

Tuesday 23rd October 2012 CONSOLIDATED

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Council of Ministers.

Lodging Houses (General Provisions) (Amendment No. 17) (Jersey) Order 2012. R&O.117/2012. *Minister for Housing.*

C. DOCUMENTS PRESENTED OR LAID

*	Health and Social Services: A New Way Forward (P.82/2012) – amendment	P.82/2012.
	(P.82/2012 Amd.) – comments.	Amd.Com.
	Presented: 22nd October 2012.	

Land Transactions under Standing Order 168(3) – Maisonette, La Route des	R.122/2012.
Genets, St. Brelade – acquisition of land.	
Presented: 11th October 2012.	
Minister for Treasury and Resources.	

- (a) Flat 2, Hazelgrove, 73 Rouge Bouillon, St. Helier lease;(b) Springfield (Leeward) Nursery, Springfield Stadium, Janvrin Road,
- (b) Springfield (Leeward) Nursery, Springfield Stadium, Janvrin Road St. Helier – lease.

Presented: 16th October 2012. *Minister for Treasury and Resources.*

International Services Entity: Issues affecting Trust Company businesses –	R.124/2012.
Treasury and Resources Green Paper October 2012.	
Presented: 18th October 2012.	

Minister for Treasury and Resources.

Hearital Dra Faccibility Cretial Assessment Drainet, Interior Depart	D 125/2012
Hospital Pre-Feasibility Spatial Assessment Project: Interim Report.	R.125/2012.
D 1 40 1 0 1 00 40	

Presented: 18th October 2012. *Council of Ministers*.

Social Security Department: Income Support 2011.	R.126/2012.
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Presented: 19th October 2012. *Minister for Social Security.*

Chief Minister.

* Travel and Entertainment Expenses 2011: Ministers and Assistant Ministers. R.127/2012. Presented: 23rd October 2012.

* Residential land availability at January 2012. R.128/2012.

Presented: 23rd October 2012. *Minister for Planning and Environment.*



Health White Paper Review: "A New Health Service for Jersey: the way forward". S.R.7/2012. Presented: 15th October 2012. Health, Social Security and Housing Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Health and S.R.8/2012 Social Services. Presented: 16th October 2012. Health, Social Security and Housing Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Housing. S.R.9/2012 Presented: 16th October 2012. Health, Social Security and Housing Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Social S.R.10/2012 Security. Presented: 16th October 2012. Health, Social Security and Housing Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Education, S.R.11/2012. Sport and Culture. Presented: 16th October 2012. Education and Home Affairs Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Home Affairs. S.R.12/2012. Presented: 16th October 2012. Education and Home Affairs Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Economic S.R.13/2012. Development. Presented: 17th October 2012. Economic Affairs Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Treasury and S.R.14/2012. Resources. Presented: 17th October 2012. Corporate Services Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Chief Minister's Department. S.R.15/2012. Presented: 18th October 2012. Corporate Services Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Planning and S.R.16/2012. Environment. Presented: 18th October 2012. Environment Scrutiny Panel. Review of the Medium Term Financial Plan (MTFP) Department of Transport and S.R.17/2012. Technical Services. Presented: 18th October 2012. Environment Scrutiny Panel. Review of the Medium Term Financial Plan. S.R.18/2012.

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Presented: 22nd October 2012. *Corporate Services Scrutiny Panel.*



