



**THE STATES assembled on Wednesday
7th July 2010, at 09.30 a.m. under
the Presidency of
Mr. Michael Nelson de la Haye,
Greffier of the States.**

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

Senator Paul Francis Routier – ill
Senator Frederick Ellyer Cohen – excused attendance
Senator Sarah Craig Ferguson – en défaut (défaut raised at 10.33 a.m.)
Senator Alan John Henry Maclean – en défaut (défaut raised at 9.38 a.m.)
Connétable Silvanus Arthur Yates of St. Martin – ill
Deputy John Alexander Nicholas Le Fondré of St. Lawrence – ill
Deputy Shona Pitman of St. Helier – ill
Deputy Daniel John Arabin Wimberley of St. Mary – en défaut (défaut raised at 9.38 a.m.)

Prayers

Senator F.E. Cohen – attendance

THE STATES, adopting a proposition of the Chief Minister made in accordance with Standing Order 53(3), agreed that the reason for the absence of Senator Frederick Ellyer Cohen was such that he should be excused attendance.

Members present voted as follows –

POUR: 41

Senator T.A. Le Sueur
Senator P.F.C. Ozouf
Senator T.J. Le Main
Senator A. Breckon
Senator F. du H. Le Gresley
Connétable of St. Ouen
Connétable of St. Helier
Connétable of Trinity
Connétable of Grouville
Connétable of St. Brelade
Connétable of St. John
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Lawrence
Connétable of St. Mary
Deputy R.C. Duhamel (S)
Deputy of St. Martin
Deputy R.G. Le Hérissier (S)
Deputy J.B. Fox (H)
Deputy J.A. Martin (H)

CONTRE: 2

Senator B.E. Shenton
Senator J.L. Perchard

ABSTAIN: 1

Senator B.I. Le Marquand

Deputy G.P. Southern (H)
Deputy of St. Ouen
Deputy of Grouville
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy K.C. Lewis (S)
Deputy I.J. Gorst (C)
Deputy of St. John
Deputy M. Tadier (B)
Deputy A.E. Jeune (B)
Deputy T.M. Pitman (H)
Deputy A.T. Dupré (C)
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy M.R. Higgins (H)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

Documents presented or laid

Land Transactions under Standing Order 168(3) – R.95/2010.
(a) Track adjacent to ‘Lindisfarne’, Parcq du Pont Marquet, La Petite Route des
Mielles, St. Brelade – proposed sale;
(b) Old Gorey Harbour Master’s House, 15 Gorey Pier, St. Martin – proposed sale.
Presented: 7th July 2010.
Minister for Treasury and Resources.

Notification of lodged propositions

Sites of Special Interest: removal from list. P.96/2010.
Lodged: 7th July 2010.
Senator J.L. Perchard.

Public Finances (Jersey) Law 2005: funding requests under Article 11(8) P.64/2010

THE STATES resumed consideration of a proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005 and rejected a proposition of the Deputy of St. Mary that, in accordance with Standing Order 83(1)(a), paragraph (a) of the matter should be referred back to the Minister for Treasury and Resources in order that further information relating to the proposition could be provided to the States.

Members present voted as follows –

POUR: 8

Senator J.L. Perchard
 Senator A. Breckon
 Deputy R.G. Le Hérissier (S)
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy of St. Mary
 Deputy M.R. Higgins (H)
 Deputy D.J. De Sousa (H)

CONTRE: 39

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)

ABSTAIN: 0

THE STATES rejected a proposition of the Deputy of St. Mary that, in accordance with Standing Order 83(1)(a), paragraph (b) of the proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005, should be referred back to the Minister for Treasury and Resources in order that further information relating to the proposition could be provided to the States.

Members present voted as follows –

POUR: 12

Senator J.L. Perchard
 Deputy R.C. Duhamel (S)
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

CONTRE: 35

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy A.E. Jeune (B)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)

ABSTAIN: 0

THE STATES, rejected a proposition of the Deputy of St. Mary that, in accordance with Standing Order 83(1)(a), paragraph (c) of the proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005, should be referred back to the Minister for Treasury and Resources in order that further information relating to the proposition could be provided to the States.

