



| States Assembly

Economic and International Affairs Scrutiny Panel

Records of Meetings

2023

The following records of meetings have been approved by the Panel.

Signed

Chair

Deputy Moz Scott

États de Jersey



L's États d'Jèrri

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 12th January 2023

Present	Deputy Moz Scott (Chair) Deputy Raluca Kovacs (Vice Chair) Deputy Max Andrews
In attendance	John Vautier, Sector Lead for Rural and Marine, Department for the Economy Kathryn Flemming, Sector Officer, Rural and Marine, Department for the Economy Heath Harvey, Head of Local Economy, Department for the Economy Janice Hales, Research and Project Officer Rosalyn Sharp, Research and Project Officer

Agenda matter	Action
<p>1. Briefing on Rural Initiative Scheme – Scoring system</p> <p>The Panel received a private briefing from Departmental officers on the Rural Initiative Scheme scoring system.</p> <p>A private detailed file note was made of the briefing, classified as exempt in accordance with Article 35 of the Freedom of Information (Jersey) Law 2011 (as amended).</p>	

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 13th January 2023

Present	Deputy Moz Scott (Chair) Deputy Raluca Kovacs (Vice Chair) Deputy Max Andrews
Apologies	
In attendance	Tom Le Feuvre, Director of Global Markets and International Markets Joe Pennell, External Relations officer, Chief Ministers Department Hussein Haeri, Withers Janice Hales, Research and Project Officer Rosalyn Sharp Research and Project Officer

Agenda matter	Action
<p>1. Briefing on Bilateral Investment Treaty (BITs) between Jersey and the United Arab Emirates (UAE)</p> <p>The Panel received a private briefing from Departmental officers and an external consultant on the signing of the BIT between Jersey and the United Arab Emirates and the next steps in the process.</p> <p>A private detailed file note was made of the briefing, classified as exempt in accordance with Article 35 of the Freedom of Information (Jersey) Law 2011 (as amended).</p>	
<p>2. Panel Meeting to Discuss Briefing on Bilateral Investment Treaty (BITs) between Jersey and the United Arab Emirates (UAE)</p> <p>The Panel discussed the briefing and agreed it would formulate some questions to ask of the Minister at the all States Members briefing on 20th January. The Panel requested if any information on work undertaken by the previous EIA Panel be circulated to help inform question areas.</p>	JH

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 16th January 2023

Present	Deputy Moz Scott (Chair) Deputy Raluca Kovacs (Vice Chair) Deputy Max Andrews
Apologies	
In attendance	Louise Richardson, Associate Director, Financial Services Frank de Mita, Associate Director, Financial Services Janice Hales, Research and Project Officer Roselyn Sharp, Research and Project Officer

Agenda matter	Action
<p>1. Briefing on LLC's (Consequential and Miscellaneous) (Jersey) Regulations 202-</p> <p>The Panel received a briefing from Departmental officers on the recently lodged proposition P.119/2022 Draft Limited Liability Companies (Winding Up and Dissolution) (Amendment) (Jersey) Regulations 202- which were due for debate no earlier at the States sitting week commencing 7th February 2023.</p> <p>The Panel was informed that since the commencement of the Limited Liability Companies (Winding Up and Dissolution) (Jersey) Regulations 2022 (the "LLC WU Regulations"), amendments had been made to the Companies (Jersey) Law 1991 (the "Companies Law"). These amendments would permit a creditor with a debt of £3,000 or more to apply to the court for an insolvent company to be wound up and for a liquidator to be appointed to conduct that winding up. The Liquidator must be listed on the 'Approved List of Liquidators' maintained by the Viscount. The current LLC WU Regulations are based on the winding up provisions within the Companies Law as they were, and the Panel was informed that it was seen as appropriate for changes reflecting the Companies Law amendments to be made to the LLC WU Regulations so that this remedy is available for a creditor of an LLC also.</p> <p>The proposed draft Regulations would follow the changes made to the Companies Law subject to necessary adjustments where necessary to cater for the particular nature of an LLC (for example that there is a manager and not a director).</p> <p>The Panel was informed that the proposed amendments would allow Jersey to compete in the American financial market (in particular, with the Cayman Islands) as whilst the American market predominately used LLP's, LLC's were available to outside investors. The Panel asked what, if any, engagement had been undertaken with the United States of America (USA) and was informed that there had been no official engagement. The Panel asked for clarity on what it was that the proposed Amendments to the Regulations would modify and was informed that the LLC would be registered in line with international standards, with the registration being contained within the body of the document whereas currently, there is no need to register it in this way.</p>	

