



**THE STATES assembled on Tuesday
21st January 2020, at 10.30 a.m. under
the Presidency of the Deputy Bailiff,
Robert James MacRae, Esquire.**

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

Senator Ian Joseph Gorst – absent on States business
Senator Sarah Craig Ferguson – ill

Prayers

Subordinate enactments tabled

The following enactments were tabled, namely –

Long-Term Care Services (Health and Social Services Charges) (Amendment No. 7) (Jersey) Order 2019. <i>Minister for Health and Social Services.</i>	R&O.134/2019.
Sanctions and Asset-Freezing (General Provisions) (Jersey) Order 2019. <i>Minister for External Relations.</i>	R&O.139/2019.
Sanctions and Asset-Freezing (Turkey) (Jersey) Order 2019. <i>Minister for External Relations.</i>	R&O.140/2019.
Sanctions and Asset-Freezing (Nicaragua) (Jersey) Order 2019. <i>Minister for External Relations.</i>	R&O.141/2019.
Infrastructure (Driver and Vehicle Standards – 2020 Fees) (Jersey) Order 2019. <i>Minister for Infrastructure.</i>	R&O.142/2019.
Charities (Additional Information) (Amendment) (Jersey) Order 2019. <i>Minister for External Relations.</i>	R&O.143/2019.
Charities (Timing of Annual Return) (Jersey) Order 2019. <i>Minister for External Relations.</i>	R&O.144/2019.
Poisons (Removal of Cannabis from List) (Jersey) Order 2019. <i>Minister for Health and Social Services.</i>	R&O.145/2019.
Nursing Homes (2020 Fees) (Jersey) Order 2019. <i>Chief Minister.</i>	R&O.146/2019.
Regulation of Care (Fees) (Amendment) (Jersey) Order 2019. <i>Chief Minister.</i>	R&O.147/2019.
Road Works (Permit Fees) (Jersey) Order 2019. <i>Minister for Infrastructure.</i>	R&O.148/2019.
Social Security (Contributions) (Amendment No. 16) (Jersey) Order 2019. <i>Minister for Social Security.</i>	R&O.149/2019.

Road Traffic (St. Helier) (Amendment No. 35) (Jersey) Order 2019. <i>Minister for Infrastructure.</i>	R&O.150/2019.
Environment (2020 Fees) (Jersey) Order 2019. <i>Minister for the Environment.</i> [Signed for and on behalf of the Minister for the Environment by the Assistant Minister, Deputy G.C.U. Guida of St. Lawrence.]	R&O.151/2019.
European Union (Regulations Related to United Kingdom Exit – Commencement) (Jersey) Order 2020. <i>Minister for External Relations.</i>	R&O.3/2020.

Documents presented

Draft Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 201- (P.81/2019): comments. Presented: 6th January 2020. <i>Economic and International Affairs Scrutiny Panel.</i>	P.81/2019. Com.
Draft Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 201- (P.104/2019): comments. Presented: 17th December 2019. <i>Education and Home Affairs Scrutiny Panel.</i>	P.104/2019. Com.
Diversity Working Group (P.118/2019): comments. Presented: 6th January 2020. <i>Privileges and Procedures Committee.</i>	P.118/2019. Com.
Employment (Minimum Wage) (Amendment No. 13) (Jersey) Order 2019: rescindment (P.124/2019) – comments. Presented: 17th January 2020. <i>Council of Ministers.</i>	P.124/2019. Com.
Remuneration of Board Members (R.132/2019): Executive response with comments of the Public Accounts Committee. Presented: 19th December 2019. <i>Public Accounts Committee.</i>	R.132/2019 Res.
States of Jersey Law 2005: delegation of functions – Minister for Health and Social Services – revised delegation – Misuse of Drugs (Addicts) (Jersey) Order 1980. Presented: 12th December 2019. <i>Minister for Health and Social Services.</i>	R.150/2019.
Land Transactions under Standing Order 168(3) – the former Ann Court site – Development Agreement with Andium Homes Ltd. and lease of the proposed public car park. Presented: 12th December 2019. <i>Minister for Infrastructure.</i>	R.151/2019.
Jersey Consumer Council: Annual Report for 2018. Presented: 16th December 2019. <i>Minister for Economic Development, Tourism, Sport and Culture.</i>	R.152/2019.

