

STATES OF JERSEY



JERSEY FINANCIAL SERVICES COMMISSION: APPOINTMENT OF COMMISSIONER

**Lodged au Greffe on 25th September 2008
by the Minister for Economic Development**

STATES GREFFE

PROPOSITION

THE STATES are asked to decide whether they are of opinion –

in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998 to appoint Advocate Deborah Jane Lang, née Nance, as a Commissioner of the Jersey Financial Services Commission with effect from 30th November 2008 for a period of 3 years.

MINISTER FOR ECONOMIC DEVELOPMENT

REPORT

The appointment of Commissioners to the Jersey Financial Services Commission (the “**Commission**”) is dealt with in Articles 3 and 4 of the Financial Services Commission (Jersey) Law 1998 (the “**Law**”).

Paragraph (1) of Article 3 reads as follows –

- “(1) The Commission shall consist of –
- (a) a Chairman; and
 - (b) not less than six other Commissioners.”

Paragraph (2) reads as follows –

- “(2) The States shall appoint –
- (a) the Commissioners from persons nominated by the Minister; and
 - (b) a Commissioner nominated by the Minister to be Chairman of the Commission,
- and the appointments shall be debated in camera.”

Paragraph (3) states –

- “(3) The Commissioners shall include –
- (a) persons with experience of the type of financial services supervised by the Commission;
 - (b) regular users on their own account or on behalf of others, or representatives of those users, of financial services of any kind supervised by the Commission; and
 - (c) individuals representing the public interest,
- and the composition of the Commission shall be such as to secure a proper balance between the interests of persons carrying on the business of financial services, the users of such services and the interests of the public at large.”

To ensure such a proper balance on the Board, the Commission decided, on this occasion, to seek a replacement Commissioner to represent the public interest but who preferably also had experience of the type of financial services supervised by the Commission.

The search for a Commissioner with such experience has followed an open and transparent process, which included public advertising of the vacancy. The recruitment process followed procedures agreed with, and overseen by, the Jersey Appointments Commission (“**JAC**”) and the JAC has confirmed that the recruitment process has met its requirements for openness of competition, impartiality, equality of opportunity and selection based on merit.

Pursuant to paragraph (2) of Article 4, the term of appointment of a Commissioner is prescribed by Part 2 of Schedule 1 to the Law, paragraph 1(2) of which reads as follows –

- “(2) A Commissioner shall be appointed by instrument in writing for a period not exceeding three years and upon expiry of such period shall be eligible for reappointment.”

By virtue of Article 4(1) all Commissioners are required to take oath before the Royal Court in the form set out in Part I of Schedule 1 to the Law before they begin to act in execution of the Law.

The Minister for Economic Development wishes to nominate the following person for appointment by the States

Advocate Deborah Jane Lang, née Nance

Age 46.

Jersey qualified Solicitor and Advocate.

Member of the Jersey Law Society.

Career

1984 to 2005 Bailhache Labesse (now Appleby), which included acting as the following –

- General practice as a Jersey Advocate;
- Head of Personal Law Department;
- Managing Partner of Bailhache Labesse; and
- Managing Director of Bailhache Labesse Trustees Limited.

2005 to date Self employed consultant assisting law firms and trust companies with strategic planning and management.

May 2008 Established sole practitioner legal practice specializing in wills and succession planning for high net worth clients.

Directorships currently held

1998 to date Daisy Hill Real Estates Limited (non executive chairman of a private property owning company).

2006 to date Basel International Limited (non executive director of a company that owns a Jersey regulated trust company (Basel Trust Corporation (Channel Islands) Limited) and a trust company in Geneva (BasTrust Limited)).

2007 to date Thomas & Dessain Limited (non executive director and part time consultant of a Jersey based recruitment company).

2007 to date The Law Debenture Trust (Channel Islands) Limited (non executive director of a Jersey regulated trust company).

Other positions currently held

Jan 2008 Member of the Jersey Police Complaints Authority.

Aug 2008 Member of Jersey Youth Court Panel.

Positions previously held

1992 to 2003 Jersey Education Audit Committee (member and then chairman).

1998 to 2001 Jersey Childcare Trust (founder chairman).

2000 to 2003 The States of Jersey Audit Commission (commissioner).

2002 to 2004 Jersey Tourism Development Fund Sub Committee (member).

2002 to 2004 Haut Vallée School Governor.

Other Commissioners have been appointed until the following dates –

30th November 2008

John Averty;
Advocate Michael Clapham; and
Scott Dobbie, CBE.

30th June 2009

John Boothman.

17th September 2009

Geoffrey Colin Powell, CBE (Chairman).

28th February 2010

John Harris.

31st May 2010

Jacqueline Richomme (Deputy Chairman); and
Dr. Frederik Musch.

19th July 2010

Sir Nigel Wicks.

22nd October 2010

Clive Jones