



STATES OF JERSEY ORDER PAPER

Tuesday 23rd June 2015

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Financial Services Commission (Financial Penalties) (Jersey) Order 2015.
Chief Minister.

R&O.71/2015.

C. DOCUMENTS PRESENTED OR LAID

Information Security: Summary Report.
Presented: 18th June 2015.
Comptroller and Auditor General.

R.75/2015.

D. NOTIFICATION OF LODGED PROPOSITIONS

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

Nomination of the following as members of the Economic Affairs Scrutiny Panel –

The Connétable of Grouville
The Connétable of St. Ouen
The Deputy of St. Mary

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions

(attached)

1. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding taxi regulation.
2. The Minister for Economic Development will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding Visit Jersey.
3. The Minister for Economic Development will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding job opportunities in the mining and extraction sectors.
4. The Minister for Planning and Environment will table an answer to a question asked by Deputy T.A. McDonald of St. Saviour regarding procedures for dealing with complaints.
5. The Minister for Planning and Environment will table an answer to a question asked by Deputy T.A. McDonald of St. Saviour regarding actions taken by officers acting in the name of the Minister.



6. The Minister for Economic Development will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding high value and low value business.
7. The Minister for Economic Development will table an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding economic growth.
8. The Chief Minister will table an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding performance related pay.
9. The Chairman of the Comité des Connétables will table an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding the recruitment of Centeniers.

(b) – Oral Questions

(120 minutes)

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

“When promoting economic growth, what attention, if any, has the Chief Minister given in proposals for the Medium Term Financial Plan and Budget 2016 to the evidence (International Monetary Fund discussion note SDN/15/13) that increasing the income share of the top 20% decreases Gross Domestic Product (GDP) growth whilst increasing the income share of the bottom 20% promotes higher GDP growth?”
2. Deputy M. Tadier of St. Brelade will ask the following question of the Chief Minister –

“Is the Chief Minister satisfied that the statement made by the Minister for Treasury and Resources on 4th February 2014, when he told the Assembly that he was ‘absolutely clear with SoJDC that their buildings are to be progressed on a fully-let basis in order to reduce the risk’ was accurate?”
3. Deputy R. Labey of St. Helier will ask the following question of the Minister for Housing –

“What efforts, if any, are being made by Andium Homes to ensure that parking spaces assigned to Andium residents are not being occupied by unauthorised vehicles; does Andium have the same legal authority to tow such vehicles away as was the case with the former Housing Department, and, if not, what action, if any, will the Minister take?”
4. Deputy S.Y. Mézec of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Does the Chief Minister accept the statement on page 30 of the International Monetary Fund discussion paper SDN/15/13 that “redistribution through the tax and transfer system is found to be positively related to growth for most countries” and, if so, what, if any, redistributive measures does he have under consideration for the 2016 Budget, and if he does not accept the statement, would he outline why?”
5. Deputy J.A.N. Le Fondré of St. Lawrence will ask the following question of the Minister for Treasury and Resources –

“Would the Minister, as shareholder representative, advise whether he considers it to be acceptable that the States of Jersey Development Company has still not supplied all requested information to the Corporate Services Scrutiny Panel in order for it to complete its review and, if so, what action does he propose to take to resolve the situation?”



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

“Does the Chief Minister accept the conclusions of Catherine Mann, OECD Chief Economist, that jurisdictions with bigger banking sectors suffer weaker growth and worse inequality, and what impact, if any, does her statement that ‘There can be too much finance. When the finance sector is well developed... further increases in its size usually slow long term growth’ have upon plans for growth in the Medium Term Financial Plan?”

7. Deputy S.Y. Mézec of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Can the Minister, as the shareholder representative, advise whether it was the States of Jersey Development Company’s (SoJDC) understanding that the buildings should ‘be progressed on a fully-let basis in order to reduce the risk’ as stated by the then Minister for Treasury and Resources on 4th February 2014, and if it was not, what did the SoJDC believe his instructions to be?”

8. Deputy M. Tadier will ask the following question of the Minister for Health and Social Services –

“Can the Minister confirm the total number of ward closures and bed losses that have occurred in Adult Mental Health Services in the past 3 years, as well as what the net loss/gain in bed spaces is for this period?”

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

1st question period – Minister for Home Affairs.

2nd question period – Chief Minister.

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

States of Jersey Development Company Limited: re-appointment of Non-Executive Director. P.45/2015.

Lodged: 28th April 2015

Minister for Treasury and Resources.