<p>The Panel was taken through each of the Regulations and it was explained how each of them would change, should the Regulations be approved by the Assembly. The Panel was satisfied that the proposed changes followed the wording already contained within the Companies Law and major disruptions were unlikely.</p> <p>The Panel asked around the consultation process and how this had been carried out. It was informed that a consultation paper seeking comment on the proposed amendments was prepared by Government and circulated by Jersey Finance Limited (JFL) amongst its membership on 21st November 2022. The consultation remained open until 1st December 2022. In addition, an online virtual ‘town hall’ consultation was organised by JFL on 24th November 2022. No comments, adverse or otherwise, were received during the virtual ‘town hall’ event, nor were any responses received by the consultation closing date of 1st December 2022.</p> <p>The Panel asked about the time period for the destruction of confidential documents relating to LLC’s in the regulations and its consistency with the Companies Law. It was agreed that this information would be provided in due course to the officer via email.</p> <p>The Panel thanked the officers for their time, and they left the meeting.</p>	
<p>2. Panel post meeting re Briefing on LLC’s (Consequential and Miscellaneous) (Jersey) Regulations 202-</p> <p>The Panel agreed it was satisfied with the Amendments to the Regulations as proposed and agreed that whilst it may have questions in the future, no further action was required at this stage and it supported the Amendments.</p>	
<p>3. P.115/2023 The Draft Sea Fisheries (TCA - Licensing of Fishing Boats) (Amendment of Law and Regulations (No. 2) (Jersey) Regulations 202-</p> <p>The Panel discussed the recently lodged proposition P.115/2023 The Draft Sea Fisheries (TCA - Licensing of Fishing Boats) (Amendment of Law and Regulations (No. 2) (Jersey) Regulations 202- by the Minister for the Environment as it was concerned there may be an economic impact on the fisheries industry as a result of the proposed Regulations, and as a result, could fall under the remit of the Panel to review. The Panel was informed that as the proposition had been lodged by the Minister for the Environment, it would automatically fall under the remit of the Environment, Housing and Infrastructure Panel (EHI). The Panel agreed that the Chair would speak with the Chair of the EHI Panel in the first instance to obtain some understanding of his position and with the Chair of the EHI Panel to identify what work, if any, the EHI Panel would be undertaking and if there was any participation required from the EIA Panel, perhaps in the form of cross panel working.</p>	<p>MS</p>

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 19th January 2023

Present	Deputy Moz Scott (Chair) Deputy Raluca Kovacs (Vice Chair) Deputy Max Andrews Connétable Richard Honeycombe Connétable Marcus Troy
Apologies	
In attendance	Kellie Boydens, Principal Committee and Panel Officer Janice Hales, Research and Project Officer Rosalyn Sharp, Research and Project Officer

Agenda matter	Action
<p>1. Records of Meetings</p> <p>The Panel approved the records of its meetings held on 29th November, 7th, 8th, 9th and 12th December 2022.</p>	
<p>2. Welcome to New Members</p> <p>The Panel welcomed Connétable Richard Honeycombe and Connétable Marcus Troy as members having been appointed during the States' sitting on 18th January 2023. The new members had been provided with background on Scrutiny and an introduction pack via email prior to the meeting and were informed that any training issues or further questions should be raised with the Panel officer.</p>	
<p>3. Bilateral Investment Treaty (BITs)</p> <p>The Panel recalled the recent private briefing it had received from Departmental officers regarding BITs and noted the upcoming briefing to all States Members on Friday 13th January at 10am. The Panel discussed the previously circulated briefing document on BITs and the proposed questions contained therein. The Panel agreed it would raise these questions at the States Members briefing and, depending on the response from the Minister, would discuss the next steps, if any.</p>	JH
<p>4. Potential Reviews/Work Programme</p> <p>The Panel discussed its work programme with a view to identifying potential review topics and the guiding principles by which it would prioritise each topic.</p> <p>Government Plan 2023-26</p> <p>The Panel was informed that the Ministerial Responses to its review on the Government Plan 2023-26 were due on 31st January 2023. It was discussed that these responses may identify potential areas of follow up work and it was agreed this would be discussed further once the responses had been received. The Panel also recalled it had planned a briefing with the Chief Economist in December, however, other work commitments had taken priority and this was due to be rescheduled. It was agreed this would be revisited together with the Ministerial Responses.</p>	

