

STATES OF JERSEY



DRAFT STATES OF JERSEY (AMENDMENTS AND CONSTRUCTION PROVISIONS No. 1)(JERSEY) REGULATIONS 200

**Lodged au Greffe on 22nd March 2005
by the Policy and Resources Committee**

STATES GREFFE



Jersey

**DRAFT STATES OF JERSEY (AMENDMENTS AND
CONSTRUCTION PROVISIONS No. 1)(JERSEY)
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REPORT

The report relating to this projet is published within P.55/2005.

Explanatory Note

These Regulations amend enactments which confer functions upon the Policy and Resources Committee. The amendments are consequential upon the transfer of functions from that Committee to the Chief Minister. The transfer, and these amendments, will take effect when the first Council of Ministers is appointed to office.

The amendments do no more than substitute a reference to the Chief Minister for a reference to the Policy and Resources Committee. Where an enactment for which the Policy and Resources Committee has responsibility includes a reference to another Committee, that reference is simply substituted by a reference to the Minister taking that Committee's responsibilities.

Amongst the functions transferred are the power and responsibility for the employment of civil servants from the Policy and Resources Committee to the Chief Minister. The amendments in these Regulations relating to the employment of civil servants may be superseded by the proposed Employment of States of Jersey Employees (Jersey) Law 200-, and consequential amendments relating to it, if that proposed Law is agreed to by the States. However, the amendments in these Regulations are necessary so that if that Law is not agreed to, or not agreed to in time to be in force on the date on which the Committees of the States are revoked under the States of Jersey Law 2005, civil servants continue to have an employer.



Jersey

DRAFT STATES OF JERSEY (AMENDMENTS AND CONSTRUCTION PROVISIONS No. 1)(JERSEY) REGULATIONS 200

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Made

[date to be inserted]

Coming into force

[date to be inserted]

THE STATES, in pursuance of Article 49 of the States of Jersey Law 2005^[1], have made the following Regulations –

1 Civil Service Administration (Jersey) Law 1948

- (1) In this Regulation, any reference to a provision is a reference to the provision in the Civil Service Administration (Jersey) Law 1948^[2]
- (2) In Article 1 for the definition “Committee” there shall be substituted the following definition –
“ ‘Minister’ means the Chief Minister;”.
- (3) Article 2 shall be deleted.
- (4) In Article 5–
 - (a) for paragraph (1) there shall be substituted the following paragraphs–
 - “(1) Officers shall be employed by the Minister.
 - (1A) No officer may be appointed to or dismissed from office except by the Committee or the States.
 - (1B) In the exercise of its functions under paragraph (1) and (1A), the Committee shall have regard to the views of the authority to whom the officer is, or is to be, allocated.”.
 - (b) in paragraph (2) the second proviso shall be deleted;
 - (c) for the word “Committee” in each place where it appears there shall be substituted the word “Minister”.
- (5) In the following provisions for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the word “Minister” –
 - (a) Article 3;
 - (b) Article 4.
- (6) In Article 7 the words “Committee of the States or other” shall be deleted.
- (7) In the following provisions for the words “the Committee” in each place where it appears there shall be substituted the words “the Minister” –
 - (a) Article 1, definition of “officer”;
 - (b) Article 6;

(c) Article 7.

2 Departments of the Judiciary and the Legislature (Jersey) Law 1965

In Article 8 of the Departments of the Judiciary and the Legislature (Jersey) Law 1965^[3] in paragraph (1) for the words “by the Policy and Resources Committee” there shall be substituted the words “by the Chief Minister”.

