

Education & Home Affairs Scrutiny Panel

PUBLIC MEETING

Record of Meeting

Date: 25th February 2008

Meeting 59

Present	Deputy D.W. Mezbourian, Chairman Deputy J. Gallichan, Vice-Chairman Connétable G.F. Butcher Deputy S. Pitman
Apologies	
Absent	
In attendance	Mr. W. Millow, Scrutiny Officer Mr. T. Oldham, Scrutiny Officer

Ref Back	Agenda matter	Action
[11/02/08, Item 7]	<p>1. Discrimination Legislation</p> <p>The Panel considered the Consultation Document that had been received in relation to <i>Draft Discrimination (Jersey) Law 200-</i>, noting that the deadline for comments to be received was 14th March 2008. It was further noted that the draft law had previously undergone one round of public consultation. The Officers were requested to circulate the summary of the responses that had been received during the previous round of consultation.</p> <p>It was noted that the Chairmen's Committee had considered the general matter of legislative scrutiny at its meeting on 22nd February 2008. The Panel considered the paper that had been prepared for the Committee on the approaches that could be undertaken in relation to such scrutiny.</p> <p>The Panel considered how it would wish to approach the Consultation Document. It was noted that a paper had been prepared outlining lines of enquiry that the Panel might wish to pursue. It was subsequently agreed to request copies of the initial law-drafting brief and of the <i>Draft Discrimination (Race) Regulations</i> in order that the Panel might continue its deliberations on a more informed basis. It was therefore agreed to defer consideration of the draft law to the next scheduled meeting, ahead of which Panel Members would forward to the Scrutiny Office any comments and questions on the draft law that they might have.</p>	<p>WM /TO</p> <p>WM /TO</p> <p>Panel</p>
[11/02/08, Item 10]	<p>2. Crime (Disorderly Conduct and Harassment) Law</p> <p>The Panel considered draft comments on the <i>Draft Crime (Disorderly Conduct and Harassment)(Jersey) Law 200-</i>. It was noted that the draft law had yet to be lodged <i>au Greffe</i>. The Panel recalled that a precedent for its work on the draft law had been set by the comments on <i>Draft Sexual Offences (Jersey) Law 200-</i> (P.63/2006) that it had presented to the States. It was therefore agreed to remove the introduction to the draft comments under consideration. The Officers were requested to make the necessary amendments and circulate the revised draft for further Panel consideration.</p>	<p>WM /TO</p>
[11/02/08, Item 6]	<p>3. Draft Civil Aviation Law</p> <p>The Panel was informed that the Chairman had met the Scrutiny Officers on 21st February 2008 and that draft comments on <i>Draft Civil Aviation (Jersey) Law 200-</i> (P.18/2007) had been prepared as a result. Consideration was given to the draft comments. It was agreed that</p>	