<p>It was further agreed that the confidential business plans from the Government Plan be circulated to the new members, in particular, the business plan for the Department of the Economy.</p>	JH
<p>Arms' Length Organisations (ALOs) and Memorandums of Understanding (MoUs)</p>	
<p>The Panel had previously expressed an interest in looking at this topic, however, it was recalled that the Minister for Economic Development, Tourism, Sport and Culture (MEDTSC) had informed it that a review would be undertaken by Government in Q2 2023. The Panel agreed that this would be kept under review with questions asked of the Minister at upcoming hearings.</p>	
<p>The Panel recalled that it had asked for the terms of reference for this review, however, as it had yet to be launched, these had not been received. The Panel also recalled that within the Government Plan 2023-26, a budget of £30,000 per year had been approved for the employment of a member of staff to manage ALOs. It was agreed that the status of this review be followed up together with the status of the employment vacancy.</p>	JH
<p>The Panel was informed that the previous Economic and International Affairs (EIA) Panel had undertaken some background work on ALOs and MOUs. The Panel was reminded of r.56/2022 - The New Memoranda of Understanding between the Minister for Treasury and Resources and the wholly owned States-Owned Entities which had been presented to the States Assembly in May 2022. This report was the presentation of the existing MoUs following a review undertaken by Treasury and Resources with the assistance of PwC and took effect on 1st May 2022. The Panel requested the MoUs for all ALOs be circulated together with r.56/2022 for further consideration, together with a briefing document showing the work that had been undertaken by the previous EIA Panel and the current Panel's options.</p>	JH
<p>Jersey Aircraft Registry (JAR) The Panel discussed the closure of the JAR and asked if it was still being funded and if so, by how much and for what reason. It was agreed that this information be circulated to the Panel as soon as possible.</p>	JH
<p>Arts and Heritage Strategy The Panel discussed the Arts and Heritage Strategy with a view to reviewing how grants were distributed. It was agreed that the Strategy, together with the report from the Comptroller and Auditor General on the Strategy, be circulated for members to consider and this would be tabled at the Panel's next scheduled meeting. It was also agreed that the Vice Chair would provide some questions with regards to the refurbishment of the Jersey Opera House which would be discussed at the next meeting.</p>	RK/JH
<p>Financial Services Legislation The Panel discussed the upcoming MONEYVAL assessment due in September 2023 and the various pieces of financial legislation which the Minister for External Relations and Financial Services (MERFS) would be lodging as propositions in due course. The Panel recalled it had been given very little time in which to review the last two pieces of legislation and was informed that a condensed list of all financial services legislation had been requested from both the financial crime team and the financial services team to show lodging dates and potential debate dates. This would hopefully provide the Panel with an opportunity to seek briefings sooner rather than later with regards to this legislation, should it wish to undertake further work.</p>	JH
<p>Outline Economic Strategy (OES)</p>	

<p>The Panel provided high level areas of questioning for the upcoming public hearing with the Minister for EDTSC and requested that a draft question plan be circulated for further consideration.</p>	
<p>7. Follow Up Areas</p> <p>The Panel noted the correspondence recently received from the MEDTSC regarding the loan to Blue Islands and questioned whether further questions could be asked based on the response. The Panel queried how much of the loan had been repaid; how much interest had been charged; and whether any further funding would be provided to Blue Islands.</p>	<p>JH</p>
<p>8. Future Meetings</p> <p>The Panel noted its next scheduled meeting was due on 2nd February 2023 but asked that this be rescheduled to accommodate the upcoming Jurat Election which Members were required to attend.</p> <p>The Panel also noted that both new members were members of the Planning Committee which took place once a month on a Tuesday and a Thursday. It was agreed that should any Planning Committee meeting clash with upcoming EIA Panel scheduled meetings or hearings, these should be rearranged, where possible.</p>	<p>JH</p>

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 31st January 2023

Present	Deputy Moz Scott, Chair Deputy Raluca Kovacs, Vice-Chair Deputy Max Andrews Connétable Marcus Troy
Apologies	Connétable Richard Honeycombe
In attendance	<p>Item 1 only John Vautier, Sector Lead for Rural & Marine, Department for the Economy Kathryn Flemming, Sector Officer, Rural and Marine, Department for the Economy Heath Harvey, Head of Local Economy, Department for the Economy</p> <p>Item 2 only Elisabeth Blampied, Senior Policy Officer, Department for the Economy Stephanie Luce, Sector Officer, Strategic Policy, Planning and Performance Department Matt Palmer, Director, Cyber Emergency Response Team Ben Jehan, Private Secretary to the Minister for Economic Development, Tourism, Sport and Culture</p> <p>Janice Hales, Research and Project Officer Rosalyne Sharp, Research and Project Officer</p>