3 Public Employees (Retirement) (Jersey) Law 1967

- (1) In this Regulation, any reference to a provision is a reference to the provision in the Public Employees (Retirement) (Jersey) Law 1967.^[4]
- (2) In Article 1–
 - (a) the definition “Committee” shall be deleted;
 - (b) after the definition “fund” there shall be inserted the following definition –

“ ‘Minister’ means the Chief Minister;”.
- (3) In Articles 2(3) and 3(2) and (3) for the words “Finance and Economics Committee” in each place where they appear there shall be substituted the words “Minister for Treasury and Resources”.
- (4) In Article 3(4) and (7) and 4 for the words “the Committee” in each place where they appear there shall be substituted the words “the Minister”.
- (5) In Article 3(5) for the words “The Committee” there shall be substituted the words “The Minister”.

4 Emergency Powers and Planning (Jersey) Law 1990

- (1) In this Regulation, any reference to a provision is a reference to the provision in the Emergency Powers and Planning (Jersey) Law 1990^[5]
- (2) In Article 1(1) for subparagraph (b) there shall be substituted the following subparagraph –

“(b) the Chief Minister, the Minister for Home Affairs, the Minister for Economic Development, the Minister for Public Services and the Minister for Health and Social Services;”.
- (3) In Article 4 for the words “Committee of the States” there shall be substituted the word “Minister”.

5 European Communities Legislation (Implementation) (Jersey) Law 1996

- (1) In this Regulation, any reference to a provision is a reference to the provision in the European Communities Legislation (Implementation) (Jersey) Law 1996^[6]
- (2) In Article 1–
 - (a) in the definition “1973 Law” for the full stop there shall be substituted a colon;
 - (b) after the definition “1973 Law” there shall be inserted the following definition –

“ ‘Minister’ means the Chief Minister.”.
- (3) In Article 2(4) for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the word “Minister”.

6 Hong Kong Economic and Trade Office (Privileges and Immunities) (Jersey) Law 1998

In the Schedule to the Hong Kong Economic and Trade Office (Privileges and Immunities) (Jersey) Law 1998^[7] –

- (a) in paragraph 1 the definition “the Committee” shall be deleted;
- (b) in paragraphs 5 and 6 for the word “Committee” there shall be substituted the words “Chief Minister”.

7 Privileges and Immunities (Diplomatic, Consular, etc.)(Jersey) Law 1998

In the Third Schedule to the Privileges and Immunities (Diplomatic, Consular, etc.) (Jersey) Law 1998^[8] in paragraphs 5, 7 and 14 for the words “Policy and Resources Committee” there shall be substituted the words “Minister for Treasury and Resources”.

8 Human Rights (Jersey) Law 2000

- (1) In this Regulation, any reference to a provision is a reference to the provision in the Human Rights (Jersey) Law 2000^[9]
- (2) In Article 1(1)–
 - (a) for the definition “Committee” there shall be substituted the following definition –

“ ‘Committee of Ministers’ means the Committee of Ministers of the Council of Europe;”;
 - (b) after the definition “Designation Order” there shall be inserted the following definition –

“ ‘Minister’, except in Articles 3(2), 8(8) and 16, means the Chief Minister;”.
- (3) In Article 2(2) for the words “as it thinks” there shall be substituted the words “as the Minister thinks”.
- (4) In Article 3(2)(c) for the word “Committee” there shall be substituted the word “Minister”.
- (5) In Article 8(8)–
 - (a) for the words “The Committee” there shall be substituted the words “A Minister”;
 - (b) for the words “that it considers” there shall be substituted the words “that he or she considers”.
- (6) In Articles 14(3) and 15(3) for the words “as it thinks” there shall be substituted the words “as he or she thinks”.
- (7) In Article 16(1)–
 - (a) for the words “A Committee which” there shall be substituted the words “A Minister who”;
 - (b) in sub-paragraph (a) for the words “in its view” there shall be substituted the words “in the Minister’s view”;
 - (c) in sub-paragraph (b) for the words “it is unable to make a statement of compatibility, it” there shall be substituted the words “the Minister is unable to make a statement of compatibility, he or she”.
- (8) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Article 1(1), definition of “Designation Order”;
 - (b) Article 2(2);
 - (c) Article 14(2) and (3);
 - (d) Article 15(2) and (3);
 - (e) Article 16(2);

- (f) Article 17(1) and (3).

