



**THE STATES assembled on Wednesday
1st May 2013, at 09.30 a.m. under
the Presidency of the Deputy Bailiff,
William James Bailhache, Esquire.**

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

Senator Sir Philip Martin Bailhache – ill
Connétable Daniel Joseph Murphy of Grouville – en défaut
Connétable Stephen William Pallett of St. Brelade – ill
Deputy Trevor Mark Pitman of St. Helier – en défaut (défaut raised at 10.09 a.m.)
Deputy Tracey Anne Vallois of St. Saviour – ill
Deputy Andrew Kenneth Francis Green of St. Helier – excused attendance

Prayers

Living Wage for Jersey: investigation P.37/2013

THE STATES, adopting a proposition of Deputy Geoffrey Peter Southern of St. Helier, agreed to request the Chief Minister, in consultation with other members of the Council of Ministers as appropriate, to investigate the feasibility and desirability of the introduction of a living wage for Jersey, with the investigation to include –

- (a) the experience in other jurisdictions;
- (b) the appropriate level at which a living wage might be set in relation to the cost of living differentials between Jersey and the United Kingdom;
- (c) the overall economic impact and business costs by sector;
- (d) the effect on States revenues;
- (e) overall cost/benefit analysis within the Social Policy Framework;
- (f) methods for, and timing of, the introduction of the living wage;

and to report back to the States with his findings no later than 31st January 2014.

Members present voted as follows –

POUR: 35

Senator P.F. Routier
Senator A. Breckon
Senator F. du H. Le Gresley
Senator I.J. Gorst
Connétable of St. Helier
Connétable of Trinity
Connétable of St. Clement

CONTRE: 7

Senator A.J.H. Maclean
Senator B.I. Le Marquand
Senator L.J. Farnham
Connétable of St. Peter
Deputy K.C. Lewis (S)
Deputy E.J. Noel (L)
Deputy of St. John

ABSTAIN: 2

Senator P.F.C. Ozouf
Senator S.C. Ferguson

Connétable of St. Lawrence
 Connétable of St. Mary
 Connétable of St. John
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérisssier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy M. Tadier (B)
 Deputy T.M. Pitman (H)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Draft Policing of Parks (Amendment No. 5) (Jersey) Regulations 201- P.41/2013

THE STATES commenced consideration of the Draft Policing of Parks (Amendment No. 5) (Jersey) Regulations 201- and adopted the principles.

Members present voted as follows –

POUR: 39

CONTRE: 0

ABSTAIN: 0

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence

Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérisier (S)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy T.M. Pitman (H)
 Deputy E.J. Noel (L)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy of St. John
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

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

THE STATES, in pursuance of Order in Council of 26th December 1851 and Article 92 of the Road Traffic (Jersey) Law 1956, made Regulations entitled the Policing of Parks (Amendment No. 5) (Jersey) Regulations 2013.

Draft Control of Housing and Work (Jersey) Law 2012 (Appointed Day) Act 201- P.42/2013

THE STATES, having adopted an amendment of the Chief Minister that in Article 1 for the words “the date that is the first Monday following whatever date falls 7 days after this Act is made” there should be substituted the words “1st July 2013”, and in pursuance of Article 53(2) of the Control of Housing and Work (Jersey) Law 2012, made an Act entitled the Control of Housing and Work (Jersey) Law 2012 (Appointed Day) Act 2013.

Members present voted as follows –

POUR: 37

CONTRE: 1

ABSTAIN: 0

Senator P.F. Routier
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley

Deputy G.C.L. Baudains (C)

Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy T.M. Pitman (H)
 Deputy E.J. Noel (L)
 Deputy J.M. Maçon (S)
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Draft Register of Names and Addresses (Jersey) Law 2012 (Appointed Day) Act 201- P.43/2013

THE STATES, having adopted an amendment of the Chief Minister that that in Article 1 for the words “the date that is the first Monday following whatever date falls 7 days after this Act is made” there should be substituted the words “1st July 2013”, and in pursuance of Article 9(2) of the Register of Names and Addresses (Jersey) Law 2012, made an Act entitled the Register of Names and Addresses (Jersey) Law 2012 (Appointed Day) Act 2013.

Members present voted as follows –

POUR: 38

CONTRE: 1

ABSTAIN: 0

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham

Deputy G.C.L. Baudains (C)

Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérisssier (S)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy E.J. Noel (L)
 Deputy J.M. Maçon (S)
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Jersey Innovation Fund: establishment, funding and operation P.124/2013

THE STATES commenced consideration of a proposition of the Minister for Treasury and Resources concerning the establishment, funding and operation of the Jersey Innovation Fund and adopting an amendment of the Minister for Treasury and Resources, agreed that in paragraph (c) for the words “in accordance with the Operational Terms of Reference set out in the Appendix” there should be substituted the words “in accordance with the Revised Operational Terms of Reference set out in the Appendix to the amendment of the Minister for Treasury and Resources dated 17th April 2013”.

