

STATES OF JERSEY ORDER PAPER

Monday 8th September 2008

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Road Traffic (Pedestrian Crossings) (Amendment No. 2) (Jersey) Order 2008. R&O.88/2008.
Minister for Transport and Technical Services.

Road Traffic (Saint Saviour) (Amendment No. 3) (Jersey) Order 2008. R&O.89/2008.
Minister for Transport and Technical Services.

Battle of Flowers (Jersey) Order 2008. R&O.90/2008.
Minister for Transport and Technical Services.

Jersey International Air Display (Jersey) Order 2008. R&O.91/2008.
Minister for Transport and Technical Services.

Road Racing (Hill Climbs and Sprint) (No. 3) (Jersey) Order 2008. R&O.92/2008.
Minister for Transport and Technical Services.

Veterinary Surgeons (Jersey) Order 2008. R&O.93/2008.
Minister for Planning and Environment.

Artificial Insemination of Domestic Animals (Jersey) Order 2008. R&O.94/2008.
Minister for Economic Development.

Artificial Insemination of Domestic Animals (Bovine Semen) (Jersey) Order 2008. R&O.95/2008.
Minister for Planning and Environment and Minister for Home Affairs.

Non-Profit Organizations (Jersey) Order 2008. R&O.96/2008.
Minister for Economic Development.

Community Provisions (Restrictive Measures – Burma/Myanmar) (Jersey) Order 2008. R&O.97/2008.
Senator T.A. Le Sueur for and on behalf of the Chief Minister.

Airport Dues (Tariff) (Amendment No. 3) (Jersey) Order 2008. R&O.98/2008.
Minister for Economic Development.

Collective Investment Funds (Unregulated Funds) (Amendment) (Jersey) Order 2008. R&O.99/2008.
Minister for Economic Development.

Financial Services (Amendment of Schedule 2 to Law) (No. 2) (Jersey) Order 2008. R&O.100/2008.
Minister for Economic Development.

Road Traffic (Speed Limits) (Amendment No. 3) (Jersey) Order 2008. R&O.101/2008.
Minister for Transport and Technical Services.

Traffic Signs (Amendment No. 17) (Jersey) Order 2008. <i>Minister for Transport and Technical Services.</i>	R&O.102/2008.
Education (Discretionary Grants – General) (Jersey) Order 2008. <i>Minister for Education, Sport and Culture.</i>	R&O.103/2008.
Education (Discretionary Grants – Amounts) (Jersey) Order 2008. <i>Minister for Education, Sport and Culture.</i>	R&O.104/2008.

C. DOCUMENTS PRESENTED OR LAID

Bailiff of Jersey: cessation of dual role (P.112/2008) – comments. Presented: 7th August 2008. <i>Privileges and Procedures Committee.</i>	P.112/2008. Com.
Land Transactions under Standing Order 168(3) – (a) Unit Nos. 94-96, Central Market, St. Helier– lease assignment; (b) B006, B006A, B007 and B007A, Jersey Airport, assignment of leases to Fuel Supplies C.I. Ltd. Presented: 23rd July 2008. <i>Minister for Treasury and Resources.</i>	R.81/2008.
States of Jersey Complaints Board: findings – Complaint against a decision of the Minister for Housing regarding undue delays throughout 2007 in the processing of rent abatement/rebate claims under the Housing Department scheme. Presented: 23rd July 2008. <i>Privileges and Procedures Committee.</i>	R.82/2008.
Deemed rental charge on non-finance non-Jersey-owned companies: Green Paper July 2008. Presented: 25th July 2008. <i>Minister for Treasury and Resources.</i>	R.83/2008.
Jersey Overseas Aid Commission: annual report for 2007. Presented: 25th July 2008. <i>Jersey Overseas Aid Commission.</i>	R.84/2008.
Land Transactions under Standing Order 168(3) – (a) No. 2 Howard Davis Farm, La Route de la Trinité, Trinity– lease; (b) proposed sale of land at York Lane, St. Helier. Presented: 31st July 2008. <i>Minister for Treasury and Resources.</i>	R.85/2008.
Wheel clamping: Green Paper July 2008. Presented: 31st July 2008. <i>Minister for Home Affairs.</i>	R.86/2008.
States of Jersey Law 2005: delegation of functions – Planning and Environment – States Veterinary Officer. Presented: 8th August 2008. <i>Minister for Planning and Environment.</i>	R.87/2008.
Land Transactions under Standing Order 168(3) – (a) Field 533, former Les Creux Farm and other associated land, St. Brelade– drainage rights;	R.88/2008.

(b) Francis Street – proposed acquisition of land for pavement improvement. Presented: 14th August 2008. <i>Minister for Treasury and Resources.</i>	
Children’s Executive: progress report. Presented: 20th August 2008. <i>Minister for Health and Social Services.</i>	R.89/2008.
States of Jersey Complaints Board: findings – 3 complaints against decisions of the Minister for Education, Sport and Culture. Presented: 20th August 2008. <i>Privileges and Procedures Committee.</i>	R.90/2008.
Land Transactions under Standing Order 168(3) – Central Stores Warehouse and adjoining land, Five Oaks, St. Saviour– new lease to Jersey Telecom Limited. Presented: 21st August 2008. <i>Minister for Treasury and Resources.</i>	R.91/2008.
States of Jersey Law 2005: delegation of functions – States Employment Board. Presented; 28th August 2008. <i>Chief Minister.</i>	R.92/2008.
Land Transactions under Standing Order 168(3) – St. Ouen’s Mill, La Rue de la Campagne, St. Ouen – new lease to the Scout Association Jersey. Presented: 29th August 2008. <i>Minister for Treasury and Resources.</i>	R.93/2008.
Employment Tribunal Side Member: extension of appointment. Presented: 1st September 2008. <i>Minister for Social Security.</i>	R.94/2008.

