



**THE STATES assembled on Tuesday  
17th January 2023, at 10.30 a.m. under  
the Presidency of the Bailiff,  
Sir Timothy John Le Cocq.**

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**His Excellency the Lieutenant Governor,  
Vice-Admiral Jeremy Paul Kyd, C.B.E. was present.**

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All members were present at roll call with the exception of –

Connétable Philip Bond Le Sueur of Trinity – excused attendance (arrived in the Chamber at 2.15 p.m.)  
Deputy Lyndon John Farnham of St. Mary, St. Ouen and St. Peter – en défaut (défaut raised at 10.42 a.m.)  
Deputy Sir Philip Martin Bailhache of St. Clement – excused attendance (arrived in the Chamber at 2.15 p.m.)  
Deputy Beatriz Borges de Sousa Vaz Moreno Porée of St. Helier South – excused attendance  
Deputy Thomas John Albert Binet of St. Saviour – ill

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Prayers

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### **Standing Order 55A – remote participation**

THE STATES, with reference to their Act dated 14th September 2021, in which they had agreed that, notwithstanding Standing Order 55A(1), members who did not wish to attend in the States Chamber might continue to take part in States meetings using Microsoft Teams (until the States had considered and voted upon a proposition to re-apply Standing Order 55A(1) or to repeal or vary the terms of the Standing Order), assembled in accordance with Standing Order 55A with members able to participate remotely using Microsoft Teams.

### **Acting Greffier of the States**

The Bailiff informed the Assembly that, in accordance with Article 41(15) of the States of Jersey Law 2005, he had appointed the Assistant Greffier of the States, Mr. Yannick Jean-François Fillieul, to discharge the functions of the Greffier of the States and the Deputy Greffier of the States in the event of their absence or incapacity, and had that day administered the appropriate oath to Mr. Fillieul in accordance with the provisions of Article 41(17) of the Law.

### **Subordinate enactments tabled**

The following enactments were tabled, namely –

Sanctions and Asset-Freezing (Amendment - Haiti and Miscellaneous) (Jersey) Order R&O.111/2022.  
2022.

*Minister for External Relations and Financial Services.*

Motor Vehicle Registration (General Provisions) (Amendment No. 24) (Jersey) Order 2022. <i>Minister for Infrastructure.</i>	R&O.112/2022.
Environment (2023 Animals and Fisheries Fees) (Jersey) Order 2022. <i>Minister for the Environment.</i>	R&O.115/2022.
Environment (2023 Miscellaneous Fees) (Jersey) Order 2022. <i>Minister for the Environment.</i>	R&O.116/2022.
Regulation of Care (Amendment of Law – Regulated Activities Regulations) (Commencement) (Jersey) Order 2022. <i>Minister for the Environment.</i>	R&O.117/2022.
Regulation of Care (Fees) (Jersey) Order 2022. <i>Minister for the Environment.</i>	R&O.118/2022.
Taxation (Double Taxation) (Date in Force - United Kingdom) (Jersey) Order 2023. <i>Minister for External Relations and Financial Services.</i>	R&O.1/2023.

### Documents presented

Re-instatement of Senators. (P.108/2022): comments Presented: 13th January 2023, <i>Privileges and Procedures Committee.</i>	P.108/2022. Com.
Draft Marriage and Civil Partnership (Amendments) (Jersey) Law 202- (P.112/2022): comments. Presented: 12th January 2023, <i>Children, Education and Home Affairs Scrutiny Panel.</i>	P.112/2022. Com.
Assembly approval for supplementary planning guidance (P.114/2022): comments. Presented: 11th January 2023, <i>Minister for the Environment.</i>	P.114/2022. Com.
Risk Management – follow up (R.150/2022): Executive Response (R.150/2022 Res.) – comments. Presented: 12th January 2023, <i>Public Accounts Committee.</i>	R.150/2022. Res. Com.
Grants to Arts, Heritage and Culture Organisations. Presented: 23rd December 2022, <i>Comptroller and Auditor General.</i>	R.173/2022.
Governance and Accountability of Independent Bodies and Office Holders: A Thinkpiece. Presented: 30th December 2022, <i>Comptroller and Auditor General.</i>	R.174/2022.
Statistics Users Group: appointment of panel members. Presented: 10th January 2023, <i>Chief Minister.</i>	R.1/2023.
Ministerial Guidance to support the implementation of the Single-Use Plastics etc. (Restrictions) (Jersey) Law 2021. Presented: 17th January 2023, <i>Minister for Infrastructure.</i>	R.2/2023.
Report of the Jersey Electoral Authority to the Privileges and Procedures Committee of the States Assembly. Presented: 17th January 2023, <i>Privileges and Procedures Committee.</i>	R.3/2023.

