
STATES OF JERSEY



ACTING INFORMATION COMMISSIONER: APPOINTMENT

Presented to the States on 16th February 2018
by the Chief Minister

STATES GREFFE

REPORT

The Assistant Chief Minister presents this Report notifying the States Assembly of the appointment of Mr. Paul Vane as Acting Information Commissioner.

Article 6 of the [Data Protection \(Jersey\) Law 2005](#) (the “2005 Law”), provides that the States Assembly shall appoint a person to the office of the Data Protection Commissioner, and shall take all reasonable steps to ensure the position is filled at all times, and in any case appoint one or more members of the Commissioner’s staff as Vice-Data Protection Commissioners to act in any absence of the Commissioner.

Mr. Vane was appointed as Vice-Data Protection Commissioner by means of [P.151/2015](#), lodged *au Greffe* on 7th December 2015 and adopted by the States on 14th December 2015.

The last day in office of the previous Information Commissioner, Mrs. Emma Martins, was 31st January 2018, and a recruitment process has started to appoint a new office-holder.

Mr. Vane has been appointed as Acting Information Commissioner until such time as a new Commissioner is appointed through this process.

Background to the position of Information Commissioner

The Data Protection (Jersey) Law 2005 establishes the Data Protection Commissioner, who is appointed by the Assembly. The [Freedom of Information \(Jersey\) Law 2011](#) separately establishes an Information Commissioner, who is the person who is the Data Protection Commissioner.

This report refers to the appointment of an Acting Data Protection Commissioner, who is also the Acting Information Commissioner under the Freedom of Information Law. For the purposes of this Report, the term “Information Commissioner” or “Commissioner” is used for the position being filled.

Matters relating to appointment

The appointment of a new Information Commissioner will be overseen by the Jersey Appointments Commission. This process is underway.

On 18th January 2018, the States Assembly approved the [Data Protection \(Jersey\) Law 201-](#) and the [Data Protection Authority \(Jersey\) Law 201-](#), which together replace the 2005 Law. These Laws were sanctioned by Her Majesty’s Privy Council on 8th February 2018 and will be registered in the Royal Court during February. A new Information Commissioner will be appointed in compliance with the Data Protection Authority (Jersey) Law 201-, which is scheduled to come into force on 25th May 2018.

Financial and manpower implications

There are no additional financial or manpower implications for the States arising from this appointment.

Short biography: Mr. Paul Vane

1994–2000	Police Constable, States of Jersey Police
2000–2004	Manager, Policy and Legal; then Compliance Manager, Jersey Financial Services Commission
2004–Present	Deputy Information Commissioner, Office of the Information Commissioner
2015–Present	Vice-Data Protection Commissioner