	copies of the comments should be circulated to Panel Members together with a copy of the summary of responses that had been received by the Department of Home Affairs during public consultation on the draft law. It was noted that the draft law was due to be debated by the States Assembly on 11th March 2008.	WM /TO
	4. Matters Arising It was noted that the debate on <i>Code of Practice for Scrutiny Panels and the Public Accounts Committee</i> (P.198/2007) was likely to be deferred from 26th February 2008.	
[14/02/08, Item 1]	<p>5. Policing of Events The Panel noted the amendments that had been made to the draft report as a result of its meeting on 14th February 2008.</p> <p>The Panel was advised that the draft report had been distributed to those parties cited within the report in order that they might comment on whether the evidence they had provided had been fairly and accurately reported. A deadline for comments to be received had been set at 9:00am on 26th February 2008. It was noted that once the deadline had passed, the comments received would be collated and circulated to Panel Members.</p> <p>The Panel was informed that the following parties had confirmed they had no comments to make on the manner in which their evidence had been reported:</p> <ul style="list-style-type: none"> • Deputy C.F. Labey, Assistant Minister for Education, Sport and Culture • Home Department, Guernsey • Vingtenier M. Couriard MBE • Deputy C.J. Scott Warren <p>The Panel was informed that comments had been received from the following parties:</p> <ul style="list-style-type: none"> • States of Jersey Police • Department of Home Affairs, Isle of Man • Jersey Competition Regulatory Authority (JCRA) • Bailiff's Chambers • Senator S. Syvret <p>It was noted that comments received from the Isle of Man; the JCRA; and the Bailiff's Chambers essentially related to matters of straightforward factual accuracy. Further consideration was given to the comments received from Senator Syvret and the States of Jersey Police and amendments were identified accordingly. Questions were also identified in relation to the comments received from the Police. The Officer was requested to enact the agreed amendments and to liaise with the States of Jersey Police regarding the questions identified.</p> <p>It was noted that the Directors of Jersey Live and the Department of Economic Development might not be able to respond before the deadline due to absence from the Island. The Officer was requested to follow up the requests made to these parties.</p> <p>It was agreed to defer consideration of a possible presentation date for the report to the Panel's next meeting on 3rd March 2008.</p>	<p>WM</p> <p>WM</p>
[14/02/08, Item 3]	<p>6. Annual Business Plan The Panel recalled it had undertaken to provide the Ministers for Home Affairs and for Education, Sport and Culture with comments on their Funding Pressures for the 2009 Annual Business Plan. Consideration was given to the Pressures. It was agreed to advise the Ministers that the Panel had noted the Pressures and had used the information</p>	WM /TO

	received to decide upon its Work Programme for 2008.	
[11/02/08, Item 2]	<p>7. Work Programme</p> <p>The Panel considered a paper outlining a possible structure for its Work Programme in 2008.</p> <p>It was agreed that detailed reviews would be undertaken on the following topics:</p> <ul style="list-style-type: none"> • Customs and Immigration • Social Inclusion <p>In relation to social inclusion, the Panel noted the topic was potentially very broad. It was therefore agreed to divide any review undertaken into two parts: during the first part, the Panel would focus on matters relating to Mont-à-l'Abbé School; in the second part, consideration would be given to other areas such as Highlands.</p> <p>The Panel recalled that it had received a suggestion that it examine the work of the Prison Board of Visitors. It was agreed that work on this topic would be undertaken later in 2008. It was further agreed to advise the member of the public who had made the initial suggestion.</p> <p>The Panel considered its approach to the 2009 Annual Business Plan. It recalled that a schedule of work had already been established that included a series of briefings at which Scrutiny Members would be provided with information. The Panel noted that, in addition to this work, it would potentially be beneficial to examine two broad areas for each Department within its remit. The following areas were subsequently identified:</p> <ul style="list-style-type: none"> • Education, Sport and Culture: Higher Education Funding and Culture • Home Affairs: Fire and Rescue Service and HMP La Moye <p>The Panel noted it would continue its practice of considering all relevant items of legislation lodged <i>au Greffe</i>. It was agreed that work in some more depth would be undertaken in relation to the draft <i>Marriage and Civil Status (Amendment)(Jersey) Law 200-</i>.</p> <p>Subsequent to its consideration, the Panel requested the Officers to draw up a revised Work Programme for 2008.</p>	WM /TO
[21/01/08, Item 11]	<p>8. Rôle of the Centenier in the Magistrate's Court</p> <p>The Panel noted receipt of correspondence, dated 9th February 2008, from the Chairman of the Comité des Chefs de Police. It was noted that further follow-up work on the Panel's findings and recommendations would be necessary. It was agreed to defer this follow-up work for one month.</p>	
	<p>9. Future Meetings</p> <p>The Panel noted it would meet at 9:30am on 3rd March 2008 to consider the Early Years report. It was further noted that a second meeting on the report would be held on 4th March 2008.</p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 10th March 2008.</p>	

Signed

Date:

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Chairman
Education & Home Affairs Panel

25th February 2008