



**THE STATES assembled on Sunday  
27th December 2020, at 10.30 a.m. under  
the Presidency of the Bailiff,  
Timothy John Le Cocq, Esquire.**

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**His Excellency the Lieutenant Governor,  
Air Chief Marshall Sir Stephen Dalton, G.C.B., LL.D. (Hon.), D.Sc. (Hon.), B.Sc., F.R.Ae.S.,  
C.C.M.I. was present.**

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

Connétable Alan Simon Crowcroft of St. Helier – excused attendance (joined at 11.52 a.m.)  
Connétable Sadie Anthea Le Sueur-Rennard of St. Saviour – excused attendance (joined at 4.43 p.m.)  
Connétable John Edward Le Maistre of Grouville – excused attendance  
Deputy Geoffrey Peter Southern of St. Helier – excused attendance  
Deputy Jessica Harriet Perchard of St. Saviour – excused attendance (joined at 10.45 a.m.)

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Prayers

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#### **Standing Order 55A – meeting held remotely**

THE STATES assembled remotely, in accordance with Standing Order 55A, as the Bailiff considered that it was not possible to convene or maintain a quorate meeting in view of a substantial risk to the health of both States Members and the public.

#### **Documents presented**

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020): addendum. P.170/2020.  
Presented: 24th December 2020. Add.  
*Council of Ministers.*

#### **Notification of lodged propositions**

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey. P.170/2020.  
Lodged: 24th December 2020.  
*Council of Ministers.*

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020): amendment. P.170/2020.  
Lodged: 27th December 2020. Amd.  
*Deputy K.F. Morel of St. Lawrence.*

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020): amendment (P.170/2020 Amd.) – amendment. P.170/2020.  
Amd.Amd.  
Lodged: 27th December 2020.  
*Minister for External Relations.*

Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No.8) (Jersey) Regulations 202-. P.171/2020.  
Lodged: 24th December 2020.  
*Minister for the Environment.*

### **Arrangement of public business for the present meeting**

THE STATES, adopting the request of the Minister for External Relations agreed, in accordance with Standing Order 26(7), to reduce the minimum lodging period in respect of the following propositions in order that they might be debated at the present meeting –

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020), lodged by the Council of Ministers;

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020): amendment (P.170/2020 Amd.), lodged by Deputy Kirsten Francis Morel of St. Lawrence;

UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey (P.170/2020): amendment (P.170/2020 Amd.) – amendment, lodged by the Minister for External Relations; and

Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No.8) (Jersey) Regulations 202- (P.171/2020), lodged by the Minister for the Environment.

### **Statements on a matter of official responsibility**

*(see Official Report/Hansard)*

The Minister for External Relations made a statement regarding Jersey's involvement in the U.K.-E.U. Trade and Economic Cooperation Agreement.

### **Oral Questions without notice**

*(see Official Report/Hansard)*

A period of questions without notice was held, during which questions were permitted to any Minister on Jersey's involvement in the U.K.-E.U. Trade and Economic Cooperation Agreement.

A period of questions without notice was held, during which questions were permitted to any Minister on Covid-related matters.

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(c), the Connétable of St. Helier and Deputy Montfort Tadier of St. Brelade declared an interest which was not financial, and remained in the Chamber for the period of questions without notice to any Minister on Covid-related matters.

**Arrangement of public business for the present meeting**

THE STATES, adopting a proposition of the Chair of the Privileges and Procedures Committee, agreed that the Assembly would reconvene at 2.00 p.m. following the lunchtime adjournment.

Members present voted as follows –

**POUR: 38**

Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator S.W. Pallett  
 Senator S.Y. Mézec  
 Connétable of St. Helier  
 Connétable of St. Lawrence  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of Trinity  
 Deputy of St. John  
 Deputy S.M. Ahier (H)  
 Deputy R.J. Ward (H)  
 Deputy K.G. Pamplin (S)

**CONTRE: 8**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator K.L. Moore  
 Connétable of St. Clement  
 Deputy M.R. Le Hegarat (H)  
 Deputy J.H. Perchard (S)  
 Deputy C.S. Alves (H)  
 Deputy I. Gardiner (H)

**ABSTAIN: 0****UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey P.170/2020**

THE STATES, commencing consideration of a proposition of the Council of Ministers entitled ‘UK-EU Trade and Economic Cooperation Agreement – inclusion of the Bailiwick of Jersey’ (P.170/2020), commenced consideration of an amendment of Deputy Kirsten Francis Morel of St. Lawrence

(P.170/2020 Amd.) and, adopting an amendment of the Minister for External Relations (P.170/2020 Amd.Amd.), agreed that, in Part 1, in the proposed new paragraph (c) –

after the words “full consideration of the final legal text” there should be inserted the words “and having taken advice from the Law Officers’ Department”; and

after the words “summary agreement and includes” the words “the legal text of the agreement and” should be deleted; and

in Part 2, after the words “UK-EU Trade and Economic Cooperation Agreement” there should be inserted the words “to take place if, having regard to the legal text and the scrutiny report referenced in (c), the Council of Ministers conclude that the 90-day termination clause should be effected”.