THE STATES, adopting a proposition of the Minister for Treasury and Resources, as amended, referred to their Act dated 17th July 2012 in which they approved the Economic Growth and Diversification Strategy which, *inter alia*, proposed the establishment of an Innovation Fund, and –

- (a) approved, in accordance with the provisions of Article 3(3)(a) of the Public Finances (Jersey) Law 2005, the establishment of a special Fund to be known as the “Jersey Innovation Fund”;
- (b) agreed, in accordance with the provisions of Article 2(4) of the Public Finances (Transitional Arrangements) (Jersey) Order 2011 to increase the expenditure approval for 2013 approved by the States on 6th November 2012 in respect of the Economic Development Department head of expenditure to permit the withdrawal of an additional £5,000,000 from the Consolidated Fund to finance the creation of this new special fund;

- (c) agreed that the Jersey Innovation Fund should be operated and used in accordance with the Revised Operational Terms of Reference set out in the Appendix to the amendment of the Minister for Treasury and Resources dated 17th April 2013, under the supervision of an independent Innovation Board to be established by the Minister for Economic Development through a process overseen by the Appointments Commission and following the Commission's code on appointments to public bodies;
- (d) agreed that any loans or grants made from the Jersey Innovation Fund would be authorised by the Minister for Economic Development.

Members present voted as follows –

POUR: 41

CONTRE: 1

ABSTAIN: 0

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. John
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)
 Deputy J.A. Martin (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy T.M. Pitman (H)
 Deputy E.J. Noel (L)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy of St. John
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter

Deputy G.P. Southern (H)

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) –

14th May 2013

Draft Discrimination (Jersey) Law 201-. Lodged: 15th January 2013. <i>Minister for Social Security.</i>	P.6/2013.
Draft Discrimination (Jersey) Law 201- (P.6/2013) – amendment. Lodged: 30th April 2013. <i>Minister for Social Security.</i>	P.6/2013. Amd.
The Reform of Social Housing. Lodged: 4th March 2013. <i>Council of Ministers.</i>	P.33/2013.
The Reform of Social Housing (P.33/2013): amendment. Lodged: 16th April 2013. <i>Health, Social Security and Housing Scrutiny Panel.</i>	P.33/2013. Amd.
The Reform of Social Housing (P.33/2013): second amendment. Lodged: 16th April 2013. <i>Deputy G.P. Southern of St. Helier.</i>	P.33/2013. Amd.(2)
The Reform of Social Housing (P.33/2013): third amendment. Lodged: 16th April 2013. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.33/2013. Amd.(3)
The Reform of Social Housing (P.33/2013): fourth amendment. Lodged: 17th April 2013. <i>Deputy T.A. Vallois of St. Saviour.</i>	P.33/2013. Amd.(4)
The Reform of Social Housing (P.33/2013): fifth amendment. Lodged: 30th April 2013. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.33/2013. Amd.(5)
Draft Wills and Successions (Amendment No. 2) (Jersey) Law 201-. Lodged: 19th March 2013. <i>Chief Minister.</i>	P.38/2013.
Parish Rates: the States' liability. Lodged: 20th March 2013. <i>Connétable of St. Helier.</i>	P.40/2013.
Draft Procureurs du Bien Public (Terms of Office) (Jersey) Law 201-. Lodged: 2nd April 2013. <i>Comité des Connétables.</i>	P.45/2013.

Manual Workers' Joint Council: Employers' Side membership. P.49/2013.
Lodged: 10th April 2013.
States Employment Board.

Chief Minister and Chairman of Comité des Connétables: monthly meetings. P.51/2013.
Lodged: 16th April 2013.
Deputy M. Tadier of St. Brelade.

4th June 2013

Committee of Inquiry: costs for local businesses. P.31/2013.
Lodged: 25th February 2013.
Senator A. Breckon.

Victoria and George V Cottage Homes (Repeal of General Principles). P.44/2013.
Lodged: 28th March 2013.
Minister for Housing.

Ratification of the Agreement between the Government of Jersey and the Government of P.46/2013.
the Isle of Man for the Avoidance of Double Taxation and the Prevention of Fiscal
Evasion with Respect to Taxes on Income.
Lodged: 3rd April 2013.
Chief Minister.

Ratification of the Agreement between the Government of Jersey and the States of P.47/2013.
Guernsey for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion
with Respect to Taxes on Income.
Lodged: 3rd April 2013.
Chief Minister.

Draft Unlawful Public Entertainments (Jersey) Regulations 201-. P.48/2013.
Lodged: 8th April 2013.
Minister for Home Affairs.

Draft Taxation (Accounting Records) (Jersey) Regulations 201-. P.50/2013.
Lodged: 15th April 2013.
Chief Minister.

Draft Control of Housing and Work (Business Licences – Annual Charges for Registered P.52/2013.
Persons) (Jersey) Regulations 201-.
Lodged: 23rd April 2013.
Chief Minister.

Draft Control of Housing and Work (Transitional and Consequential Provisions) (No. 2) P.53/2013.
(Jersey) Regulations 201-.
Lodged: 23rd April 2013.
Chief Minister.

Draft Education (Amendment No. 2) (Jersey) Law 201-. P.54/2013.
Lodged: 23rd April 2013.
Minister for Education, Sport and Culture.

18th June 2013

Code of Conduct for Elected Members: Commissioner for Standards. P.4/2013.
Lodged: 14th January 2013.
Privileges and Procedures Committee.

Approval of the Memorandum of Understanding between the Government of Jersey and P.55/2013.
Her Majesty's Revenue and Customs of the United Kingdom of Great Britain and
Northern Ireland relating to co-operation in tax matters.
Lodged: 30th April 2013.
Chief Minister.

Draft Taxation (Implementation) (Disclosure Facility) (Jersey) Regulations 201-. P.56/2013.
Lodged: 30th April 2013.
Chief Minister.

THE STATES rose at 4.15 p.m.

A.H. HARRIS

Deputy Greffier of the States