D. NOTIFICATION OF LODGED PROPOSITIONS

Historic Child Abuse Enquiry: Funding (P.91/2008) – amendment. Lodged: 13th August 2008. <i>Minister for Treasury and Resources.</i>	P.91/2008. Amd.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy (P.103/2008) – amendments. Lodged: 26th August 2008. <i>Senator L. Norman.</i>	P.103/2008. Amd.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy (P.103/2008) – second amendment. Lodged: 3rd September 2008. <i>Deputy S. Pitman of St. Helier.</i>	P.103/2008. Amd.(2)
Annual Business Plan 2009 (P.113/2008): amendment. Lodged: 29th August 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.
Annual Business Plan 2009 (P.113/2008): second amendment. Lodged: 1st September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(2).

Annual Business Plan 2009 (P.113/2008): third amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(3).
Annual Business Plan 2009 (P.113/2008): fourth amendment. Lodged: 2nd September 2008. <i>Council of Ministers.</i>	P.113/2008. Amd.(4).
Annual Business Plan 2009 (P.113/2008): fourth amendment (P.113/2008 Amd. (4)) – amendment. Lodged: 2nd September 2008. <i>Senator F.E. Cohen.</i>	P.113/2008. Amd.(4). Amd.
Annual Business Plan 2009 (P.113/2008): fifth amendment. Lodged: 2nd September 2008. <i>Public Accounts Committee.</i>	P.113/2008. Amd.(5).
Annual Business Plan 2009 (P.113/2008): sixth amendment. Lodged: 2nd September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(6).
Annual Business Plan 2009 (P.113/2008): seventh amendment. Lodged: 2nd September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(7).
Annual Business Plan 2009 (P.113/2008): eighth amendment. Lodged: 2nd September 2008. <i>Deputy C.J. Scott Warren of St. Saviour.</i>	P.113/2008. Amd.(8)
Annual Business Plan 2009 (P.113/2008): ninth amendment. Lodged: 2nd September 2008. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.113/2008. Amd.(9)
Annual Business Plan 2009 (P.113/2008): tenth amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(10).
Annual Business Plan 2009 (P.113/2008): eleventh amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(11).
Draft Amendment (No. 8) of the Standing Orders of the States of Jersey. Lodged: 23rd July 2008. <i>Chairmen’s Committee.</i>	P.115/2008.
Public Lotteries Board: appointment of Members. Lodged: 28th July 2008. <i>Minister for Economic Development.</i>	P.116/2008.
Draft Police Force (Amendment No. 11) (Jersey) Law 200. Lodged: 28th July 2008. <i>Comité des Connétables.</i>	P.117/2008.
Draft Criminal Procedure (Connétables and Centeniers) (Amendment) (Jersey) Law 200-. Lodged: 28th July 2008.	P.118/2008.

Comité des Connétables.

Draft Proceeds of Crime (Amendment of Schedule 2) (Jersey) Regulations 2008. Lodged: 28th July 2008. <i>Minister for Treasury and Resources.</i>	P.119/2008.
Draft Proceeds of Crime (Amendment of Schedule 2) (Jersey) Regulations 2008 (P.119/2008): amendments. Lodged: 26th August 2008. <i>Minister for Treasury and Resources.</i>	P.119/2008. Amd.
Draft Financial Services Commission (Amendment No. 5) (Jersey) Law 2008. Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	P.120/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Amendment of Law) (Jersey) Regulations 2008. Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	P.121/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Amendment of Law) (Jersey) Regulations 2008- (P.121/2008): amendments. Lodged: 26th August 2008. <i>Minister for Economic Development.</i>	P.121/2008. Amd.
Draft States of Jersey (Amendment No. 5) Law 2008. Lodged: 29th July 2008. <i>Privileges and Procedures Committee.</i>	P.122/2008.
Draft Financial Regulation (Miscellaneous Provisions) (Jersey) Law 2008. Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	P.123/2008.
Draft Terrorism (Amendment No. 3) (Jersey) Law 2008. Lodged: 29th July 2008. <i>Minister for Home Affairs.</i>	P.124/2008.
Draft Drug Trafficking Offences (Amendment No. 2) (Jersey) Law 2008. Lodged: 29th July 2008. <i>Minister for Treasury and Resources.</i>	P.125/2008.
Draft Proceeds of Crime (Amendment No. 2) (Jersey) Law 2008. Lodged: 29th July 2008. <i>Minister for Treasury and Resources.</i>	P.126/2008.
Draft Public Elections (Expenditure and Donations) (Amendment) (Jersey) Regulations 2008. Lodged: 30th July 2008. <i>Privileges and Procedures Committee.</i>	P.127/2008.
“Jersey Royal/Jersey Royals” and the Jersey Royal logo: Introduction of charges for the use of the certification (trade) mark. Lodged: 1st August 2008. <i>Minister for Economic Development.</i>	P.128/2008.

