

STATES OF JERSEY ORDER PAPER

Tuesday 16th January 2007
at 10.15 a.m.

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Regulation of Investigatory Powers (Codes of Practice) (Jersey) Order 2006. R&O 146/2006.

Minister for Home Affairs.

Regulation of Investigatory Powers (Lawful Business Practice) (Jersey) Order 2006. R&O 147/2006.

Minister for Home Affairs.

Regulation of Investigatory Powers (Miscellaneous Provisions) (Jersey) Order 2006. R&O 148/2006.

Minister for Home Affairs.

Sea Fisheries (Fees) (No. 2) (Jersey) Order 2006. R&O 149/2006.

Minister for Planning and Environment.

Planning and Building (General Development) (Amendment) (Jersey) Order 2006. R&O 150/2007.

Minister for Planning and Environment.

Contagious Abortion (Amendment) (Jersey) Order 2006. R&O 151/2006.

Minister for Planning and Environment.

Public Finances (States Aided Independent Bodies) (Jersey) Order 2006. R&O 152/2006.

Minister for Treasury and Resources.

Amendment (No. 31) to the Tariff of Harbour and Light Dues. R&O 153/2006.

Minister for Economic Development.

Road Traffic (Saint Helier) (Amendment No. 20) (Jersey) Order 2007. R&O 1/2007.

Minister for Transport and Technical Services.

Road Traffic (Disabled Persons) (Parking) (Amendment No. 5) (Jersey) Order 2007. R&O 2/2007.

Minister for Transport and Technical Services.

C. DOCUMENTS PRESENTED OR LAID

Composition and election of the States Assembly: options for change. Presented: 11th December 2006. R.97/2006.

Privileges and Procedures Committee.

Financial Support for Students in Higher Education: proposals. Presented: 20th December 2006. <i>Minister for Education, Sport and Culture.</i>	R.98/2006.
Regulatory Reform: progress report. Presented: 20th December 2006. <i>Chief Minister.</i>	R.99/2006.
Early Childhood Education and Care: progress report December 2006. Presented: 22nd December 2006. <i>Minister for Education, Sport and Culture.</i>	R.100/2006.
Land Transactions under Standing Order 168(3) – Channel Islands Yacht Club (Jersey) Limited – sale of car parking area, Bulwarks, St. Aubin. Presented: 28th December 2006. <i>Minister for Treasury and Resources.</i>	R.101/2006.
Land Transactions under Standing Order 168(3) – (a) Lease to Rainbow Tots Limited; (b) La Rue Hamel, Clos de Corvez Estate, St. Clement– proposed acquisition; (c) The sites of the former Sunshine Hotel and Cottage, St. Helier– sale. Presented: 10th January 2007. <i>Minister for Treasury and Resources.</i>	R.1/2007.
Overdale: The Closure of Leoville and McKinstry Wards. Presented: 10th January 2007. <i>Education and Home Affairs Scrutiny Panel.</i>	S.R.1/2007.

D. NOTIFICATION OF LODGED PROPOSITIONS

Composition and Election of the States Assembly: proposed reform (P.145/2006): amendments. Lodged: 28th December 2006. <i>Deputy G.P. Southern of St. Helier.</i>	P.145/2006. Amd.
Draft Planning and Building (Amendment No. 4) (Jersey) Law 200 (P.157/2006): amendment. Lodged: 13th December 2006. <i>Senator L. Norman.</i>	P.157/2006. Amd.
Draft Planning and Building (Amendment No. 4) (Jersey) Law 200 (P.157/2006): second amendment. Lodged: 12th January 2007. <i>Minister for Planning and Environment.</i>	P.157/2006. Amd.(2)
Draft Income Tax (Amendment No. 28) (Jersey) Law 200. Lodged: 19th December 2006. <i>Minister for Treasury and Resources.</i>	P.168/2006.
Draft Departments of the Judiciary and the Legislature (Amendment No. 4) (Jersey) Law 200. Lodged: 20th December 2006. <i>Chief Minister.</i>	P.169/2006.

