



**THE STATES assembled on Wednesday  
21st February 2018, at 09.30 a.m. under  
the Presidency of the Bailiff,  
Sir William James Bailhache.**

---

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

Senator Philip Francis Cyril Ozouf – excused attendance (arrived in the Chamber at 10.34 a.m.)  
Senator Alan John Henry Maclean – en défaut (défaut raised at 9.52 a.m.)  
Deputy Jeremy Martin Maçon of St. Saviour – ill  
Deputy Susan Jane Pinel of St. Clement – en défaut  
Deputy Louise Mary Catherine Doublet of St. Saviour – en défaut

---

Prayers

---

**Notification of lodged propositions**

Committee of Inquiry: actions taken by the R.N.L.I. and the Jersey Government which led to the removal of the All Weather Lifeboat. P.36/2018.  
Lodged: 21st February 2018.  
*Senator S.C. Ferguson.*

Future Hospital: Review of proposed site location and costs. P.37/2018.  
Lodged: 21st February 2018.  
*Connétable of St. John.*

**Social housing in Jersey: introduction of a regulatory framework P.120/2017**

THE STATES, resuming consideration of a proposition of the Minister for Housing entitled ‘Social housing in Jersey: introduction of a regulatory framework’ (P.120/2017), as amended, rejected the proposition –

- (a) to agree, in principle, to the introduction of regulation in relation to social housing, as set out in the report accompanying the proposition;
- (b) to agree, in principle, that the proposed components of this regulatory framework should include –
  - (i) the establishment of a register of social housing providers;
  - (ii) the introduction of performance standards for social housing providers, and measures to monitor and assess performance against those standards, with particular regard to the interaction with both Income Support and the States’ 90% rent policy;
  - (iii) the establishment of a social housing regulator;
  - (iv) the inclusion of an appropriate power of Direction to the Regulator by the Minister for Housing; and

- (v) the introduction of statutory oversight and governance arrangements for the assessment and prioritisation of housing supply and the type of housing needed through the Affordable Housing Gateway; and
- (c) to charge the Minister for Housing to develop and bring forward, for approval, the necessary legislation to implement the proposals in paragraph (b) above within 2 years.

Members present voted as follows –

**POUR: 15**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator A.K.F. Green  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Brelade  
 Deputy of Trinity  
 Deputy E.J. Noel (L)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy G.J. Truscott (B)

**CONTRE: 29**

Senator S.C. Ferguson  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy of St. John  
 Deputy M.R. Higgins (H)  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy P.D. McLinton (S)

**ABSTAIN: 1**

Deputy J.A.N. Le Fondré (L)

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(b), the following members declared an interest, but remained in the Chamber for the duration of the debate on the proposition of the Minister for Housing –

Senator Alan John Henry Maclean  
 Senator Ian Joseph Gorst  
 Senator Lyndon John Farnham  
 Senator Sarah Craig Ferguson  
 The Connétable of St. Peter  
 The Connétable of St. Ouen  
 The Connétable of St. Saviour  
 The Connétable of Grouville  
 The Connétable of St. John

Deputy John Alexander Nicholas Le Fondré of St. Lawrence  
 Deputy Edward James Noel of St. Lawrence  
 The Deputy of St. Martin  
 The Deputy of St. Peter  
 Deputy Richard John Rondel of St. Helier  
 Deputy Andrew David Lewis of St. Helier  
 The Deputy of St. Ouen.

**States Employment Board: living wage 2017 P.122/2017**

THE STATES, adopting a proposition of Deputy Geoffrey Peter Southern of St. Helier entitled ‘States Employment Board: living wage 2017’ (P.122/2017), agreed –

- (a) to request the Chairman of the States Employment Board to –
- (i) seek accreditation for the States of Jersey as a Living Wage employer;
  - (ii) ensure that all directly-employed States of Jersey staff were paid at least the Jersey Living Wage by 1st June 2018; and
  - (iii) ensure that all sub-contracted or agency employees engaged to deliver services for, and on premises owned by, the States of Jersey, were paid at least the Jersey Living Wage;
- (b) to request the Minister for Treasury and Resources, as shareholder representative, to urge those incorporated bodies of which the States of Jersey was sole shareholder to seek accreditation as Living Wage employers; and
- (c) to request the Minister for Treasury and Resources to take steps to ensure that the wage rates offered by contractors to the States of Jersey were taken into consideration in the evaluation of tenders for goods and services issued by States of Jersey departments and other States bodies for which procurement activity was overseen by his Department.

Members present voted as follows –

**POUR: 42**

**CONTRE: 0**

**ABSTAIN: 1**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator A.K.F. Green  
 Connétable of St. Helier  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity

Senator S.C. Ferguson

Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy M.R. Higgins (H)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

**Hospital catering department: cancel relocation to an offsite location – petition P.124/2017**

THE STATES rejected a proposition of Senator Sarah Craig Ferguson entitled ‘Hospital catering department: cancel relocation to an offsite location – petition’ (P.124/2017) to cancel the relocation of the Hospital catering department to an offsite location.