9 Crime and Security (Jersey) Law 2003

- (1) In this Regulation, any reference to a provision is a reference to the provision in the Crime and Security (Jersey) Law 2003^[10]
- (2) In Article 1(1)–
- (a) the definition “Committee” shall be deleted;
 - (b) in the definition “freezing order” for the word “Committee” there shall be substituted the word “Minister”;
 - (c) after the definition “Island person” there shall be inserted the following definition –
| “ ‘Minister’ means the Chief Minister;”.
- (3) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
- (a) Article 7(1) and (2);
 - (b) Article 8(3)(a) and (b);
 - (c) Article 9(1);
 - (d) Article 12(1);
 - (e) Schedule, paragraphs 4(2)(g), 5(2)(a), 6(5) and (6) and 10 and the heading to paragraph 10.

10 Construction of Order in Council

In the Nuclear Safeguards Act 2000 of the United Kingdom, extended to Jersey by The Nuclear Safeguards (Jersey) Order 2004,^[11] insofar as that Act extends to Jersey a reference to the Policy and Resources Committee shall be construed as a reference to the Chief Minister.

11 Subordinate enactments amended

The enactments set out in the Schedule shall be amended as set out in that Schedule.

12 Citation and commencement

These Regulations may be cited as the States of Jersey (Amendments and Construction Provisions No. 1) (Jersey) Regulations 200 and shall come into force on the date on which Article 42(3) of the States of Jersey Law 2005 comes into force.

SCHEDULE

(Article 11)

SUBORDINATE ENACTMENTS AMENDED

1 Civil Service Administration (General) (Jersey) Rules 1949

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Civil Service Administration (General) (Jersey) Rules 1949^[12]
- (2) In Rule 1(1) –
 - (a) for the definition “administering authority” there shall be substituted the following definition –

“ ‘administering authority’, in relation to any officer, means the Minister to whom has been assigned responsibility for the administration of the States in which the officer is employed, or if there is no such Minister, the Chief Minister;”;
 - (b) the definition “Committee” shall be deleted.
- (3) In Rule 3 for the words “where it is” there shall be substituted the words “where the Minister is”.
- (4) In Rules 9 and 16 for the words “to the Committee of the States under which the officer is employed, or, where there is no such Committee, to the Policy and Resources Committee” there shall be substituted the words “to the administering authority or where there is no such Minister, to the Chief Minister”.
- (5) In Rules 11(1) and 13 for the words “Committee of the States” there shall be substituted the word “Minister”.
- (6) In the First Schedule for the words “Employment and Social Security Committee” in each place where they appear there shall be substituted the words “Minister for Social Security”.
- (7) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Rule 3;
 - (b) Rule 6;
 - (c) Rule 7;
 - (d) Rule 12;
 - (e) Rule 14;
 - (f) Rule 21;
 - (g) Rule 23;
 - (h) Rule 25(3);
 - (i) Rule 26(2);
 - (j) Rule 27(6) and (7);
 - (k) Rule 28(2), (3) and (7);
 - (l) Rule 29.

2 Civil Service Administration (Travelling Allowances) (Jersey) Rules 1950

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Civil Service Administration (Travelling Allowances) Rules 1950^[13]
- (2) In Rule 5(1), for the words “Policy and Resources Committee (in these Rules called the ‘Committee’)

previously given in writing, and the Committee shall not give such permission unless it has satisfied itself” there shall be substituted the words “Minister previously given in writing, and the Minister shall not give such permission unless he or she is satisfied”.

- (3) In Rules 7 and 9(1) for the word “Committee” there shall be substituted the word “Department”.
- (4) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Rule 5 and its heading;
 - (b) Rule 6 and its heading;
 - (c) Rule 9(2).

