



STATES OF JERSEY ORDER PAPER

Monday 2nd December 2013 at 2.30 p.m.

CONSOLIDATED

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Motor Vehicle Registration (General Provisions) (Amendment No. 19) (Jersey) Order 2013. R&O.144/2013.
Minister for Transport and Technical Services.

Shipping (Fees) (Jersey) Order 2013. R&O.145/2013.
Minister for Economic Development.

Shipping (Survey and Certification) (Jersey) Order 2013. R&O.146/2013.
Minister for Economic Development.

Community Provisions (Restrictive Measures – Belarus) (Amendment No. 10) (Jersey) Order 2013. R&O.147/2013.
Minister for External Relations.

Road Traffic (St. John) (Amendment No. 7) (Jersey) Order 2013. R&O.148/2013.
Minister for Transport and Technical Services.

* Road Traffic (St. Peter) (Amendment No. 7) (Jersey) Order 2013. R&O.149/2013.
Minister for Transport and Technical Services.

* Teachers' Superannuation (New Members) (Amendment) (Jersey) Order 2013. R&O.150/2013.
Chief Minister.

C. DOCUMENTS PRESENTED OR LAID

* Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – third amendment (P.93/2013 Amd.(3)) – comments. P.93/2013.
Presented: 2nd December 2013. Amd.(3).
Privileges and Procedures Committee. Com.

* Draft Budget Statement 2014 (P.122/2013): amendment (P.122/2013 Amd.) – comments. P.122/2013
Presented: 2nd December 2013. Amd.Com.
Minister for Treasury and Resources.

* Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – comments. P.122/2013
Presented: 2nd December 2013. Amd.(2)
Minister for Treasury and Resources. Com.

* Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – amendment (P.122/2013 Amd.(2)Amd.) – comments. P.122/2013
Presented: 2nd December 2013. Amd.(2)
Minister for Treasury and Resources. Amd.Com.



- * Draft Budget Statement 2014 (P.122/2013): third amendment (P.122/2013 Amd.(3)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(3) Com.
- * Draft Budget Statement 2014 (P.122/2013): fourth amendment (P.122/2013 Amd.(4)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(4) Com.
- * Draft Budget Statement 2014 (P.122/2013): fifth amendment (P.122/2013 Amd.(5)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(5) Com.
- * Minimum wage: amendment (P.135/2013) – comments. Presented: 2nd December 2013. *Minister for Social Security.* P.135/2013. Com.
- Land Transactions under Standing Order 168(3) –
(a) Haut de la Garenne Accommodation and Outdoor Activity Centre, including Fields 685, 686, 695 and 695B – lease to Paradox Ltd.;
(b) Field 107, Maufant, St. Saviour – lease to the sitting tenant;
(c) 1 Don Terrace, St. Helier – sale.
Presented: 27th November 2013.
Minister for Treasury and Resources. R.146/2013.
- States of Jersey Law 2005: delegation of functions – Treasury and Resources – revised delegations November 2013.
Presented: 28th November 2013.
Minister for Treasury and Resources. R.147/2013.
- Draft 2014 Budget.
Presented: 26th November 2013.
Corporate Services Scrutiny Panel. S.R.13/2013.

D. NOTIFICATION OF LODGED PROPOSITIONS

- Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – third amendment. Lodged: 26th November 2013. *Deputy J.A.N. Le Fondré of St. Lawrence.* P.93/2013. Amd.(3)
- Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – amendment. Lodged: 26th November 2013. *Deputy S.S.P.A. Power of St. Brelade.* P.122/2013. Amd.(2) Amd.
- Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – second amendment. Lodged: 26th November 2013. *Minister for Treasury and Resources.* P.122/2013. Amd.(2) Amd.(2)
- Ratification of the Convention on Mutual Administrative Assistance in Tax Matters. Lodged: 26th November 2013. *Minister for External Relations.* P.154/2013. (re-issue)



Draft Taxation (Implementation) (Convention on Mutual Administrative Assistance in Tax Matters) (Jersey) Regulations 201-. P.155/2013.
Lodged: 26th November 2013.
Minister for External Relations.

* Housing Shadow Board: Terms of Reference and appointment of Directors. P.156/2013.
Lodged: 2nd December 2013.
Minister for Housing.

E. WITHDRAWAL OF LODGED PROPOSITIONS

In accordance with Standing Order 34(1), the proposers of the following propositions lodged 'au Greffe' have informed the Greffier of the States that they are to be withdrawn –

* Committee of Inquiry: costs for local businesses. P.82/2013.
Lodged: 27th June 2013.
Senator A. Breckon.

