



# STATES OF JERSEY ORDER PAPER

3rd OCTOBER 2023

## SUMMARY

9.30 a.m.	Communications by the Presiding Officer and other announcements  Appointments, matters of privilege, petitions (if any)
Approx. 9.40 a.m. Up to 2 hours 20 minutes	Oral questions with notice  Urgent questions (if any)
Up to 45 minutes, divided between the three Ministers	Oral questions without notice: <ul style="list-style-type: none"><li>• Minister for External Relations</li><li>• Minister for Health and Social Services</li><li>• Chief Minister</li></ul> Statements (if any)
Approx. 2.15 p.m.	<b>Draft Register of Names and Addresses (Amendment) (Jersey) Law 202-</b> . (P.56/2023).  <b>Draft Employment (Amendment No.14) (Jersey) Law 202-</b> . (P.62/2023).  <b>Extension of Cold Weather Bonus.</b> (P.64/2023).  <b>Extension of Cold Weather Bonus (P.64/2023): amendment.</b> (P.64/2023 Amd.)  <b>Law Revision Board: Appointment of Members.</b> (P.67/2023).  Arrangement of public business at subsequent meetings

Lunch adjournment likely around 12.45 p.m., until 2.15 p.m.

If business is not completed by around 5.30 p.m. the Assembly usually adjourns for the evening and will resume its meeting at 9.30 a.m. on Wednesday 4th, Thursday 5th and Friday 6th October 2023 if necessary.



# STATES OF JERSEY ORDER PAPER

3rd OCTOBER 2023

## A. COMMUNICATIONS BY THE PRESIDING OFFICER

## B. TABLING OF SUBORDINATE ENACTMENTS

*(Explanatory note attached)*

Sanctions and Asset-Freezing (Amendment of Law and Order No. 2) (Jersey) Order 2023. R&O.73/2023.

*Minister for External Relations.*

States of Jersey (Transfer of Justice Functions - Chief Minister to Justice and Home Affairs) Order 2023. R&O.76/2023.

*Chief Minister.*

Social Security (Incapacity Benefits - Phased Return to Work) (Amendment) (Jersey) Order 2023. R&O.77/2023.

*Minister for Social Security.*

Control of Housing and Work (Temporary Exemption - Amendment No. 4) (Jersey) Order 2023. R&O.78/2023.

*Chief Minister.*

Planning and Building (Special Development – Haut du Mont) (Jersey) Order 2023. R&O.79/2023.

*Minister for the Environment.*

Road Traffic (Disabled Persons) (Badges for Motor Vehicles) (Amendment No. 3) (Jersey) Order 2023. R&O.80/2023.

*Minister for Infrastructure.*

Road Traffic (Disabled Persons) (Parking) (Amendment No. 13) (Jersey) Order 2023. R&O.81/2023.

*Minister for Infrastructure.*

Road Traffic (Grouville) (Amendment No. 11) (Jersey) Order 2023. R&O.82/2023.

*Minister for Infrastructure.*

Road Traffic (St. Helier) (Amendment No. 41) (Jersey) Order 2023. R&O.83/2023.

*Minister for Infrastructure.*

Immigration (Fees) (Amendment No.2) (Jersey) Order 2023. R&O.84/2023.

*Minister for Justice and Home Affairs.*

## C. DOCUMENTS PRESENTED

Mid-Term Reflections (R.120/2023): executive response. R.120/2023.  
Presented: 15th September 2023, *Public Accounts Committee.* Res.

Annual procurement report – top 100 suppliers 2021. R.137/2023.  
Presented: 13th September 2023, *Minister for Treasury and Resources.*

Annual procurement report – top 100 suppliers 2022. R.138/2023.  
Presented: 13th September 2023, *Minister for Treasury and Resources.*



Independent evaluation of Article 3 of the Official Analyst (Jersey) Law 2022. Presented: 13th September 2023, <i>Chief Minister</i> .	R.139/2023.
Jersey Competition Regulatory Authority: re-appointment of non-executive member. Presented: 18th September 2023, <i>Minister for Economic Development, Tourism, Sport and Culture</i> .	R.140/2023.
Proposed Government Plan 2024-2027: Annex. Presented: 19th September 2023, <i>Council of Ministers</i> .	R.141/2023.
Income Forecasting Group: report on the revised forecast of States Income for Summer 2023. Presented: 19th September 2023, <i>Minister for Treasury and Resources</i> .	R.142/2023.
Ministerial Plans 2024. Presented: 19th September 2023, <i>Chief Minister</i> .	R.143/2023.
Bailiwick of Jersey Strategy for the International Maritime Organization Instruments Implementation Code. Presented: 20th September 2023, <i>Minister for Economic Development, Tourism, Sport and Culture</i> .	R.144/2023.
Economic, Social and Health-related Recovery from the COVID-19 pandemic. Presented: 25th September 2023, <i>Comptroller and Auditor General</i> .	R.145/2023.