Draft Connétables (Amendment – Declaration of Convictions) (Jersey) Law 201-. P.48/2015.

Lodged: 7th May 2015.

Comité des Connétables.

Draft Income Support (Amendment) (Jersey) Law 201-. P.50/2015.

Lodged: 12th May 2015.

Minister for Social Security.

Draft Income Support (Amendment of Law No. 2) (Jersey) Regulations 201-. P.51/2015.

Lodged: 12th May 2015.

Minister for Social Security.

Draft Income Support (Amendment No. 13) (Jersey) Regulations 201-. P.52/2015.

Lodged: 12th May 2015.

Minister for Social Security.



Draft Adoption (Amendment No. 7) (Jersey) Law 201-. P.53/2015.
Lodged: 12th May 2015.
Minister for Health and Social Services.

Ex Gratia payment to Mr. Roy Boschat. P.58/2015.
Lodged: 26th May 2015.
Deputy T.A. McDonald of St. Saviour.

M. ARRANGEMENT OF PUBLIC BUSINESS

14th July 2015

States Assembly: filming proceedings and the installation of clocks. P.39/2015.
Lodged: 16th April 2015.
Privileges and Procedures Committee.

Draft States of Jersey (Transfer of Functions No. 8) (Miscellaneous Transfers) P.46/2015.
(Jersey) Regulations 201-. (re-issue)
Lodged: 6th May 2015.
Chief Minister.

Jersey Financial Services Commission: re-appointment of Commissioner. P.49/2015.
Lodged: 11th May 2015.
Chief Minister. (Consideration 'in camera'.)

Draft Register of Names and Addresses (Comparison with Electoral Registers) P.55/2015.
(Jersey) Regulations 201-.
Lodged: 14th May 2015.
Chief Minister.

Draft Register of Names and Addresses (Access for Medical Purposes) (Jersey) P.56/2015.
Regulations 201-.
Lodged: 14th May 2015.
Chief Minister.

Draft Public Finances (Amendment of Law No. 3) (Jersey) Regulations 201-. P.57/2015.
Lodged: 22nd May 2015.
Minister for Treasury and Resources.

Draft Shipping (Amendment of Law) (Jersey) Regulations 201-. P.59/2015.
Lodged: 27th May 2015.
Minister for Economic Development.

Draft Employment of States of Jersey Employees (Amendment No. 7) (Jersey) P.60/2015.
Regulations 201-.
Lodged: 2nd June 2015.
States Employment Board.

Draft EU Legislation (Civil Aviation Insurance) (Jersey) Regulations 201-. P.61/2015.
Lodged: 2nd June 2015.
Minister for External Relations.

Draft Air Navigation (Investigation of Air Accidents and Incidents on Jersey P.62/2015.
Registered Aircraft) (Jersey) Regulations 201-.
Lodged: 2nd June 2015.
Minister for External Relations.



Draft Aircraft Registration (Births, Deaths and Missing Persons) (Jersey) Regulations 201-. P.63/2015.
Lodged: 2nd June 2015.
Minister for Economic Development.

Draft Aircraft Registration (Births, Deaths And Missing Persons) (Jersey) Regulations 201- (P.63/2015): amendment. P.63/2015.
Lodged: 11th June 2015. Amd.
Minister for Economic Development.

Humanist and Open-air Marriages. P.65/2015.
Lodged: 15th June 2015.
Deputy L.M.C. Doublet of St. Saviour.

8th September 2015

Immigration, Asylum and Nationality Act 2006 and Immigration Act 2014: extension of certain sections to Jersey. P.64/2015.
Lodged: 10th June 2015.
Chief Minister.

Greville Bathe Fund: appointment of Jurat. P.66/2015.
Lodged: 16th June 2015.
Minister for Treasury and Resources.

L.-M. HART
Deputy Greffier of the States

18th June 2015

Note –

In accordance with the meeting dates fixed for 2015 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 24th and Thursday 25th June 2015.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.71/2015.

This Order prescribes, by reference to a percentage of relevant income, the level of penalties that may be imposed by the Jersey Financial Services Commission on registered persons for a contravention of a code of practice made under the relevant regulatory legislation that applies to that registered person. The meaning of, and how to calculate, “relevant income” is set out in Article 2 and the percentages that may be imposed for different types of contraventions (subject to certain maxima) are set out in the Schedule.

The Order was made on 16th June 2015 and came into force on 23rd June 2015.



WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy S.Y. Mézec of St. Helier –

“Could the Minister outline what progress, if any, has been made since the Taxi Regulation Review last year and detail what further work needs to be done?”

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

“Now that the process of transforming the Tourism Department into Visit Jersey has been completed, will the Minister inform members how many public sector staff have:

- (i) transferred to Visit Jersey from the Tourism Department;
- (ii) been redeployed elsewhere in the public sector; and
- (iii) been made redundant, either voluntary or compulsory.

For the first 2 groups above, will the Minister state what changes, if any, there have been to the salaries and terms and conditions of employment of those involved?

Will the Minister further detail how the terms and conditions (sickness, holidays, pension, hours, and so on) for employees of Visit Jersey differ from those applicable to public sector employees?

Will the Minister also give the total savings that are expected to be achieved from this reorganisation, including a breakdown of staffing and other costs, and outline what changes to the range and levels of service are planned?”

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

“Further to the Minister’s answers in response to oral question 6910 on 29th March 2012, will he inform members how many job opportunities have been converted into real jobs by the 87 businesses which have been established in sectors including mining and extraction, and provide details of the income tax paid by the employees of those companies, and also the company tax paid during the period 2008 to 2013?”

4. The Minister for Planning and Environment will table an answer to the following question asked by Deputy T.A. McDonald of St. Saviour –

“Further to the Minister’s response to question 8772, tabled on 28th April 2015, could the Minister, being the corporate sole, advise whether he considers that the Department’s current procedures for dealing with complaints, as outlined within his response, could give rise to any concerns regarding a conflict of interest, given that the complaints could be made against themselves or against officers acting under their direction and delegated responsibility while representing the corporate sole?”



5. The Minister for Planning and Environment will table an answer to the following question asked by Deputy T.A. McDonald of St. Saviour –

“With reference to the Minister’s answer to written question 8774, tabled on Tuesday 28th April 2015, can he advise whether he has been made aware of any concerns by officers within the Department regarding –

1. the possibility that officers in the Department may have acted outside of the powers contained within the Regulation of Investigatory Powers (Jersey) Law 2005 and the Police and Criminal Evidence (Jersey) Law 2003; and,
 2. actions taken by officers acting in the Minister’s name being contrary to several procedures detailed in the “Supplementary Planning Guidance” Practice Note 4 of 3rd December 2010, published by the Minister following the publication of recommendations and findings by the Reg’s Skips Committee of Inquiry?”
6. The Minister for Economic Development will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Further to the Minister’s speech to the Jersey Chamber of Commerce on 11th June 2015, can he explain what he meant when he said that Economic Development had “swept away the old mantra of high value and low value business”? Can the Minister advise whether this a new policy decision and, if so, when will it be brought to the States for endorsement?”

7. The Minister for Economic Development will table an answer to the following question asked by Deputy S.Y. Mézec of St. Helier –

“What statistical evidence does the Minister have to justify the statement made during his speech to the Jersey Chamber of Commerce on 11th June 2015 that Jersey’s economy is returning to growth?

In this regard, could the Minister provide a yearly breakdown of growth in Jersey’s Gross Value Added over the past decade?”

8. The Chief Minister will table an answer to the following question asked by Deputy S.Y. Mézec of St. Helier

“Further to the comments of the Minister for Economic Development in support of performance related pay during his address to the Chamber of Commerce on 11th June 2015, could the Chief Minister outline how he would see the principle of ‘performance related pay’ applying to public sector workers such as fire fighters, nurses and teachers?”

9. The Chairman of the Comité des Connétables will table an answer to a question asked by Deputy S.Y. Mézec of St. Helier –

“Following the decision of the Royal Court to fine the Parish of St. Saviour for being unable to recruit the required number of Centeniers, does the Comité intend to bring forward proposals to change the law to alter the requirement for a particular number to be appointed?

Could the Chairman also advise what actions, if any, the Comité has taken to address recruitment difficulties within those Parishes which have struggled to fulfil the requirements, as has been the case in recent years?”



ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

2015

1st Session 2015

July 14th

External Relations

Treasury and Resources

2nd Session 2015

September 8th

Education, Sport and Culture

Chief Minister

September 22nd

Health and Social Services

Economic Development

October 6th

Housing

Chief Minister

October 20th

Planning and Environment

Social Security

November 3rd

Transport and Technical Services

Chief Minister

November 17th

Home Affairs

External Relations

December 1st

Treasury and Resources

Chief Minister

December 15th

Education, Sport and Culture

Health and Social Services