Governance – A Thinkpiece. Presented: 18th December 2019. <i>Comptroller and Auditor General.</i>	R.153/2019.
Land Transactions under Standing Order 168(3) – former Ann Court site – development agreement with Andium Homes Ltd. and lease of the proposed public car park. Presented: 18th December 2019. <i>Minister for Infrastructure.</i>	R.154/2019.
Brexit Report: December 2019 update. Presented: 23rd December 2019. <i>Minister for External Relations.</i>	R.155/2019.
States of Jersey Law 2005: delegation of functions – Minister for Treasury and Resources – revised delegations January 2020. Presented: 2nd January 2020. <i>Minister for Treasury and Resources.</i>	R.1/2020.
Public Employees Pension Fund (PEPF): Actuarial Valuation at 31 December 2018. Presented: 8th January 2020. <i>Chief Minister.</i>	R.2/2020.
Jersey Teachers’ Superannuation Fund (JTSF): Actuarial Valuation at 31 December 2018. Presented: 8th January 2020. <i>Chief Minister.</i>	R.3/2020.
Law Society Disciplinary Panel: appointment of lay members. Presented: 9th January 2020. <i>Chief Minister.</i>	R.4/2020.
Jersey Shoreline Management Plan: January 2020. Presented: 21st January 2020. <i>Minister for the Environment.</i>	R.5/2020.
States of Jersey Complaints Board: findings – complaint by Mr. T. Binet and Ms. R. Binet against the Minister for the Environment regarding the processing of Planning applications by them and the various companies in which they have significant interests (R.125/2019) – response of the Minister for the Environment (R.125/2019 Res.) – response of the Complaints Board. Presented: 16th January 2020. <i>Privileges and Procedures Committee.</i>	R.125/2019. Res.Res.
Scrutiny Review of the Government Plan: 2020–2023 (S.R.13/2019) – joint response of the Ministers for Health and Social Services and Social Security. Presented: 30th December 2019. <i>Minister for Health and Social Services.</i>	S.R.13/2019. Res.
Scrutiny Review of the Government Plan: 2020–2023 (S.R.13/2019): Corporate Services Scrutiny Panel findings – response of the Chief Minister. Presented: 9th January 2020. <i>Chief Minister.</i>	S.R.13/2019. Res.(2)

Scrutiny Review of the Government Plan: 2020–2023 (S.R.13/2019): Government Plan Review Panel findings – response of the Chief Minister.
Presented: 9th January 2020.
Chief Minister.

S.R.13/2019.
Res.(3)

Scrutiny Review of the Government Plan: 2020–2023 (S.R.13/2019): Education and Home Affairs Scrutiny Panel findings – joint response of the Ministers for Education and Home Affairs.
Presented: 10th January 2020.
Minister for Education.

S.R.13/2019.
Res.(4)

Scrutiny Review of the Government Plan: 2020–2023 (S.R.13/2019): Environment, Housing and Infrastructure Scrutiny Panel findings – joint response of the Ministers for the Environment, Infrastructure, Children and Housing and Economic Development, Tourism, Sport and Culture.
Presented: 20th January 2020.
Minister for the Environment.

S.R.13/2019.
Res.(5)

Notification of lodged propositions

Draft Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 201- (P.81/2019): amendment.
Lodged: 6th January 2020.
Economic and International Affairs Scrutiny Panel.

P.81/2019.
Amd.

Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 201- (P.106/2019): amendment.
Lodged: 13th December 2019.
Minister for the Environment.

P.106/2019.
Amd.

Public Elections: declaration of donations exceeding the current threshold for declaration in law (P.120/2019) – amendment.
Lodged: 14th January 2020.
Privileges and Procedures Committee.

P.120/2019.
Amd.

