

STATES OF JERSEY

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DRAFT CUSTOMS AND EXCISE (AMENDMENT No. 4, (JERSEY) LAW 200

**Lodged au Greffe on 2nd March 2007
by the Minister for Home Affairs**

STATES GREFFE



Jersey

DRAFT CUSTOMS AND EXCISE (AMENDMENT No. 4) (JERSEY) LAW 200

European Convention on Human Rights

In accordance with the provisions of Article 16 of the Human Rights (Jersey) Law 2000 the Minister for Home Affairs has made the following statement –

In the view of the Minister for Home Affairs the provisions of the Draft Customs and Excise (Amendment No. 4) (Jersey) Law 200- are compatible with the Convention Rights.

(Signed) **Senator W. Kinnard**

REPORT

This amendment implements the Minister's decision to repeal the Second Schedule of the Customs and Excise (Jersey) Law 1999.

In 2004 the Policy and Resources Committee initiated a review of departmental legislation/regulations. The team appointed to undertake the review for the Customs and Immigration Service recommended that there should not be a need for officers to swear an oath before the Royal Court as per Article 4 of the Customs and Excise (Jersey) Law 1999. The Customs and Immigration management team supported this recommendation.

The repeal of the Second Schedule of the Law which relates to Oaths of Office follows from the repeal of Article 4(4), to which it refers.

Financial and manpower implications

There are no financial or manpower implications for the States arising from this Draft Law.

European Convention on Human Rights

Article 16 of the Human Rights (Jersey) Law 2000 requires the Minister in charge of a Projet de Loi to make a statement about the compatibility of the provisions of the Projet with the Convention rights (as defined by Article 1 of the Law). On 28th February 2007 the Minister for Home Affairs made the following statement before Second Reading of this Projet in the States Assembly –

In the view of the Minister for Home Affairs the provisions of the Draft Customs and Excise (Amendment No. 4) (Jersey) Law 200- are compatible with the Convention Rights.

Explanatory Note

Article 1 repeals the requirements of the Customs and Excise (Jersey) Law 1999 that officers appointed under it shall swear an oath.

Article 2 repeals the Schedule in which the oaths to be sworn are set out.

Article 3 states that this Law may be cited as the Customs and Excise (Amendment No. 4) (Jersey) Law 200.



Jersey

DRAFT CUSTOMS AND EXCISE (AMENDMENT No. 4) (JERSEY) LAW 200

A **LAW** to amend further the Customs and Excise (Jersey) Law 1999.

Adopted by the States [date to be inserted]

Sanctioned by Order of Her Majesty in Council [date to be inserted]

Registered by the Royal Court [date to be inserted]

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

1 Article 4 amended

In the Customs and Excise (Jersey) Law 1999^[1], in Article 4, paragraph (4) shall be repealed.

2 Schedule 2 repealed

In the Customs and Excise (Jersey) Law 1999, Schedule 2 shall be repealed.

3 Citation

This Law may be cited as the Customs and Excise (Amendment No. 4) (Jersey) Law 200.