Draft Howard Davis Farm (Partial Abrogation of Covenant) (Jersey) Law 200-. Lodged: 21st December 2006. <i>Minister for Treasury and Resources.</i>	P.170/2006.
Manual Workers' Joint Council: Employers' Side membership. Lodged: 28th December 2006. <i>Chief Minister.</i>	P.171/2006.
Draft Animal Welfare (Jersey) Law 2004 (Appointed Day) Act 200-. Lodged: 2nd January 2007. <i>Minister for Planning and Environment.</i>	P.1/2007.
Draft Police (Honorary Police Complaints and Discipline Procedure) (Amendment) (Jersey) Regulations 200-. Lodged: 3rd January 2007. <i>Minister for Home Affairs.</i>	P.2/2007.
Field 512, La Route des Camps, St. Brelade: proposed Deed of Arrangement. Lodged: 10th January 2007. <i>Minister for Treasury and Resources.</i>	P.3/2007.
Electoral Reform. Lodged: 11th January 2007. <i>Deputy G.P. Southern of St. Helier.</i>	P.4/2007.

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

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

The Minister for Economic Development will table an answer to a question asked by Deputy K.C. Lewis of St. Saviour regarding internet gambling.

The Minister for Planning and Environment will table an answer to a question asked by Deputy K.C. Lewis of St. Saviour regarding the siting of telephone masts and base units.

The Minister for Planning and Environment will table an answer to a question asked by Deputy K.C. Lewis of St. Saviour regarding dangerous breeds of dogs.

The Minister for Housing will table an answer to questions asked by Deputy G.P. Southern of St. Helier regarding the "Planning for Homes2006" report (R.94/2006).

The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding co-ordination between departments on the Population Register.

The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the 2007 minimum wage.

The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the potential sell-off of Jersey Telecom.

(b) – Oral Questions (90 minutes)

Senator J.L. Perchard will ask the following question of the Minister for Transport and Technical Services –

“Would the Minister inform members how many school bus service seats are being provided on a daily basis by the new service provider Connex and whether there is sufficient seating capacity to deliver the service properly and safely?”

Deputy S.C. Ferguson of St. Brelade will ask the following question of the Minister for Home Affairs –

“Would the Minister update the Assembly on the total costs of internal investigations by the States of Jersey Police since her last answer on this matter on 20th June 2006, including the vehicle recovery matters and the case of accessing the registered keeper database, and will she also give the figures for the total number of police officers and civilian staff currently on suspension?”

Deputy S. Pitman of St. Helier will ask the following question of the Minister for Education, Sport and Culture –

“Would the Minister inform Members whether his Department aims to identify ‘pre-camp’ provision for the 2012 London Olympics and, if so, what research has been undertaken by his Department in costing this provision, when does he expect it to be completed and where will the funding come from for this facility?”

Deputy R.G. Le Hérisssier of St. Saviour will ask the following question of the Minister for Health and Social Services –

“Following his recent statement that there are huge numbers of dysfunctional parents on the Island, would the Minister indicate whether his Department has information on the actual numbers and state when he will be bringing forward plans to address the issue and, in particular, whether he will be pursuing his professed wish to provide for the imprisonment of some such parents?”

Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Home Affairs –

“Would the Minister inform members whether or not it is her intention to reduce or remove altogether the grants made to the sea and air cadets, possibly jeopardising the running of these organisations and, if so, would she undertake to reverse this decision so that no such cuts will be made?”

Deputy A. Breckon of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“In R1/2007 members are notified of the Minister’s intention to sell the former Sunshine Hotel site and cottage for £2.1 million. Would the Minister inform the

Assembly whether a purchase price of £1.975m in 1999, plus ongoing associated costs, represents best use of public funds against a proposed sale price of £2.1 million in 2007 and how such a transaction fits within the States' social housing policy?"

Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Economic Development –

“Following the announcement that analogue terrestrial television transmitters in Jersey will be the last to be switched off in 2013 would the Minister inform members what progress, if any, has been made with the U.K. and French Authorities to allocate digital frequencies to Jersey?”

Senator J.L. Perchard will ask the following question of the Chairman of the Environment Scrutiny Panel –

“Would the Chairman inform members who will be travelling on the Panel's proposed trip to Vienna, the purpose of the visit and the estimated cost?”

Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Following the issue of the 27-page forms IS.01R and IS.01T what measures, if any, has the Minister put in place to deal with the volume of enquiries, with any anxiety caused, with concerns about any lack of privacy, or with possible inconvenience and distress to disabled applicants who have received the forms?”

Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister –

“Would the Chief Minister inform members whether the pay restraint policies currently in place for the public sector (2.5% for 2006 and 2007) will only serve to defer and not eliminate larger pay rises in the future and would he state whether he is confident that he can maintain the public sector pay target for 2008 and 2009 as currently proposed in the Annual Business Plan 2007?”