Members present voted as follows –

POUR: 14

Senator J.L. Perchard
 Senator A. Breckon
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)

CONTRE: 33

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton

ABSTAIN: 0

| | |
|--------------------------|-----------------------------|
| Deputy J.B. Fox (H) | Senator S.C. Ferguson |
| Deputy G.P. Southern (H) | Senator A.J.D. Maclean |
| Deputy of St. John | Senator B.I. Le Marquand |
| Deputy M. Tadier (B) | Senator F. du H. Le Gresley |
| Deputy of St. Mary | Connétable of St. Ouen |
| Deputy T.M. Pitman (H) | Connétable of St. Helier |
| Deputy M.R. Higgins (H) | Connétable of Trinity |
| Deputy A.K.F. Green (H) | Connétable of Grouville |
| Deputy D.J. De Sousa (H) | Connétable of St. Brelade |
| Deputy J.M. Maçon (S) | Connétable of St. Saviour |
| | Connétable of St. Clement |
| | Connétable of St. Peter |
| | Connétable of St. Lawrence |
| | Connétable of St. Mary |
| | Deputy of St. Martin |
| | Deputy J.A. Martin (H) |
| | Deputy of St. Ouen |
| | Deputy of Grouville |
| | Deputy of St. Peter |
| | Deputy J.A. Hilton (H) |
| | Deputy P.V.F. Le Claire (H) |
| | Deputy of Trinity |
| | Deputy S.S.P.A. Power (B) |
| | Deputy K.C. Lewis (S) |
| | Deputy I.J. Gorst (C) |
| | Deputy A.E. Jeune (B) |
| | Deputy A.T. Dupré (C) |
| | Deputy E.J. Noel (L) |
| | Deputy T.A. Vallois (S) |

THE STATES, having resumed consideration of a proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005, adopted paragraph (a), and agreed, in accordance with Article 11(8) of the Public Finances (Jersey) Law 2005, to amend the expenditure approval for 2010 approved by the States on 5th October 2009 in respect of the following departments to permit increased withdrawals from the Consolidated Fund to fund Court and Case Costs –

- (i) Law Officers' – £2,396,760
- (ii) Home Affairs – £2,017,000
- (iii) Judicial Greffe – £3,013,300
- (iv) Viscount's – £8,400
- (v) Bailiff's Chambers – £300,000
- (vi) Treasury and Resources – £764,540;

Members present voted as follows –

POUR: 33

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy J.B. Fox (H)
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy of St. John
 Deputy A.E. Jeune (B)
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)

CONTRE: 11

Senator J.L. Perchard
 Senator A. Breckon
 Connétable of St. Helier
 Connétable of St. John
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy of St. Mary
 Deputy M.R. Higgins (H)
 Deputy D.J. De Sousa (H)

ABSTAIN: 1

Deputy M. Tadier (B)

THE STATES, adopting paragraph (b) of a proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005, agreed, in accordance with Article 11(8) of the Public Finances (Jersey) Law 2005, to amend the expenditure approval for 2010 approved by the States on 5th October 2009 in respect of the Chief Minister's Department to permit the withdrawal of up to an additional £6,000,000 from the Consolidated Fund for a voluntary redundancy scheme.

Members present voted as follows –

POUR: 31

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator A. Breckon

CONTRE: 14

Senator J.L. Perchard
 Connétable of St. Helier
 Connétable of St. John
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin

ABSTAIN: 0

| | |
|-------------------------------|--------------------------|
| Senator S.C. Ferguson | Deputy of Grouville |
| Senator A.J.D. Maclean | Deputy of St. John |
| Senator B.I. Le Marquand | Deputy M. Tadier (B) |
| Senator F. du H. Le Gresley | Deputy of St. Mary |
| Connétable of St. Ouen | Deputy T.M. Pitman (H) |
| Connétable of Trinity | Deputy M.R. Higgins (H) |
| Connétable of Grouville | Deputy A.K.F. Green (H) |
| Connétable of St. Brelade | Deputy D.J. De Sousa (H) |
| Connétable of St. Saviour | Deputy J.M. Maçon (S) |
| Connétable of St. Clement | |
| Connétable of St. Peter | |
| Connétable of St. Mary | |
| Deputy R.G. Le Hérisssier (S) | |
| Deputy J.B. Fox (H) | |
| Deputy J.A. Martin (H) | |
| Deputy of St. Peter | |
| Deputy J.A. Hilton (H) | |
| Deputy P.V.F. Le Claire (H) | |
| Deputy of Trinity | |
| Deputy S.S.P.A. Power (B) | |
| Deputy K.C. Lewis (S) | |
| Deputy I.J. Gorst (C) | |
| Deputy A.E. Jeune (B) | |
| Deputy A.T. Dupré (C) | |
| Deputy E.J. Noel (L) | |
| Deputy T.A. Vallois (S) | |

