



**THE STATES assembled on Tuesday  
10th May 2016, at 09.30 a.m. under  
the Presidency of the Bailiff,  
William James Bailhache, Esquire.**

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

Senator Philip Francis Cyril Ozouf– absent on States business  
Senator Sir Philip Martin Bailhache – en défaut (défaut raised at 10.57 a.m.)  
Deputy Jeremy Martin Maçon of St. Saviour – ill

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Prayers

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**Liberation Day – thanks**

The Bailiff, on behalf of all members, thanked those involved in the organisation of the recent Liberation Day celebrations.

**Subordinate enactments tabled**

The following enactments were tabled, namely –

Road Racing (Motor Vehicle Rally) (Jersey) Order 2016. R&O.51/2016.  
*Minister for Infrastructure.*

**Documents presented or laid**

Jersey Employment and Discrimination Tribunal: Annual Report 2015. R.43/2016.  
Presented: 4th May 2016.  
*Minister for Social Security.*

Dormant Bank Accounts Law: Consultation Paper (R.85/2015) – summary of R.44/2016.  
responses.  
Presented: 5th May 2016.  
*Chief Minister.*

Land Transactions under Standing Order 168(3) – R.45/2016.  
(a) Apartment No. 8, Block H, Les Quennevais Park – transfer of the Public’s flying  
freehold ownership and cancellation of existing 99-year lease;  
(b) Sale of land at Grouville Primary School to the owners of the property known as  
“Tamarind”.  
Presented: 5th May 2016.  
*Minister for Infrastructure.*

Follow-up of the Utilisation of Compromise Agreements. R.46/2016.  
Presented: 5th May 2016.  
*Comptroller and Auditor General.*

Customs and Immigration Service: Annual Report 2015. R.47/2016.  
Presented: 6th May 2016.  
*Minister for Home Affairs.*

Independent Jersey Care Inquiry (IJCI): Report of the Information Commissioner pursuant to Article 52(3) of the Data Protection (Jersey) Law 2005 and Response of the IJCI. R.48/2016.  
Presented: 6th May 2016.  
*Chief Minister.*

Channel Islands Competition and Regulatory Authorities: Annual Report 2015. R.49/2016.  
Presented: 10th May 2016.  
*Chief Minister.*

Jersey Appointments Commission: Annual Report for 2015. R.50/2016.  
Presented: 10th May 2016.  
*States Employment Board.*

Higher Education Funding. R.51/2016.  
Presented: 10th May 2016.  
*Minister for Education.*

### Notification of lodged propositions

Nursery funding: implementation of proposed changes (P.39/2016) – amendment. P.39/2016.  
Lodged: 3rd May 2016. Amd.  
*Minister for Education.*

Draft Royal Court (Amendment No. 14) (Jersey) Law 201-. P.43/2016.  
Lodged: 3rd May 2016.  
*Chief Minister.*

Draft Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 201-. P.44/2016.  
Lodged: 4th May 2016.  
*Chief Minister.*

Draft Employment (Amendment No. 10) (Jersey) Law 201- (P.38/2016): amendment. P.38/2016.  
Lodged: 10th May 2016. Amd.  
*Deputy S.Y. Mézec of St. Helier.*

### Written Questions

(see *Official Report/Hansard*)

- 9407 1. The Minister for Social Security tabled an answer to a question asked by Deputy M. Tadier of St. Brelade regarding the accommodation component for Income Support.
- 9408 2. The Minister for Education tabled an answer to a question asked by Deputy M. Tadier of St. Brelade regarding the possible introduction of Goods and Services Tax for fee-paying schools.
- 9409 3. The Minister for Education tabled an answer to a question asked by Deputy M. Tadier of St. Brelade regarding the possible establishment of a non-fee-paying college with a sixth form.

- 9410 4. The Minister for Housing tabled an answer to a question asked by Deputy M. Tadier of St. Brelade regarding the redevelopment of 1–2 Victoria Court, St. Saviour.
- 9411 5. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer to a question asked by Deputy M. Tadier of St. Brelade regarding buskers' licences.
- 9412 6. The Minister for Health and Social Services tabled an answer to a question asked by Deputy R.J. Rondel of St. Helier regarding the use of locums at the General Hospital.
- 9413 7. The Chief Minister tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding remuneration paid to the Chairman and Board members of the Jersey Bank Depositor Compensation Scheme.
- 9415 8. The Minister for Home Affairs tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding allegations made against the States of Jersey Police by Mr. Roy Boschat.
- 9416 9. The Chief Minister tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding net migration.
- 9417 10. The Minister for Infrastructure tabled an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding pay rises to staff at managerial level.
- 9418 11. The Chief Minister tabled an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding expenses associated with civil servants' flights.
- 9419 12. The Chief Minister tabled an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding the identification of members of the public who have submitted Freedom of Information requests.
- 9420 13. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding tax income collected from landlords residing outside Jersey.
- 9421 14. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy S.Y. Mézec of St. Helier regarding the introduction of health and waste disposal taxes.
- 9422 15. The Minister for Infrastructure tabled an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding contracts relating to the Energy from Waste Plant.

