



# STATES OF JERSEY ORDER PAPER

Tuesday 5th March 2013

## A. COMMUNICATIONS BY THE PRESIDING OFFICER

## B. TABLING OF SUBORDINATE ENACTMENTS

*(Explanatory note attached)*

Community Provisions (Restrictive Measures – North Korea) (Amendment No. 6) (Jersey) Order 2013. R&O.26/2013.  
*Chief Minister.*

Road Racing (Karts) (Jersey) Order 2013. R&O.27/2013.  
*Minister for Transport and Technical Services.*

## C. DOCUMENTS PRESENTED OR LAID

Draft Financial Regulation (Disclosure of Information) (Amendments) (Jersey) Regulations 201- (P.7/2013): comments. P.7/2013.  
Presented: 1st March 2013. Com.  
*Economic Affairs Scrutiny Panel.*

Land Transactions under Standing Order 168(3) – lease of land known as 2D Jersey Airport, St. Peter to Hangar8 Jersey Limited. R.13/2013.  
Presented: 27th February 2013.  
*Minister for Treasury and Resources.*

States of Jersey Police: Policing Plan 2013. R.14/2013  
Presented: 1st March 2013.  
*Minister for Home Affairs.*

Green Street Police HQ: Traffic and Parking. S.R.3/2013.  
Presented: 28th February 2013.  
*Environment Scrutiny Panel.*

Relocation of Police Head Quarters to Green Street Car Park (S.R.19/2012) – response of the Minister for Home Affairs. S.R.19/2012.  
Presented: 22nd February 2013. Res.  
*Minister for Home Affairs.*

Relocation of Police Head Quarters to Green Street Car Park (S.R.19/2012): addendum – (S.R.19/2012 Add.) – response of the Minister for Home Affairs. S.R.19/2012.  
Presented: 22nd February 2013. Add. Res.  
*Minister for Home Affairs.*

Tourism Shadow Board (S.R.1/2013) – response of the Minister for Economic Development. S.R.1/2013.  
Presented: 28th February 2013. Res.  
*Minister for Economic Development.*



## D. NOTIFICATION OF LODGED PROPOSITIONS

- Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment (P.118/2012 Amd.) – second amendment. P.118/2012 Amd.Amd.(2)  
Lodged: 26th February 2013.  
*Deputy M. Tadier of St. Brelade.*
- Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment (P.118/2012 Amd.) – third amendment. P.118/2012 Amd.Amd.(3)  
Lodged: 27th February 2013.  
*Council of Ministers.*
- Draft Taxation (Implementation) (Amendment) (Jersey) Law 201-. P.30/2013.  
Lodged: 22nd February 2013.  
*Chief Minister.*
- Committee of Inquiry: costs for local businesses. P.31/2013.  
Lodged: 25th February 2013.  
*Senator A. Breckon.*
- Jersey Competition Regulatory Authority: re-appointment of Chairman. P.32/2013.  
Lodged: 28th February 2013.  
*Minister for Economic Development.*

## E. WITHDRAWAL OF LODGED PROPOSITIONS

In accordance with Standing Order 34(1), the proposer of the following proposition lodged ‘au Greffe’ has informed the Greffier of the States that it is to be withdrawn –

- Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment (P.118/2012 Amd.) – amendment. P.118/2012 Amd.Amd.  
Lodged: 12th February 2013.  
*Deputy M. Tadier of St. Brelade.*

## F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

## G. MATTERS OF PRIVILEGE

## H. PETITIONS

## I. QUESTIONS

(a) – **Written Questions**  
(attached)

Question 1 was deferred from the meeting of 19th February 2013, at the request of the Minister for Home Affairs and therefore appears on the Order Paper in addition to Deputy T.M. Pitman of St. Helier’s five other written questions for this meeting.

1. The Minister for Home Affairs will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding allegations in respect of the Historic Child Abuse investigation.