Deputy S.C. Ferguson of St. Brelade will ask the following question of the Minister for Health and Social Services –

“Would the Minister confirm that he made the initial “in principle” decision to close the two Overdale wards in March 2006 and that the detailed financial business case was only prepared in September, just before the contract was signed? If so, would the Minister explain why he did not consider the financial case before considerable negotiations were undertaken and is he satisfied that this approach provided value for money?”

Deputy R.G. Le Hérisssier of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“Would the Minister identify the cause of the current repairs at the St. James Centre and Vicarage and state the cost and source of funding?”

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

1st question period – Minister for Planning and Environment

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

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

The Minister for Housing will make a statement regarding the Social Housing Property Plan 2007 to 2016.

L. PUBLIC BUSINESS

Draft States of Jersey (Amendment No. 3) Law 200. P.126/2006.
Lodged: 20th October 2006.
Privileges and Procedures Committee.

Draft Employment (Amendment No. 3) (Jersey) Law 200. P.134/2006
Lodged: 24th October 2006.
Minister for Social Security.

Draft Employment Tribunal (Amendment) (Jersey) Regulations 200-. P.135/2006
Lodged: 24th October 2006.
Minister for Social Security.

Draft Highway Encroachments (Amendment No. 2) (Jersey) P.141/2006.
Regulations 200-.
Lodged: 31st October 2006.
Minister for Transport and Technical Services.

Draft Restriction on Smoking (Vending Machines) (Amendment) P.150/2006.
(Jersey) Regulations 200-.
Lodged: 14th November 2006.
Minister for Health and Social Services.

Draft Crime (Disorderly Conduct and Harassment) (Jersey) Law 200-. P.151/2006.
Lodged: 14th November 2006.
Minister for Home Affairs.

Ratification of Agreements with Bulgaria and Romania on the P.163/2006.
Taxation of Savings Income.
Lodged: 5th December 2006.
Chief Minister.

Draft Taxation (Agreements with European Union Member States) P.164/2006.
(Amendment) (Jersey) Regulations 200-.
Lodged: 5th December 2006.
Chief Minister.

Jersey Police Complaints Authority: appointment of Chairman and P.165/2006.
members.
Lodged: 5th December 2006.
Minister for Home Affairs.

Draft Income Tax (Amendment No. 27) (Jersey) Law 200. P.167/2006.
Lodged: 5th December 2006.
Minister for Treasury and Resources.

(Note: In accordance with Standing Order 80A, the Minister for Treasury and Resources has given notice that he will propose without notice that the taxation draft shall have immediate effect, as provided in Article 19(1) of the Public Finances (Jersey) Law 2005.)

In accordance with Standing Order 32, the Chief Minister has given notice that he will propose that the following matter be debated at the present meeting –

Manual Workers' Joint Council: Employers' Side membership. P.171/2006.

Lodged: 28th December 2006.
Chief Minister.

In accordance with Standing Order 32, the Minister for Planning and Environment has given notice that he will propose that the following matter be debated at the present meeting –

Draft Animal Welfare (Jersey) Law 2004 (Appointed Day) Act 200-. P.1/2007.
Lodged: 2nd January 2007.
Minister for Planning and Environment.

M. ARRANGEMENT OF PUBLIC BUSINESS FOR FUTURE MEETINGS

30th January 2007

Draft Employment (Amendment No. 2) (Jersey) Law 200-. P.128/2006.
Lodged: 20th October 2006.
Deputy G.P. Southern of St. Helier.

Draft Sea Fisheries (Miscellaneous Provisions) (Amendment No. 4) P.147/2006.
(Jersey) Regulations 200-.
Lodged: 10th November 2006.
Minister for Economic Development ^[1].

Draft Sea Fisheries (Minimum Size Limits) (Amendment No. 3) P.148/2006.
(Jersey) Regulations 200-.
Lodged: 10th November 2006.
Minister for Economic Development.

Draft Sea Fisheries (Log Books and Landing Declarations) (Jersey) P.149/2006.
Regulations 200-.
Lodged: 10th November 2006.
Minister for Economic Development.

Fulfilment Industry Policy. P.152/2006.
Lodged: 17th November 2006.
Economic Affairs Scrutiny Panel.

Draft Planning and Building (Amendment No. 4) (Jersey) Law 200-. P.157/2006.
Lodged: 21st November 2006.
Minister for Planning and Environment.

