
*Chief Minister.*

Jersey Appointments Commission: appointment of Chairman and member. P.200/2009.  
Lodged: 25th November 2009.  
*Chief Minister.*

Strategy for dealing with young offenders: establishment of Working Group. P.201/2009.  
Lodged: 27th November 2009.  
*Deputy T.M. Pitman of St. Helier.*

**2nd February 2010**

Ann Court site: petition. P.202/2009.  
Lodged: 27th November 2009.  
*Deputy J.A. Martin of St. Helier.*

**M.N. DE LA HAYE  
Greffier of the States**

26th November 2009

**Note –**

**In accordance with the meeting dates fixed for 2009 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 2nd, Thursday 3rd and Friday 4th December 2009.**

## **Explanatory Note regarding subordinate legislation tabled at this meeting.**

(See Item B)

### **R&O.115/2009.**

This Order adds to the list of drugs that are Schedule 1 drugs for the purposes of the Misuse of Drugs (General Provisions) (Jersey) Order 2009. The opportunity is also taken to make some non-substantive corrections to the list of drugs that are Schedule 2 drugs for the purposes of the Order.

The Order was made on 16th November 2009 and came into force on 23rd November 2009.

### **R&O.116/2009.**

This Order adds to the lists of drugs that are, for the purposes of the Misuse of Drugs (Jersey) Law 1978, categorized as Class B or Class C Drugs.

The Order was made on 16th November 2009 and came into force on 23rd November 2009.

### **R&O.123/2009.**

This Order makes Le Cimetière Car Park, in St. Brelade, a public parking place subject to a maximum parking period of a total of 12 hours in any continuous period of 24 hours.

The Order was made on 20th November 2009 and came into force on 27th November 2009.

## WRITTEN QUESTIONS

(See Item I(a))

1. The Chief Minister will table an answer to the following question asked by Deputy S. Pitman of St. Helier–

“Will the Minister provide a detailed breakdown, department-by-department for the types of illness underlying the sick days taken by public sector employees in both 2008 and for 2009 to date, such as stress, depression, flu, accident and so on and the total resultant cost in 2008 and 2009 to each department?”

2. The Minister for Planning and Environment will table an answer to a question asked by Deputy A.K.F. Green of St. Helier –

“Further to my written question tabled on 21st September 2009, will the Minister confirm when he will be in a position to provide the answer to part 3 of my question namely: the precise chemical makeup of the contaminants in the excavations from the Castle Quays site?”

In the Ministers reply he indicated that he would provide a copy of a report showing the heavy metal uptake in marine indicator organisms which have been monitored since the early 1990’s, will he advise when that will be made available?”

3. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. John–

“In light of the concerns the report of the Comptroller and Auditor General (CAG) raises about the inadequate financial management of the organisation would the Minister consider undertaking a detailed examination before committing further public money to the Jersey Heritage Trust?”

Can the Minister give assurances that granting the Jersey Heritage Trust £800,00 to cover their budget deficit, will not impact upon the monies available for the Island’s other cultural and heritage providers dependent on States-funding?

Given that two of the historic sites managed by the Jersey Heritage Trust are owned by the National Trust for Jersey (Hamptonne) and La Société Jersiaise (La Hougue Bie), what consideration, if any, has the Minister given to entering into separate ring-fenced funding arrangements with these two bodies to open these sites to the public?

Will the Minister inform the Assembly of the respective attendances at Jersey Heritage Trust meetings by the two States Trustees (the Connétable of St. Helier and the Deputy of Grouville) during the period in which the Trust was negotiating to purchase the DU.K.WS from Pure Adventure, and will the Minister undertake to make public the attendance records of all trustees since 2005 when a budget deficit was first recorded?”

4. The Minister for Economic Development will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade–

“Could the Minister outline in the simplest terms how a local employer in the motor trade can take on an apprentice without meeting a wall of bureaucracy and does his Department have a guide for local employers?”