2. The Minister for Treasury and Resources will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the payment methods offered to the public by States owned utility companies.
3. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour regarding the number of foot amputations in Jersey in the last two calendar years associated with diabetes.
4. The Minister for Economic Development will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour regarding the revocation of 'bulk' licences for employment.
5. The Minister for Social Security will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour regarding Income Support claimants pursuing further and higher education rather than immediately seeking employment.
6. The Minister for Economic Development will table an answer to a question asked by Deputy R.G. Le Hérisier of St. Saviour regarding the introduction of a Financial Ombudsman.
7. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding private prosecutions.
8. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding miscarriages of justice in Jersey.
9. The Chairman of the Privileges and Procedures Committee will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the content of the information to accompany the referendum publicity.
10. The Chairman of the Comité des Connétables will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding informing Islanders of the impact of the referendum on urban parish representation.
11. The Minister for Home Affairs will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the basis for refuting that an East European sex ring was operating within the Island.
12. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding Jersey Telecom's acceptance of cheques.
13. The Minister for Economic Development will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the investigation of local fuel supplies by the Jersey Competition Regulatory Authority.
14. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the granting of planning permissions inconsistent with the Island Plan 2011.
15. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the performance of the Planning Department in processing planning and building applications since 2010.
16. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the direct costs incurred by the Planning Department in processing planning and building applications during 2012.



17. The Minister for Planning and Environment will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the total income received from planning and building application fees respectively, for each of the last five years to 2012.
18. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the modernisation review of public sector terms and conditions.
19. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the finalisation of a set of principles based on the UK Transfer of Undertakings (TUPE) legislation.
20. The Minister for Economic Development will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the provision of a breakdown of non-locally qualified licences as at the end of 2009.
21. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the number of middle grade and senior doctors who had left the service over recent months.
22. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the integrated reward framework to resolve the structural inequality between nurses and other health professionals.
23. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy J.H. Young of St. Brelade regarding the future of the 'Explorer' bus service.
24. The Chief Minister will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the provision of a detailed chronology of all negotiations and correspondence with the Public Sector unions in dispute with the States of Jersey over their pay and conditions.
25. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding public access to the operational records of Bellozanne.
26. The Chief Minister will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding securing public networks in Jersey from cyber terrorism.
27. 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 screening conducted on staff and members of the public living around the Bellozanne area.
28. The Minister for Health and Social Services will table an answer to a question asked by the Deputy of St. Peter regarding the current length of waiting lists to see hospital consultants.

**(b) – Oral Questions**

(120 minutes)

Question 1 was deferred from the meeting of 19th February 2013, at the request of the Minister for Treasury and Resources and therefore appears in addition to Deputy G.C.L. Baudains of St. Clement's other oral question as part of the first ballot, in accordance with Standing Order 14.

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

“Further to the publication of the Fort Regent Political Steering Group: Interim Report (R.134/2011), when will the Group report its findings and will a development plan be presented to the States for debate?”



2. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Economic Development –

“What steps is the Minister taking to ensure an uninterrupted supply of super unleaded fuel and what contingency plans, if any, does he have in place should supplies be terminated by the current fuel suppliers?”

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

“Will the Chief Minister detail how much money to date Mourant Ozannes have been paid for handling the Historic Child Abuse Redress Scheme and how much in total to date has been paid out to abuse victims?”

4. Deputy J.A. Hilton of St. Helier will ask the following question of the Minister for Health and Social Services –

“Would the Minister confirm whether four of the eight middle grade doctors employed in the hospital have left during the past month or so, as reported at a recent Scrutiny hearing by one of the Medical Directors and, if so, can the Minister explain why this happened, what notice the doctors gave and what immediate action was taken to address the vacancies?”

5. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Planning and Environment –

“Will the Minister provide an update of his progress towards the required Planning Obligation Agreement for Plemont Holiday Village and advise the Assembly whether, since his reply to my written question on 15th January 2013, any issues have emerged or been identified which may cause delay?”

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

“Would the Minister advise of the extent of States ownership of property and infrastructure at La Collette, provide details of the lease with the fuel companies and advise whether the lease provides any safeguard for the continued supply of higher octane petrol?”

7. Deputy T.M. Pitman of St. Helier will ask the following question of the Chairman of the Privileges and Procedures Committee –

“Following the decision in Sark to end the dual role of the Seneschal, what actions, if any, will the Committee be taking to revisit the recommendations made in the Carswell report for Jersey to end the dual role of the Bailiff?”

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

“Would the Chief Minister advise whether the process for consultation over the modernisation of terms and conditions for the public sector consists of weekly meetings during working hours, and, if so, are all the staff representatives given time away from work to attend and to what extent do such meetings constitute formal negotiations?”