3 Civil Service Administration (Educational Allowances) (Jersey) Rules 1951

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Civil Service Administration (Educational Allowances) (Jersey) Rules 1951.^[14]
- (2) In Rule 1 –
 - (a) for the words “Policy and Resources Committee (the ‘Committee’)” there shall be substituted the word “Minister”;
 - (b) for the words “the Committee shall satisfy itself” there shall be substituted the words “the Minister shall satisfy himself or herself”;
 - (c) for the words “the Committee”, wherever they occur, there shall be substituted the words “the Minister”;
 - (d) for the words “where it is” there shall be substituted the words “where he or she is”.
- (3) In Rule 2 –
 - (a) for the words “the Committee’s” there shall be substituted the words “the Minister’s”;
 - (b) for the words “the Committee may in its discretion require” (twice occurring) there shall be substituted the words “the Minister may in his or her discretion require”;
 - (c) for the words “the Committee, to repay to the Committee” there shall be substituted the words “the Minister, to repay to the Minister”.
- (4) In Rule 5(1) for the words “Committee, to repay to the States the expenditure incurred or such proportion thereof as the Committee may in its discretion” there shall be substituted the words “Minister, to repay to the Minister the expenditure incurred or such proportion thereof as the Minister may in his or her discretion”.
- (5) In the Schedule –
 - (a) for the words “Policy and Resources Committee (hereinafter referred to as the ‘Committee’)” there shall be substituted the word “Chief Minister”;
 - (b) in paragraph 2 for the word “Committee’s” there shall be substituted the word “Minister’s”;
 - (c) in paragraph 2(3) for the words “may in its discretion” there shall be substituted the words “may in his or her discretion”;
 - (d) in paragraphs 1, 2 and 3, for the word “Committee” in each place where it appears there shall be substituted the word “Chief Minister”.
- (6) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Rule 3(1);
 - (b) Rule 4(1) and (2);
 - (c) Rule 5(2).

4 Civil Service Administration (Pensions) (Interchange with United Kingdom Civil Service) (Jersey) Rules 1956

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Civil Service Administration (Pensions) (Interchange with United Kingdom Civil Service) (Jersey) Rules 1956.^[15]
- (2) In Rule 1(1) the definition “Committee” shall be deleted.
- (3) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Rule 2(1);
 - (b) Rule 3;
 - (c) Rule 4;
 - (d) Rule 5(1) and (2);
 - (e) Rule 6.

5 Civil Service Administration (Interchange with British Local Government) (Jersey) Rules 1961

In Rule 1(1) of the Civil Service Administration (Pensions) (Interchange with British Local Government) (Jersey) Rules 1961,^[16] in the definition “employing authority” for the words “Board or Committee by which” there shall be substituted the word “Board by which, or Minister by whom,”.

6 Civil Service Administration (Language Proficiency Allowances) (Jersey) Rules 1973

In Rule 1 of the Civil Service Administration (Language Proficiency Allowances) (Jersey) Rules 1973^[17] –

- (a) in paragraph (1) for the words “the Policy and Resources Committee (hereinafter referred to as the ‘Committee’)” there shall be substituted the words “the Minister”;
- (b) in paragraphs (2) and (3) for the word “Committee” there shall be substituted the word “Minister”.

7 Civil Service Administration (Shift Allowances) (Jersey) Order 1979

In Articles 3 and 4(2) of the Civil Service Administration (Shift Allowances) (Jersey) Order 1979^[18] for the word “Committee” there shall be substituted the word “Minister”.

8 Civil Service Administration (Salaries) (Jersey) Order 1982

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Civil Service Administration (Salaries) (Jersey) Order 1982^[19]
- (2) In Article 6(3) for the words “if it thinks fit,” there shall be substituted the words “if he or she thinks fit,”.
- (3) In Article 7 for the words “as it may determine” there shall be substituted the words “as he or she may determine”.
- (4) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Article 4;
 - (b) Article 6(2), (3) and (4);

- (c) Article 7;
- (d) Article 8(2);
- (e) the Second Schedule, notes at end.