THE STATES, adopting paragraph (c) of a proposition of the Minister for Treasury and Resources concerning funding requests under Article 11(8) of the Public Finances (Jersey) Law 2005, agreed, in accordance with Article 11(8) of the Public Finances (Jersey) Law 2005, to amend the expenditure approval for 2010 approved by the States on 5th October 2009 in respect of the Treasury and Resources Department to permit the withdrawal of up to an additional £500,000 from the Consolidated Fund for the delivery of an improved procurement function across the States to generate annual realisable savings.

Members present voted as follows –

POUR: 26

Senator T.A. Le Sueur
 Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Deputy J.B. Fox (H)

CONTRE: 19

Senator B.E. Shenton
 Senator J.L. Perchard
 Senator A. Breckon
 Senator F. du H. Le Gresley
 Connétable of St. Helier
 Connétable of St. John
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy of Grouville
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy of St. Mary

ABSTAIN: 0

Deputy J.A. Martin (H)
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy A.E. Jeune (B)
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)

Deputy T.M. Pitman (H)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

Civil servants earning over £60,000 per annum: publication of salary bands P.71/2010

THE STATES commenced consideration of a proposition of Deputy Michael Roderick Higgins of St. Helier concerning the publication of the salary bands of civil servants earning over £60,000 per annum and rejected a proposition of the Deputy of St. John that the Assembly move to the consideration of the next item on the Order Paper.

Members present voted as follows –

POUR: 15

Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator S.C. Ferguson
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Peter
 Deputy J.B. Fox (H)
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy of Trinity
 Deputy of St. John
 Deputy A.T. Dupré (C)

CONTRE: 26

Senator T.A. Le Sueur
 Senator J.L. Perchard
 Senator A. Breckon
 Senator A.J.D. Maclean
 Senator F. du H. Le Gresley
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisser (S)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy P.V.F. Le Claire (H)
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy T.M. Pitman (H)
 Deputy E.J. Noel (L)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

ABSTAIN: 0

THE STATES rejected a proposition of Deputy Michael Roderick Higgins of St. Helier that, in accordance with Standing Order 69(4), leave be granted for his proposition concerning the publication of the salary bands of civil servants earning over £60,000 per annum to be withdrawn.

Members present voted as follows –

POUR: 21

Senator T.A. Le Sueur
 Senator B.E. Shenton
 Senator J.L. Perchard
 Senator A. Breckon
 Senator F. du H. Le Gresley
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy I.J. Gorst (C)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

CONTRE: 23

Senator T.J. Le Main
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy of St. Peter
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)

ABSTAIN: 0

THE STATES rejected a proposition of Deputy Michael Roderick Higgins of St. Helier to request the States Employment Board to publish the names, position, job description, department and salary band of each person for all civil servants earning over £60,000 per annum (with the salary figures to be in bands of £5,000 starting from £60,000); and to request the States Employment Board to publish the names and terms of any civil servant's contract that contained provisions that were not contained in the normal civil servant contract and, in particular, any terms that would result in the said civil servant receiving an enhancement to his or her basic salary for any purpose or for any reason.

Members present voted as follows –

POUR: 11

Senator B.E. Shenton
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.A. Martin (H)
 Deputy of Grouville
 Deputy M. Tadier (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)

CONTRE: 33

Senator T.A. Le Sueur
 Senator T.J. Le Main
 Senator J.L. Perchard
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen

ABSTAIN: 0

Deputy M.R. Higgins (H)
Deputy D.J. De Sousa (H)

Connétable of Trinity
Connétable of Grouville
Connétable of St. Brelade
Connétable of St. John
Connétable of St. Saviour
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Mary
Deputy J.B. Fox (H)
Deputy of St. Ouen
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy K.C. Lewis (S)
Deputy I.J. Gorst (C)
Deputy of St. John
Deputy A.E. Jeune (B)
Deputy A.T. Dupré (C)
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy J.M. Maçon (S)

Changes in Presidency

Mr. Michael Nelson de la Haye, Greffier of the States, retired from the Chair during consideration of the proposition of Deputy Michael Roderick Higgins of St. Helier concerning the publication of salary bands of civil servants earning over £60,000 per annum (P.71/2010) and the meeting continued under the Presidency of the Bailiff.