**Notification of lodged propositions**

Rent Control Tribunal: Nomination of Chair and Members (P.106/2022) – amendment. Lodged: 3rd January 2023, <i>Minister for Housing and Communities.</i>	P.106/2022. Amd.
Skills Development Fund. Lodged: 16th December 2022, <i>Deputy M.B. Andrews of St. Helier North.</i>	P.116/2022.
Establishment of a Climate Council. Lodged: 22nd December 2022, <i>Minister for the Environment.</i>	P.117/2022.
Draft Limited Liability Companies (Amendment) (Jersey) Regulations 202-. Lodged: 22nd December 2022, <i>Minister for External Relations and Financial Services.</i>	P.118/2022.
Draft Limited Liability Companies (Winding Up and Dissolution) (Amendment)(Jersey) Regulations 202-. Lodged: 22nd December 2022, <i>Minister for External Relations and Financial Services.</i>	P.119/2022.
Draft Public Holidays and Bank Holidays (amendment – Coronation) (Jersey) Act 202-. Lodged: 10th January 2023, <i>Chief Minister.</i>	P.1/2023.
Draft Banking Business (Amendment No. 7 – Commencement) (Jersey) Act 202-. Lodged: 17th January 2023, <i>Minister for External Relations and Financial Services.</i>	P.2/2023.

**Withdrawal of lodged propositions**

THE STATES noted that, in accordance with Standing Order 34(1), the proposer of the following proposition lodged “au Greffe” had informed the Greffier of the States that it had been withdrawn –

Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment No.4) (Jersey) Law 202-. Lodged: 22nd November 2022, <i>Minister for Social Security.</i>	P.111/2022.
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**Economic and International Affairs Scrutiny Panel – appointment of members**

In accordance with Standing Order 125(7) the Chair of the Economic and International Affairs Scrutiny Panel indicated that she wished to have a Panel of 5 members, including the Chair, and nominated the following as members of the Panel –

The Connétable of St. Clement  
The Connétable of St. Ouen.

There being no other nominations, the Presiding Officer declared that the Connétable of St. Clement and the Connétable of St. Ouen had been duly appointed as members of the Economic and International Affairs Scrutiny Panel.

**Written Questions***(see Official Report/Hansard)*

- WQ.338/2022 1. The Chief Minister had tabled an answer on 19th December 2022 to a question asked by Deputy M.B. Andrews of St. Helier North regarding new Hospital project monies.
- WQ.339/2022 2. The Minister for Treasury and Resources had tabled an answer on 19th December 2022 to a question asked by Deputy L.J. Farnham of St. Mary, St. Ouen and St. Peter regarding the Jersey Community Foundation.
- WQ.340/2022 3. The Chief Minister had tabled an answer on 19th December 2022 to a question asked by the Connétable of St. Brelade regarding essential food supplies and critical, medical and pharmacy supplies.

**Oral Questions***(see Official Report/Hansard)*

- OQ.4/2023 1. Deputy S.Y. Mézec of St. Helier South asked a question of the Minister for Housing and Communities regarding notice periods for periodic tenancies.
- OQ.1/2023 2. Deputy M. Tadier of St. Brelade asked a question of the Minister for Housing and Communities regarding the policy of Andium Homes to encourage residents to move from non-Town communities into St. Helier.
- OQ.6/2023 3. Deputy R.J. Ward of St. Helier Central asked a question of the Minister for Housing and Communities regarding the notification requirements for a change of tenancy in private rental accommodation.
- OQ.3/2023 4. Deputy M.B. Andrews of St. Helier North asked a question of the Chief Minister regarding the appointment of independent bodies and office holders.
- OQ.2/2023 5. Deputy M. Tadier of St. Brelade asked a question of the States Trustee of the Jersey Community Relations Trust regarding the discrimination reported by Islanders of Portuguese ethnicity on account of their nationality or race.
- OQ.8/2023 6. Deputy C.D. Curtis of St. Helier Central asked a question of the Minister for Housing and Communities regarding the qualification criteria for registration on the Affordable Housing Gateway.
- OQ.7/2023 7. Deputy R.J. Ward of St. Helier Central asked a question of the Minister for Social Security regarding the advice and assistance available to pensioners in risk of entering income poverty.
- OQ.5/2023 8. Deputy S.Y. Mézec of St. Helier South asked a question of the Minister for the Environment regarding the requirements on private developers to provide a proportion of affordable housing amongst any homes delivered.

**Oral Questions without notice***(see Official Report/Hansard)*

The Minister for External Relations and Financial Services answered questions without notice from Members.

The Minister for Health and Social Services answered questions without notice from Members.

The Chief Minister answered questions without notice from Members.