9 Civil Service Administration (Negotiation and Arbitration) (Jersey) Order 1983

In Article 1 of the Civil Service Administration (Negotiation and Arbitration) (Jersey) Order 1983^[20] –

- (a) in paragraph (3)–
 - (i) for the words “Policy and Resources Committee” (first occurring) there shall be substituted the word “Minister”,
 - (ii) the words “Provided that at least four members of the Official Side shall be members of the Policy and Resources Committee.” shall be deleted;
- (b) in paragraph (7) for the words “Policy and Resources Committee” there shall be substituted the word “Minister”.

10 Public Employees (Contributory Retirement Scheme) (Jersey) Regulations 1967

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Public Employees (Contributory Retirement Scheme) (Jersey) Regulations 1967.^[21]
- (2) In Regulation 1, in paragraph (1), the definition of “Committee” shall be deleted.
- (3) For Regulation 3 there shall be substituted the following Regulation –

“3 Continuation of Fund

The Minister shall maintain the fund, to be managed in accordance with Article 3 of the Law established for the purposes of the scheme under these Regulations before the States of Jersey Law 2005 came into force.”.

- (4) In Regulation 5(1), (2) and (3), for the word “Committee” in each place where it occurs there shall be substituted the words “Establishment Committee”.
- (5) In Regulation 12(4), for the words “if it thinks fit” there shall be substituted the words “if he or she thinks fit”.
- (6) In Regulation 20(1)(d) and (2)(d), for the words “the Committee” there shall be substituted the words “the Chief Minister”.
- (7) In Regulations 20(1)(d) and 20(2)(a) and (d), for the words “Home Affairs Committee, or the Harbours and Airport Committee, as the case may be” there shall be substituted the words “Minister for Home Affairs”.
- (8) In Regulation 22, for the words “furnish it with such information as it might” there shall be substituted the words “furnish him or her with the information he or she might”.
- (9) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the words “Chief Minister” –
 - (a) Regulation 1(1), definition of “employer”;
 - (b) Regulation 4(2)(iv) and (3);
 - (c) Regulation 6(8);
 - (d) Regulation 7(4);
 - (e) Regulation 12(2)(c), (4), (6) and (7);

- (f) Regulation 15(1);
- (g) Regulation 21(c) and (iii);
- (h) Regulation 22.

11 Public Employees (Contributory Retirement Scheme) (General) (Jersey) Regulations 1989

- (1) In this paragraph, a reference to a provision is a reference to the provision in the Public Employees (Contributory Retirement Scheme) (General) (Jersey) Regulations 1989^[22]
- (2) In Regulation 7(1)(b), for the words “as it shall decide” there shall be substituted the words “as the Chief Minister shall decide”.
- (3) In Regulation 7(1)(i), for the words “its approval” there shall be substituted the words “his or her approval”.
- (4) In Regulation 7(1)(iii), for the words “as it considers appropriate” there shall be substituted the words “as he or she considers appropriate”.
- (5) In Regulation 8(2)(c)(iii), for the words “the administering committee” there shall be substituted the words “the Minister to whom is assigned responsibility for the administration of the States in which the member is employed”.
- (6) In Regulation 9(1)(b)(iv) and (2)(a), for the words “administered by a Committee of the States” there shall be substituted the words “administered by a Minister”.
- (7) In the following provisions for the words “Finance and Economics Committee” in each place where they appear there shall be substituted the words “Minister for Treasury and Resources” –
 - (a) Regulation 3(2)(b)(i) and (6);
 - (b) Regulation 4(3);
 - (c) Regulation 5(1), (2), (5) and (6);
 - (d) Regulation 16(2).
- (8) In the following provisions for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the words “Chief Minister” –
 - (a) Regulation 1, in the definition “employer”;
 - (b) Regulation 3(2);
 - (c) Regulation 4(2);
 - (d) Regulation 5(1);
 - (e) Regulation 6(1), (2) and (3);
 - (f) Regulation 7(1);
 - (g) Regulation 8(1) and (2);
 - (h) Regulation 9(1), (2), (3) and (4);
 - (i) Regulation 10.