Public Employees Contributory Retirement Scheme: Membership of the Committee of Management P.79/2010

THE STATES, adopting a proposition of the Chief Minister, agreed, in accordance with Regulation 3(5) of the Public Employees (Contributory Retirement Scheme) (General) (Jersey) Regulations 1989, as amended, to approve the appointment of Mr. Roderick Gordon Bryans, as an employer representative on the Committee of Management for the period ending 31st December 2012 and so increase the employer representatives to 7 in number.

Members present voted as follows –

POUR: 37

Senator T.A. Le Sueur
Senator T.J. Le Main
Senator B.E. Shenton
Senator J.L. Perchard
Senator A. Breckon
Senator S.C. Ferguson

CONTRE: 1

Deputy M. Tadier (B)

ABSTAIN: 0

Senator A.J.D. Maclean
Senator B.I. Le Marquand
Senator F. du H. Le Gresley
Connétable of St. Ouen
Connétable of Trinity
Connétable of St. Brelade
Connétable of St. John
Connétable of St. Saviour
Connétable of St. Clement
Deputy R.C. Duhamel (S)
Deputy of St. Martin
Deputy R.G. Le Hérisier (S)
Deputy J.B. Fox (H)
Deputy J.A. Martin (H)
Deputy of St. Ouen
Deputy of Grouville
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy K.C. Lewis (S)
Deputy I.J. Gorst (C)
Deputy of St. John
Deputy A.E. Jeune (B)
Deputy of St. Mary
Deputy A.T. Dupré (C)
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy J.M. Maçon (S)

States becoming inquorate during a meeting: revised procedures P.82/2010

THE STATES commenced consideration of a proposition of Deputy Paul Vincent Francis Le Claire of St. Helier and, adopting an amendment of the Privileges and Procedures Committee, agreed that paragraph (a)(ii) should be deleted and in paragraph (a)(iii) for the word “second” there should be substituted the word “electronic”.

THE STATES, adopting a proposition of Deputy Paul Vincent Francis Le Claire of St. Helier, as amended, agreed that the current procedures in Standing Order 56 ‘States inquorate during meeting’ should be amended, and that under the revised procedures –

- (i) if the States became inquorate during a meeting and the presiding officer, having directed that elected members be summoned and allowed sufficient time for them to return, believed that the States remained inquorate, he or she should ask the Greffier to initiate an immediate roll call with members being required to indicate their presence using the electronic voting system;

- (ii) if at the conclusion of this electronic roll call the States remained inquorate, the procedures that currently applied in Standing Order 55(1) when the States were inquorate at the start of a meeting should be applied, namely the presiding officer should –
 - (a) suspend the meeting to a specified time (which may be a time on a continuation day), or
 - (b) close the meeting;
- (iii) if the meeting was suspended the Greffier should, at the specified time, call the roll again and, if when the roll had been called again the States remained inquorate, the presiding officer should close the meeting;
- (b) to request the Privileges and Procedures Committee to bring forward for approval the necessary amendments to Standing Orders to give effect to the decision.

Members present voted as follows –

POUR: 39**CONTRE: 2****ABSTAIN: 0**

Senator T.A. Le Sueur
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator J.L. Perchard
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.D. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Trinity
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Mary
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)

Deputy of St. John
 Deputy T.M. Pitman (H)

Deputy of St. Mary
 Deputy A.T. Dupré (C)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)

Jersey Financial Services Commission: appointment of Commissioner P.86/2010

THE STATES commenced consideration of a proposition, as amended, of the Minister for Economic Development concerning the appointment of a Commissioner to the Financial Services Commission. The Presiding Officer, in accordance with the provisions of Standing Order 82, ordered all strangers to withdraw from the precincts of the States and the doors of the Chamber to be closed.