Policy Development Boards (P.122/2019): amendment.
Lodged: 14th January 2020.
Deputy I. Gardiner of St. Helier.

P.122/2019.
Amd.

Employment (Minimum Wage) (Amendment No. 13) (Jersey) Order 2019: rescindment.
Lodged: 20th December 2019.
Deputy R.J. Ward of St. Helier.

P.124/2019.
(re-issue)

Affordable access to Primary Care Scheme.
Lodged: 23rd December 2019.
Deputy G.P. Southern of St. Helier.

P.125/2019.

Electoral Reform 2020.
Lodged: 23rd December 2019.
Privileges and Procedures Committee.

P.126/2019.

Electoral Reform 2020 (P.126/2019): amendment.
Lodged: 21st January 2020.
Senator I.J. Gorst.

P.126/2019.
Amd.

Carbon Neutral Strategy 2019. Lodged: 31st December 2019. <i>Minister for the Environment.</i>	P.127/2019.
Sustainable Transport Policy. Lodged: 31st December 2019. <i>Minister for Infrastructure.</i>	P.128/2019.
Draft Taxation (Implementation) (International Tax Compliance) (Mandatory Disclosure Rules for CRS Avoidance Arrangements and Opaque Offshore Structures) (Jersey) Regulations 202-. Lodged: 31st December 2019. <i>Minister for External Relations.</i>	P.129/2019.
Draft Control of Housing and Work (Residential and Employment Status) (Amendment) (Jersey) Regulations 202-. Lodged: 8th January 2020. <i>Deputy J.H. Perchard of St. Saviour.</i>	P.1/2020.
Social Security Tribunal: appointment of members. Lodged: 10th January 2020. <i>Minister for Social Security.</i>	P.2/2020.
Income Support Medical Appeal Tribunal: appointment of members. Lodged: 10th January 2020. <i>Minister for Social Security.</i>	P.3/2020.
Social Security Medical Appeal Tribunal: appointment of member. Lodged: 10th January 2020. <i>Minister for Social Security.</i>	P.4/2020.
Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 7) (Jersey) Regulations 202-. Lodged: 17th January 2020. <i>Minister for the Environment.</i>	P.5/2020.

Written Questions

(see Official Report/Hansard)

- WQ.1/2020** 1. The Minister for Treasury and Resources tabled an answer to a question asked by the Connétable of St. Martin regarding the treatment of children within an independent tax regime.
- WQ.2/2020** 2. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer to a question asked by Deputy J.M. Maçon of St. Saviour regarding licences for the growing and possessing of medicinal cannabis.
- WQ.3/2020** 3. The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding cost reductions arising from the transfer of primary care out of the hospital.
- WQ.4/2020** 4. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the Digital Policy Framework.
- WQ.5/2020** 5. The Minister for Home Affairs tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding E.U. identity cards.