5. The Chief Minister will table an answer to a question asked by the Deputy of St. John–

“Will the Chief Minister advise whether Ministers have met with their French counterparts since December 2008, and if so, detail which Ministers and the dates of the meetings?”

When was the last joint working meeting held between the States of Jersey and the Conseil General de la Manche and what matters were discussed?

As the Assemblée Parlementaire de la Francophonie is about to be reconstituted, do the reforms have the full backing of the Council of Ministers?

When will the next meeting with the Conseil General de la Manche take place?”

6. The Chief Minister will table an answer to a question asked by Senator B.E. Shenton –

“Given that, on the 10th March 2009, the States adopted P.1/2009 ‘Voisinage and customary law – review’ which sought to review and investigate possible overlaps between customary law and statutory provisions and to make recommendations as appropriate, can the Chief Minister update the Assembly on the progress of this review and give an indication of when the findings may be published?”

7. The Minister for Planning and Environment will table an answer to a question asked by the Deputy of St. John–

“Will the Minister advise whether all surveyors work in respect of the north of town Master plan is being undertaken by off-Island companies, and if so, would he inform the Assembly who the companies are, and whether any local companies were asked to tender for these works, and, if none were asked, explain the reasons why?”

Given that the Island is in recession, would the Minister explain why the Planning and Environment Department is not using local professionals as a matter of course for all major projects, in order to assist with the economy?”

8. The Minister for Economic Development will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier–

“In figures circulated at the meeting on 18th November 2009, entitled ‘Gambling Control Current Income vs. Costs’ the building rent of the Gambling Control Department is given as £29,822 p.a. What does this comprise of and who is the landlord?”

As the cleaning bill is £15,000 for this small group of workers, why is it costing over £1,000 per month?

What is the annual cleaning bill for all of Economic Development (section by section)?

Why is there an annual building maintenance cost of £9,000 per annum in addition to a rental charge of £29,822 per annum for the Gambling Control Department?”

9. The Minister for Social Security will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour–

“Is the Minister satisfied that the recently published figure of 1000 people unemployed in Jersey is accurate?”

What is the occupational break down of that figure and how accurate are the figures in relation to young people?”

10. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour-

“What was the budgetary source of the emergency sum of £800,000 recently allocated to the Jersey Heritage Trust?”

11. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour-

“Would the Minister advise what sums of money, if any, have been allocated to the Health and Social Services Department’s budget in 2009 to finance the Voluntary Early Retirement programme and other early terminations of service specifying the sums allocated to the individual programmes?”

12. The Chairman of the Privileges and Procedures Committee will table an answer to a question asked by Senator J.L. Perchard –

“Following consideration of these matters at the Committee’s meeting of 20th November 2009, will the Chairman undertake to bring to the States for debate proposals to –

(a) limit the number of propositions an individual member can lodge for debate in a given period (such as a maximum of 3 per parliamentary session);

(b) limit the length of speeches a member can make during a States debate;

and if not, what action, if any, will the Privileges and Procedures Committee be taking?”

13. The Chief Minister will table an answer to a question asked by Senator B.E. Shenton –

“In respect of the ongoing funding position of PECRS, can the Minister publish the estimated total service shortfall as at 3rd November 2009 on an ongoing basis and a discontinuance basis?”

Can the Minister also confirm that responsibility for funding this deficit lies with the Scheme Members and not with the Jersey taxpayer?”

14. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. John-

“What connection, if any, did the Harbour Master have with the introduction of Portfolio Solutions/Bluestream (TM) safety management systems into the department?

Did the system work well, and was there any conflict with the introduction of Windows XP as an operating platform, particularly in respect to online documents management systems?

How much has the company been paid to date, and has the company ceased trading?



When Bluestream (TM) system failed in 2007 at a crucial time, what provision was put in place to get it running, who provided assistance to get it running, and did the department have to source another system, if so, at what additional cost?