THE STATES, having concluded the debate *in camera*, proceeded to vote in public assembly and, in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998, appointed Sir Nigel Wicks as a Commissioner of the Jersey Financial Services Commission with effect from 20th July 2010 to 16th June 2012.

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(a), Senator Ben Edward Shenton declared an interest and withdrew from the Chamber for the duration of the debate.

In accordance with Standing Order 106(1)(b) Deputy Ian Joseph Gorst of St. Clement declared an interest but remained in the Chamber for the duration of the debate.

Withdrawal of lodged propositions

THE STATES noted that, in accordance with Standing Order 34(1), the proposer of the following proposition lodged “au Greffe” had informed the Greffier of the States that it had been withdrawn –

Island Plan 2002: H3 Site No. 8, Field 1248 and Channel Television Site. P.10/2010.
 Lodged: 2nd February 2010.
Deputy J.A. Hilton of St. Helier.

Arrangement of public business for future meetings

THE STATES agreed the following arrangement of public business for future meetings proposed, as amended, by the Chairman of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88(3) –

19th July 2010

‘User Pays’ Charges: issuing of animal health export and associated certificates. P.25/2010.
 Lodged: 5th March 2010.
Minister for Planning and Environment.

Income Support: eligibility for educational or training courses. P.66/2010.
 Lodged: 27th May 2010.
Health, Social Security and Housing Scrutiny Panel.

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| Income Support: eligibility for educational or training courses (P.66/2010) – amendment. Lodged: 6th July 2010. <i>Minister for Social Security.</i> | P.66/2010. Amd. |
| Draft Howard Davis Farm (Abrogation of Covenant) (Amendment of Law) (Jersey) Regulations 201-. Lodged: 28th May 2010. <i>Minister for Treasury and Resources.</i> | P.67/2010. |
| Draft Income Tax (Amendment No. 35) (Jersey) Law 201-. Lodged: 28th May 2010. <i>Minister for Treasury and Resources.</i> | P.68/2010. |
| Draft Unlawful Public Entertainments (Jersey) Regulations 201-. Lodged: 7th June 2010. <i>Minister for Home Affairs.</i> | P.72/2010. |
| Jersey Heritage Trust: service level agreement and funding requirements. Lodged: 8th June 2010. <i>Minister for Education, Sport and Culture.</i> | P.75/2010. |
| Jersey Heritage Trust: service level agreement and funding requirements (P.75/2010) – amendment. Lodged: 6th July 2010. <i>Minister for Education, Sport and Culture.</i> | P.75/2010. Amd. |
| Draft Income Support (Amendment No. 5) (Jersey) Regulations 201-. Lodged: 8th June 2010. <i>Minister for Social Security.</i> | P.77/2010. |
| Draft Taxation Relief (Arrangement with the United Kingdom) (Jersey) Act 201-. Lodged: 17th June 2010. <i>Chief Minister.</i> | P.83/2010. |
| Human Rights Law: statements of compatibility. Lodged: 17th June 2010. <i>Deputy of St. Martin.</i> | P.84/2010. |
| Human Rights Law: statements of compatibility (P.84/2010) – comments. Presented: 6th July 2010. <i>Council of Ministers.</i> | P.84/2010. Com. |
| Foreign taxes and freight costs in prices of goods sold in Jersey. Lodged: 25th June 2010. <i>Deputy M.R. Higgins of St. Helier.</i> | P.89/2010. |
| Central Market Sub-Post Office facility: social and economic study of closure. Lodged: 28th June 2010. <i>Deputy S. Pitman of St. Helier.</i> | P.90/2010. |