- WQ.6/2020** 6. The Chair of the States Employment Board tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the gainshare agreement with teaching staff.
- WQ.7/2020** 7. The Chief Minister tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding measures to assist Islanders with transport and heating costs.
- WQ.8/2020** 8. The Minister for Education tabled an answer to a question asked by Deputy R.J. Ward of St. Helier regarding the Jersey Schools Review Framework.
- WQ.9/2020** 9. The Minister for Home Affairs tabled an answer to a question asked by Deputy L.M.C. Doublet of St. Saviour regarding access to civil partnerships by all couples in Jersey.
- WQ.10/2020** 10. The Minister for Education tabled an answer to a question asked by Deputy J.H. Perchard of St. Saviour regarding the provision of school meals.
- WQ.11/2020** 11. The Chief Minister tabled an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding expenditure by the Government of Jersey in 2018 on consultancy services.
- WQ.12/2020** 12. The Minister for the Environment tabled an answer to a question asked by Deputy K.F. Morel of St. Lawrence regarding the impact of visits to the Ecréhous on wildlife.
- WQ.13/2020** 13. The Minister for the Environment tabled an answer to a question asked by the Connétable of St. Brelade regarding the planning application for development of a new hospital.
- WQ.14/2020** 14. The Minister for Health and Social Services tabled an answer to a question asked by the Connétable of St. Brelade regarding the size of a new hospital in Jersey.
- WQ.15/2020** 15. The Chief Minister tabled an answer to a question asked by the Connétable of St. Brelade regarding the design brief for a new hospital.
- WQ.16/2020** 16. The Minister for Infrastructure tabled an answer to a question asked by the Connétable of St. Brelade regarding the handling of foreshore property transactions.
- WQ.17/2020** 17. The Minister for Children and Housing tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding the publication of Allocations and Affordability Criteria.
- WQ.18/2020** 18. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding unused monies from the Jersey Innovation Fund.
- WQ.19/2020** 19. The Minister for Infrastructure tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding an inventory of furniture from Cyril Le Marquand House.
- WQ.20/2020** 20. The Minister for Infrastructure tabled an answer to a question asked by Deputy I. Gardiner of St. Helier regarding the accessibility of States buildings.
- WQ.21/2020** 21. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding expenditure on sport.
- WQ.22/2020** 22. The Minister for Education tabled an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the gender pay gap in education.
- WQ.23/2020** 23. The Chair of the States Employment Board tabled an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the number of healthcare professionals in Jersey.
- WQ.24/2020** 24. The Minister for Health and Social Services tabled an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding the number of mental health patients.

- WQ.25/2020** 25. The Chair of the States Employment Board tabled an answer to a question asked by Deputy K.G. Pamplin of St. Saviour regarding States of Jersey employment contracts.
- WQ.26/2020** 26. The Minister for Children and Housing tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the number of social workers seen by children supported by the Children's Service.
- WQ.27/2020** 27. The Minister for Education tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the recruitment of teachers.
- WQ.28/2020** 28. The Chief Minister tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding expenditure on healthcare.
- WQ.29/2020** 29. The Chair of the States Employment Board tabled an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the engagement of interim staff by the Government of Jersey.
- WQ.30/2020** 30. The Chief Minister tabled an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the employment of a Chief Information Officer.
- WQ.31/2020** 31. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy M.R. Le Hegarat of St. Helier regarding the contract with EY in respect of the modernisation of public finances.
- WQ.32/2020** 32. The Minister for Education tabled an answer to a question asked by Deputy S.M. Ahier of St. Helier regarding the number of teachers employed by the States of Jersey.
- WQ.33/2020** 33. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the application of Value Added Tax (V.A.T.) to parcels and shipments.
- WQ.34/2020** 34. H.M. Attorney General tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the charging of V.A.T. on postal items sent to the United Kingdom.
- WQ.35/2020** 35. The Chief Minister tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding price increases implemented by States departments in 2019.
- WQ.36/2020** 36. The Minister for Children and Housing tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding children in care.
- WQ.37/2020** 37. The Minister for the Environment tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding complaints against the Environment and Planning departments.
- WQ.38/2020** 38. The Minister for Children and Housing tabled an answer to a question asked by Deputy C.S. Alves of St. Helier regarding the number of children on the Child Protection Register.
- WQ.39/2020** 39. The Minister for Education tabled an answer to a question asked by Deputy J.H. Perchard of St. Saviour regarding the cost of school meals.
- WQ.40/2020** 40. The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the affordability of the patient contribution to G.P. services.
- WQ.41/2020** 41. The Minister for Health and Social Services tabled an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the funding of the delivery of the Jersey Care Model.