Draft Companies (Annual Returns – Additional Charge) (Jersey) Regulations 200-. Lodged: 4th August 2008. <i>Minister for Economic Development.</i>	P.129/2008.
Draft Companies (Annual Returns – Additional Charge) (Jersey) Regulations 200- (P.129/2008): amendment. Lodged: 3rd September 2008. <i>Minister for Economic Development.</i>	P.129/2008. Amd.
Draft Police Procedures and Criminal Evidence (Amendment of Schedule 1) (No. 1) (Jersey) Regulations 200-. Lodged: 4th August 2008. <i>Minister for Home Affairs.</i>	P.130/2008.
Draft Policing of Parks (Amendment) (Jersey) Regulations 200-. Lodged: 12th August 2008. <i>Minister for Transport and Technical Services.</i>	P.131/2008.
Jersey Air Cadets' HQ, La Rue Carrée, St. Brelade– proposed Deed of Arrangement. Lodged: 14th August 2008. <i>Minister for Treasury and Resources.</i>	P.132/2008.
Composting site, La Collette, St. Helier: cessation of operation. Lodged: 18th August 2008. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.133/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Jersey) Law 2008 (Appointed Day) Act 200-. Lodged: 26th August 2008. <i>Minister for Economic Development.</i>	P.134/2008.
Artificial Insemination of Bovines: fees. Lodged: 26th August 2008. <i>Minister for Planning and Environment.</i>	P.135/2008.
Energy From Waste Facility: Public Inquiry. Lodged: 28th August 2008. <i>Connétable of St. Helier.</i>	P.136/2008.
Rental Deposit Scheme to Protect Tenants' Deposits. Lodged: 29th August 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.137/2008.
Income support, food costs bonus, income tax allowances and/or exemptions – increases to offset GST on foodstuffs and domestic energy. Lodged: 2nd September 2008. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.138/2008.
Committee of Inquiry: Energy from Waste plant procurement process. Lodged: 4th September 2008. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.139/2008.

E. WITHDRAWAL OF LODGED PROPOSITIONS

In accordance with Standing Order 34(1), the proposers of the following propositions lodged “au Greffe” have informed the Greffier of the States that they are to be withdrawn –

Draft Water (Amendment No. 3) (Jersey) Law 200. P.58/2008.
Lodged: 11th April 2008.
Minister for Planning and Environment.

“Jersey Royal/Jersey Royals” and the Jersey Royal logo: Introduction of P.128/2008.
charges for the use of the certification (trade) mark.
Lodged: 1st August 2008.
Minister for Economic Development.

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions

(attached)

1. The Chairman of the Comité des Connétables will table an answer to a question asked by Senator B.E. Shenton regarding the consideration of alternative composting sites.
2. The Minister for Education, Sport and Culture will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the Elizabeth Castle amphibious vehicles.
3. The Minister for Economic Development will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the Elizabeth Castle amphibious vehicles.
4. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the quality of road surfaces and pavements.
5. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the need for supplementary fuel for the proposed new incinerator and the composting plant.
6. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the redevelopment of the Esplanade Quarter.
7. The Minister for Treasury and Resources will table an answer to a question asked by Deputy S. Pitman regarding 1(1)(k) residents.

(b) – Oral Questions

(90 minutes)

1. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Home Affairs –

“Can the Minister inform members why there is a delay in implementing the Jersey Sex Offenders register?”

2. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Will the Minister state how effective Income Support (IS) has been in lifting couples with children out of relative poverty and will he illustrate his answer by giving comparisons between the amount received by families with 1, 2 and 3 children (in £5,000 annual income bands from zero to £25,000) under the former Family Allowance system, and those receiving child components under IS?”
3. The Deputy of St. Martin will ask the following question of the Minister for Treasury and Resources –

“Will the Minister inform members of the future plans for Haut de la Garenne?”
4. Deputy P.V.F. Le Claire of St. Helier will ask the following question of the Minister for Transport and Technical Services –

“What progress, if any, has been made in preparing legislation introducing rear seat belt laws for passengers and children?”
5. Deputy J.A. Martin of St. Helier will ask the following question of the Minister for Social Security –

“Given that the Minister recently advised in a response to a written question that special payments were available within the Income Support system for dental treatment to relieve pain or deal with essential remedial work, will the Minister ensure that pensioners and families with children on Income Support are encouraged, and monies made available, for all to attend 6 month check ups as recommended to keep teeth in good health?”
6. The Connétable of Grouville will ask the following question of the Minister for Planning and Environment –

“In the interests of conservation of energy will the Minister consider easing the restrictions on the replacement of windows in older properties?”
7. The Deputy of St. Martin will ask the following question of the Chairman of the Privileges and Procedures Committee –

“Will the Chairman inform members which, if any, Convention Rights are potentially affected by the draft Regulation 13A, (Prohibition of advertising before poll opens) of the draft Public Elections (Expenditure and Donations) (Amendment) (Jersey) Regulations 200- and inform members whether he is satisfied that the provisions of the Regulation are compatible with Convention Rights?”
8. Deputy P.V.F. Le Claire of St. Helier will ask the following question of the Chief Minister –

“Will the Chief Minister apologise unreservedly to the victims of historical abuse committed whilst in the States’ care and re-affirm his commitment to support the Police wholeheartedly in their pursuit of bringing the guilty to justice as soon as possible?”
9. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Will the Minister explain to members whether Income Tax revenues from 1(1) k residents has decreased in recent years and what measures, if any, he proposes to take to improve the returns made from this source?”

10. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Home Affairs –

“What action, if any, is the Minister taking in consultation with the Minister for Economic Development to increase the penalties to anyone knowingly supplying alcohol and cigarettes to people under the age of eighteen?”

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

1st question period – Minister for Treasury and Resources

2nd question period – Minister for Economic Development

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

Draft Sea Fisheries (Inshore Trawling, Netting and Dredging) (Amendment) (Jersey) Regulations 200- second reading. P.36/2008.
Lodged: 6th March 2008.
Minister for Economic Development.
(principles adopted on 29th April 2008)

Draft Sea Fisheries (Inshore Trawling, Netting and Dredging) (Amendment) (Jersey) Regulations 200- (P.36/2008): comments. P.36/2008.
Presented: 1st July 2008. Com.
Environment Scrutiny Panel.

Draft Sea Fisheries (Inshore Trawling, Netting and Dredging) (Amendment) (Jersey) Regulations 200- (P.36/2008): comments (P.36/2008 Com.)– response P.36/2008.
Presented: 8th July 2008. Com.Res.
Minister for Economic Development.

Flu pandemic funding. P.67/2008.
Lodged: 13th May 2008.
Minister for Treasury and Resources.

Flu pandemic funding (P.67/2008): comments. P.67/2008.
Presented: 1st July 2008. Com.
Health, Social Security and Housing Scrutiny Panel.

Draft European Communities Legislation (Bluetongue) (Jersey) Regulations 200. P.71/2008.
Lodged: 20th May 2008.
Minister for Planning and Environment.

Draft Supply of Goods and Services (Jersey) Law 200-. P.77/2008.
Lodged: 23rd May 2008.
Minister for Economic Development.

Human Rights Committee and Statements of Compatibility. P.78/2008.

Lodged: 29th May 2008. <i>Deputy of St. Martin.</i>	
Human Rights Committee and Statements of Compatibility (P.78/2008): comments. Presented: 30th June 2008. <i>Privileges and Procedures Committee.</i>	P.78/2008. Com.
Human Rights Committee and Statements of Compatibility (P.78/2008): comments. Presented: 1st July 2008. <i>Council of Ministers.</i>	P.78/2008. Com.(2)
Human Rights Committee and Statements of Compatibility (P.78/2008): amendment. Lodged: 24th June 2008. <i>Chairmen's Committee.</i>	P.78/2008. Amd.
Draft Mental Health (Amendment No. 2) (Jersey) Law 200. Lodged: 2nd June 2008. <i>Minister for Health and Social Services.</i>	P.83/2008.
Historic Child Abuse Enquiry: Funding. Lodged: 3rd June 2008. <i>Minister for Treasury and Resources.</i>	P.91/2008.
Historic Child Abuse Enquiry: Funding (P.91/2008) – amendment. Lodged: 13th August 2008. <i>Minister for Treasury and Resources.</i>	P.91/2008. Amd.
Committee of Inquiry: Toxic Incinerator Ash Dumping in the St. Helier Waterfront Land Reclamation Schemes. Lodged: 10th June 2008. <i>Senator S. Syvret.</i>	P.96/2008.
Committee of Inquiry: Toxic Incinerator Ash Dumping in the St. Helier Waterfront Land Reclamation Schemes (P.96/2008) – comments. Presented: 7th July 2008. <i>Council of Ministers.</i>	P.96/2008. Com.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy. Lodged: 17th June 2008. <i>Deputy of Grouville.</i>	P.103/2008.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy (P.103/2008) – amendments. Lodged: 26th August 2008. <i>Senator L. Norman.</i>	P.103/2008. Amd.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy (P.103/2008) – second amendment. Lodged: 3rd September 2008. <i>Deputy S. Pitman of St. Helier.</i>	P.103/2008. Amd.(2)
Goods and Services Tax: exemption for fruit, vegetables and milk.	P.104/2008.