#### **D. NOTIFICATION OF LODGED PROPOSITIONS**

Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202-. (P.40/2023): amendment. Lodged: 13th September 2023, <i>Minister for the Environment</i> .	P.40/2023. Amd.
Extension of Cold Weather Bonus (P.64/2023): amendment. Lodged: 26th September 2023, <i>Deputy B.B. de S.DV.M. Porée of St. Helier South</i> .	P.64/2023. Amd.
Draft Planning and Building (Commencement of No. 8 Amendment Law) (Jersey) Act 202-. Lodged: 19th September 2023, <i>Minister for the Environment</i> .	P.71/2023.
Proposed Government Plan 2024-2027. Lodged: 19th September 2023, <i>Council of Ministers</i> .	P.72/2023.
Audit of Government Department Vacancies. Lodged: 22nd September 2023, <i>Deputy M.B. Andrews of St. Helier North</i> .	P.73/2023.
Increase in revenue expenditure for agriculture and fisheries. Lodged: 26th September 2023, <i>Deputy S.G. Luce of Grouville and St. Martin</i> .	P.74/2023.
Ethical Standards – States Members. Lodged: 26th September 2023, <i>Deputy M.R. Scott of St. Brelade</i> .	P.75/2023.
Reform of the composition of the States Assembly. Lodged: 26th September 2023, <i>Deputy M.R. Scott of St. Brelade</i> .	P.76/2023.
Draft Income Support (Amendment No. 23) (Jersey) Regulations 202-. Lodged: 26th September 2023, <i>Minister for Social Security</i> .	P.77/2023.



## **E. WITHDRAWAL OF LODGED PROPOSITIONS**

In accordance with Standing Order 34(1), the proposer of the following proposition lodged 'au Greffe' has informed the Greffier of the States that it is to be withdrawn –

Appointment of non-elected members on scrutiny panels.

P.70/2023.

Lodged: 12th September 2023, *Deputy M.R. Scott of St. Brelade.*

## **F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS**

## **G. MATTERS OF PRIVILEGE**

## **H. PETITIONS**

## **I. QUESTIONS**

### **(a) – Written Questions**

*(see attached)*

- WQ.322/2023 1. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer on 18th September 2023 to a question asked by Deputy M.B. Andrews of St. Helier North regarding the Impact Jersey project.
- WQ.323/2023 2. The Minister for Treasury and Resources tabled an answer on 18th September 2023 to a question asked by Deputy L.J. Farnham of St. Mary, St. Ouen and St. Peter regarding an update on the negotiation of purchase for the site of the Seaside Café, Grève de Lecq.
- WQ.324/2023 3. The Minister for Health and Social Services tabled an answer on 18th September 2023 to a question asked by the Connétable of St. Lawrence regarding non-private outpatients waiting to have scans.
- WQ.325/2023 4. The Minister for Housing and Communities tabled an answer on 18th September 2023 to a question asked by Deputy S.Y. Mézec of St. Helier South regarding 'Mydeposits Jersey'.
- WQ.326/2023 5. The Minister for Social Security tabled an answer on 18th September 2023 to a question asked by the Connétable of St. Martin regarding engagement with pharmacists on their needs and concerns to accessibility and financial support.
- WQ.327/2023 6. The Minister for Social Security tabled an answer on 18th September 2023 to a question asked by Deputy R.S. Kovacs of St. Saviour regarding Income Support distributed in 2022.
- WQ.328/2023 7. The Chair of the States Employment Board tabled an answer on 18th September 2023 to a question asked by Deputy G.P. Southern of St. Helier Central regarding measures of minimum levels of service in crucial public services during strikes.
- WQ.329/2023 8. The Minister for Home Affairs tabled an answer on 18th September 2023 to a question asked by Deputy M. Tadier of St. Brelade regarding the work permits of the two Filipino fishermen who died on the L'Ecume II fishing trawler.
- WQ.330/2023 9. The Chief Minister tabled an answer on 18th September 2023 to a question asked by Deputy T.A. Coles of St. Helier South regarding the amount spent by the Government on adverts, articles and supplements in the Jersey Evening Post.
- WQ.331/2023 10. The Chair of the States Employment Board tabled an answer on 18th September 2023 to a question asked by Deputy M.R. Scott of St. Brelade regarding systems and data analysts, communications, PR and marketing staff employed within Government.