D. NOTIFICATION OF LODGED PROPOSITIONS

*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): amendment. Lodged: 22nd October 2012. Deputy G.P. Southern of St. Helier.	P.69/2012. Amd.
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): second amendment. Lodged: 22nd October 2012. Deputy J.H. Young of St. Brelade.	P.69/2012. Amd.(2)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): third amendment. Lodged: 23rd October 2012. Deputy M. Tadier of St. Brelade.	P.69/2012. Amd.(3)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): fourth amendment. Lodged: 23rd October 2012. Deputy R.G. Le Hérissier of St. Saviour.	P.69/2012. Amd.(4)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): fifth amendment. Lodged: 23rd October 2012. Deputy G.P. Southern of St. Helier.	P.69/2012. Amd.(5)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): sixth amendment. Lodged: 23rd October 2012. Senator L.J. Farnham.	P.69/2012. Amd.(6)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): seventh amendment. Lodged: 23rd October 2012. Deputy J.A.N. Le Fondré of St. Lawrence.	P.69/2012. Amd.(7)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): eighth amendment. Lodged: 23rd October 2012. Deputy J.A.N. Le Fondré of St. Lawrence.	P.69/2012. Amd.(8)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): ninth amendment. Lodged: 23rd October 2012. Corporate Services Scrutiny Panel.	P.69/2012. Amd.(9)
*	Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment) (Jersey) Law 201- (P.88/2012): amendment. Lodged: 23rd October 2012. Deputy G.P. Southern of St. Helier.	P.88/2012. Amd.
	Draft Budget Statement 2013. Lodged: 17th October 2012. Minister for Treasury and Resources.	P.102/2012.
	Draft Finance (2013 Budget) (Jersey) Law 201 Lodged: 17th October 2012. Minister for Treasury and Resources.	P.103/2012.
	Draft Income Tax (Amendment No. 41) (Jersey) Law 201 Lodged: 17th October 2012. <i>Minister for Treasury and Resources</i> .	P.104/2012.



Draft Goods and Services Tax (Amendment No. 4) (Jersey) Law 201-. P.105/2012.

Lodged: 17th October 2012.

Minister for Treasury and Resources.

Income Tax: Report on Personal Income Tax Assessments. P.106/2012.

P.107/2012.

Lodged: 18th October 2012.

Deputy G.P. Southern of St. Helier.

* Reform Day: 28th September 1769.

Lodged: 22nd October 2012. Deputy T.M. Pitman of St. Helier.

Jersey Appointments Commission: appointment of Commissioner.
 P.108/2012.

Lodged: 23rd October 2012.

Chief Minister.

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) - Written Questions

(attached)

- 1. The Minister for Planning and Environment will table an answer to a question asked by the Connétable of St. Peter regarding recommendations for exceptions or amendments to the Island Plan 2011.
- 2. The Minister for Treasury and Resources will table an answer to a question asked by Deputy S.S.P.A. Power of St. Brelade regarding the regulation of advertisements on the Jersey Telecom subsidiary 'Jersey Insight'.
- 3. 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 cause of smoke rising from La Collette chimney at 8am on 10th October 2012.
- 4. The Chairman of the Privileges and Procedures Committee will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding the reinstatement of members' lunches on States meeting days.
- 5. The Chief Minister will table an answer to a question asked by Deputy G.C.L. Baudains of St. Clement regarding a child abduction from Jersey in 2005.
- 6. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the implementation of the US Foreign Account Tax Compliance Act (FATCA).



- 7. The Chief Minister will table an answer to a question asked by the Connétable of St. John regarding the use of metric measurements in some Departmental reports.
- 8. The Minister for Health and Social Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the funding of travel to and from medical treatment off-Island.
- 9. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the contractual terms offered to bus drivers by CTPlus.
- 10. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the transfer of staff to CTPlus.
- 11. 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 increase of the fines contained within the Motor Vehicle Races (Jersey) Law 1946.
- 12. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding powers to remove a Jurat from office.
- 13. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the recusal of Jurats from cases where they have a conflict of interest.
- 14. The Chief Minister will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the use of a body such as the Appointments Commission to appoint Jurats.
- 15. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the lack of prosecutions in relation to the child abuse scandal at Victoria College.
- 16. H.M. Attorney General will table an answer to a question asked by Deputy T.M. Pitman of St. Helier regarding the criteria for deciding when a prosecution was not 'in the public interest'.
- 17. The Minister for Treasury and Resources will table an answer to a question asked by Deputy J.A. Martin of St. Helier regarding the allocated budget and proposed costs relating to the provision of new accommodation for the States of Jersey Police.
- 18. The Minister for Treasury and Resources will table an answer to a question asked by Deputy J.A. Martin of St. Helier regarding the details of the Green Street Police Headquarters scheme.
- 19. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the outstanding problems at the Energy from Waste Plant.
- 20. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the provision of taxi services in Jersey.
- 21. The Minister for Treasury and Resources will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the publication of the full tender documents relating to the Managed Print Tender.
- 22. The Minister for Treasury and Resources will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the contract for the Managed Print Service.