Agenda matter	Action
<p>1. Briefing on Funding to Fisheries</p> <p>The Panel received John Vautier (Sector Lead for Rural & Marine), Kathryn Flemming (Sector Officer – Rural and Marine) and Heath Harvey (Head of Local Economy) for an informal briefing on the scheme that was being designed to provide financial support to the fishing industry.</p> <p>The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p>2. Panel post-meeting debrief - Funding to Fisheries Briefing</p> <p>The Panel discussed the briefing and any actions to follow. It was agreed that a timeline showing key milestones and objectives be requested from the Department for the Economy and circulated to the Panel for further consideration.</p>	JH

<p>3. Briefing on Cyber Defence</p> <p>The Panel received Departmental officers for an informal briefing on cyber defence and the advancement of the cyber defence project.</p> <p>The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p>4. Panel post-meeting debrief - Briefing on Cyber Defence</p> <p>The Panel discussed the briefing and any actions to follow. It was agreed that a letter be drafted for approval by the Chair with follow up questions for further consideration.</p>	<p>JH</p>

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 6th February 2023

Present	Deputy Moz Scott, Chair Deputy Raluca Kovacs, Vice-Chair Deputy Max Andrews Connétable Marcus Troy
Apologies	Connétable Richard Honeycombe
In attendance	<p>Item 1 only Dan Marcos, Head of International Compliance, Department for the Economy Harry Gibbon, External Relations Officer, Department for the Economy Peter Longstaffe, Law Officers Department Charlotte Martin, Legislative Drafter</p> <p>Item 2 only Thomas Holvey, Chief Economic Adviser, Department for the Economy Kirsty Pearson, Economy Development Officer, Department for the Economy Toby Gladwin, Economic Programmes Manager, Department for the Economy Rosalyn Sharp, Research and Project Officer</p> <p>Item 3 only Deputy Sam Mézec, Chair, Corporate Services Scrutiny Panel Deputy Ian Gorst, Minister for Treasury and Resources Deputy Philip Ozouf, Minister for External Relations and Financial Services Deputy Lyndon Farnham, Member, Corporate Services Scrutiny Panel Tom Le Feuvre, Director of Global Markets and International Markets, Office of The Chief Executive Cora O'Brien, Deputy Comptroller of Revenue, Treasury and Exchequer Emma Nielson, Senior Specialist Officer, Treasury and Exchequer Jeremiah Coder, Senior Specialist Officer, Treasury and Exchequer Monique Magalhaes, Committee and Panel Officer</p> <p>Janice Hales, Research and Project Officer</p>

Agenda matter	Action
1. Briefing on Sanctions and Asset-Freezing (Jersey) Law 2019 ("SAFL") and the Sanctions and Asset-Freezing (Implementation of External Sanctions) (Jersey) Order 2021	

<p>The Panel received a private briefing from Departmental officers regarding the Sanctions and Asset-Freezing (Jersey) Law 2019 (“SAFL”) and the Sanctions and Asset-Freezing (Implementation of External Sanctions) (Jersey) Order 2021.</p> <p>The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p>2. Panel post-meeting debrief - Briefing on Sanctions and Asset-Freezing (Jersey) Law 2019 (“SAFL”) and the Sanctions and Asset-Freezing (Implementation of External Sanctions) (Jersey) Order 2021</p> <p>The Panel discussed the briefing and any actions to follow. It was agreed that the Panel would request a call for evidence from key industry stakeholders to understand what involvement they had had in the draft regulations, if any. The Panel also agreed it would present comments on the proposition in time for the debate scheduled for the States’ sitting on 21st March 2023.</p>	<p>JH</p>
<p>3. Briefing on Outline Economic Strategy and Future Economic Programme</p> <p>The Panel received Officers for an informal meeting on the Island’s Economic Outlook and the Future Economy Programme.</p> <p>The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	
<p>4. Panel post-meeting debrief - Briefing on the Outline Economic Strategy and Future Economic Programme</p> <p>The Panel recalled it had previously agreed that a Terms of Reference and Scoping Document be drafted for a review into the Outline Economic Strategy. However, following the briefing, it was agreed that this be put on hold and an additional briefing arranged for the Panel to ask further questions with the Minister for Economic Development, Tourism, Sport and Culture in attendance. It was agreed that following the briefing with the Minister, the Panel would discuss its next steps.</p>	<p>JH</p>
<p>5. Briefing on Organisation for Economic Co-operation and Development (OECD) Pillar Workstreams</p> <p>The Panel received a private briefing held jointly with the Corporate Services Scrutiny Panel (CSSP) from the Minister for External Relations, the Minister for Treasury and Resources and Departmental officers on the Organisation for Economic Co-operation and Development (OECD) Pillar Workstreams.</p> <p>The record of this meeting was classified as exempt in accordance with the Freedom of Information (Jersey) Law 2011 (as amended) under Qualified Exemption Article 35.</p>	