Oral Questions*(see Official Report/Hansard)*

- OQ.10/2020** 1. Deputy S.M. Ahier of St. Helier asked a question of the Assistant Minister for Economic Development, Tourism, Sport and Culture regarding the decline in Christmas Lottery ticket sales.
- OQ.3/2020** 2. Deputy G.P. Southern of St. Helier asked a question of the Minister for Health and Social Services regarding the funding of primary care.
- OQ.19/2020** 3. Deputy M. Tadier of St. Brelade asked a question of the Minister for Treasury and Resources regarding the maintenance of derelict properties within the portfolio of Ports of Jersey.
- OQ.14/2020** 4. Deputy R.J. Ward of St. Helier asked a question of the Vice-Chair of the States Employment Board regarding the Joint Council Framework Agreement.
- OQ.21/2020** 5. Deputy M.R. Higgins of St. Helier asked a question of the Minister for Economic Development, Tourism, Sport and Culture regarding the prospective introduction of restrictions on betting in Jersey.
- OQ.23/2020** 6. Deputy R. Labey of St. Helier asked a question of the Minister for Education regarding the school spending review.
- OQ.1/2020** 7. The Deputy of St. Martin asked a question of the Minister for Children and Housing regarding the availability of 4-bedroom houses through the Affordable Housing Gateway.
- OQ.11/2020** 8. Deputy L.M.C. Doublet of St. Saviour asked a question of the Minister for Social Security regarding the implementation of changes to family-friendly legislation.
- OQ.7/2020** 9. Deputy J.H. Perchard of St. Saviour asked a question of the Minister for Infrastructure regarding the availability of free parking to carers when visiting clients.
- OQ.4/2020** 10. Deputy K.F. Morel of St. Lawrence asked a question of the Minister for Health and Social Services regarding the cost of domiciliary care services to elderly Islanders.
- OQ.6/2020** 11. Deputy J.M. Maçon of St. Saviour asked a question of the Minister for the Environment regarding the consideration to be given to Parish Assembly votes during the development of the Island Plan.
- OQ.17/2020** 12. Deputy K.G. Pamplin of St. Saviour asked a question of the Chair of the States Employment Board regarding the recruitment of outside consultants to work for the States of Jersey.
- OQ.5/2020** 13. Deputy K.F. Morel of St. Lawrence asked a question of the Minister for Infrastructure regarding the cost of parking for carers.
- OQ.15/2020** 14. Deputy R.J. Ward of St. Helier asked a question of the Minister for Treasury and Resources regarding the classification of States' expenditure in accordance with international best practice.
- OQ.22/2020** 15. Deputy M.R. Higgins of St. Helier asked a question of the Assistant Minister for Treasury and Resources regarding the consequences of the removal of Low Value Consignment Relief.
- OQ.2/2020** 16. The Deputy of St. Martin asked a question of the Minister for Children and Housing regarding the access by disabled children to wheelchair-accessible vehicles.

- OQ.16/2020** 17. Deputy J.H. Perchard of St. Saviour asked a question of the Minister for the Environment regarding prospective restrictions to the size of residential properties.
- OQ.9/2020** 18. Deputy J.M. Maçon of St. Saviour asked a question of the Chair of the Comité des Connétables regarding Parish parking charges for registered providers of care.
- OQ.20/2020** 19. Deputy M. Tadier of St. Brelade asked a question of the Dean regarding marriage by same-sex couples in the Church of England.

Oral Questions without notice

(see Official Report/Hansard)

The Minister for Home Affairs answered questions without notice from members.

The Chief Minister answered questions without notice from members.

Statements on a matter of official responsibility

(see Official Report/Hansard)

The Assistant Chief Minister made a statement regarding the project to develop a new hospital.

Arrangement of public business for the present meeting

THE STATES noted that Deputy Montfort Tadier of St. Brelade had informed the Greffier, in accordance with Standing Order 30(2), that his proposition entitled 'Public Holidays: designation of 28th September from 2021 onwards' (P.102/2019) would be deferred from the present meeting to 4th February 2020.

Draft Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 201-P.81/2019

THE STATES commenced consideration of the Draft Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 201- and adopted the principles.