Jersey Innovation Fund: Board remuneration. P.121/2013.
Lodged: 4th October 2013.
Minister for Economic Development.

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions *(attached)*

1. The Chairman of the Environment Scrutiny Panel will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding statements contained within the Panel's recent Energy Report.
2. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding a review of the Jersey Dental Fitness Scheme.
3. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding safeguards to ensure that employees are not exploited when participating in Advance to Work and Jobs Fest schemes.
4. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the use of zero-hours contracts.
5. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding changes to the medical protocols engaged in the assessment of Long-Term Incapacity Allowance.



6. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding controls in place under the Control of Housing and Work Regulations.
7. The Minister for Health and Social Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the number of non-professional carers in the Island.
8. The Minister for Economic Development will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the progress of the 'Knights of Impossingworth' film.
9. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the dismissal of a Minister on a proposition lodged by the Chief Minister.
10. The Chief Minister will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding adult and children's safeguarding panels.
11. The Minister for Home Affairs will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding a detailed timeline of the events associated with the arrest of the woman known as HG.
12. The Minister for Economic Development will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour regarding the recent loss of a fulfilment company from the Island.
13. The Minister for Economic Development will table an answer to a question asked by the Connétable of St. John regarding succession planning at the Harbours Department.
14. The Chief Minister will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding his policy priorities for the environment.
15. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the handling of combustible waste at the Energy from Waste Plant.
16. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the efficacy of Tamiflu.
17. The Minister for Health and Social Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the provision of treatment for autism, Asperger's, ADHD and other similar conditions and disorders.

(b) – Oral Questions

(120 minutes)

1. Senator A. Breckon will ask the following question of the Minister for Treasury and Resources –

“Would the Minister advise whether Ann Court has been transferred from the Housing Department to Property Holdings and then on to a Housing Trust and, if so, who made this decision, when was this made and why?”
2. Senator S.C. Ferguson will ask the following question of the Minister for Treasury and Resources –

“Would the Minister advise whether £13 million has been transferred from the currency fund to the States of Jersey Development Company Limited and, if so, why was this considered necessary?”



3. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Economic Development –

“Would the Minister confirm that the café at the Elizabeth Terminal has recently closed and does he consider that rent increases above the rate of inflation, car-parking charges and the loss of a bus service combined with the loss of local business using the café contributed to its closure and, if so, what action, if any, will he be taking to address this situation?”

4. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Minister for Health and Social Services –

“Would the Minister advise whether consultants are monitored to ensure they work to contract and whether new contracts are likely to put greater emphasis on public sector work?”

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

“As the Minister with responsibility for investigating the extent and appropriateness of the use of zero-hours contracts in the economy, has he examined the employment practices of the Royal Bank of Scotland and, if not, will he do so as a priority and report his findings to the Assembly?”

6. Deputy J.A.N. Le Fondre of St. Lawrence will ask the following question of the Chief Minister –

“Given that the Terms of Reference of the Steel Review clearly state that upon receipt the Bishop of Winchester will supply a copy of the report to, amongst others the Dean and the Bailiff, can the Chief Minister advise whether the report has now been circulated and what action, if any, he proposes to address the way in which the matter has been handled?”

7. Deputy M.R. Higgins of St. Helier will ask the following question of H.M. Attorney General –

“Will the Attorney General explain whether in criminal court cases where a defence lawyer has been appointed it is usual for defence lawyers to be present throughout all court hearings involving questions of bail and for sentencing and, if it is not will he explain why not and whether such proceedings would be compliant with Article 6 of the European Convention on Human Rights?”

8. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Minister for Treasury and Resources –

“Would the Minister advise whether there are issues arising from the removal of Income Tax allowances and, if so, whether he intends to review the matter?”

9. Deputy J.A.N. Le Fondre of St. Lawrence will ask the following question of the Chief Minister –

“Will the Chief Minister be involved in the impending ‘Pastoral’ visit from Lambeth Palace, and, if so, will he be expressing his concerns over the handling by the Bishop of Winchester of matters concerning the Dean and indeed the resulting damage to Jersey’s relationship with the Diocese of Winchester?”

10. Deputy M.R. Higgins of St. Helier will ask the following question of the Chief Minister –

“Will the Chief Minister inform Members what reasons, if any, the Jersey Independent Safeguarding Chair gave when deciding not to instigate a Serious Case Review, despite having consulted with the bodies involved with the arrest and welfare of the lady known as HG and having taken advice from those bodies and was the Chief Minister advised why HG was not interviewed before the Chair’s decision was reached?”