Could the Minister confirm that the company Portsfolio Solutions (TM) is/was registered at 21 Howgate Avelon Park JE2 3FG, and that the HarbourMaster is/was a Director of the company?"

15. The Minister for Health and Social Services will table an answer to a question asked by Senator S.C. Ferguson –

“Given that in the U.K. consultants are given merit awards which are awarded by a peer group, what mechanism, if any, exists in Jersey to be competitive with this and how, and by whom, is it awarded?”

16. The Minister for Economic Development will table an answer to a question asked by the Deputy of St. Martin–

“Will the Minister provide a similar document to that circulated during the last States meeting entitled ‘Gambling Control Current Income vs. Costs’ in respect of the control and licensing of the Licensing (Jersey) Law 1974, to include the details of the Economic Development Department’s income and expenditure for 2009 in relation to this matter and information on the current staff that are involved in the regulation of the Licensing Law?”

17. The Minister for Home Affairs will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour–

“Could the Minister advise the Assembly what his current priorities are in the Home Affairs Department and advise why he has chosen these in particular for 2010?

Were there other priorities which he wished to address but was unable due to financial or manpower constraints, and, if so, what were they?”

18. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour–

“Could the Minister advise the Assembly what his current priorities are in the Education, Sport and Culture Department and advise why he has chosen these in particular for 2010?

Were there other priorities which he wished to address but was unable due to financial or manpower constraints, and, if so, what were they?”

19. The Minister for Health and Social Services will table an answer to a question asked by Deputy T.A. Vallois of St. Saviour–

“Could the Minister advise the Assembly what her current priorities are in the Health and Social Services Department and advise why she has chosen these in particular for 2010?

Were there other priorities which she wished to address but was unable due to financial or manpower constraints, and, if so, what were they?”

20. The Minister for Economic Development will table an answer to a question asked by the Deputy of

St. John–

“What was the scope of the ‘Phase 3 Warehouse Project’ which the Waterfront Enterprise Board was employed by the Harbours Department to manage, why was the initial application rejected by Planning, why was the project not pursued to completion, did senior officers advise that outline planning be obtained before embarking on the project and, if so, why was it ignored?”

Would the Minister advise what amount was paid to WEB for this work?”

21. The President of the Chairmen’s Committee will table an answer to a question asked by Senator P.F. Routier –

“Would the President please list for the period starting January 2009, the number of times that each of the Scrutiny Panels and Sub Panels have met and the number of sets of minutes outstanding on 20th November 2009 to be signed and published from each Panel?”

22. The Chairmen of the Comité des Connétables will table an answer to a question asked by Deputy J.A Martin of St. Helier–

“Following the response to an oral question on 17th November 2009, would the Chairman inform the Assembly how, and in what capacity, six of his fellow Connétables have used their warrant cards and supply the Assembly with the dates and the purposes in which the warrant cards were used?”

Could he confirm whether they were used to identify the individuals concerned as a politician or a policeman?”

23. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary–

“Following the response given to a written question on 3rd November 2009, regarding the services provided by Fichtner Consulting Engineers Limited, can the Minister –

- a) explain to members the discrepancy between the figure given in P.72/2008 and P.73/2008 of £6.85 million for project management costs and the figure we have now been given of £1,492,200?
- b) provide an itemized and exact breakdown of the payments made so far and what they were for?”

24. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary–

“Can the Minister advise the Assembly what information, if any, is recorded about each road accident in the Island, how this data is held, the categories and columns used (assuming it is in spreadsheet form), and if not in spreadsheet form, how the data is made collatable?”

Can the Minister further advise what analysis is performed on the data, and whether any form of report is generated from the data, and at what intervals?”

25. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary–

“How many schools have facilities for recycling with separation of different categories of recyclables? Is the separation available throughout each school or only at one point?”

## ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

	<b>First 15 minute period</b>	<b>Second 15 minute period</b>
	<b>Minister</b>	<b>Minister</b>
8th December	Home Affairs	Chief Minister