Lodged: 17th June 2008. <i>Deputy S. Pitman of St. Helier.</i>	
Draft Water Resources (Jersey) Law 2007 (Appointed Day) Act 200-. Lodged: 20th June 2008. <i>Minister for Planning and Environment.</i>	P.105/2008.
Rent Control Tribunal: appointment of Chairman and Members. Lodged: 23rd June 2008. <i>Minister for Housing.</i>	P.106/2008.
Esplanade Quarter Masterplan, St. Helier: development agreement– approval by the States. Lodged: 3rd July 2008. <i>Senator J.L. Perchard.</i>	P.111/2008.
Bailiff of Jersey: cessation of dual rôle. Lodged: 9th July 2008. <i>Deputy S. Pitman of St. Helier.</i>	P.112/2008.
Bailiff of Jersey: cessation of dual role (P.112/2008) – comments. Presented: 7th August 2008. <i>Privileges and Procedures Committee.</i>	P.112/2008. Com.
Planning and Environment: division into 2 ministerial offices. Lodged: 18th July 2008. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.114/2008.
Draft Amendment (No. 8) of the Standing Orders of the States of Jersey. Lodged: 23rd July 2008. <i>Chairmen's Committee.</i>	P.115/2008.
Public Lotteries Board: appointment of Members. Lodged: 28th July 2008. <i>Minister for Economic Development.</i>	P.116/2008.
Draft Police Force (Amendment No. 11) (Jersey) Law 200. Lodged: 28th July 2008. <i>Comité des Connétables.</i>	P.117/2008.
Draft Criminal Procedure (Connétables and Centeniers) (Amendment) (Jersey) Law 200-. Lodged: 28th July 2008. <i>Comité des Connétables.</i>	P.118/2008.
Draft Proceeds of Crime (Amendment of Schedule 2) (Jersey) Regulations 200. Lodged: 28th July 2008. <i>Minister for Treasury and Resources.</i>	P.119/2008.
Draft Proceeds of Crime (Amendment of Schedule 2) (Jersey) Regulations 200 (P.119/2008): amendments. Lodged: 26th August 2008. <i>Minister for Treasury and Resources.</i>	P.119/2008. Amd.
Draft Financial Services Commission (Amendment No. 5) (Jersey) Law 200.	P.120/2008.

Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	
Draft Proceeds of Crime (Supervisory Bodies) (Amendment of Law) (Jersey) Regulations 200-. Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	P.121/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Amendment of Law) (Jersey) Regulations 200- (P.121/2008): amendments. Lodged: 26th August 2008. <i>Minister for Economic Development.</i>	P.121/2008. Amd.
Draft States of Jersey (Amendment No. 5) Law 200. Lodged: 29th July 2008. <i>Privileges and Procedures Committee.</i>	P.122/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Jersey) Law 2008 (Appointed Day) Act 200-. Lodged: 26th August 2008. <i>Minister for Economic Development.</i>	P.134/2008.
Draft Terrorism (Amendment No. 3) (Jersey) Law 200. Lodged: 29th July 2008. <i>Minister for Home Affairs.</i>	P.124/2008.
Draft Drug Trafficking Offences (Amendment No. 2) (Jersey) Law 200. Lodged: 29th July 2008. <i>Minister for Treasury and Resources.</i>	P.125/2008.
Draft Proceeds of Crime (Amendment No. 2) (Jersey) Law 200. Lodged: 29th July 2008. <i>Minister for Treasury and Resources.</i>	P.126/2008.
Draft Public Elections (Expenditure and Donations) (Amendment) (Jersey) Regulations 200-. Lodged: 30th July 2008. <i>Privileges and Procedures Committee.</i>	P.127/2008.
Draft Financial Regulation (Miscellaneous Provisions) (Jersey) Law 200-. Lodged: 29th July 2008. <i>Minister for Economic Development.</i>	P.123/2008.
Composting site, La Collette, St. Helier: cessation of operation. Lodged: 18th August 2008. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.133/2008.

M. ARRANGEMENT OF PUBLIC BUSINESS

16th September 2008

Annual Business Plan 2009. Lodged: 15th July 2008. <i>Chief Minister.</i>	P.113/2008.
Annual Business Plan 2009 (P.113/2008): amendment.	P.113/2008.

Lodged: 29th August 2008. <i>Deputy G.P. Southern of St. Helier.</i>	Amd.
Annual Business Plan 2009 (P.113/2008): second amendment. Lodged: 1st September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(2).
Annual Business Plan 2009 (P.113/2008): third amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(3).
Annual Business Plan 2009 (P.113/2008): fourth amendment. Lodged: 2nd September 2008. <i>Council of Ministers.</i>	P.113/2008. Amd.(4).
Annual Business Plan 2009 (P.113/2008): fourth amendment (P.113/2008 Amd. (4)) – amendment. Lodged: 2nd September 2008. <i>Senator F.E. Cohen.</i>	P.113/2008. Amd.(4). Amd.
Annual Business Plan 2009 (P.113/2008): fifth amendment. Lodged: 2nd September 2008. <i>Public Accounts Committee.</i>	P.113/2008. Amd.(5).
Annual Business Plan 2009 (P.113/2008): sixth amendment. Lodged: 2nd September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(6).
Annual Business Plan 2009 (P.113/2008): seventh amendment. Lodged: 2nd September 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.113/2008. Amd.(7).
Annual Business Plan 2009 (P.113/2008): eighth amendment. Lodged: 2nd September 2008. <i>Deputy C.J. Scott Warren of St. Saviour.</i>	P.113/2008. Amd.(8)
Annual Business Plan 2009 (P.113/2008): ninth amendment. Lodged: 2nd September 2008. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.113/2008. Amd.(9)
Annual Business Plan 2009 (P.113/2008): tenth amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(10).
Annual Business Plan 2009 (P.113/2008): eleventh amendment. Lodged: 2nd September 2008. <i>Deputy of St. Ouen.</i>	P.113/2008. Amd.(11).
Draft Companies (Annual Returns – Additional Charge) (Jersey) Regulations 200-. Lodged: 4th August 2008. <i>Minister for Economic Development.</i>	P.129/2008.