### **Re-instatement of Senators P.108/2022**

THE STATES commenced consideration of a proposition of Deputy Ian Joseph Gorst of St. Mary, St. Ouen and St. Peter entitled ‘Re-instatement of Senators’ (P.108/2022) and rejected an amendment of Deputy Kirsten Francis Morel of St. John, St. Lawrence and Trinity (P.108/2022 Amd.) that –

in paragraph (a), after the words “Island-wide basis,” there should be inserted the words, “should sit alongside the office of Connétable and Deputy and”; and

in paragraph (b), “after the words “Island-wide basis” there should be inserted the words, “and sitting alongside Connétaibles and Deputies”.

Members present voted as follows –

#### **POUR: 22**

Connétable of St. Lawrence  
 Connétable of Trinity  
 Connétable of St. Clement  
 Connétable of Grouville  
 Connétable of St. Ouen  
 Connétable of St. Mary  
 Connétable of St. Saviour  
 Deputy C.F. Labey  
 Deputy S.G. Luce  
 Deputy K.F. Morel  
 Deputy K.L. Moore  
 Deputy P.F.C. Ozouf  
 Deputy Sir P.M. Bailhache  
 Deputy H.M. Miles  
 Deputy M.R. Scott  
 Deputy R.E. Binet  
 Deputy H.L. Jeune  
 Deputy M.E. Millar  
 Deputy A. Howell  
 Deputy M.R. Ferey  
 Deputy B. Ward  
 Deputy K.M. Wilson

#### **CONTRE: 24**

Connétable of St. Helier  
 Connétable of St. Brelade  
 Connétable of St. Peter  
 Connétable of St. Martin  
 Connétable of St. John  
 Deputy G.P. Southern  
 Deputy M. Tadier  
 Deputy L.M.C. Doublet  
 Deputy M.R. Le Hegarat  
 Deputy S.M. Ahier  
 Deputy R.J. Ward  
 Deputy C.S. Alves  
 Deputy I. Gardiner  
 Deputy L.J. Farnham  
 Deputy S.Y. Mézec  
 Deputy T.A. Coles  
 Deputy D.J. Warr  
 Deputy J. Renouf  
 Deputy C.D. Curtis  
 Deputy L.V. Feltham  
 Deputy R.S. Kovacs  
 Deputy A.F. Curtis  
 Deputy L.K.F. Stephenson  
 Deputy M.B. Andrews

#### **ABSTAIN: 1**

Deputy I.J. Gorst

THE STATES resumed consideration of the proposition of Deputy Ian Joseph Gorst of St. Mary, St. Ouen and St. Peter and rejected part 1 of an amendment of Deputy Mary Rose Scott of St. Brelade (P.108/2022 Amd.(2)) that, in paragraph (a), after the words “in 2026”, there should be inserted the words “; along with an adjustment in the number of Deputies so that the total number of States Members should either remain the same or decrease after reinstatement of the office of Senator”.

Members present voted as follows –

#### **POUR: 11**

Connétable of St. Lawrence  
 Connétable of St. Brelade

#### **CONTRE: 34**

Connétable of St. Helier  
 Connétable of Trinity

#### **ABSTAIN: 1**

Deputy I.J. Gorst

Connétable of St. Saviour  
 Deputy C.F. Labey  
 Deputy S.G. Luce  
 Deputy P.F.C. Ozouf  
 Deputy M.R. Scott  
 Deputy R.E. Binet  
 Deputy H.L. Jeune  
 Deputy A. Howell  
 Deputy B. Ward

Connétable of St. Peter  
 Connétable of St. Martin  
 Connétable of St. John  
 Connétable of St. Clement  
 Connétable of Grouville  
 Connétable of St. Ouen  
 Connétable of St. Mary  
 Deputy G.P. Southern  
 Deputy M. Tadier  
 Deputy L.M.C. Doublet  
 Deputy K.F. Morel  
 Deputy M.R. Le Hegarat  
 Deputy S.M. Ahier  
 Deputy R.J. Ward  
 Deputy C.S. Alves  
 Deputy I. Gardiner  
 Deputy L.J. Farnham  
 Deputy S.Y. Mézec  
 Deputy Sir P.M. Bailhache  
 Deputy T.A. Coles  
 Deputy D.J. Warr  
 Deputy H.M. Miles  
 Deputy J. Renouf  
 Deputy C.D. Curtis  
 Deputy L.V. Feltham  
 Deputy M.E. Millar  
 Deputy M.R. Ferey  
 Deputy R.S. Kovacs  
 Deputy A.F. Curtis  
 Deputy K.M. Wilson  
 Deputy L.K.F. Stephenson  
 Deputy M.B. Andrews

THE STATES rejected part 2 of the amendment of Deputy Mary Rose Scott of St. Brelade that, in paragraph (b), after the words “in 2026” there should be inserted the words –