### **Oral Questions**

*(see Official Report/Hansard)*

- 9427 1. Deputy M. Tadier of St. Brelade asked a question of the Minister for Housing regarding the potential existence of arrangements to circumvent the Tenants' Deposit Scheme.
- 9428 2. Deputy M.R. Higgins of St. Helier asked a question of the Minister for Home Affairs regarding the disappearance of Adrian Lynch.
- 9424 3. Connétable A.S. Crowcroft of St. Helier asked a question of the Chairman of the Privileges and Procedures Committee regarding changes to the composition of the States Assembly.
- 9425 4. Deputy G.P. Southern of St. Helier asked a question of the Minister for Treasury and Resources regarding the proportion of Gross Domestic Product spent on health in Jersey.

- 9430 5. Deputy S.Y. Mézec of St. Helier asked a question of the Minister for Treasury and Resources regarding potential tax revenues not collected from individuals who reside outside Jersey who earn a taxable income from inside Jersey.
- 9423 6. Deputy K.C. Lewis of St. Saviour asked a question of the Minister for the Environment regarding the presence of Oxadixyl in Jersey's water supply.
- 9432 7. Deputy L.M.C. Doublet of St. Saviour asked a question of the Minister for Health and Social Services regarding the rate of suicide amongst young men.
- 9429 8. Deputy M.R. Higgins of St. Helier asked a question of the Minister for Treasury and Resources regarding the potential impact on the Jersey economy of a UK exit from the European Union.
- 9425 9. Deputy G.P. Southern of St. Helier asked a question of the Minister for Housing regarding measures to increase the supply of housing.
- 9431 10. Deputy S.Y. Mézec of St. Helier asked a question of the Minister for Social Security regarding Social Security contributions for the self-employed.

**Oral Questions without notice**

*(see Official Report/Hansard)*

The Minister for Housing answered questions without notice from members.

The Minister for Infrastructure answered questions without notice from members.

**Statements on a matter of official responsibility**

*(see Official Report/Hansard)*

The Chief Minister made a statement regarding the UK Anti-Corruption Summit.

**Draft Connétables (Miscellaneous Provisions – Consequential Amendments) (No. 2) (Jersey) Regulations 201- P.27/2016**

THE STATES commenced consideration of the Draft Connétables (Miscellaneous Provisions – Consequential Amendments) (No. 2) (Jersey) Regulations 201- and adopted the principles.

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 to 3.

THE STATES, in pursuance of Article 5 of the Connétables (Miscellaneous Provisions) (Jersey) Law 2012, made Regulations entitled the Connétables (Miscellaneous Provisions – Consequential Amendments) (No. 2) (Jersey) Regulations 2015.

**Draft Rates (Amendment) (Jersey) Law 201- P.28/2016**

THE STATES commenced consideration of the Draft Rates (Amendment) (Jersey) Law 201- and adopted the principles.

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 7.

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

**Channel Islands Lottery: allocation of proceeds from 2015. P.32/2016**

THE STATES, adopting a proposition of the Minister for Economic Development, Tourism, Sport and Culture, agreed, in accordance with the provisions of Regulation 4(5) of the Gambling (Channel Islands Lottery) (Jersey) Regulations 1975, that all monies standing to the credit of the Channel Islands Lottery (Jersey) Fund which had not already been set aside by the Minister (representing 100% of the total Jersey portion of the proceeds of the Channel Islands Lottery for 2015) should be paid to the Association of Jersey Charities for the benefit of the local community and the charitable needs of the Island.

Members present voted as follows –

**POUR: 37**

**CONTRE: 1**

**ABSTAIN: 0**

Senator P.F. Routier  
 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. Mary  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. John  
 Connétable of Trinity  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 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 L.M.C. Doublet (S)  
 Deputy R. Labey (H)  
 Deputy S.M. Wickenden (H)  
 Deputy S.M. Brée (C)  
 Deputy M.J. Norton (B)  
 Deputy T.A. McDonald (S)

Senator Z.A. Cameron

Deputy of St. Mary  
 Deputy G.J. Truscott (B)  
 Deputy P.D. McLinton (S)

In accordance with the provisions of Standing Order 106(1)(c), Senator Paul Francis Routier, M.B.E. declared an interest, but remained in the Chamber for the duration of the debate.

### **Law Society of Jersey Disciplinary Panel: re-appointment of lay member P.35/2016**

THE STATES, adopting a proposition of the Chief Minister, agreed, in accordance with Article 18(2) of The Law Society of Jersey Law 2005, to re-appoint Mrs. Margaret Ann Rondel as a lay member of the Disciplinary Panel of the Law Society of Jersey until the end of September 2018.