12 Amendment of Public Employees (Contributory Retirement Scheme) (Existing Members) (Jersey) Regulations 1989

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Public Employees (Contributory Retirement Scheme) (Existing Members) (Jersey) Regulations 1989^[23]
- (2) In Regulations 2(7)(a) and 19(1)(a), for the words “that Committee” there shall be substituted the words “the Minister”.

- (3) In Regulation 6(2) –
 - (a) for the words “it may require” there shall be substituted the words “he or she may require”;
 - (b) for the words “under the scheme:” there shall be substituted the words “under the scheme.”;
 - (c) all the words from and including “Provided that” to and including “administering committee.” shall be deleted.
- (4) In the following provisions for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the words “Chief Minister” –
 - (a) Regulation 1, in the definitions “employee” and “employer”;
 - (b) Regulation 2(2)(a)(v), (3)(e), (5), (7)(a) and (b), 10, (12)(b)(iii) and (c);
 - (c) Regulation 3(2) and (4);
 - (d) Regulation 4(1) and (2);
 - (e) Regulation 6(2);
 - (f) Regulation 17(1)(e);
 - (g) Regulation 18(2) and (4), (8), (9) and (10);
 - (h) Regulation 19(1).

13 Public Employees (Contributory Retirement Scheme) (New Members) (Jersey) Regulations 1989

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Public Employees (Contributory Retirement Scheme) (New Members) (Jersey) Regulations 1989^[24]
- (2) In Regulation 2(7) –
 - (a) for the words “that Committee” (twice occurring) there shall be substituted the words “the Chief Minister”;
 - (b) for the words “it may grant” there shall be substituted the words “the Chief Minister may grant”.
- (3) In Regulation 2(9)(c) and (f)(iii) and (12), for the words “that Committee” there shall be substituted the words “the Chief Minister”.
- (4) In Regulation 6(2) –
 - (a) for the words “it may require” there shall be substituted the words “he or she may require”;
 - (b) for the words “under the scheme:” there shall be substituted the words “under the scheme.”;
 - (c) all the words from and including “Provided that” to and including “administering committee.” shall be deleted.
- (5) In the following provisions for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the words “Chief Minister” –
 - (a) Regulation 1, in the definitions “employee” and “employer”;
 - (b) Regulation 2(2)(e), (3)(e), (6), (7), (9)(b), (c), (d), (e) and (f)(iii), (12) and (14)(b);
 - (c) Regulation 3(2) and (4);
 - (d) Regulation 4(1) and (2);
 - (e) Regulation 6(2);
 - (f) Regulation 17(1)(e);
 - (g) Regulation 18(2), (4), (8), (9) and (10);
 - (h) Regulation 19(1).

14 Amendment of Public Employees (Contributory Retirement Scheme) (Former Hospital Scheme) (Jersey) Regulations 1992

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Public Employees (Contributory Retirement Scheme) (Former Hospital Scheme) (Jersey) Regulations 1992^[25]
- (2) In Regulation 17(1), for the words “that Committee” there shall be substituted the words “he or she”.
- (3) In the following provisions for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the words “Chief Minister” –
 - (a) Regulation 1, in the definitions “employer” and “part-time”;
 - (b) Regulation 3(2);
 - (c) Regulation 4(1) and (2);
 - (d) Regulation 16(2), (4), (8), (9) and (10);
 - (e) Regulation 17(1).

15 Community Provisions (Prohibiting the sale and supply of petroleum and certain petroleum products to the Federal Republic of Yugoslavia) (Jersey) Regulations 1999

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Prohibiting the sale and supply of petroleum and certain petroleum products to the Federal Republic of Yugoslavia) (Jersey) Regulations 1999^[26]
- (2) In Regulation 1 the definition “Committee” shall be deleted.
- (3) In Regulations 4(1) and (3) for the word “Committee” there shall be substituted the word “Minister”.