Members present voted as follows –

**POUR: 41****CONTRE: 4****ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator K.L. Moore  
 Senator S.W. Pallett  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of Trinity  
 Deputy of St. John  
 Deputy M.R. Le Hegarat (H)  
 Deputy S.M. Ahier (H)  
 Deputy J.H. Perchard (S)

Senator S.Y. Mézec  
 Deputy M. Tadier (B)  
 Deputy R.J. Ward (H)  
 Deputy C.S. Alves (H)

Deputy K.G. Pamplin (S)

Deputy I. Gardiner (H)

THE STATES, adopting the amendment of Deputy Kirsten Francis Morel of St. Lawrence, as amended, agreed that –

after paragraph (b), the following new paragraph should be inserted and the subsequent paragraphs re-designated accordingly –

“(c) to request the Brexit Review Panel and the Environment, Housing and Infrastructure Scrutiny Panel, following full consideration of the final legal text and having taken advice from the Law Officers’ Department, to present a report to the States Assembly, before the completion of the 90-day ‘cooling off period’, which gives the Panels’ views on whether the final legal text reflects the terms of the summary agreement and includes any other information that, in the opinion of the Panels, should be brought to the attention of the Assembly, including their opinion as to whether or not the Panels believe it is in the best interests of the Island to subscribe to the relevant Terms of the UK-EU Trade and Economic Cooperation Agreement;” and

in paragraph (c), re-designated as paragraph (d), after the words “brought to the attention of the Assembly” there should be inserted the words “for a final debate on Jersey’s agreement to be included in the UK-EU Trade and Economic Cooperation Agreement to take place if, having regard to the legal text and the scrutiny report referenced in (c), the Council of Ministers conclude that the 90-day termination clause should be effected”.

Members present voted as follows –

**POUR: 40**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator K.L. Moore  
 Senator S.W. Pallett  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)

**CONTRE: 4**

Senator S.Y. Mézec  
 Connétable of St. Mary  
 Deputy R.J. Ward (H)  
 Deputy C.S. Alves (H)

**ABSTAIN: 0**

Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of St. John  
 Deputy M.R. Le Hegarat (H)  
 Deputy S.M. Ahier (H)  
 Deputy J.H. Perchard (S)  
 Deputy K.G. Pamplin (S)  
 Deputy I. Gardiner (H)

THE STATES resumed consideration of the proposition of the Council of Ministers, as amended, and, adopting the proposition –

- (a) endorsed the decision of the Council of Ministers that, based on the summary terms of the UK-EU Trade and Economic Cooperation Agreement as set out in the report, and subject to giving further consideration to the full and final text within the 90-day confirmatory period, the Bailiwick of Jersey should consent to its inclusion in the Agreement;
- (b) agreed that, in accordance with their concurrent responsibility for the conduct of Jersey's external relations, the Chief Minister and the Minister for External Relations should formally communicate the decision of the States Assembly in respect of part (a) to the Government of the United Kingdom;
- (c) requested the Brexit Review Panel and the Environment, Housing and Infrastructure Scrutiny Panel, following full consideration of the final legal text, and having taken advice from the Law Officers' Department, to present a report to the States Assembly, before the completion of the 90-day 'cooling off period', which gave the Panels' views on whether the final legal text reflected the terms of the summary agreement and included any other information that, in the opinion of the Panels, should be brought to the attention of the Assembly, including their opinion as to whether or not the Panels believed it was in the best interests of the Island to subscribe to the relevant Terms of the UK-EU Trade and Economic Cooperation Agreement; and
- (d) requested the Council of Ministers, following full consideration of the final legal text, to present a report to the States which gave the Council's view on whether the final legal text reflected the terms of the summary agreement and included the legal text of the agreement and any other information that, in the opinion of the Council, should be brought to the attention of the Assembly for a final debate on Jersey's agreement to be included in the UK-EU Trade and Economic Cooperation Agreement to take place if, having regard to the legal text and the scrutiny report referenced in (c), the Council of Ministers concluded that the 90-day termination clause should be effected.