Draft Companies (Annual Returns – Additional Charge) (Jersey) Regulations 200- (P.129/2008): amendment. Lodged: 3rd September 2008. <i>Minister for Economic Development.</i>	P.129/2008. Amd.
Draft Police Procedures and Criminal Evidence (Amendment of Schedule 1) (No. 1) (Jersey) Regulations 200. Lodged: 4th August 2008. <i>Minister for Home Affairs.</i>	P.130/2008.
Energy From Waste Facility: Public Inquiry. Lodged: 28th August 2008. <i>Connétable of St. Helier.</i>	P.136/2008.
Income support, food costs bonus, income tax allowances and/or exemptions – increases to offset GST on foodstuffs and domestic energy. Lodged: 2nd September 2008. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.138/2008.
<u>21st October 2008</u>	
Integrated Coastal Zone Management Strategy. Lodged: 23rd May 2008. <i>Minister for Planning and Environment.</i>	P.76/2008.
Draft Policing of Parks (Amendment) (Jersey) Regulations 200-. Lodged: 12th August 2008. <i>Minister for Transport and Technical Services.</i>	P.131/2008.
Jersey Air Cadets' HQ, La Rue Carrée, St. Brelade– proposed Deed of Arrangement. Lodged: 14th August 2008. <i>Minister for Treasury and Resources.</i>	P.132/2008.
Artificial Insemination of Bovines: fees. Lodged: 26th August 2008. <i>Minister for Planning and Environment.</i>	P.135/2008.
Rental Deposit Scheme to Protect Tenants' Deposits. Lodged: 29th August 2008. <i>Deputy G.P. Southern of St. Helier.</i>	P.137/2008.
Committee of Inquiry: Energy from Waste plant procurement process. Lodged: 4th September 2008. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.139/2008.

M.N. DE LA HAYE

Greffier of the States

3rd September 2008

Note –In accordance with the meeting dates fixed for 2008 by the Privileges and Procedures Committee and the decision of the States on 10th July 2008, this meeting will continue, if necessary, on Tuesday 9th, Wednesday 10th, Thursday 11th (a.m. only) and Friday 12th September 2008.

Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.88/2008.

This Order allows a public service vehicle to stop at a bus stop that is located within the approach to a zebra crossing or Pelican crossing. The Order was made on 23rd July 2008 and came into force on 30th July 2008.

R&O.89/2008.

This Order extends a no-waiting area on the north side of St. Martin's Main Road. The Order was made on 23rd July 2008 and came into force on 30th July 2008.

R&O.90/2008.

Under this Order, the Jersey Battle of Flowers Association –

- (a) may close public roads, and use them, for the purpose of holding the Battle of Flowers on Thursday 14th August 2008 and the Moonlight Parade on Friday 15th August 2008;
- (b) may restrict traffic on public roads for the same purpose;
- (c) has to give public notice of the closures and restrictions; and
- (d) has to take out public liability insurance.

The Order was made on 23rd July 2008 and came into force on being made.

R&O.91/2008.

This Order sets out the requirements for the Jersey International Air Display to be held on 11th September 2008. The Order shall come into force immediately. The Order was made on 23rd July 2008 and came into force on being made.

R&O.92/2008.

This Order allows the Classic and Vintage Motor Racing Club of Jersey Limited to hold hill climbs at Grève de Lecq on 23rd and 24th August 2008 and sprint races on the Five Mile Road on 22nd August 2008. The Order was made on 23rd July 2008 and came into force on being made.

R&O.93/2008.

This Order would allow the States' Veterinary Officer to authorize suitable people who are not veterinary surgeons to artificially inseminate domestic animals. The Order was made on 28th July 2008 and came into force on 4th August 2008.

R&O.94/2008.

This Order revokes and replaces the Artificial Insemination of Domestic Animals (Jersey) Order 1952 consequent on the making of the Artificial Insemination of Domestic Animals (Bovine Semen) (Jersey) Order 2008. The Order was made on 31st July 2008 and came into force on 28th August 2008.

R&O.95/2008.

This Order regulates the collection, use, importation and exportation of bovine semen. The Order was made on 31st July 2008 and came into force on 28th August 2008.

R&O.96/2008.

This Order prescribes certain details in respect of Non-Profit Organizations (“NPOs”).

Part 2 of the Order allows for the prescription of “significant” NPOs. The question of whether an NPO is a significant NPO will be determined when it registers and its details are considered.

The Order provides that when requested by the JFSC or any other person to do so a significant NPO must provide details of the persons running it. The JFSC can relieve an NPO from this obligation if it is satisfied that the release of the information to a person (other than the Commission) could place a person at risk of harassment or intimidation.

Part 3 of the Order prescribes what services an NPO must receive under the Financial Services (Jersey) Law 1998 to be a regulated NPO and therefore exempt from most of the obligations imposed on NPOs by the Law.

The Order was made on 5th August 2008 and came into force on the same date as Article 1 of the Non-Profit Organizations (Jersey) Law 2008, i.e. 8th August 2008.

R&O.97/2008.

This Order replaces and updates the restrictive measures imposed in respect of Burma/Myanmar, having regard to Council Regulation (EC) No. 194/2008.

Article 1 defines expressions used in the Order.