Members present voted as follows –

POUR: 42

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator T.A. Vallois
 Senator K.L. Moore
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Saviour
 Connétable of Grouville
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)

Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, commenced consideration of Regulations 1 to 9 and, adopting an amendment of the Economic and International Affairs Scrutiny Panel, agreed that, in Regulation 7 –

after the inserted Regulation 35A(8) there should be inserted –

- “(9) Paragraph (10) applies to any information (including any document or answer) that –
- (a) is obtained by the Board under this Regulation;
 - (b) is not also obtained under Regulation 16, or held for the purpose of paying compensation or verifying a claim for compensation; and
 - (c) consists of or includes personal data, within the meaning of the Data Protection (Jersey) Law 2018, relating to a person as a depositor of a bank other than a bank in default.
- (10) The Board must –
- (a) as soon as is practicable after obtaining the information, encrypt it if it is not already encrypted; and
 - (b) ensure that it is encrypted at all times at which it –
 - (i) is held by or on behalf of the Board, and
 - (ii) is not in use for a purpose that requires it to be temporarily decrypted.
- (11) For the purposes of the Data Protection (Jersey) Law 2018 and the Data Protection Authority (Jersey) Law 2018, a contravention of paragraph (10) is to be treated as also being a contravention of Articles 8(1) and 21(1) of the Data Protection (Jersey) Law 2018.
- (12) Paragraphs (10) and (11) are in addition to, and are not to be read as derogating from, any duty imposed on the Board by or under the Data Protection (Jersey) Law 2018 (and

in particular by Article 8(1)(f), or Article 21(1) as read with Article 21(2)(a), of that Law) or by any other law.”; and

for the inserted Regulation 35B(2)(b) there should be substituted –

- “(b) to the Minister, if the information –
- (i) concerns the administration or operation of the scheme, and
 - (ii) does not consist of or include personal data, within the meaning of the Data Protection (Jersey) Law 2018, relating to a person as a depositor;”.

THE STATES adopted Regulations 1 to 9, as amended.

Members present voted as follows –

POUR: 44

CONTRE: 0

ABSTAIN: 0

Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator T.A. Vallois
 Senator K.L. Moore
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Saviour
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)

Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES made Regulations entitled the Banking Business (Depositors Compensation) (Amendment No. 2) (Jersey) Regulations 2020 under Article 37 of the Banking Business (Jersey) Law 1991.

Draft Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 201-P.104/2019

THE STATES resumed consideration of the Draft Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 201-, the principles having been adopted on 12th November 2019, and adopted Regulations 1 and 2.

THE STATES made Regulations entitled the Rehabilitation of Offenders (Exceptions) (Amendment No. 2) (Jersey) Regulations 2020 under Articles 8(5) and 10(3) of the Rehabilitation of Offenders (Jersey) Law 2001.

Public Elections: declaration of donations exceeding the current threshold for declaration in law P.120/2019

THE STATES commenced consideration of a proposition of the Connétable of St. Martin entitled ‘Public Elections: declaration of donations exceeding the current threshold for declaration in law’ (P.120/2019) and, adopting an amendment of the Privileges and Procedures Committee, agreed that, at the beginning of both paragraphs (a) and (b) there should be inserted the words “subject to public consultation”; and that, in paragraph (c) after the word “Committee” there should be inserted the words “to incorporate these matters in its forthcoming consultation on election expenditure and, subject to the outcome of the consultation,”.

Members present voted as follows –

POUR: 35

Senator L.J. Farnham
 Senator T.A. Vallois
 Senator K.L. Moore
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Saviour
 Connétable of St. Brelade
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen

CONTRE: 8

Connétable of Grouville
 Connétable of St. John
 Deputy G.P. Southern (H)
 Deputy M. Tadier (B)
 Deputy L.M.C. Doublet (S)
 Deputy K.F. Morel (L)
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)

ABSTAIN: 0

Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of St. John
 Deputy J.H. Perchard (S)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

THE STATES, adopting the proposition of the Connétable of St. Martin, as amended, agreed –