(b) – Oral Questions (120 minutes)

The following oral question shown as number 15 on the main Order Paper has subsequently been withdrawn:

Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Economic Development –

"What skills and knowledge are being provided by McKinsey Consultants in their Financial Services study that are not available within the States of Jersey or bodies like Jersey Finance?"

1. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Treasury and Resources –

"As the Minister representing the public shareholder interest, is he able to explain why a subsidiary of the States owned utility, Jersey Telecom is allowing its website Jersey Insight to run unregulated sales advertisements for puppies, kittens or other live domestic pets without first assessing whether the information is from bona fide local individuals?"

2. Deputy J.H. Young of St. Brelade will ask the following question of the Minister for Planning and Environment –

"Does the Minister consider that the holiday camp at Plémont which was abandoned by its current owners in 2000, is in a ruinous, dilapidated and dangerous condition and is damaging to the amenities of this part of the Island, and, if so, will the Minister inform the Assembly why neither he or the former Minister have used their legal powers to secure the demolition and removal of the derelict buildings?"

3. The Deputy of Grouville will ask the following question of the Minister for Transport and Technical Services –

"Could the Minister confirm when the results of the taxi and cab review will be known, how much it will cost the tax payer and what expertise and background the consultant engaged to undertake the review has in that particular industry?"

4. Deputy G.C.L. Baudains of St. Clement will ask the following question of the Chief Minister –

"With reference to the recent invitation by one of the Assistant Chief Ministers to a 'prayer breakfast' at the exclusive Totem Club, would the Chief Minister advise whether this was initiated by him or his Council and, if so, the cost and purpose of it?"

★ 5. Deputy J.A. Martin of St. Helier will ask the following question of the Minister for Treasury and Resources –

"Would the Minister advise what the estimated budget allocation was in 1998/2000 for a new police station, what the current budget is and whether this takes into account the £100,000 a year on-going revenue that the Transport and Technical Services Department will lose through the reduction in parking spaces?"

6. Deputy M. Tadier of St. Brelade will ask the following question of the Chief Minister –

"Will the Chief Minister explain what impact, if any, the recent revelation that high profile UK celebrities may have abused children in States of Jersey care homes will have on the Historical Redress Scheme and the forthcoming proposals for a Committee of Inquiry into historical child abuse in the Island?"



7. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Transport and Technical Services –

"In dealing with the tender process for the transfer of the bus contract to CT Plus, did the Minister adhere to the conditions laid down by the Environment and Public Services Committee in their response of 30th August 2005 to Recommendation 4 of the Committee of Inquiry into the tender process and award of Bus Service Contract?"

8. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Treasury and Resources –

"Will the Minister advise whether Danwood was consistently scored lower than at least two other competing companies during the assessment process for the Managed Print Tender Contract and, if so, on what basis was the decision to award the contract to Danwood made?"

9. Senator S.C. Ferguson will ask the following question of the Minister for Health and Social Services –

"Why does the Health and Social Services White Paper 'Caring for each other, caring for ourselves' and indeed P.82/2012 'Health and Social Services: A new way forward' fail to address what support there will be for those suffering from addictions in the Island?"

10. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Health and Social Services –

"What revenues, if any, were received in the last financial year from consultants renting out Health and Social Services facilities for private work and how do the rules governing such work and the use and rental of publicly owned facilities differ from those in the United Kingdom?"

11. Deputy T.M. Pitman of St. Helier will ask the following question of the Chief Minister –

"Further to his response on 11th September 2012 that the Legislation Advisory Panel was looking at certain aspects of the terms of Article 3 of the Royal Court (Jersey) Law, will he clarify whether this will include the appointment process for Jurats?"

12. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Transport and Technical Services –

"Is the Minister aware that Erewash CT, the sister company of CT Plus, is being taken before the European Commission in Strasbourg on the grounds that it is in receipt of unlawful state aid contrary to European law and, if so, what impact, if any, will this have on the bus contract?"

13. Senator S.C. Ferguson will ask the following question of the Minister for Treasury and Resources –

"Is the Treasury tendering for its own public relations contractor and, if so, why, when there is already a States Communications Department?"