Draft Planning and Building (Amendment No. 4) (Jersey) Law 200- P.157/2006.
(P.157/2006): amendment. Amd.
Lodged: 13th December 2006.
Senator L. Norman.

Draft Planning and Building (Amendment No. 4) (Jersey) Law 200- P.157/2006.
(P.157/2006): second amendment. Amd.(2)
Lodged: 12th January 2007.
Minister for Planning and Environment.

Draft Regulation of Investigatory Powers (Jersey) Regulations 200- P.162/2006.
Lodged: 5th December 2006.
Minister for Home Affairs.

Draft Income Tax (Amendment No. 28) (Jersey) Law 200. P.168/2006.
Lodged: 19th December 2006.
Minister for Treasury and Resources.

The Chairman of the Privileges and Procedures Committee will propose, in accordance with Standing Order 89(2)(c), that the States sit in Committee on 30th January 2007 to discuss the following report –

Composition and election of the States Assembly: options for change. R.97/2006.
Presented: 11th December 2006.
Privileges and Procedures Committee.

13th February 2007

Public Elections: reduction in voting age to 16. P.166/2006.
Lodged: 5th December 2006.
Deputy P.V.F. Le Claire of St. Helier.

Draft Departments of the Judiciary and the Legislature (Amendment No. 4) (Jersey) Law 200. P.169/2006.
Lodged: 20th December 2006.
Chief Minister.

Draft Howard Davis Farm (Partial Abrogation of Covenant) (Jersey) Law 200-. P.170/2006.
Lodged: 21st December 2006.
Minister for Treasury and Resources.

27th February 2007

Draft Road Traffic (No. 57) (Jersey) Regulations 200. P.161/2006.
Lodged: 1st December 2006.
Minister for Transport and Technical Services.

Draft Police (Honorary Police Complaints and Discipline Procedure) (Amendment) (Jersey) Regulations 200-. P.2/2007.
Lodged: 3rd January 2007.
Minister for Home Affairs.

Field 512, La Route des Camps, St. Brelade: proposed Deed of Arrangement. P.3/2007.
Lodged: 10th January 2007.
Minister for Treasury and Resources.

Electoral Reform. P.4/2007.
Lodged: 11th January 2007.
Deputy G.P. Southern of St. Helier.

13th March 2007

28th March 2007

Composition and Election of the States Assembly: proposed reform. P.145/2006.
Lodged: 3rd November 2006.

Senator B.E. Shenton.

Composition and Election of the States Assembly: proposed reform
(P.145/2006): amendments.
Lodged: 28th December 2006.
Deputy G.P. Southern of St. Helier.

P.145/2006.
Amd.

M.N. DE LA HAYE
Greffier of the States

11th January 2007

Note –

Members are reminded that the annual Service of Dedication in the Parish Church of St. Helier will take place at 9.30 a.m. prior to the States' meeting at 10.15 a.m.

In accordance with the meeting dates fixed for 2007 by the Privileges and Procedures Committee this meeting will continue, if necessary, on Wednesday 17th and Thursday 18th January 2007.

Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.146/2006

This Order gives effect to the 5 codes of practice set out in the Schedules to the Order.

The Order was made on 6th December 2006 and comes into force on the same day as the Regulation of Investigatory Powers (Jersey) Law 2005.

R&O.147/2006

This Order authorizes certain interceptions of telecommunications which would otherwise be prohibited by the Regulation of Investigatory Powers (Jersey) Law 2005.

The interception must be by or with the consent of a person carrying on a business. For this purpose, administrations of the States, public authorities and others exercising functions conferred by enactments are taken to be carrying on a business.

The interception must be for purposes relevant to the business, and using the business's own telecommunications system.

Interceptions are authorized for –

- (a) monitoring or recording communications –
 - to establish the existence of facts, to ascertain compliance with regulatory or self-regulatory practices or procedures or to ascertain or demonstrate standards which are or ought to be achieved (quality control and training) (NOTE: in this case the authorization is limited to what would be permitted in a Member State by virtue of Article 5 of Council Directive 2002/58);
 - in the interest of national security (in this case, only where the interception is made by or on behalf of the police or another law enforcement or intelligence agency specified in the principal Law);
 - to prevent or detect crime;
 - to investigate or detect unauthorized use of telecommunications systems; or
 - in order to secure or as an inherent part of the effective operation of the telecommunications system;
- (b) monitoring received communications to determine whether they are business or personal communications; or
- (c) monitoring communications made to anonymous telephone helplines.