- WQ.332/2023 11. The Minister for Children and Education tabled an answer on 18th September 2023 to a question asked by Deputy R.J. Ward of St. Helier Central regarding the Jersey Teacher Training students now employed as Early Career Teachers.
- WQ.333/2023 12. The Minister for Justice and Home Affairs tabled an answer on 25th September 2023 to a question asked by Deputy M.B. Andrews of St. Helier North regarding domestic abuse cases since 2018.
- WQ.334/2023 13. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to a question asked by Deputy M.B. Andrews of St. Helier North regarding Government funding distributed to charities.
- WQ.335/2023 14. The Chief Minister tabled an answer on 25th September 2023 to a question asked by Deputy M.B. Andrews of St. Helier North regarding civil litigation cases taken against the Government or a Minister.
- WQ.336/2023 15. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to a question asked by Deputy T.A. Coles of St. Helier South regarding personal tax audit investigations.
- WQ.337/2023 16. The Chief Minister tabled an answer on 25th September 2023 to a question asked by Deputy T.A. Coles of St. Helier South regarding the shipping costs relating to all chemical and microbiological analysis.
- WQ.339/2023 17. The Chief Minister tabled an answer on 25th September 2023 to a question asked by Deputy M.R. Scott of St. Brelade regarding Government policy on the provision of community and postal services.
- WQ.340/2023 18. The Chief Minister tabled an answer on 25th September 2023 to a question asked by Deputy M.R. Scott of St. Brelade regarding Government communications.
- WQ.341/2023 19. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to a question asked by Deputy M.R. Scott of St. Brelade regarding the ceiling for Income Tax thresholds.
- WQ.342/2023 20. The Chair of the States Employment Board tabled an answer on 25th September 2023 to a question asked by Deputy R.J. Ward of St. Helier Central regarding the Education Partnership between the States of Jersey and the NASUWT (National Association of Schoolmasters Union of Women Teachers).
- WQ.343/2023 21. The Minister for Children and Education tabled an answer on 25th September 2023 to a question asked by Deputy R.J. Ward of St. Helier Central regarding meetings between CYPES and the teaching unions.
- WQ.344/2023 22. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer on 25th September 2023 to a question asked by Deputy R.J. Ward of St. Helier Central regarding the closure of post offices.
- WQ.345/2023 23. The Minister for Infrastructure tabled an answer on 25th September 2023 to a question asked by Deputy L.V. Feltham of St. Helier Central regarding affordability of major planned Government capital projects.



**(b) – Oral Questions**

(2 hours 20 minutes)

- OQ.190/2023 1. Deputy L.J. Farnham of St. Mary, St. Ouen and St. Peter will ask the following question of the Minister for Treasury and Resources –
- “In line with the adoption of paragraph (b) of proposition P.32/2023 (Removal of compulsory independent taxation for existing married couples and civil partnerships) by the States Assembly in July of this year, will the Minister advise how he is ensuring that joint taxation remains available for married couples and civil partners?”
- OQ.186/2023 2. Deputy R.S. Kovacs of St. Saviour will ask the following question of the Minister for Economic Development, Tourism, Sport and Culture –
- “Given the recent success of the Jersey Team at the Worlds Bowls Championships, alongside other sports clubs securing medals at world class championships, will the Minister confirm if clubs that represent the Island on a high level are awarded the same level of funding as Jersey Reds; and will he further provide a breakdown of what the £370,000 provided to Jersey Reds was intended for?”
- OQ.193/2023 3. Deputy L.V. Feltham of St. Helier Central will ask the following question of the Minister for Infrastructure –
- “Further to the response to Written Question 345/2023, will the Minister advise why the North of St Helier Hub Youth Centre capital project is currently on hold and why the central St. Helier primary school project is not listed as a capital project?”
- OQ.182/2023 4. Deputy M.R. Scott of St. Brelade will ask the following question of the Minister for Health and Social Services –
- “Will the Minister advise whether Managers in the health care sector are subject to compulsory training requirements, as is required for the clinical staff they manage, and if not, why not?”
- OQ.187/2023 5. Deputy G.P. Southern of St. Helier Central will ask the following question of the Minister for Health and Social Services –
- “Will the Minister provide details of what progress, if any, has been made on the review of the Island’s health and care costs, including potential options she has under consideration for funding, financing, and contracting, to include options for the Health Insurance Fund; and will she explain what additional funding, if any, has been provided to address immediate pressures?”
- OQ.184/2023 6. Deputy T.A. Coles of St. Helier South will ask the following question of the Minister for Infrastructure –
- “Will the Minister indicate what traffic monitoring, if any, will be carried out around the vicinity of the Enid Quenault Health and Wellbeing Centre?”