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

“Will the Chief Minister explain to members the role and importance of employment agencies in the Jersey economy and in particular how they operate under the Control of Housing and Work (Residential and Employment Status)(Jersey) Regulations 2013?”

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

1st question period – Minister for Social Security

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

2nd December 2013

Committee of Inquiry into Historical Abuse: appointment of Chairman and members. P.149/2013.
Lodged: 5th November 2013.
Chief Minister.

3rd December 2013

Draft Budget Statement 2014. P.122/2013.
Lodged: 8th October 2013.
Minister for Treasury and Resources.

Draft Budget Statement 2014 (P.122/2013): amendment. P.122/2013.
Lodged: 19th November 2013. Amd.
Deputy G.P. Southern of St. Helier.

* Draft Budget Statement 2014 (P.122/2013): amendment (P.122/2013 Amd.) – P.122/2013
comments. Amd.Com.
Presented: 2nd December 2013.
Minister for Treasury and Resources.

Draft Budget Statement 2014 (P.122/2013): second amendment. P.122/2013.
Lodged: 19th November 2013. Amd.(2)
Connétable of St. Helier.

* Draft Budget Statement 2014 (P.122/2013): second amendment P.122/2013
(P.122/2013 Amd.(2)) – comments. Amd.(2)
Presented: 2nd December 2013. Com.
Minister for Treasury and Resources.

Draft Budget Statement 2014 (P.122/2013): second amendment P.122/2013.
(P.122/2013 Amd.(2)) – amendment. Amd.(2)
Lodged: 26th November 2013. Amd.
Deputy S.S.P.A. Power of St. Brelade.



- * Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – amendment (P.122/2013 Amd.(2)Amd.) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(2) Amd.Com.
- Draft Budget Statement 2014 (P.122/2013): second amendment (P.122/2013 Amd.(2)) – second amendment. Lodged: 26th November 2013. *Minister for Treasury and Resources.* P.122/2013. Amd.(2) Amd.(2)
- Draft Budget Statement 2014 (P.122/2013): third amendment. Lodged: 19th November 2013. *Deputy G.P. Southern of St. Helier.* P.122/2013. Amd.(3)
- * Draft Budget Statement 2014 (P.122/2013): third amendment (P.122/2013 Amd.(3)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(3) Com.
- Draft Budget Statement 2014 (P.122/2013): fourth amendment. Lodged: 19th November 2013. *Deputy J.H. Young of St. Brelade.* P.122/2013. Amd.(4)
- * Draft Budget Statement 2014 (P.122/2013): fourth amendment (P.122/2013 Amd.(4)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(4) Com.
- Draft Budget Statement 2014 (P.122/2013): fifth amendment. Lodged: 19th November 2013. *Deputy G.P. Southern of St. Helier.* P.122/2013. Amd.(5)
- * Draft Budget Statement 2014 (P.122/2013): fifth amendment (P.122/2013 Amd.(5)) – comments. Presented: 2nd December 2013. *Minister for Treasury and Resources.* P.122/2013 Amd.(5) Com.
- Draft Finance (2014 Budget) (Jersey) Law 201-. Lodged: 8th October 2013. *Minister for Treasury and Resources.* P.123/2013.
- Draft Income Tax (Amendment No. 43) (Jersey) Law 201-. Lodged: 8th October 2013. *Minister for Treasury and Resources.* P.124/2013.
- Draft Income Tax (Prescribed Limit and Rate) (Jersey) Regulations 201-. Lodged: 8th October 2013. *Minister for Treasury and Resources.* P.125/2013.
- Composition and election of the States Assembly: reform – proposal 1. Lodged: 2nd August 2013. *Senator P.F.C. Ozouf.* P.93/2013.
- Composition and election of the States Assembly: reform – (P.93/2013, P.94/2013, P.98/2013, P.116/2013, P.117/2013 and associated amendments) – comments. Presented: 25th October 2013. *Privileges and Procedures Committee.* P.93, P.94, P.98, P.116, P.117/2013. Com.



Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – amendment. Lodged: 3rd September 2013. <i>Senator L.J. Farnham.</i>	(re-issue) P.93/2013. Amd.
Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – amendment (P.93/2013 Amd.) – amendment. Lodged: 14th October 2013. <i>Deputy E.J. Noel of St. Lawrence.</i>	P.93/2013. Amd.Amd.
Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – second amendment. Lodged: 22nd October 2013. <i>Connétable of St. Mary.</i>	P.93/2013. Amd.(2)
Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – third amendment. Lodged: 26th November 2013. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.93/2013. Amd.(3)
* Composition and election of the States Assembly: reform – proposal 1 (P.93/2013) – third amendment (P.93/2013 Amd.(3)) – comments. Presented: 2nd December 2013. <i>Privileges and Procedures Committee.</i>	P.93/2013. Amd.(3). Com.
* Minimum wage: amendment. Lodged: 29th October 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.135/2013.
* Minimum wage: amendment (P.135/2013) – comments. Presented: 2nd December 2013. <i>Minister for Social Security.</i>	P.135/2013. Com.
* Draft Employment (Minimum Wage) (Amendment No. 10) (Jersey) Regulations 201-. Lodged: 22nd October 2013. <i>Minister for Social Security.</i>	P.131/2013.
Agent of the Impôts: appointment. Lodged: 1st November 2013. <i>Minister for Home Affairs.</i> <i>(in camera debate)</i>	P.144/2013.
Legal aid reform and access to justice: working group. Lodged: 1st November 2013. <i>Deputy M. Tadier of St. Brelade.</i>	P.145/2013.
Draft Wills and Successions (Amendment No. 2) (Jersey) Law 2013 (Appointed Day) Act 201-. Lodged: 1st November 2013. <i>Chief Minister.</i>	P.146/2013.



M. ARRANGEMENT OF PUBLIC BUSINESS

10th December 2013

- Public Elections: Single Transferable Voting System (STV) and an Alternative Voting System (AV). P.86/2013.
Lodged: 17th July 2013.
Deputy M. Tadier of St. Brelade.
- Public Elections: Single Transferable Voting System (STV) and an Alternative Voting System (AV) (P.86/2013) – comments. P.86/2013.
Presented: 4th September 2013. Com.
Comité des Connétables.
- Long-Term Care Scheme. P.99/2013.
Lodged: 22nd August 2013.
Minister for Social Security.
- Long-Term Care Scheme (P.99/2013): amendment. P.99/2013.
Lodged: 5th November 2013. Amd.
Deputy J.H. Young of St. Brelade.
- Long-Term Care Scheme (P.99/2013): second amendment. P.99/2013.
Lodged: 19th November 2013. Amd.(2)
Senator A. Breckon.
- Long-Term Care Scheme (P.99/2013): third amendment. P.99/2013.
Lodged: 19th November 2013. Amd.(3)
Deputy M. Tadier of St. Brelade.
- Draft Social Security (Amendment of Law No. 6) (Jersey) Regulations 201-. P.138/2013.
Lodged: 29th October 2013.
Minister for Social Security.
- Draft Social Security (Amendment of Law No. 6) (Jersey) Regulations 201- P.138/2013.
(P.138/2013): amendment. Amd.
Lodged: 19th November 2013.
Deputy M. Tadier of St. Brelade.
- Draft Social Security (Amendment No. 21) (Jersey) Law 201-. P.139/2013.
Lodged: 29th October 2013.
Minister for Social Security.
- Draft Long-Term Care (States Contribution) (Jersey) Regulations 201-. P.140/2013.
Lodged: 29th October 2013.
Minister for Social Security.
- Draft Long-Term Care (States Contribution) (Jersey) Regulations 201- P.140/2013.
(P.140/2013): amendment. Amd.
Lodged: 19th November 2013.
Senator A. Breckon.
- Draft Long-Term Care (Health and Social Services Charges) (Jersey) Law 201-. P.141/2013.
Lodged: 29th October 2013.
Minister for Health and Social Services.



Draft Long-Term Care (Residency Conditions) (Jersey) Regulations 201-. Lodged: 29th October 2013. <i>Minister for Social Security.</i>	P.136/2013.
Draft Social Security (Hypothecs) (Jersey) Law 201-. Lodged: 29th October 2013. <i>Minister for Social Security.</i>	P.137/2013.
Draft Long-Term Care (Jersey) Law 2012 (Appointed Day) Act 201-. Lodged: 29th October 2013. <i>Minister for Social Security.</i>	P.142/2013.
Draft Public Finances (Amendment of Law No. 1) (Jersey) Regulations 201-. Lodged: 24th October 2013. <i>Minister for Treasury and Resources.</i>	P.133/2013.
Ratification of the Agreement between the Government of Jersey and the Swiss Federal Council for the Exchange of Information on Tax Matters. Lodged: 28th October 2013. <i>Minister for External Relations.</i>	P.134/2013.
Draft Taxation (Exchange of Information with Third Countries) (Amendment No. 8) (Jersey) Regulations 201-. Lodged: 30th October 2013. <i>Minister for External Relations.</i> <i>(Cannot be debated until 11th December 2013)</i>	P.143/2013.
<u>21st January 2014</u>	
Sunstone Holdings Ltd. and De Lec Ltd. – <i>ex gratia</i> payments to investors. Lodged: 26th July 2013. <i>Senator A. Breckon.</i>	P.90/2013.
Sunstone Holdings Ltd. and De Lec Ltd. – <i>ex gratia</i> payments to investors (P.90/2013) – comments. Presented: 23rd September 2013. <i>Council of Ministers.</i>	P.90/2013. Com.
Committee of Inquiry: planning applications by the Channel Islands Co-operative Society Ltd. Lodged: 28th August 2013. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.102/2013.
Draft Aquatic Resources (Jersey) Law 201-. Lodged: 24th September 2013. <i>Minister for Economic Development.</i>	P.114/2013.
Ratification of the Agreement between the Government of Jersey and the Republic of Croatia with respect to the Taxation of Savings Income. Lodged: 4th November 2013. <i>Minister for External Relations.</i>	P.147/2013.
EU Taxation of Savings Income Agreements: replacement of the retention tax by automatic exchange of information. Lodged: 12th November 2013. <i>Minister for External Relations.</i>	P.150/2013.