Interception is only authorized if the controller of the telecommunications system on which they are made has made all reasonable efforts to inform potential users that interceptions may be made.

Article 5 of Council Directive 2002/58 says –

“Confidentiality of the communications

1. Member States shall ensure the confidentiality of communications and the related traffic data by means of a public communications network and publicly available electronic communications services, through national legislation. In particular, they shall prohibit listening, tapping, storage or other kinds of interception or surveillance of communications and the related traffic data by persons other than users, without the consent of the users concerned, except when legally authorised to do so in accordance with Article 15(1). This paragraph shall not prevent technical storage which is necessary for the conveyance of a communication without prejudice to the principle of confidentiality.

2. Paragraph 1 shall not affect any legally authorised recording of communications and the related traffic data when carried out in the course of lawful business practice for the purpose of providing evidence of a commercial transaction or of any other business communication.

3. Member States shall ensure that the use of electronic communications networks to store information or to gain access to information stored in the terminal equipment of a subscriber or user is only allowed on condition that the subscriber or user concerned is provided with clear and comprehensive information in accordance with Directive 95/46/EC, inter alia about the purposes of the processing, and is offered the right to refuse such processing by the data controller. This shall not prevent any technical storage or access for the sole purpose of carrying out or facilitating the transmission of a communication over an electronic communications network, or as strictly necessary in order to provide an information society service explicitly requested by the subscriber or user.”

The Order was made on 6th December 2006 and comes into force on the same day as the Regulation of Investigatory Powers (Jersey) Law 2005.

R&O.148/2006

This Order contains miscellaneous provisions supplemental to the operation of the Regulation of Investigatory Powers (Jersey) Law 2005.

Article 1 is the interpretation provision.

Article 2 specifies information that must be included in the records kept relating to covert human intelligence sources.

Article 3 restricts the use of a covert human intelligence source who is under the age of 16.

Article 4 requires that, if a covert human intelligence source is under the age of 16, an appropriate adult (for example, a parent or guardian) must be present at any meeting between the source and the investigating authority.

Article 5 requires that, where it is proposed to use a covert human intelligence source who is under the age of 18, the use of the source cannot be authorized without the risk of physical injury or psychological distress to the source being assessed. If there are such risks, they must be justified and explained to the source.

Article 6 provides that an authorization to use a covert human intelligence source who is under the age of 18 cannot have effect for more than one month, although it can be renewed.

Article 7 specifies who must exercise any duty to cancel an authorization in the event that the person who would otherwise be subject to that duty is no longer available to exercise it.

Article 8 specifies circumstances in which a person who has power to grant an authorization may delegate that power.

Article 9 provides for the Order to come into force as the same day as the Law.

The Order was made on 6th December 2006.

R&O.149/2006

This Order increases by 2.4% the fishing boat licence fee (a fee that was last increased early in 2006) and by 5% and 3% the scallop permit fees (fees that were last increased at the end of 1999).

The Order was made on 7th December 2006 and came into force on 1st January 2007.

R&O.150/2006

This Order updates a reference to legislation that has been replaced.

The Order was made on 6th December 2006 and came into force 7 days after it was made.

R&O.151/2006

The purpose of this Order is –

- (a) to narrow (to most cattle) the class of animals to which the Contagious Abortion (Jersey) Order 1958 is expressed to apply, because contagious abortion (now more commonly known as bovine brucellosis or by the name of the pathogen responsible *Brucella abortus*) does not normally affect sheep, goats or pigs, and only rarely affects horses;
- (b) to give temporal precision to the meaning, for certain purposes, of abortion in that Order;
- (c) to make it clear that, when a cow is deemed to be affected with bovine brucellosis because it has suffered an abortion or premature calving, a notice from an inspector may end that deeming in appropriate cases;
- (d) to make it clear that when a cow suffers an abortion or premature calving, the person in charge must keep the calf or foetus, and other matter, until notified otherwise by an inspector;
- (e) to allow the Minister to use discretion in deciding whether to have animals examined in certain cases of bovine brucellosis or suspected bovine brucellosis.

The Order was made on 7th December 2006 and came into force on 1st January 2007.

R&O.152/2006

This Order means that the accounts of any body that receives from the States £5,000 or more to carry out its activities may be audited by the Comptroller and Auditor General.