14. Deputy M. Tadier of St. Brelade will ask the following question of H.M. Attorney General –

"Would H.M. Attorney General explain whether the Data Protection (Jersey) Law 2005 can be used, rather than a civil suit, to request the removal of references to an individual on a website or blog and, if so, how this is done?"



15. Deputy M.R. Higgins of St. Helier will ask the following question of the Chief Minister –

"Can the Chief Minister explain why the scheme documents supplied to claimants under the Historic Abuse Redress Scheme does not advise that the maximum cost in the case of a failed appeal to the Independent QC on the level of assessment by the Scheme Lawyers is capped at approximately £1,000 and is he concerned that several claimants would have appealed their awards had that been made known to them?"

16. Deputy T.M. Pitman of St. Helier will ask the following question of H.M. Attorney General –

"Were victims told by prosecution lawyers that they could only make statements relating to the couple who ran Haut de la Garenne and could not name other parties who they alleged also carried out abuse at the home, and, if so, why would this have been the case?"

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

1st question period – Minister for Transport and Technical Services

2nd question period – Minister for Home Affairs

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

Health and Social Services: A New Way Forward.

P.82/2012.

Lodged: 11th September 2012.

Council of Ministers.

Health and Social Services: A New Way Forward (P.82/2012) – amendment.

Health and Social Services: A New Way Forward (P.82/2012) – amendment

P.82/2012.

Amd.

Lodged: 9th October 2012.

Health, Social Security and Housing Scrutiny Panel.

P.82/2012.

(P.82/2012 Amd.) – comments.

Amd.Com.

Presented: 22nd October 2012.

Council of Ministers.

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Draft Health Care Registration (No. 4) (Jersey) Regulations 201-.

P.84/2012.

Lodged: 11th September 2012.

Minister for Health and Social Services.

Public Employees Contributory Retirement Scheme: Committee of Management –

P.87/2012.

appointment of members.

Lodged: 24th September 2012.

Chief Minister.

M. ARRANGEMENT OF PUBLIC BUSINESS

6th November 2012

Medium Term Financial Plan 2013 – 2015.

P.69/2012.

Lodged: 23rd July 2012. Council of Ministers.



*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): amendment. Lodged: 22nd October 2012. Deputy G.P. Southern of St. Helier.	P.69/2012. Amd.
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): second amendment. Lodged: 22nd October 2012. Deputy J.H. Young of St. Brelade.	P.69/2012. Amd.(2)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): third amendment. Lodged: 23rd October 2012. Deputy M. Tadier of St. Brelade.	P.69/2012. Amd.(3)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): fourth amendment. Lodged: 23rd October 2012. Deputy R.G. Le Hérissier of St. Saviour.	P.69/2012. Amd.(4)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): fifth amendment. Lodged: 23rd October 2012. Deputy G.P. Southern of St. Helier.	P.69/2012. Amd.(5)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): sixth amendment. Lodged: 23rd October 2012. Senator L.J. Farnham.	P.69/2012. Amd.(6)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): seventh amendment. Lodged: 23rd October 2012. Deputy J.A.N. Le Fondré of St. Lawrence.	P.69/2012. Amd.(7)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): eighth amendment. Lodged: 23rd October 2012. Deputy J.A.N. Le Fondré of St. Lawrence.	P.69/2012. Amd.(8)
*	Medium Term Financial Plan 2013 – 2015 (P.69/2012): ninth amendment. Lodged: 23rd October 2012. Corporate Services Scrutiny Panel.	P.69/2012. Amd.(9)
	Ratification of the Agreement for the exchange of information relating to Tax Matters between the Government of Jersey and the Government of the Republic of Austria. Lodged: 17th September 2012. Chief Minister.	P.85/2012.
	Draft Taxation (Exchange of Information with Third Countries) (Amendment No. 5) (Jersey) Regulations 201 Lodged: 24th September 2012. Chief Minister.	P.86/2012.
	Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment) (Jersey) Law 201 Lodged: 25th September 2012. Minister for Social Security.	P.88/2012.
*	Draft Health Insurance Fund (Miscellaneous Provisions) (Amendment) (Jersey) Law 201- (P.88/2012): amendment. Lodged: 23rd October 2012. Deputy G.P. Southern of St. Helier.	P.88/2012. Amd.