- OQ.181/2023 7. Deputy M.B. Andrews of St. Helier North will ask the following question of the Minister for Economic Development, Tourism, Sports and Culture –
- “Will the Minister state if he would support the creation of a scrutiny panel to investigate the barriers and opportunities for people accessing Jersey’s labour market, and if not, why not?”
- OQ.191/2023 8. Deputy S.Y. Mézec of St. Helier South will ask the following question of the Chief Minister –
- “Following the announcement that their outline application for the Waterfront has been rejected, will the Chief Minister advise if government will re-evaluate the role of the Jersey Development Company in delivering projects like this, and consider issuing alternative instructions for any future Waterfront development, which include a greater proportion of affordable housing?”
- OQ.188/2023 9. The Connétable of St. Brelade will ask the following question of the Chief Minister –
- “Will the Chief Minister advise whether the policies adopted by Government are intended to reduce the number of private landlords in Jersey, and if not, what measures, if any, are being taken to ensure that this is not the outcome?”
- OQ.189/2023 10. The Connétable of St. Brelade will ask the following question of the Minister for Infrastructure –
- “Will the Minister advise whether he is content with the current state of the planted sections between the carriageways of Victoria Avenue; and, if not, whether there are any plans for improvement?”
- OQ.192/2023 11. Deputy S.Y. Mézec of St. Helier South will ask the following question of the Minister for Treasury and Resources –
- “Will the Minister advise what consideration he is giving to the form that the Government Plan’s proposed Liquid Waste Charge takes, and can he assure the Assembly that he will not propose a new tax which meets the definition of a ‘regressive’ tax?”
- OQ.185/2023 12. Deputy T.A. Coles of St. Helier South will ask the following question of the Minister for the Environment –
- “Will the Minister indicate what air quality monitoring, if any, will be carried out in the vicinity of the Enid Quenault Health and Wellbeing Centre?”
- OQ.183/2023 13. Deputy M.R. Scott of St. Brelade will ask the following question of H.M. Attorney General –
- “Will H.M. Attorney General advise whether or not legal advice given to States Members and Government Officers by the Law Officers’ Department on their interpretation of Jersey Law and statute, and the legal reasoning for that interpretation, is disclosable to members of the public, and if not, why not; and will he advise whether there are any circumstances when disclosure could be made on the grounds of public interest?”
- OQ.194/2023 14. Deputy M.B. Andrews of St. Helier North will ask the following question of the Minister for Health and Social Services –
- “Will the Minister confirm what public provisions are in place for the disposal of ‘sharp boxes’, used for the disposal of hypodermic needles and other sharp medical instruments, and whether she believes such provisions to be adequate?”



**(c) – Questions to Ministers without notice**  
(45 minutes)

1st question period – Minister for External Relations

2nd question period – Minister for Health and Social Services

3rd question period – Chief Minister

**J. PERSONAL STATEMENTS**

**K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY**

**L. PUBLIC BUSINESS**

**Draft Register of Names and Addresses (Amendment) (Jersey) Law 202-** P.56/2023.  
Lodged: 31st July 2023, *Chief Minister*.

Draft Register of Names and Addresses (Amendment) (Jersey) Law 202- P.56/2023.  
(P.56/2023): comments. Com.  
Presented: 6th September 2023, *Economic and International Affairs Scrutiny Panel*.

**Draft Employment (Amendment No.14) (Jersey) Law 202-** P.62/2023.  
Lodged: 16th August 2023, *Minister for Social Security*.

**Extension of Cold Weather Bonus.** P.64/2023.  
Lodged: 22nd August 2023, *Deputy B.B. de S.V.M. Porée of St. Helier South*.

**Extension of Cold Weather Bonus (P.64/2023): amendment.** P.64/2023.  
Lodged: 26th September 2023, *Deputy B.B. de S.DV.M. Porée of St. Helier South*. Amd.

**Law Revision Board: Appointment of Members.** P.67/2023.  
Lodged: 31st August 2023, *Chief Minister*.

**M. ARRANGEMENT OF PUBLIC BUSINESS**

**17th October 2023**

**Reporting of headcount and vacancies.** P.69/2023.  
Lodged: 12th September 2023, *Deputy M.B. Andrews of St. Helier North*.

**Draft Planning and Building (Commencement of No. 8 Amendment Law) (Jersey) Act 202-** P.71/2023.  
Lodged: 19th September 2023, *Minister for the Environment*.