16 Community Provisions (Maintaining a freeze of funds in relation to Mr Milosevic and associated persons) (Jersey) Order 2000

In the Community Provisions (Maintaining a freeze of funds in relation to Mr. Milosevic and associated persons) (Jersey) Order 2000^[27] –

- (a) in Article 2(k) for the words “Policy and Resources Committee” there shall be substituted the word “Minister”;
- (b) for Article 6 there shall be substituted the following Article–

“6 Power of Minister to delegate

The Minister may, to the extent and subject to the restrictions and conditions that he or she may think proper, delegate or authorize the delegation of any of the Minister’s functions under the Community provisions to any person, or class or description of person, approved by the Minister, and references in the Community provisions to the competent authorities shall be construed accordingly.”.

17 Community Provisions (Restrictive measures in respect of the Democratic Republic of Congo) (Jersey) Order 2003

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Restrictive measures in respect of the Democratic Republic of Congo) (Jersey) Order 2003^[28]

- (2) In Article 1 the definition “Committee” shall be deleted.
- (3) In Article 2(1) for the words “Policy and Resources Committee”, in each place where they appear there shall be substituted the word “Minister”.
- (4) In Article 3 for the word “Committee” there shall be substituted the word “Minister”.
- (5) For Article 6 there shall be substituted the following Article–

“6 Power of Minister to delegate

The Minister may, to the extent and subject to the restrictions and conditions that he or she may think proper, delegate or authorize the delegation of any of the Minister’s functions under the Community provisions (other than the Minister’s function under Article 6 thereof) to any person, or class or description of person, approved by the Minister, and references in the Community provisions to the Minister shall be construed accordingly.”.

- (6) In the Schedule, in paragraphs 1(1) and 2, for the word “Committee” in each place where it appears there shall be substituted the word “Minister”.

18 Community Provisions (Restrictive measures in respect of Sudan) (Jersey) Order 2004

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Restrictive measures in respect of Sudan) (Jersey) Order 2004^[29]
- (2) In Article 1 the definition “Committee” shall be deleted.
- (3) In Article 6 for the words “as it may think” there shall be substituted the words “as the Minister may think”.
- (4) In Article 2(1)(a) and (c) for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the word “Minister”.
- (5) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Article 3;
 - (b) Article 6;
 - (c) Schedule, paragraph 1(1) and 2(c).

19 Community Provisions (Zimbabwe – Restrictive Measures) (No. 4) (Jersey) Order 2004

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Zimbabwe – Restrictive Measures) (No. 4) (Jersey) Order 2004^[30]
- (2) In Article 1(1) the definition “Committee” shall be deleted.
- (3) In Articles 2(2) and 6 for the words “Policy and Resources Committee” in each place where they appear there shall be substituted the word “Minister”.
- (4) In Article 6 for the words “as it may think” there shall be substituted the words “as the Minister may think”.
- (5) In Articles 3 and 6 for the word “Committee” in each place where it appears there shall be substituted the word “Minister”.

20 Community Provisions (Burma/Myanmar Sanctions) (Jersey) Order 2005

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Burma/Myanmar Sanctions) (Jersey) Order 2005^[31]
- (2) In Article 1(1) the definition “Committee” shall be deleted.
- (3) In Article 13(2) for the word “Committee’s” there shall be substituted the word “Minister’s”.
- (4) For Article 16 there shall be substituted the following Article–

“16 Power of Minister to delegate

The Minister may, to the extent and subject to the restrictions and conditions that he or she may think proper, delegate or authorize the delegation of any of the Minister’s functions under this Order to any person, or class or description of persons, approved by the Minister, and references in the Order to the Minister shall be construed accordingly.”.

- (5) In the following provisions, for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Article 1(1), definition “competent authorities”;
 - (b) Article 5(1);
 - (c) Article 8(1) and (2);
 - (d) Article 10(2);
 - (e) Article 11(1) and the heading to the Article;
 - (f) Article 13(1) and (2).