9. Senator S.C. Ferguson will ask the following question of the Chief Minister –

“Given that the States Employment Board is the official employer of all States employees and is responsible for employment policy and advocates best employment practice, if a Department abuses its position regarding employment matters, what steps, if any, is the Board able to take to redress the situation?”



10. Deputy M. Tadier of St. Brelade will ask the following question of the Minister for Transport and Technical Services –

“Does the Minister consider that he has failed in his duty to deliver the commitment given by one of his predecessors, the Environment and Public Services President on 30th August 2005, to transfer all bus service employees on “the same terms and conditions as apply at the date of issue of any tender documentation” in the case of mechanics and cleaning staff transferred from Connex to CT Plus?”

11. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Transport and Technical Services –

“When the Minister approves the new CTPlus timetable, will he ensure the frequency of the route 12 day time bus service to the residents of Noirmont, Portelet and Ouasine is improved or the service is at least restored between 10.00 a.m. and 16.50 p.m. each day, as provided by the previous operator?”

12. Deputy R.G. Le Hérisier of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“As the shareholder representative, what lessons, if any, has the Minister learnt from the Gigabit Jersey project and how will the project be taken forward in the light of staff redundancies at the company sub-contracted to roll out the scheme?”

13. Deputy J.A. Hilton of St. Helier will ask the following question of the Minister for Health and Social Services –

“What measures, if any, has the Minister taken to ensure that the delays experienced in recruiting a replacement Respiratory Consultant will not be repeated in the future?”

14. Deputy M. Tadier of St. Brelade will ask the following question of the Chairman of the Comité des Connétables -

“Will any guidelines be issued regarding the use of Parish resources, funds and amenities, including Parish Halls, Parish Magazines and Parish Websites to promote one side or another in the forthcoming referendum and what safeguards, if any, will there be to ensure that rate-payers’ money is not used to fund a political campaign either for or against maintaining the automatic right of Constables to sit in the States?”

15. Deputy G.P. Southern of St. Helier will ask the following question of the Chairman of the Privileges and Procedures Committee –

“Did the Chairman and the Committee give any consideration to the Venice Commission’s guidelines for referendum best practice, as outlined in their Code of Good Practice on Referendums, in particular those relating to Equality of opportunity and media impartiality, prior to lodging P.5/2012, and, if not, why not?”

16. Senator S.C. Ferguson will ask the following question of the Minister for Health and Social Services –

“Further to her response to a written question (7435) on 19th February 2013, when the Minister stated that work was underway jointly between her Department, the Chief Minister’s and the Law Officers’ Departments to update and amend the present mental health legislation in Jersey, will she advise whether the Law is currently Human Rights compliant and when the amendments will be brought to the Assembly for debate?”



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

“Will the Chief Minister advise how many Historic Child Abuse victims have been compensated to date out of the total number of victims who have applied under the Redress Scheme, whether Mourant Ozannes are requiring some victims to go through the trauma of more than one psychological assessment and, if so, explain why?”

18. Deputy T.M. Pitman of St. Helier will ask the following question of H.M. Attorney General –

“Does a defendant have a legal right to request independent forensic testing of disputed statements and documents?”

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

1st question period – Minister for Education, Sport and Culture

2nd question period – Minister for Health and Social Services

## **J. PERSONAL STATEMENTS**

## **K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY**

## **L. PUBLIC BUSINESS**

### **5th March 2013**

Police Station Relocation: review of decision (as amended). P.92/2012.  
Lodged: 2nd October 2012.  
*Deputy J.A. Martin of St. Helier.*

Police Station Relocation: review of decision (P.92/2012) – comments. P.92/2012.  
Presented: 19th November 2012. Com.  
*Council of Ministers.*

Police Station Relocation: review of decision (P.92/2012) – comments. P.92/2012.  
Presented: 20th November 2012. Com.(2)  
*Minister for Planning and Environment.*

Committee of Inquiry: Historical Child Abuse. P.118/2012.  
Lodged: 6th November 2012.  
*Council of Ministers.*

Committee of Inquiry: Historical Child Abuse (P.118/2012) – comments. P.118/2012.  
Presented: 31st January 2013. Com.  
*H.M. Attorney General.*

Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment. P.118/2012.  
Lodged: 5th February 2013. Amd.  
*Council of Ministers.*

Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment P.118/2012  
(P.118/2012 Amd.) – second amendment. Amd.Amd.(2)  
Lodged: 26th February 2013.  
*Deputy M. Tadier of St. Brelade.*



Committee of Inquiry: Historical Child Abuse (P.118/2012) – amendment (P.118/2012 Amd.) – third amendment. Lodged: 27th February 2013. <i>Council of Ministers.</i> <i>(Cannot be debated until 6th March 2013)</i>	P.118/2012 Amd.Amd.(3)
Draft Control of Housing and Work (Residential and Employment Status) (Jersey) Regulations 201-. Lodged: 11th January 2013. <i>Chief Minister.</i>	P.2/2013.
Draft Control of Housing and Work (Transitional and Consequential) (Jersey) Regulations 201-. Lodged: 11th January 2013. <i>Chief Minister.</i>	P.3/2013.
Code of Conduct for Elected Members: Commissioner for Standards. Lodged: 14th January 2013. <i>Privileges and Procedures Committee.</i>	P.4/2013.
Draft Financial Regulation (Disclosure of Information) (Amendments) (Jersey) Regulations 201-. Lodged: 18th January 2013. <i>Minister for Economic Development.</i>	P.7/2013.
Draft Financial Regulation (Disclosure of Information) (Amendments) (Jersey) Regulations 201- (P.7/2013): comments. Presented: 1st March 2013. <i>Economic Affairs Scrutiny Panel.</i>	P.7/2013. Com.
Rate Appeal Board: appointment of members. Lodged: 22nd January 2013. <i>Minister for Treasury and Resources.</i>	P.9/2013.
HSBC Middle East (HBME): investigation. Lodged: 29th January 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.10/2013.
Jersey Police Complaints Authority: appointment of members. Lodged: 29th January 2013. <i>Minister for Home Affairs.</i>	P.11/2013.
Jersey Overseas Aid Commission: appointment of non-States Commissioner. Lodged: 4th February 2013. <i>Senator P.F. Routier.</i>	P.14/2013.

## **M. ARRANGEMENT OF PUBLIC BUSINESS**

### **19th March 2013**

Jersey Innovation Fund: establishment, funding and operation. Lodged: 20th November 2012. <i>Minister for Treasury and Resources.</i>	P.124/2012.
Green Initiative Fund: establishment. Lodged: 31st January 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.12/2013.





Minimum Wage: revised hourly rate from 1st April 2013. Lodged: 11th February 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.25/2013.
Draft Employment (Minimum Wage) (Amendment No. 9) (Jersey) Regulations 201-. Lodged: 31st January 2013. <i>Minister for Social Security.</i>	P.13/2013.
Draft Social Security (Amendment of Law No. 5) (Jersey) Regulations 201-. Lodged: 5th February 2013. <i>Minister for Social Security.</i>	P.15/2013.
Beach House, Green Island, St. Clement: grant of a right to access through the sea wall. Lodged: 6th February 2013. <i>Minister for Treasury and Resources.</i>	P.16/2013.
Draft Restriction on Smoking (Advertising, Promotion and Display) (Jersey) Regulations 201-. Lodged: 6th February 2013. <i>Minister for Health and Social Services.</i>	P.17/2013.
Draft Restriction on Smoking (Amendment No. 3) (Jersey) Law 201-. Lodged: 7th February 2013. <i>Minister for Health and Social Services.</i>	P.18/2013.
Draft Residential Tenancy (Jersey) Law 2011 (Appointed Day) Act 201-. Lodged: 8th February 2013. <i>Minister for Housing.</i>	P.19/2013.
Draft Amendment (No. 20) of the Standing Orders of the States of Jersey. Lodged: 15th February 2013. <i>Privileges and Procedures Committee.</i>	P.29/2013.
Draft Companies (Amendment No. 7) (Jersey) Regulations 201-. Lodged: 8th February 2013. <i>Minister for Economic Development.</i>	P.20/2013.
Channel Islands Lottery: allocation of profits for 2012. Lodged: 8th February 2013. <i>Minister for Economic Development.</i>	P.21/2013.
Ratification of the Agreement for the Exchange of Information relating to Tax Matters between the Government of Jersey and the Government of Brazil. Lodged: 11th February 2013. <i>Chief Minister.</i>	P.22/2013.
Ratification of the Agreement for the Exchange of Information relating to Tax Matters between the Government of Jersey and the Government of Latvia. Lodged: 11th February 2013. <i>Chief Minister.</i>	P.23/2013.