- (a) subject to public consultation, to make it a legal requirement for donations received by election candidates and third parties in elections which exceeded the current threshold for declaration in the law (£120) to be declared and made publicly available (including online) within 2 days of receipt;
- (b) subject to public consultation in relation to donations to political parties of, or worth, £120 and above –
 - (i) that the name of the donor and the value of such donations should be declared to the Judicial Greffier within one week of receipt;
 - (ii) that the Greffier should maintain a register, published online and available otherwise for public inspection, showing all of the information declared in respect of each donation to each party; and
 - (iii) that anonymous donations should be treated in the same way as anonymous donations were currently treated under the Public Elections (Expenditure and Donations) (Jersey) Law 2014; and
- (c) to request the Privileges and Procedures Committee to incorporate these matters in its forthcoming consultation on election expenditure and, subject to the outcome of the consultation, to bring forward for approval the changes to legislation necessary to give effect to this proposition.

Members present voted as follows –

POUR: 41

Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator T.A. Vallois
 Senator K.L. Moore
 Senator S.W. Pallett
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Saviour
 Connétable of St. Brelade
 Connétable of Grouville
 Connétable of St. John

CONTRE: 5

Senator S.Y. Mézec
 Deputy G.P. Southern (H)
 Deputy M. Tadier (B)
 Deputy R.J. Ward (H)
 Deputy C.S. Alves (H)

ABSTAIN: 0

Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. Martin
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy K.C. Lewis (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)
 Deputy J.H. Young (B)
 Deputy L.B.E. Ash (C)
 Deputy K.F. Morel (L)
 Deputy G.C.U. Guida (L)
 Deputy of St. Peter
 Deputy of Trinity
 Deputy of St. John
 Deputy M.R. Le Hegarat (H)
 Deputy S.M. Ahier (H)
 Deputy J.H. Perchard (S)
 Deputy K.G. Pamplin (S)
 Deputy I. Gardiner (H)

Draft Employment (Minimum Wage) (Amendment No. 16) (Jersey) Regulations 201- P.121/2019

THE STATES commenced consideration of the Draft Employment (Minimum Wage) (Amendment No. 16) (Jersey) Regulations 201- and adopted the principles.

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Regulations 1 and 2.

THE STATES, having consulted with the Employment Forum, made Regulations entitled the Employment (Minimum Wage) (Amendment No. 16) (Jersey) Regulations 2020 under Articles 17 and 104 of the Employment (Jersey) Law 2003.

Members present voted as follows –

POUR: 45

Senator L.J. Farnham
 Senator J.A.N. Le Fondré
 Senator T.A. Vallois
 Senator K.L. Moore
 Senator S.W. Pallett
 Senator S.Y. Mézec
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Lawrence
 Connétable of St. Saviour

CONTRE: 1

Connétable of St. Brelade

ABSTAIN: 0

Connétable of Grouville
Connétable of St. John
Connétable of Trinity
Connétable of St. Peter
Connétable of St. Mary
Connétable of St. Martin
Deputy J.A. Martin (H)
Deputy G.P. Southern (H)
Deputy of Grouville
Deputy K.C. Lewis (S)
Deputy M. Tadier (B)
Deputy M.R. Higgins (H)
Deputy J.M. Maçon (S)
Deputy S.J. Pinel (C)
Deputy of St. Martin
Deputy of St. Ouen
Deputy L.M.C. Doublet (S)
Deputy R. Labey (H)
Deputy S.M. Wickenden (H)
Deputy of St. Mary
Deputy G.J. Truscott (B)
Deputy J.H. Young (B)
Deputy L.B.E. Ash (C)
Deputy K.F. Morel (L)
Deputy G.C.U. Guida (L)
Deputy of St. Peter
Deputy of Trinity
Deputy of St. John
Deputy M.R. Le Hegarat (H)
Deputy S.M. Ahier (H)
Deputy J.H. Perchard (S)
Deputy R.J. Ward (H)
Deputy C.S. Alves (H)
Deputy K.G. Pamplin (S)
Deputy I. Gardiner (H)

Adjournment

THE STATES adjourned, having agreed to reconvene on Wednesday 22nd January 2020 to continue consideration of the outstanding items of public business listed for the meeting.

THE STATES rose at 5.20 p.m.

L.-M. HART

Deputy Greffier of the States