“, with consideration being given by the Privileges and Procedures Committee to the following supporting proposals for changes to the electoral system and the way public elections are funded –

- (i) changes to the distribution of Deputies across the new constituencies along with the possibility of introducing proportionate voting in the States Assembly for Connétables to reflect the number of voters in the Parish each Connétable represents; and
- (ii) a change in the public funding and prescribed conduct of electoral campaigns for the public office of Connétable, Deputy or Senator to enable candidates to compete on a relatively level playing field regardless of political affiliations, personal finances or disability including:
  - a. a review of current publicly sponsored delivery of campaign literature with a view to increasing the word count of individual manifestos and encouraging the use of shared word count by candidates who are members of publicly declared political alliances; and
  - b. the establishment of a candidate deposit system or other system of fixed contributions that allows deposits or contributions to be waived where candidates can provide public evidence of significant voter support.”

Members present voted as follows –

**POUR: 3**

Deputy L.M.C. Doublet  
Deputy M.R. Scott  
Deputy B. Ward

**CONTRE: 40**

Connétable of St. Helier  
Connétable of St. Lawrence  
Connétable of St. Brelade  
Connétable of Trinity  
Connétable of St. Peter  
Connétable of St. Martin  
Connétable of St. John  
Connétable of St. Clement  
Connétable of Grouville  
Connétable of St. Ouen  
Connétable of St. Mary  
Connétable of St. Saviour  
Deputy G.P. Southern  
Deputy C.F. Labey  
Deputy M. Tadier  
Deputy S.G. Luce  
Deputy K.F. Morel  
Deputy M.R. Le Hegarat  
Deputy S.M. Ahier  
Deputy R.J. Ward  
Deputy C.S. Alves  
Deputy L.J. Farnham  
Deputy S.Y. Mézec  
Deputy P.F.C. Ozouf  
Deputy Sir P.M. Bailhache  
Deputy T.A. Coles  
Deputy D.J. Warr  
Deputy H.M. Miles  
Deputy J. Renouf  
Deputy C.D. Curtis  
Deputy L.V. Feltham  
Deputy R.E. Binet  
Deputy H.L. Jeune  
Deputy M.E. Millar  
Deputy M.R. Ferey  
Deputy R.S. Kovacs  
Deputy A.F. Curtis  
Deputy K.M. Wilson  
Deputy L.K.F. Stephenson  
Deputy M.B. Andrews

**ABSTAIN: 1**

Deputy I.J. Gorst

THE STATES rejected part 3 of the amendment of Deputy Mary Rose Scott of St. Brelade that, in paragraph (c) “2024” should be substituted for any reference to “2023”.

Members present voted as follows –

**POUR: 12**

Connétable of St. Helier  
Connétable of St. Brelade  
Connétable of St. Martin  
Deputy C.F. Labey

**CONTRE: 33**

Connétable of St. Lawrence  
Connétable of Trinity  
Connétable of St. Peter  
Connétable of St. John

**ABSTAIN: 1**

Deputy I.J. Gorst

Deputy P.F.C. Ozouf	Connétable of St. Clement
Deputy M.R. Scott	Connétable of Grouville
Deputy R.E. Binet	Connétable of St. Ouen
Deputy H.L. Jeune	Connétable of St. Mary
Deputy A. Howell	Connétable of St. Saviour
Deputy A.F. Curtis	Deputy G.P. Southern
Deputy B. Ward	Deputy M. Tadier
Deputy K.M. Wilson	Deputy S.G. Luce
	Deputy L.M.C. Doublet
	Deputy K.F. Morel
	Deputy M.R. Le Hegarat
	Deputy S.M. Ahier
	Deputy R.J. Ward
	Deputy C.S. Alves
	Deputy I. Gardiner
	Deputy L.J. Farnham
	Deputy S.Y. Mézec
	Deputy Sir P.M. Bailhache
	Deputy T.A. Coles
	Deputy D.J. Warr
	Deputy H.M. Miles
	Deputy J. Renouf
	Deputy C.D. Curtis
	Deputy L.V. Feltham
	Deputy M.E. Millar
	Deputy M.R. Ferey
	Deputy R.S. Kovacs
	Deputy L.K.F. Stephenson
	Deputy M.B. Andrews

THE STATES resumed consideration of the proposition of Deputy Ian Joseph Gorst of St. Mary, St. Ouen and St. Peter.

### **Adjournment**

THE STATES adjourned, having agreed to reconvene on Wednesday 18th January 2023 to continue consideration of the proposition of Deputy Ian Joseph Gorst of St. Mary, St. Ouen and St. Peter entitled 'Re-instatement of Senators' (P.108/2022) and the other outstanding items of public business listed for the meeting.

THE STATES rose at 5.29 p.m.

**W.J.C. MILLOW**

*Deputy Greffier of the States*