The Order was made on 11th December 2006 and came into force on 18th December 2006.

R&O.153/2006

This amendment to the Tariff of Harbour and Light Dues will –

- (a) increase, by 2.5%, the harbour dues for arriving and departing passengers and vehicles carried on ‘drive on/drive off’ ferries;
- (b) increase, by 3.6%, the dues payable for marina, visiting craft and other mooring spaces.

The dues were last increased 1 year ago. The Amendment was made on 13th December 2006 and came into force 1st January 2007.

R&O.1/2007

This Order amends the Order which sets out restrictions on the movement and parking of vehicles in St. Helier.

Article 6 sets out –

- (a) new provisions that establish a requirement that only persons with residential or business parking permits should be able to park in certain parts of the ‘Stopford Road Zone’ or the ‘Richmond Road Zone’ at certain times of day;
- (b) fees of £200 a year for a resident’s parking permit in the Stopford Road Zone, £100 a year for a resident’s parking permit in the Richmond Road Zone and £150 a year for a business parking permit in the Richmond Road Zone;
- (c) that a permit in relation to a vehicle may be transferred to a substitute vehicle and that a proportionate amount of the fee for the permit may be refunded if the permit is surrendered.

Article 7 prohibits motorcycles and mopeds from being parked on certain areas of road within the Zones.

Other Articles make amendments consequential to the provisions inserted by Article 6, or amend the Schedules setting out –

- (a) roads in other parts of St. Helier that are one-way traffic routes (Schedule 1);
- (b) junctions at which vehicles are required to stop (Schedule 3);
- (c) roads where waiting is prohibited (Schedule 4);
- (d) roads on which paying parking places are established (Schedule 8);
- (e) roads where parking for the purpose of loading or unloading vehicles is restricted (Schedule 10); and
- (f) where motorcycles and mopeds may, or may not, be parked (Schedule 11).

The Order shall come into force 14 days after it is made.

The Order was made on 5th January 2007.

R&O.2/2007

This Order corrects a reference to “Committee” to read “Minister” in the Road Traffic (Disabled Persons) (Parking) (Jersey) Order 2002 and further amends that Order to make changes to the disabled parking places provided on roads in St Helier.

The Order was made on 5th January 2007 and comes into force on 12th January 2007.

WRITTEN QUESTIONS

(See Item I(a))

The Minister for Economic Development will table an answer to the following question asked by Deputy K.D. Lewis of St. Saviour -

“Would the Minister inform members of his current policy on the authorisation of online internet gambling and state whether there have been any changes in his approach to this issue in recent months?”

The Minister for Planning and Environment will table an answer to the following question asked by Deputy K.C. Lewis of St. Saviour –

“Further to public concerns, would the Minister undertake to ensure that no mobile telephone masts and base units are sited less than 300 metres from any school or medical facility?”

The Minister for Planning and Environment will table an answer to the following question asked by Deputy K.C. Lewis of St. Saviour –

“Following the recent tragedy in the United Kingdom involving a pit bull terrier, is the Minister confident that the current law in Jersey regarding dangerous breeds of dogs is adequate and, if not, what plans, if any, does he have to tighten controls?”

The Minister for Housing will table an answer to the following questions asked by Deputy G.P. Southern of St. Helier –

- “(a) On page 43 of the report “Planning for Homes 2006” (R.94/2006) it states that one of the contributing factors to the rise in activity (and prices) in the housing market identified by estate agents is “new ‘j category’ (essential employee) buyers”. How does the Minister reconcile this with his written answer on 5th December 2006 in which he stated that “it is simply not plausible (...) to ascribe the increase in house prices to a small number of essential employees”?
- (b) In light of the statement in the Planning for Homes 2006 report that the average prices for certain 3 bedroom houses are now “more than ten times current average annual earnings” what action, if any, does the Minister intend to take to tackle this situation in a meaningful way?
- (c) Would the Minister inform members whether the purchase of property by non-residents on a “buy to let” basis further restricts the supply of properties for purchase by locals and whether such purchases put additional upward pressure on prices?”

The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“Would the Chief Minister inform members what progress, if any, has been made towards co-ordination between the Population Office, the Health and Social Services Department, the Social Security Department and the Data Protection Commissioner over the Population Register?”