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 10th February 2023

Present	Deputy Moz Scott, Chair Deputy Raluca Kovacs, Vice-Chair Deputy Max Andrews Connétable Marcus Troy
Apologies	Connétable Richard Honeycombe
In attendance	Janice Hales, Research and Project Officer Rosalyn Sharp, Research and Project Officer

Agenda matter	Action
<p>1. Meeting – Discussion of Question Plan for upcoming Public Hearing with the Minister for Economic Development, Tourism, Sport and Culture</p> <p>The Panel discussed the recently circulated question plan for the upcoming hearing with the Minister for Economic Development, Tourism, Sport and Culture (MEDTSC).</p> <p>The Chair explained the overall strategy for the question plan and the hearing and how time limitations could impact on the Panel's ability to ask the full list of questions. The Chair went on to inform the Panel that any questions not asked at the hearing, could be followed up in writing and it was important that the key questions were asked in order to get the information in the public domain.</p> <p>The Panel made a number of amendments and agreed that some of the questions on the Outline Economic Strategy and Tourism Strategy be removed as briefings on these topics had been arranged to take place in early March. The Panel also agreed that the questions regarding Digital Jersey be reviewed and condensed.</p> <p>The Panel asked if the questions could be compared with the recently presented 2023 Ministerial Plan to ensure that any responses to the questions were not already in the public domain.</p>	
<p>2. Any Other Business</p> <p>The Panel recalled the recent briefings it had attended on the Monday prior to the States' sitting and requested, where possible, briefings were not confirmed for this date, to allow preparation for the States' sitting.</p> <p>The Panel discussed a letter received regarding Medicinal Cannabis and decided it would discuss this further at the next meeting.</p>	

Economic and International Affairs Scrutiny Panel

Record of Meeting

Date: 16th February 2023

Present	Deputy Moz Scott (Chair) Deputy Raluca Kovacs (Vice Chair) Deputy Max Andrews
Apologies	Connétable Richard Honeycombe Connétable Marcus Troy
In attendance	Item 4 Deputy Kirsten Morel, Minister for Economic Development, Tourism, Sport and Culture Deputy Alex Curtis, Assistant Minister for Economic Development, Tourism, Sport and Culture (Digital Economy) Deputy Lucy Stephenson, Assistant Minister for Economic Development, Tourism, Sport and Culture (Sport) Daniel Houseago, Group Director – Economy, Department for the Economy Heath Harvey, Head of Local Economy, Department for the Economy Thomas Holvey, Chief Economic Advisor, Department for the Economy Ben Jehan, Private Secretary, Minister for Economic Development, Tourism, Sport and Culture Janice Hales, Committee and Panel Officer Peter Lamy, Research and Project Officer Emily Thomas, States Greffe Campaign Manager (items 4 and 5 only)

Agenda matter	Action
<p>1. Records of Meetings</p> <p>The Panel approved the records of its meetings held on 12th, 13th, 16th and 19th January 2023.</p> <p>The Panel requested the Committee and Panel Officer (CPO) to confirm with Government Officers discussion of communication plans that had taken place in the meeting of the 10th January 2023 and agreed records of that meeting would be recirculated for consideration and approval.</p>	JH
<p>2. Update on Potential Reviews/Work Programme</p> <p>The Panel requested and received an update from the CPO on potential reviews and work programme as discussed in its meeting on the 19th January 2023.</p> <p>The Panel agreed to add discussion of Ministerial Responses to its Review of the Government Plan 2023 – 26 to its agenda for the meeting of the 24th February 2023.</p>	PL
<p>3. Review of the Government of Jersey’s Planning Services</p> <p>The Chair informed the Panel that she had been invited to meet with James Mackinnon CBE to discuss the review of the Government of Jersey’s Planning Services on the 8th March 2023. Although the Chair indicated that it was unclear if the invitation was made in her scrutiny capacity or as an independent member, the</p>	RC/MA/ RH/MT

Officers on the Export Strategy. It was agreed that draft questions previously discussed by the Panel on the Export Strategy would be circulated for consideration.	JH
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