Draft Taxation (Exchange of Information with Third Countries) (Amendment No. 6) (Jersey) Regulations 201-. P.24/2013.  
Lodged: 11th February 2013.  
*Chief Minister.*

Independent Planning Appeals Tribunal: establishment. P.26/2013.  
Lodged: 12th February 2013.  
*Deputy J.H. Young of St. Brelade.*

Liberty Bus: reinstatement of Route 18 to Le Squez and Le Marais. P.28/2013.  
Lodged: 13th February 2013.  
*Deputy G.C.L. Baudains of St. Clement.*

### **16th April 2013**

Starter Home Deposit Loan Scheme. P.131/2012.  
Lodged: 4th December 2012.  
*Minister for Treasury and Resources.*

Island Plan 2011: wind-farms. P.27/2013.  
Lodged: 12th February 2013.  
*Deputy G.C.L. Baudains of St. Clement.*

Draft Taxation (Implementation) (Amendment) (Jersey) Law 201-. P.30/2013.  
Lodged: 22nd February 2013.  
*Chief Minister.*

Committee of Inquiry: costs for local businesses. P.31/2013.  
Lodged: 25th February 2013.  
*Senator A. Breckon.*

Jersey Competition Regulatory Authority: re-appointment of Chairman. P.32/2013.  
Lodged: 28th February 2013.  
*Minister for Economic Development.*

### **30th April 2013**

### **14th May 2013**

Draft Discrimination (Jersey) Law 201-. P.6/2013.  
Lodged: 15th January 2013.  
*Minister for Social Security.*

**M.N. DE LA HAYE**  
**Greffier of the States**

28th February 2013

**Note –**

**In accordance with the meeting dates fixed for 2013 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 6th March and Thursday 7th March 2013.**



**Explanatory Note regarding subordinate legislation tabled at this meeting.**

(See Item B)

**R&O.26/2013.**

This Order gives effect in Jersey to Commission Implementing Regulation (EU) No. 137/2013 of 18th February 2013 (O.J. No. L 46, 19.2.2013, p. 19) amending Council Regulation (EC) No. 329/2007 concerning restrictive measures against the Democratic People's Republic of Korea. The Commission Implementing Regulation amends the list of persons, entities and bodies whose funds and economic resources are frozen.

The Order was made on 22nd February 2013 and came into force on 23rd February 2013.

**R&O.27/2013.**

This Order specifies the dates and times in 2013 when the Sorel Point loop road (as defined in *Article 1(2)*) may be closed by the Jersey Kart and Motor Club to public traffic and used by the Club for kart races and practices for races.

The Order was made on 22nd February 2013 and came into force on being made.



## WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Home Affairs will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Can the Minister inform members whether, in the early stages of the historic child abuse investigation, both a current States Member and an individual still employed by the States and himself facing a number of allegations relating to abuse, went to Haut de la Garenne and attempted to gain access past the Police cordon stating that they needed to collect/remove personal material?”

2. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade –

“Could the Minister as representative of the shareholder, list the payment methods offered to the public by States owned utility companies for monthly or quarterly billing so that it is easy to identify those unable or unwilling to accept cheque payments?”

3. The Minister for Health and Social Services will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“Would the Minister state the number of foot amputations, if any, that have taken place in Jersey in the last two calendar years as a result of complications arising from diabetes and what procedures are in place to avoid amputations?”

4. The Minister for Economic Development will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“What targets, if any, are in place for 2013 to speed up the revocation of ‘bulk’ licences for employment and could the Minister identify the numerical reductions planned and the sectors to which they apply?”

5. The Minister for Social Security will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“Would the Minister identify the circumstances in which the Department would award Income Support to claimants who seek to enhance their job opportunities through the pursuit of further and higher education rather than by immediately seeking employment?”

6. The Minister for Economic Development will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour –

“Would the Minister advise the Assembly on progress to date in introducing the Office of Financial Ombudsman and state the date by which he expects to have the Office in place?”



7. H.M. Attorney General will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Will H.M. Attorney General clarify whether or not there has ever been a private prosecution in Jersey’s history; if so, when and what this involved and where can the details be found; further still, where is the law written that still currently excludes private prosecutions and when and why was this implemented?”