Members present voted as follows –

**POUR: 6**

Senator S.C. Ferguson  
 Connétable of St. John  
 Deputy J.A. Martin (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy M.R. Higgins (H)  
 Deputy S.M. Brée (C)

**CONTRE: 27**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator A.K.F. Green  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)

**ABSTAIN: 0**

Deputy of St. Peter  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy P.D. McLinton (S)

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(c), the following members declared an interest and withdrew from the Chamber for the duration of the debate on the proposition of Senator Sarah Craig Ferguson –

The Connétable of St. Mary  
 The Connétable of Trinity  
 Deputy Jeremy Martin Maçon of St. Saviour  
 Deputy Richard John Rondel of St. Helier  
 Deputy Russell Labey of St. Helier  
 Deputy Scott Michael Wickenden of St. Helier  
 Deputy Graham John Truscott of St. Brelade.

#### **Jersey Financial Services Commission: re-appointment of Commissioner P.125/2017**

THE STATES commenced consideration of a proposition of the Chief Minister entitled ‘Jersey Financial Services Commission: re-appointment of Commissioner’ (P.125/2018) and the Bailiff, 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, adopting the proposition of the Chief Minister, agreed, in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998, to re-appoint Mr. John Harris as a Commissioner of the Jersey Financial Services Commission with effect from 1st March 2018 for a period of 5 years.

Members present voted as follows –

**POUR: 40**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity

Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy M.R. Higgins (H)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

**Draft Consumer Protection (Unfair Practices) (Jersey) Law 201- P.130/2017**

THE STATES commenced consideration of the Draft Consumer Protection (Unfair Practices) (Jersey) Law 201- and adopted the principles.

Members present voted as follows –

**POUR: 44**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville

Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy M.R. Higgins (H)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 21 and the Schedule.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Consumer Protection (Unfair Practices) (Jersey) Law 201-.

Members present voted as follows –

**POUR: 42**

**CONTRE: 0**

**ABSTAIN: 0**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy J.A.N. Le Fondré (L)

Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy of St. John  
 Deputy M.R. Higgins (H)  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy S.Y. Mézec (H)  
 Deputy A.D. Lewis (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

### **Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201- P.1/2018**

THE STATES commenced consideration of the Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201-.

THE STATES rejected a proposition of Deputy Simon Muir Brée of St. Clement that, in accordance with Standing Order 79(1), the Corporate Services Scrutiny Panel should be requested to consider having the Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201- referred to it.

Members present voted as follows –

#### **POUR: 15**

Senator S.C. Ferguson  
 Connétable of St. Clement  
 Connétable of St. Saviour  
 Connétable of St. John  
 Deputy G.P. Southern (H)  
 Deputy J.A. Hilton (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy M.R. Higgins (H)  
 Deputy S.Y. Mézec (H)  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Brée (C)  
 Deputy T.A. McDonald (S)  
 Deputy of St. Mary

#### **CONTRE: 28**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Connétable of St. Helier  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of Grouville  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy of Trinity  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)

#### **ABSTAIN: 0**



Deputy of St. Peter  
 Deputy R.J. Rondel (H)  
 Deputy A.D. Lewis (H)  
 Deputy S.M. Wickenden (H)  
 Deputy M.J. Norton (B)  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

THE STATES, resuming consideration of the Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201-, adopted the principles.

Members present voted as follows –

**POUR: 32**

Senator P.F. Routier  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Senator A.K.F. Green  
 Senator S.C. Ferguson  
 Connétable of St. Helier  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of Grouville  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy K.C. Lewis (S)  
 Deputy E.J. Noel (L)  
 Deputy of St. John  
 Deputy of St. Martin  
 Deputy R.G. Bryans (H)  
 Deputy of St. Peter  
 Deputy of St. Ouen  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

**CONTRE: 5**

Deputy G.P. Southern (H)  
 Deputy M. Tadier (B)  
 Deputy M.R. Higgins (H)  
 Deputy S.Y. Mézec (H)  
 Deputy S.M. Brée (C)

**ABSTAIN: 2**

Deputy J.A.N. Le Fondré (L)  
 Deputy of St. Mary

THE STATES, having been informed by the Chairman of the Corporate Services Scrutiny Panel that, in accordance with the provisions of Standing Order 72(1), he wished to have the Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201- referred to that Scrutiny Panel, deferred consideration to 22nd February 2018 when, in accordance with the provisions of Standing Order 72(6), the 2nd reading of the draft Law should be listed to continue.

**Adjournment**

THE STATES adjourned, having agreed to reconvene on Thursday 22nd February 2018, to continue consideration of the Draft Machinery of Government (Miscellaneous Amendments) (Jersey) Law 201- and other outstanding items of public business.

THE STATES rose at 5.59 p.m.

**DR. M. EGAN**

*Greffier of the States*