Article 2 prohibits the importation, purchase or transportation of goods which have either originated in, or been exported from, Burma/Myanmar.

Article 3 allows an exception from Article 2 for goods which had been shipped before the Order came into force. However, if documentation cannot be produced to prove that the goods were so shipped, the Agent of the Impôts must detain the goods. Schedule 2 sets out procedures for their forfeiture and disposal.

Article 4 prohibits the exportation of equipment to Burma/Myanmar if it is of a kind that might be used for internal repression.

Article 5 prohibits the exportation of certain goods, described in Schedule 4, to enterprises engaged in specified industries in Burma/Myanmar.

Article 6 allows an exception for goods which had already been shipped from Jersey before this Order came into force.

Article 7 prohibits the provision of technical or financial assistance related to military activities, for use in Burma/Myanmar.

Article 8 prohibits the provision of technical assistance to enterprises engaged in certain industries in Burma/Myanmar.

Article 9 allows the Chief Minister to authorize certain exceptions from the prohibitions imposed.

Article 10 prevents an authorization being retrospective.

Article 11 requires the freezing of the funds of members of the government of Burma/Myanmar and of entities associated with them. It further prohibits the making of funds available to those members and entities.

Article 12 allows certain payments into accounts that are otherwise frozen under Article 11.

Article 13 empowers the Chief Minister to authorize, subject to conditions, the release of frozen funds or the making available of funds or resources.

Article 14 limits a person's liability for acts done in compliance with the Order, unless the acts were done in bad faith or negligently.

Article 15 restricts the giving of financial assistance to, or involvement in, certain enterprises.

Article 16 imposes a duty on persons in Jersey to provide information to the Chief Minister so as to facilitate compliance with this Order.

Article 17 empowers the Chief Minister to ask a person for information or to produce documents for the purpose of ensuring compliance with this Order or facilitating compliance with the Council Regulation mentioned above.

Article 18 restricts the purposes for which the Minister may use the information so provided.

Article 19 makes it an offence to contravene the prohibitions and restrictions in the Order, to provide false information under the Order or to evade providing information under the Order.

Article 20 applies certain powers and procedural provisions in the Customs and Excise (Jersey) Law 1999 to the offences in Article 19.

Article 21 allows the Chief Minister to delegate functions under this Order.

Article 22 defines the persons and places to which the Order applies.

Article 23 revokes the existing Order imposing restrictive measures in respect of Burma/Myanmar.

Article 24 provides for the citation and commencement of this Order.

Schedules 1 and 3 to 7 contain information about goods, persons and enterprises to which or whom the provisions of the Order relate.

Schedule 2 establishes a procedure for the forfeiture and disposal of goods which are imported in contravention of the prohibitions in this Order.

The Order was made on 8th August 2008 and came into force on 15th August 2008.

R&O.98/2008.

This Order increases the security charge element of airport dues for each passenger to £1.80 from 1st September 2008. The previous charge for this element was £1.60 and came into force on 1st January 2008. The Order was made on 13th August 2008 and came into force on 1st September 2008.

R&O. 99/2008

This Order amends the Collective Investment Funds (Unregulated Funds) (Jersey) Order 2008 principally as a consequence of changes made to the Financial Services (Jersey) Law 1998 which mean that the requirement for a functionary of an unregulated fund to be registered is now contained in that Law.

The only restriction now needed in the Order being amended is a restriction on the classes of functionaries providing registered offices for unregulated funds that are companies issuing units. The Order was made on 15th August 2008 and came into force on 22nd August 2008.

R&O.100/2008.

The object of this Order is to amend Schedule 2 to the Financial Services (Jersey) Law 1998 in order to ensure that –

- (a) a company acting only as a general partner of an unregulated fund does not need to be registered under that Law in that connection;
- (b) a company acting only as a trustee of an unregulated fund does not need to be registered under that Law in that connection; and
- (c) a company acting only as general partner or trustee (or both) of one or more unregulated funds that are limited partnerships or unit trusts, but together make up part or the whole of one scheme or arrangement, does not need to be registered under that Law in that connection.

The Order was made on 15th August 2008 and came into force on 22nd August 2008.

R&O.101/2008

This Order inserts provisions into the Road Traffic (Speed Limits) (Jersey) Order 2003. The inserted provisions are concerned with part-time speed limits in particular circumstances and override the more general speed limit provisions in the Order.

Article 1 defines the Road Traffic (Speed Limits) (Jersey) Order 2003 as the principal Order.

Article 2 amends the interpretation Article of the principal Order by inserting a definition of “speed limit”.

Article 3 inserts Articles 4A, 4B and 4C into the principal Order.

The inserted **Article 4A** prohibits driving at a speed exceeding that indicated by a traffic sign placed and operated by the Minister for Transport and Technical Services in accordance with the inserted **Articles 4B** and **4C**.

The inserted **Article 4B** allows a specified traffic sign to be operated within 500 metres from a school between 8 a.m. and 5.30 p.m. during term time or at any other time when the school is open to children and indicate speed limit of 20 mph.

The inserted **Article 4C** provides for a sign to be placed within 100 metres of works. The sign is to be in permanent operation when so placed and will indicate the applicable speed limit.

Article 4 cites the title of the Order and provides that it will come into force 7 days after it is made.