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

THE STATES agreed to defer consideration of the proposition of Deputy M. Tadier of St. Brelade entitled 'Nursery funding: implementation of proposed changes' (P.39/2016 lodged 'au Greffe' on 12th April 2016) from the present meeting to the meeting of 24th May 2016.

THE STATES agreed to defer consideration of the proposition of Deputy S.M. Wickenden of St. Helier entitled 'Collective Responsibility Statements: propositions, amendments, comments or statements lodged or submitted by a Minister' (P.40/2016 lodged 'au Greffe' on 12th April 2016) from the present meeting to the meeting of 24th May 2016.

### **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) –

#### **24th May 2016**

Draft Education (Amendment No. 3) (Jersey) Law 201-. P.15/2016.  
 Lodged: 29th February 2016.  
*Minister for Education.*  
*(Principles adopted on 26th April 2016.)*

Draft Motor Vehicle Registration (Amendment No. 5) (Jersey) Law 201-. P.24/2016.  
 Lodged: 14th March 2016.  
*Minister for Infrastructure.*

Outsourcing. P.29/2016.  
 Lodged: 18th March 2016.  
*Deputy G.P. Southern of St. Helier.*

Draft Financial Regulation (Miscellaneous Provisions No. 4) (Jersey) Law 201-. P.30/2016.  
 Lodged: 22nd March 2016.  
*Chief Minister.*

Draft Criminal Justice (Young Offenders) (No. 2) (Jersey) Law 201-. Lodged: 6th April 2016. <i>Minister for Home Affairs.</i>	P.33/2016.
Draft Licensing (No. 18) (Jersey) Regulations 201-. Lodged: 11th April 2016. <i>Minister for Economic Development, Tourism, Sport and Culture.</i>	P.34/2016.
Draft Removal of Vehicles (Private Land) (Jersey) Regulations 201-. Lodged: 11th April 2016. <i>Minister for Housing.</i>	P.36/2016.
Draft Discrimination (Age) (Jersey) Regulations 201-. Lodged: 12th April 2016. <i>Minister for Social Security.</i>	P.37/2016.
Draft Discrimination (Age) (Jersey) Regulations 201- (P.37/2016): comments. Presented: 25th April 2016. <i>Health and Social Security Scrutiny Panel.</i>	P.37/2016. Com.
Draft Employment (Amendment No. 10) (Jersey) Law 201-. Lodged: 12th April 2016. <i>Minister for Social Security.</i>	P.38/2016.
Draft Employment (Amendment No. 10) (Jersey) Law 201- (P.38/2016): amendment. Lodged: 10th May 2016. <i>Deputy S.Y. Mézec of St. Helier.</i>	P.38/2016. Amd.
Nursery funding: implementation of proposed changes. Lodged: 12th April 2016. <i>Deputy M. Tadier of St. Brelade.</i>	P.39/2016.
Nursery funding: implementation of proposed changes (P.39/2016) – amendment. Lodged: 3rd May 2016. <i>Minister for Education.</i>	P.39/2016. Amd.
Collective Responsibility Statements: propositions, amendments, comments or statements lodged or submitted by a Minister. Lodged: 12th April 2016. <i>Deputy S.M. Wickenden of St. Helier.</i>	P.40/2016.
Collective Responsibility Statements: propositions, amendments, comments or statements lodged or submitted by a Minister (P.40/2016) – comments. Presented: 10th May 2016. <i>Council of Ministers.</i>	P.40/2016. Com.
Rate Appeal Board: appointment of members. Lodged: 21st April 2016. <i>Minister for Treasury and Resources.</i>	P.41/2016.
Financial institutions registered in Jersey: links to Panamanian legal firm Mossack Fonseca. Lodged: 26th April 2016. <i>Deputy G.P. Southern of St. Helier.</i>	P.42/2016.

**14th June 2016**

Draft Former La Motte Street School (Validation and Abrogation of Covenants) (Jersey) Law 201-. P.9/2016.  
Lodged: 17th February 2016.  
*Minister for Infrastructure.*

Draft Telecommunications (Amendment No. 3) and Crime (Miscellaneous Provisions) (Jersey) Law 201-. P.19/2016.  
Lodged: 1st March 2016.  
*Chief Minister.*  
(Principles adopted on 12th April 2016.)

Draft Royal Court (Amendment No. 14) (Jersey) Law 201-. P.43/2016.  
Lodged: 3rd May 2016.  
*Chief Minister.*

Draft Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 201-. P.44/2016.  
Lodged: 4th May 2016.  
*Chief Minister.*  
(Cannot be debated before 15th June 2016.)

**28th June 2016**

Draft Dormant Bank Accounts (Jersey) Law 201-. P.25/2016.  
Lodged: 15th March 2016.  
*Chief Minister.*  
(Principles adopted on 26th April 2016.)

THE STATES rose at 12.47 p.m.

**DR. M. EGAN**

*Greffier of the States*