Members present voted as follows –

**POUR: 45**

**CONTRE: 0**

**ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator K.L. Moore

Senator S.W. Pallett  
 Senator S.Y. Mézec  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Saviour  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Ouen  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of Trinity  
 Deputy of St. John  
 Deputy M.R. Le Hegarat (H)  
 Deputy S.M. Ahier (H)  
 Deputy J.H. Perchard (S)  
 Deputy R.J. Ward (H)  
 Deputy C.S. Alves (H)  
 Deputy K.G. Pamplin (S)  
 Deputy I. Gardiner (H)

**Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No.8) (Jersey) Regulations 202-P.171/2020**

THE STATES commenced consideration of the Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No.8) (Jersey) Regulations 202- and adopted the principles.

Members present voted as follows –

**POUR: 43**

**CONTRE: 0**

**ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois

Senator K.L. Moore  
 Senator S.W. Pallett  
 Senator S.Y. Mézec  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Saviour  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy L.M.C. Doublet (S)  
 Deputy S.M. Wickenden (H)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of Trinity  
 Deputy of St. John  
 Deputy M.R. Le Hegarat (H)  
 Deputy S.M. Ahier (H)  
 Deputy J.H. Perchard (S)  
 Deputy R.J. Ward (H)  
 Deputy C.S. Alves (H)  
 Deputy K.G. Pamplin (S)  
 Deputy I. Gardiner (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.

Members present voted as follows –

**POUR: 45**

**CONTRE: 0**

**ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator K.L. Moore  
 Senator S.W. Pallett  
 Senator S.Y. Mézec  
 Connétable of St. Helier



Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Saviour  
 Connétable of St. Brelade  
 Connétable of St. John  
 Connétable of Trinity  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy K.C. Lewis (S)  
 Deputy M.R. Higgins (H)  
 Deputy J.M. Maçon (S)  
 Deputy S.J. Pinel (C)  
 Deputy of St. Martin  
 Deputy L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy J.H. Young (B)  
 Deputy L.B.E. Ash (C)  
 Deputy K.F. Morel (L)  
 Deputy G.C.U. Guida (L)  
 Deputy of St. Peter  
 Deputy of Trinity  
 Deputy of St. John  
 Deputy M.R. Le Hegarat (H)  
 Deputy S.M. Ahier (H)  
 Deputy J.H. Perchard (S)  
 Deputy R.J. Ward (H)  
 Deputy C.S. Alves (H)  
 Deputy K.G. Pamplin (S)  
 Deputy I. Gardiner (H)

THE STATES, under Articles 12 and 29 of the Sea Fisheries (Jersey) Law 1994, made Regulations entitled the Sea Fisheries (Licensing of Fishing Boats) (Amendment No.8) (Jersey) Regulations 2020.

Members present voted as follows –

**POUR: 44**

**CONTRE: 0**

**ABSTAIN: 0**

Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator S.C. Ferguson  
 Senator J.A.N. Le Fondré  
 Senator T.A. Vallois  
 Senator K.L. Moore  
 Senator S.W. Pallett  
 Senator S.Y. Mézec  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Saviour

Connétable of St. Brelade  
Connétable of Trinity  
Connétable of St. Mary  
Connétable of St. Ouen  
Connétable of St. Martin  
Deputy J.A. Martin (H)  
Deputy of Grouville  
Deputy K.C. Lewis (S)  
Deputy M.R. Higgins (H)  
Deputy J.M. Maçon (S)  
Deputy S.J. Pinel (C)  
Deputy of St. Martin  
Deputy of St. Ouen  
Deputy L.M.C. Doublet (S)  
Deputy R. Labey (H)  
Deputy S.M. Wickenden (H)  
Deputy of St. Mary  
Deputy G.J. Truscott (B)  
Deputy J.H. Young (B)  
Deputy L.B.E. Ash (C)  
Deputy K.F. Morel (L)  
Deputy G.C.U. Guida (L)  
Deputy of St. Peter  
Deputy of Trinity  
Deputy of St. John  
Deputy M.R. Le Hegarat (H)  
Deputy S.M. Ahier (H)  
Deputy J.H. Perchard (S)  
Deputy R.J. Ward (H)  
Deputy C.S. Alves (H)  
Deputy K.G. Pamplin (S)  
Deputy I. Gardiner (H)

THE STATES rose at 5.07 p.m.

**L.-M. HART**

*Deputy Greffier of the States*