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| Comprehensive Spending Review: savings proposals – impact on employment of public sector staff. Lodged: 29th June 2010. <i>Deputy G.P. Southern of St. Helier.</i> | P.91/2010. |
| Draft Community Provisions (Mortality in Oysters) (Jersey) Regulations 201- Lodged: 6th July 2010. <i>Minister for Planning and Environment.</i> (Cannot be debated at this meeting unless agreement is granted under Standing Order 26(7) to reduce the lodging period) | P.94/2010. |
| Jersey Arts Trust: appointment of Chairman. Lodged: 6th July 2010. <i>Minister for Education, Sport and Culture.</i> | P.95/2010. |
| <u>13th September 2010</u> | |
| Chief Officer of the States of Jersey Police Force: appointment. Lodged: 16th March 2010. <i>Minister for Home Affairs.</i> | P.30/2010. |
| Chief Officer of the States of Jersey Police Force: appointment (P.30/2010) – comments. Presented: 8th April 2010. <i>Education and Home Affairs Scrutiny Panel.</i> | P.30/2010. Com. |
| Chief Officer of States of Jersey Police: appointment process. Lodged: 23rd March 2010. <i>Deputy of St. Martin.</i> | P.33/2010. |
| Chief Officer of States of Jersey Police: appointment process (P.33/2010) – amendment. Lodged: 13th April 2010. <i>Minister for Home Affairs.</i> | P.33/2010. Amd. |
| Island Plan 2002: Field 622, St. Ouen – rezoning. Lodged: 19th April 2010. <i>Connétable of St. Ouen.</i> | P.48/2010. |
| North of Town Masterplan. Lodged: 11th May 2010. <i>Minister for Planning and Environment.</i> | P.57/2010. |
| North of Town Masterplan (P.57/2010): amendment. Lodged: 13th May 2010. <i>Connétable of St. Helier.</i> | P.57/2010. Amd. |
| North of Town Masterplan (P.57/2010): second amendment. Lodged: 8th June 2010. <i>Deputy A.K.F. Green of St. Helier.</i> | P.57/2010. Amd.(2) |
| North of Town Masterplan (P.57/2010): third amendment. Lodged: 8th June 2010. <i>Deputy P.V.F. Le Claire of St. Helier.</i> | P.57/2010. Amd.(3) |

Immigration, Asylum and Nationality Act, 2006 and Immigration and Asylum Act, 1999: P.80/2010.
 Extension of Certain Sections to Jersey.
 Lodged: 14th June 2010.
Chief Minister.

Draft Census (Amendment No. 3) (Jersey) Law 201-. P.81/2010.
 Lodged: 14th June 2010.
Chief Minister.

Questions in the States: Connétables and political parties. P.85/2010.
 Lodged: 18th June 2010.
Deputy P.V.F. Le Claire of St. Helier.

Sites of Special Interest: removal from list. P.96/2010.
 Lodged: 7th July 2010.
Senator J.L. Perchard.

28th September 2010

Property and Infrastructure Regeneration: the States of Jersey Development Company P.73/2010.
 Limited.
 Lodged: 7th June 2010.
Council of Ministers.

Property and Infrastructure Regeneration: the States of Jersey Development Company P.73/2010.
 Limited (P.73/2010) – amendment. Amd.
 Lodged: 25th June 2010.
Senator B.E. Shenton.

Planning and Building Law: repeal of Minister's power to grant permission that is P.78/2010.
 inconsistent with the Island Plan.
 Lodged: 10th June 2010.
Senator B.E. Shenton.

Jersey Financial Services Commission: Companies' Register. P.87/2010.
 Lodged: 22nd June 2010.
Deputy P.V.F. Le Claire of St. Helier.

Financial and manpower statements in Propositions: revised procedures. P.92/2010.
 Lodged: 30th June 2010.
Deputy P.V.F. Le Claire of St. Helier.

Pension Scheme for States members. P.93/2010.
 Lodged: 6th July 2010.
Deputy P.V.F. Le Claire of St. Helier.

12th October 2010

Samarès Nursery site, St. Clement: removal from draft Island Plan – petition. P.49/2010.
 Lodged: 20th April 2010.
Connétable of St. Clement.

Samarès Nursery site, St. Clement: removal from draft Island Plan – petition (P.49/2010) – comments. P.49/2010.
Presented: 28th June 2010. Com.
Minister for Planning and Environment.

Machinery of Government: amended structure. P.70/2010.
Lodged: 3rd June 2010.
Senator A. Breckon.

Machinery of Government: amended structure (P.70/2010) – amendment. P.70/2010.
Lodged: 10th June 2010. Amd.
Deputy P.V.F. Le Claire of St. Helier.

THE STATES rose at 5.28 p.m.

A.H. HARRIS

Deputy Greffier of the States

Re-issue Note

These States Minutes are re-issued because the page numbering was incorrect when originally printed.