8. H.M. Attorney General will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Has there ever been recorded an acknowledged miscarriage of justice (the conviction and punishment of a person for a crime they did not commit) in Jersey; and if so, when did this take place and what did it involve?”

9. The Chairman of the Privileges and Procedures Committee will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Given that the Electoral Commission stated in its final Report that if Option B was ever implemented the consequence would be greater inequality of representation for urban parishes, will the Committee be ensuring that this reality is made clear to all Islanders within information accompanying the referendum publicity?”

10. The Chairman of the Comité des Connétables will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“Given that the Electoral Commission stated in its final Report that if Option B was ever implemented the consequence would be greater inequality of representation for urban parishes, will the Comité des Connétables be ensuring that this reality is made clear to all Parishioners prior to the referendum in order that people may make an informed vote for cross-island equality?”

11. The Minister for Home Affairs will table an answer to the following question asked by Deputy T.M. Pitman of St. Helier –

“On what evidence have the police based their statement that no East European sex ring has been operating within the Island?”

12. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Further to his statement during recent questions that Jersey Telecom’s acceptance (or otherwise) of cheques ‘was a matter for the Board’, would the Minister, as the shareholder representative, ensure that the Board continues to accept cheques for the foreseeable future so as not to inconvenience elderly residents who would need to make journeys with cash to pay their telephone account?”



13. The Minister for Economic Development will table an answer to the following question asked by Deputy G.C.L. Baudains of St. Clement –

“Would the Minister advise:

- (a) whether he has studied the report on local fuel supplies by the Jersey Competition Regulatory Authority (JCRA) and, if so, whether he was satisfied with its conclusions;
- (b) what involvement, if any, he has had regarding the recent threat of Super Unleaded discontinuation and, if so, what he intends doing about it;
- (c) of the nature of the lease that the States have with the consortium, including what precisely the States own at the fuel farm; and,
- (d) whether there is an increasing lack of competition in Jersey's fuel supply and, if so, whether he is working with the JCRA to resolve it and what possible solutions are envisaged?

14. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister advise the Assembly whether he has granted planning permissions, or such permissions have been made under his delegated authority, in accordance with Article 19(3) of the Planning and Building (Jersey) Law 2002, which permits development which is inconsistent with the Island Plan 2011, and, if so, would he provide details of each application and state his reason for allowing permission inconsistent with the Island Plan 2011 in each case?”

15. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister provide the following information of the performance of the Planning Department in processing planning and building applications since annual performance figures were last published by the Comptroller and Auditor General in 2010, such figures to include the following information –

- (a) the number of planning and building applications determined;
- (b) the number of applications approved;
- (c) the number of applications rejected;
- (d) the number of applications withdrawn;
- (e) the number of applications for which decisions were outstanding at year end;
- (f) the number of applications determined within 8 weeks;
- (g) the number of applications determined within 13 weeks;
- (h) the average time taken to determine applications; and,
- (i) the number of requests for reconsideration?”



16. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister detail the direct costs incurred by the Planning Department in processing Planning and Building applications respectively during 2012, such costs to include the staffing of each of the Development Control and Building Control teams dealing with applications, together with an attributable share of administrative overheads, but excluding costs associated with other departmental cost centres?”

17. The Minister for Planning and Environment will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister advise the total income received from planning and building application fees respectively, for each of the last five years to 2012 and provide detailed information of the planning and building fees received during 2012 including –

- (a) the number of individual applications falling within each category of fee defined under the Planning and Building (Fees) (Jersey) Order 2008;
- (b) the total income received in respect of each fee category;
- (c) the maximum and minimum fees charged within each fee category;
- (d) the amount of refund of fees made to applicants; and,
- (e) the number fees which were waived and the reasons for waiver?”

18. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Chief Minister –

- (a) inform members what the 70 policy issues to be covered by the modernisation review of public sector terms and conditions will be?
- (b) outline the process to be used and the projected timescale over which these issues are to be agreed with employee representatives?
- (c) state whether employee representatives will be allowed time away from work to contribute to the process and, if not, why?
- (d) identify which of these issues are contractual and therefore requiring negotiation and agreement with public sector representatives, and which are employer policies and can be imposed after consultation?
- (e) agree to share the legal advice with employee representatives regarding the extent to which these issues are contractual?
- (f) inform members of the extent, if any, of the involvement of Atos in this process?
- (g) state whether there is a target for savings to be achieved from this process, and, if so, what that is?



19. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Chief Minister report what progress, if any, has been made towards finalising a set of principles “as good or better than” the UK Transfer of Undertakings (TUPE) legislation to be applied to transfers of undertakings in Jersey promised for the end of 2012 and, if not, why not?”

Does he accept that the presence of TUPE style legislation would have enabled a smooth transfer of staff from Connex to CT Plus on “the same terms and conditions as apply at the date of issue of any tender documentation” as agreed by the Environment and Public Services Committee on 30th August 2005, in its response to the Committee of Inquiry into the award of the bus services contract and, if so, will he act promptly to bring forward TUPE style proposals as a matter of some urgency to prevent such difficulties following transfer of undertakings in the future?”

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

“Will the Minister expand on his answer to question 7447 of 19th February 2013, by providing a breakdown by sector of the 9,100 non-locally qualified licences referred to, as at the end of 2009?”

21. The Minister for Health and Social Services will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Minister provide details of how many middle grade and senior doctors have left the service over recent months along with their stated reasons for doing so, indicating in which area they specialised?”

Will she further inform members what arrangements, if any, are in place to ensure the continued delivery of these services, along with the number of locums employed?”

22. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –

“Will the Chief Minister provide details of the integrated reward framework to resolve the structural inequality between nurses and other health professionals, referred to in his answer to question 7446 on 19th February 2013, and, in particular, advise how much this framework might cost and in what timeframe it can be delivered?”

23. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy J.H. Young of St. Brelade –

“Will the Minister provide details of the frequency of service and number of passengers carried by each of the “*Explorer*” buses during the summer of 2012 by the former bus operator and advise whether an equivalent standard of service will be provided to the same key locations by the new operator CT Plus for the summer of 2013 and, if so, will he provide details?”





24. The Chief Minister will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier –

“Will the Chief Minister produce, on behalf of the States Employment Board, a detailed chronology of all negotiations and correspondence with the Public Sector unions in dispute with the States of Jersey over their pay and conditions, setting out all offers, counter offers, clarifications and so on, in order that members can objectively assess the true position of the negotiations?”

25. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier –

“Would the Minister advise where the information detailing the type of items burnt at Bellozanne and the chimney and flue temperatures can be accessed and, if the records are not accessible to the public, why not?”

26. The Chief Minister will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier –

“Would the Chief Minister advise members what steps, if any, have been taken to secure public networks in Jersey from state sponsored or malicious cyber terrorism?”

27. The Minister for Health and Social Services will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier –

“Further to the response given on 19th February 2013, would the Minister give full details of the screening conducted on members of the public living around the Bellozanne area and employees at Bellozanne and advise –

- (a) when the tests were conducted;
- (b) how many people were tested;
- (c) how these people were selected;
- (d) what the results were; and,
- (e) what publicity was given/how were people notified of the results?”

28. The Minister for Health and Social Services will table an answer to the following question asked by the Deputy of St. Peter –

“Further to the response given on 11th December 2012, could the Minister advise of the current length of waiting lists to see hospital consultants, include preliminary lists to get on to waiting lists?”



## ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

### 2013

#### 1st Session 2013

<b>March 19th</b>	Economic Development	Chief Minister
<b>April 16th</b>	Housing	Planning and Environment
<b>April 30th</b>	Social Security	Chief Minister
<b>May 14th</b>	Transport and Technical Services	Home Affairs
<b>June 4th</b>	Treasury and Resources	Chief Minister
<b>June 18th</b>	Education, Sport and Culture	Health and Social Services
<b>July 2nd</b>	Economic Development	Chief Minister
<b>July 16th</b>	Housing	Planning and Environment

#### 2nd Session 2013

<b>September 10th</b>	Social Security	Chief Minister
<b>September 24th</b>	Transport and Technical Services	Home Affairs
<b>October 8th</b>	Treasury and Resources	Chief Minister
<b>October 22nd</b>	Education, Sport and Culture	Health and Social Services
<b>November 5th</b>	Economic Development	Chief Minister
<b>November 19th</b>	Housing	Planning and Environment
<b>December 3rd</b>	Social Security	Chief Minister
<b>December 10th</b>	Transport and Technical Services	Home Affairs