The Order was made on 15th August 2008 and came into force on 22nd August 2008.

R&O.102/2008

This Order provides for the signs to be used to indicate the beginning and end of part-time speed limits at schools. This Order also makes provision for the Island-wide speed limit sign to be used. The Order was made on 15th August 2008 and came into force on 22nd August 2008.

R&O.103/2008.

This Order sets out a scheme for the payment of certain discretionary grants and allowances to students over compulsory school age, including the factors to be taken into account in deciding the levels of grants and allowances under the scheme. The Order was made on 26th August 2008 and came into force on 1st September 2008.

R&O.104/2008.

This Order sets out maximum amounts that may be paid by way of certain discretionary grants and allowances to students over compulsory school age, as well as setting the amounts that may be required as contributions from independent students or the parents of dependent students. The Order was made on 26th August 2008 and came into force on 1st September 2008.

WRITTEN QUESTIONS

(See Item I(a))

1. The Chairman of the Comité des Connétables will table an answer to the following question asked by Senator B.E. Shenton -

“With the possibility of the green waste facility at La Collette being closed (P.133/2008 - Composting site, La Collette, St. Helier - cessation of operation) will the Chairman outline the arrangements, if any, that have been, or will be, put in place by the 12 Parishes to cope with the disposal of green waste should the La Collette facility be closed with no alternative facility provided by the Transport and Technical Services Department?”

2. The Minister for Education, Sport and Culture will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade -

1. Would the Minister provide the detailed accumulated costs incurred to date, including parts, labour, invoiced bills and any other costs to do with ongoing repairs and maintenance of the Charming Betty and Charming Nancy to the end of July 2008?

2. Would the Minister provide a list of the days in 2008 that one or other of the two amphibious vehicles was absent from the West-Park to Elizabeth Castle service and will he inform members whether the Harbour Office or the Marine Coastguard Agency Jersey were notified of the absence of one or other machine?

3. Can the Minister give details of the incident that occurred on the afternoon of 11th August 2008 involving the Charming Betty, while afloat and in transit between West Park and Elizabeth Castle, and would he state whether it was the experience of a former driver from the previous operator of the service who went to the assistance of the above machine that averted a potential major incident?”

3. The Minister for Economic Development will table an answer to the following question asked by Deputy S.S.P.A. Power of St. Brelade -

“Would the Minister confirm whether his Department has been notified at all times by the Jersey Heritage Trust on the occasions when either the Charming Betty or Charming Nancy has been absent for repairs from West-Park and can he inform members whether the safety regulations allow the service to operate afloat when only one of the 2 amphibious craft is available and, if so, whether this was permitted for the previous operator of the amphibious service?”

4. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement -

1. Would the Minister undertake to establish a higher specification regarding main road resurfacing in order to prevent the ripple effect found at recent resurfacings in St. Clement and Victoria Avenue, and would he explain why this new condition occurs when it was not present with previous road resurfacings?

2. Would the Minister advise whether he maintains a list of main roads that would benefit from pavement provision (as previously maintained by the former Public Services Department) and, if so, whether it is referred to when the Department comments on planning applications?

3. Would the Minister further advise whether he will be producing plans to alleviate the danger caused by insufficient pavement opposite St. Clement’s Parish Church for consideration by the parish authorities

and, if not, why not?"

5. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement -

"Would the Minister advise whether -

- (a) the present Bellozanne incinerator requires the use of supplementary fuel (such as gas or oil) and, if so, would he specify the type and quantity of fuel used annually;
- (b) the proposed new La Collette incinerator will require supplementary fuel and, if so, the type and quantity estimated to be needed.

Would the Minister advise members of the estimated completion date for the proposed in-vessel composting facility and explain why it has taken so long to achieve?"

6. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement -

"1. With regard to the preferred developer for the Esplanade Quarter, and specifically the undertaking given by the Chief Minister on 17th June 2008 that "*there will also be a full review made of the legal cases both in Dublin and Nevada by an independent lawyer also made available to States Members and the public*", would the Chief Minister advise members –

- (a) whether the reviews have been completed and, if so, whether they were indeed a 'full review'; and
- (b) when they will be made publicly available.

2. With regard to the undertaking made by the Chief Minister in a written answer on 17th June 2008 that "*I will ensure that States members will be kept informed of the results of the due diligence*" will the Chief Minister advise members when the results of the due diligence will be circulated?

3. On 10th June 2008 the Deputy Chief Minister undertook to provide a report on the financial standing and the nature and security of the independent financial guarantees to all States members before any legally binding agreement in respect of the development of the Esplanade Quarter was signed. Will the Chief Minister indicate when that report will be circulated and, should the Chief Minister consider it favourable, how long a period will elapse between its publication and signature?

7. The Minister for Treasury and Resources will table an answer to a question asked by Deputy S. Pitman of St. Helier -

"How many 1(1)(k) residents are currently living and liable for income tax in the Island; what is the declared income of each of these residents and how much income tax do they pay individually and collectively?"

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

2nd Session –

	First 15 minute period Minister	Second 15 minute period Minister
16th September	Home Affairs	Chief Minister
21st October	Health and Social Services	Transport & Technical Services
2nd December	Housing	Chief Minister