21 Community Provisions (Implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia) (Jersey) Order 2004

- (1) In this paragraph, any reference to a provision is a reference to the provision in the Community Provisions (Implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia) (Jersey) Order 2004^[32]
- (2) In Article 1 the definition “Committee” shall be deleted.
- (3) In Article 4(1) for the words “as they deem” there shall be substituted the words “as the Minister deems”.
- (4) In Article 10(2)(b) for the word “Committee’s” there shall be substituted the word “Minister’s”.
- (5) In Article 13(1) for the words “as it thinks” there shall be substituted the words “as the Minister thinks”.
- (6) In the following provisions for the word “Committee” in each place where it appears there shall be substituted the word “Minister” –
 - (a) Article 1, definition “competent authorities”;
 - (b) Article 4(1) and (2);
 - (c) Article 5(1) and (2);
 - (d) Article 7(2);
 - (e) Article 8(1) and (2) and the heading to the Article;
 - (f) Article 10(1) and (2);
 - (g) Article 13(1) and (2).

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- [1] *Recueil des Lois, Volume 2005, page 370.*
- [2] *Recueil des Lois, Tome VII, page 498 and Volume 2001, page 7.*
- [3] *Recueil des Lois, Volume 1963-1965, page 555 and Volume 1973-1974, pages 123 and 206.*
- [4] *Recueil des Lois, Volume 1966-1967, page 527 and Volume 2005, page 168.*
- [5] *Recueil des Lois, Volume 1990-1991, page 115, Volume 1996-1997, page 281 and Volume 2002, page 82.*
- [6] *Recueil des Lois, Volume 1996-1997, page 3 and Volume 2000, page 29.*
- [7] *Recueil des Lois, Volume 1998, page 15.*
- [8] *Recueil des Lois, Volume 1998, page 69.*
- [9] *Recueil des Lois, Volume 2000, page 659 and Volume 2002, page 705.*
- [10] *Recueil des Lois, Volume 2003, page 397.*
- [11] *Recueil des Lois, Volume 2004, page 721.*
- [12] *Nos. 2430, 2634, 2876, 3346, 3680, 3848, 3940, 4048, 4339, 4510, 4630, 4711, 4840, 5654, 5837, 5920, 5926, 6481, 6771, 7037, 7216, 7309, 7777, 8439, 9311, 9365, 9429, 119/2002 and 95/2003.*
- [13] *Nos. 2747, 2858, 3148, 5940, 6419 and 8924.*
- [14] *Nos. 2856, 3233 and 4048.*
- [15] *Nos. 3681, 3719, 4546 and 4838.*
- [16] *Nos. 4240 and 4700.*
- [17] *No. 5836.*
- [18] *Nos. 6659, 6833, 7036, 7310 and 7417.*
- [19] *Nos. 7032, 7094, 7135, 7217, 7308, 7416 and 124/2004.*
- [20] *No. 7187.*
- [21] *Nos. 5010, 5225, 5791, 5854, 5886, 6106, 6216, 6303, 7225, 7679, 7848, 7957, 8447, 8808, 8886, 9248, 65/2000 and 168/2002.*
- [22] *Nos. 7956, 8210, 8313, 8446, 8705, 8805, 9251, 64/2000 and 171/2002.*
- [23] *Nos. 7954, 8444, 8806, 8884, 9249, 63/2000, 169/2002 and 56/2004.*
- [24] *Nos. 7955, 8082, 8445, 8595, 8807, 8885, 9252, 62/2000, 172/2002 and 57/2004.*
- [25] *Nos. 8443, 8809, 8887, 9250 and 170/2002.*
- [26] *No. 9396.*
- [27] *Nos. 155/2000 and 19/2002.*
- [28] *No. 128/2003.*
- [29] *No. 13/2004.*
- [30] *No. 37/2004.*
- [31] *No. 3/2005.*
- [32] *No. 146/2004.*