	Draft Social Security (Amendment of Law No. 3) (Jersey) Regulations 201 Lodged: 25th September 2012. <i>Minister for Social Security</i> .	P.89/2012.
	20th November 2012	
	Draft Debt Relief (Developing Countries) Jersey Law 201 Lodged: 1st October 2012. Chief Minister.	P.91/2012.
*	Police Station Relocation: review of decision. Lodged: 2nd October 2012. Deputy J.A. Martin of St. Helier.	P.92/2012.
	Draft Royal Court (Amendment No. 13) (Jersey) Law 201 Lodged: 3rd October 2012. Chief Minister.	P.93/2012.
	Draft Incorporated Limited Partnerships (Annual Additional Charge) (Jersey) Regulations 201 Lodged: 8th October 2012. Minister for Economic Development.	P.94/2012.
	Draft Separate Limited Partnerships (Annual Additional Charge) (Jersey) Regulations 201 Lodged: 8th October 2012. Minister for Economic Development.	P.95/2012.
	Draft Limited Partnerships (Annual Additional Charge) (Jersey) Regulations 201 Lodged: 8th October 2012. <i>Minister for Economic Development</i> .	P.96/2012.
	Old Age Pension: increase for 2012. Lodged: 9th October 2012. Deputy G.P. Southern of St. Helier.	P.97/2012.
	Draft Gambling (Ancillary Services and Miscellaneous Provisions) (Jersey) Regulations 201 Lodged: 9th October 2012. Minister for Economic Development.	P.98/2012.
	Draft Gambling (Charitable and Membership Gambling Services) (Jersey) Regulations 201 Lodged: 9th October 2012. Minister for Economic Development.	P.99/2012.
	Draft Gambling (Jersey) Law 2012 (Appointed Day) Act 201 Lodged: 9th October 2012. Minister for Economic Development.	P.100/2012.
	Draft Social Security (Amendment of Law No. 4) (Jersey) Regulations 201 Lodged: 9th October 2012. <i>Minister for Social Security</i> .	P.101/2012.



* Reform Day: 28th September 1769.
Lodged: 22nd October 2012.

Deputy T.M. Pitman of St. Helier.

P.107/2012.

Jersey Appointments Commission: appointment of Commissioner. Lodged: 23rd October 2012.
Chief Minister.

4th December 2012

Draft Budget Statement 2013. P.102/2012. Lodged: 17th October 2012. *Minister for Treasury and Resources.*

P.108/2012.

Draft Finance (2013 Budget) (Jersey) Law 201-. P.103/2012. Lodged: 17th October 2012.

Minister for Treasury and Resources.

Draft Income Tax (Amendment No. 41) (Jersey) Law 201-. P.104/2012.

Lodged: 17th October 2012.

Minister for Treasury and Resources.

Draft Goods and Services Tax (Amendment No. 4) (Jersey) Law 201-. P.105/2012.

Lodged: 17th October 2012.

Minister for Treasury and Resources.

Plémont Holiday Village – acquisition by the public and sale to the National Trust P.90/2012.

for Jersey.

Lodged: 27th September 2012.

Chief Minister.

Plémont Holiday Village – acquisition by the public and sale to the National Trust for Jersey (P.90/2012) – amendment P.90/2012. Amd.

Lodged: 10th October 2012.

Deputy G.C.L. Baudains of St. Clement.

Income Tax: Report on Personal Income Tax Assessments. P.106/2012.

Lodged: 18th October 2012.

Deputy G.P. Southern of St. Helier.

M.N. DE LA HAYE Greffier of the States

22nd October 2012

Note -

An asterix * in the left-hand margin denotes either a new item added to this Order Paper since the principal Order Paper was published on 18th October 2012, or an item which has been moved.



Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.117/2012.

This Order increases the fee payable on an application to register or renew the registration of a lodging house. From 1st December 2012 the fee will be £12.67 multiplied by the maximum number of persons proposed to be lodged. The fee was last increased on 1st December 2011, when the amount to be multiplied was set at £12.36.

The Order was made on 19th October 2012 and comes into force on 1st December 2012.