The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

- “(a) Would the Minister agree to seek an explanation from the Employment Forum for its decision to base the 2007 minimum wage recommendation on the figure of 40% of the average wage and inform members of it and, in particular, would the Minister seek an explanation of why the recommendation is not referenced to the internationally accepted relative low income threshold of 60% of median income?”

- (b) Would the Minister inform members of Jersey's current relative low income threshold for a 40-hour week, and state how the minimum wage recommendation relates to this weekly figure?
- (c) In the light of this information, what steps, if any, will the Minister take to lift the family types given in Table 13 of the 2002 Income Distribution Survey (appropriately updated) on the minimum wage out of relative poverty? In particular, will he consider raising the minimum wage above the recommendation?
- (d) Does the Minister support the Employment Forum's recommendation to introduce a "Youth Rate" at £4.05 for employees aged 16 to 18 in full-time education? Is the Minister aware of any such employees (in Saturday/holiday jobs) who are currently paid at a lower rate?

Question 2

Has the Minister received the final draft of the report he commissioned into the working of Long-Term Incapacity Allowance (LTIA) yet and, if so, will he –

- (a) inform members what the report has to say concerning the long-term impact of LTIA for non-contributory funding?
- (b) agree to release the full report to members?

If he has not yet received this report when does he expect to do so?

Question 3

In a written answer tabled on 5th December 2006 the Minister suggested that increases in supplementation in 2006 appeared "to be as a result of growth and change in employment rates at the lower to middle-income earning levels." Would the Minister inform members what progress, if any, has been made in investigating this increased demand on tax revenues?

Question 4

- (a) Would the Minister detail for members whether consultation was undertaken with the Data Protection Commissioner over the questions asked in the application forms IS.01R and IS.01T relating to Income Support?
- (b) How many households have been asked to complete these application forms and how were they chosen?
- (c) Can the minister explain why a 27-page questionnaire of such complexity for benefit claimants is necessary and, in particular, justify, on data protection grounds or otherwise, why the following information is being requested –
 - (i) details of any assets over the value of £1,000 held by the claimant or anyone in the household (section H, p.17).
 - (ii) the current value of any land or property and income received by any other household member (section H, p18).
 - (iii) details of –
 - (1) benefits in kind;
 - (2) social security contributions;

- (3) ITIS percentage;
- (4) contributory pension payments? (section G page 14)
- (iv) Three-month bank statements from the claimant and other members of the household.
- (v) Details of income from benefits from therapeutic working and other benefits that hitherto have been disregarded for rent rebate or other purposes?
- (d) In section K it is revealed that information may be shared by up to eight departments or other parties. What safeguards, if any, are, or will be, put in place to ensure that data are not inappropriately shared? Will the Population Office be added to the list of those departments that can share the data and, if not, is the population register to be kept entirely separate?"

The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Would the Minister inform members what target deadlines, if any, were set for the production of the following reports on the potential sell-off of Jersey Telecom and state whether any targets set have been met? If not, has this had any impact on the proposed schedule for action on this matter?”

- (a) Citigroup;
- (b) Jersey Competition Regulatory Authority;
- (c) Economic Advisor.”

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

Rota –

1st Session –

	First 15 minute period Minister	Second 15 minute period Minister
30th January	Social Security	Housing
13th February	Treasury and Resources	Chief Minister
27th February	Home Affairs	Economic Development
13th March	Transport and Technical Services	Chief Minister
27th March	Health and Social Services	Education, Sport and Culture
17th April	Planning and Environment	Chief Minister
1st May	Social Security	Housing
15th May	Treasury and Resources	Chief Minister
5th June	Home Affairs	Economic Development
19th June	Transport and Technical Services	Chief Minister
3rd July	Health and Social Services	Education, Sport and Culture
17th July	Planning and Environment	Chief Minister

2nd Session

	First 15 minute period Minister	Second 15 minute period Minister
11th September	Social Security	Chief Minister
25th September	Housing	Treasury and Resources
9th October	Home Affairs	Chief Minister
23rd October	Economic Development	Transport & Technical Services
6th November	Health and Social Services	Chief Minister
20th November	Education, Sport and Culture	Planning and Environment
4th December	Social Security	Chief Minister

[1] P.147/2006, P.148/2006 and P.149/2006 were originally lodged by the Minister for Planning and Environment but responsibility for sea fishery matters was passed to the Minister for Economic Development by the States of Jersey (Transfer of Functions No. 2) (Planning and Environment to Economic Development) (Jersey) Regulations 2006 on 13th December 2006.