- Draft Taxation (Agreements with European Union Member States) (Amendment No. 2) (Jersey) Regulations 201-. P.151/2013.
Lodged: 12th November 2013.
Minister for External Relations.
- Law Officers' Department and members of the Law Society of Jersey: revised disciplinary process. P.152/2013.
Lodged: 13th November 2013.
Deputy R.G. Le Hérissier of St. Saviour.
- Referenda: revised procedures. P.153/2013.
Lodged: 13th November 2013.
Deputy R.G. Le Hérissier of St. Saviour.
- Ratification of the Convention on Mutual Administrative Assistance in Tax Matters. P.154/2013.
(re-issue)
Lodged: 26th November 2013.
Minister for External Relations.
- Draft Taxation (Implementation) (Convention on Mutual Administrative Assistance in Tax Matters) (Jersey) Regulations 201-. P.155/2013.
Lodged: 26th November 2013.
Minister for External Relations.
- * Housing Shadow Board: Terms of Reference and appointment of Directors. P.156/2013.
Lodged: 2nd December 2013.
Minister for Housing.

M.N. DE LA HAYE
Greffier of the States

2nd December 2013

Note –

An asterix * in the left-hand margin denotes either a new item added to this Order Paper since the principal Order Paper was published on 27th November 2013, or an item which has been moved.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.149/2013.

This Order amends the Road Traffic (St. Peter) (Jersey) Order 1992 by prohibiting vehicles from waiting in various roads, or parts of roads, in St. Peter. The roads affected are La Rue de L'Eglise, La Rue des Landes, La Rue Bechervaise, and Le Mont du Jubilé.

The Order was made on 29th November 2013 and comes into force 7 days after it is made, on 6th December 2013.

R&O.150/2013.

This Order amends the Teachers' Superannuation (New Members) (Jersey) Order 2007 ("2007 Order") so that teachers who are members of the pension scheme established under that Order ("new members") have similar rights to make additional voluntary contributions as teachers who are members of the scheme established under the Teachers' Superannuation (Existing Members) (Jersey) Order 1986.

Article 1 substitutes Article 12 of the 2007 Order. It removes the right for the Management Board of the scheme and the Actuary to refuse to allow a new member to pay additional voluntary contributions. Now, a new member is entitled to make additional voluntary contributions in order to be entitled to such added years as the Management Board, on the advice of the Actuary, shall decide. The Management Board determines the minimum and maximum amounts that may be paid. It also enables a new member to make an additional voluntary payment by a lump sum or periodical payments, or to vary the amount of the additional voluntary contributions.

New Article 12 also amends the method to calculate the number of added years by virtue of additional voluntary contributions in circumstances when the member making those contributions ceases to be an employee before normal retiring age. Currently the 2007 Order provides that the number of added years is reduced so that the value of contributions paid by and in respect of the member equates to the value of additional benefits arising from the reduced added years. This Order provides that the added years will be reduced proportionately to the reduction in the number of years that the employee is employed. However, in the case of a person who commenced paying additional voluntary contributions before the coming into force of this Order and who ceases to be an employee before normal retiring age, the years added will be the greater of the number of years added in accordance with the calculation set out in this Order and the number of years added in accordance with the calculation made by the actuary under the provisions of the Order that applied immediately before the coming into force of this Order.

Article 2 states the title to the Order and provides for it to come into force 7 days after it is made.

The Order was made on 29th November 2013 and comes into force on 6th December 2013.