**Audit of Government Department Vacancies.** P.73/2023.  
Lodged: 22nd September 2023, *Deputy M.B. Andrews of St. Helier North*.

**Increase in revenue expenditure for agriculture and fisheries.** P.74/2023.  
Lodged: 26th September 2023, *Deputy S.G. Luce of Grouville and St. Martin*.

**Ethical Standards – States Members.** P.75/2023.  
Lodged: 26th September 2023, *Deputy M.R. Scott of St. Brelade*.

**Reform of the composition of the States Assembly.** P.76/2023.





Lodged: 26th September 2023, *Deputy M.R. Scott of St. Brelade.*

**7th November 2023**

**Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202-.** (P.40/2023). P.40/2023.

*Note: The 2nd reading of the Draft Regulations will resume following adoption of the principles on 18th July 2023 and the subsequent referral to the Environment, Housing and Infrastructure Scrutiny Panel under Standing Order 72(1).*

**Draft Public Health and Safety (Rented Dwellings) (Licensing) (Jersey) Regulations 202-. (P.40/2023): amendment.** P.40/2023.  
Amd.

Lodged: 13th September 2023, *Minister for the Environment.*

**Draft Income Tax (Amendment – Stage 2 of Independent Taxation) (Jersey) Law 202-.** P.41/2023.

Lodged: 6th June 2023, *Minister for Treasury and Resources.*

Draft Act declaring that the Income Tax (Amendment – Stage 2 of Independent Taxation) (Jersey) Law 202- has immediate effect. P.41/2023.  
Add.

Presented: 6th June 2023, *Minister for Treasury and Resources.*

**Draft Sea Fisheries (Vessel Monitoring Systems) (Amendment) (Jersey) Regulations 202-.** P.68/2023.

Lodged: 8th September 2023, *Minister for the Environment.*

**Draft Income Support (Amendment No. 23) (Jersey) Regulations 202-.** P.77/2023.

Lodged: 26th September 2023, *Minister for Social Security.*

**28th November 2023**

**Restrict parking on beach slipways.** P.57/2023.

Lodged: 2nd August 2023, *Deputy M.B. Andrews of St. Helier North.*

**12th December 2023**

**Proposed Government Plan 2024-2027.** P.72/2023.

Lodged: 19th September 2023, *Council of Ministers.*

**L.-M. HART**  
**Greffier of the States**

28th September 2023

**Note –**

**In accordance with the meeting dates fixed for 2023 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 4th, Thursday 5th and Friday 6th October 2023.**



## **Explanatory Note regarding subordinate legislation tabled at this meeting.**

(See Item B)

### **R&O.73/2023.**

Sanctions and Asset-Freezing (Amendment of Law and Order No. 2) (Jersey) Order 2023.

*Signed by Assistant Minister Deputy I.J. Gorst of St. Mary, St. Ouen and St. Peter, for and on behalf of the Minister for External Relations.*

This Order amends the Sanctions and Asset-Freezing (Jersey) Law 2019 (the “Sanctions Law”) and the Sanctions and Asset-Freezing (Implementation of External Sanctions) (Jersey) Order 2021 (the “Sanctions Order”).

#### *Part 1 – amendment of the Sanctions Law*

*Article 1* amends Article 2A of the Sanctions Law, which defines what is meant by the terms “owned”, “held”, “controlled”, “directly” and “indirectly” for the purposes of the Sanctions Law.

Article 2A(4) to (8) defines when a person who is not an individual (“C”) is owned, held or controlled directly or indirectly by another person (“P”). Before the amendment made by this Order, that is when one or more of 3 conditions is satisfied.

The first condition is that P is the holding body, or beneficial owner, of C.

The second condition is that P directly or indirectly holds more than 50% of the shares in C or more than 50% of the voting rights in C, or that P holds the right directly or indirectly to appoint or remove a majority of the board of directors of C.

The third condition is that it is reasonable to expect that P can secure, in most cases or in significant respects, that the affairs of C are conducted in accordance with P’s wishes.

This Order removes the first condition.

#### *Part 2 – amendment of the Sanctions Order*

*Articles 3 to 6* amend the Sanctions Order in relation to UK sanctions on Russia and the Republic of Belarus, by making further provision about the automatic effect of UK general licences. A general licence allows a person to do something which is otherwise prohibited by the Sanctions Order or the Sanctions Law.

##### *Russia*

Paragraph 4(2) of Schedule 3 to the Sanctions Order provides that, if the UK grants a general licence under the UK’s Russia (Sanctions) (EU Exit) Regulations 2019 (S.I. 2019/855, as amended, the “UK Russia Regulations”), then that general licence has automatic effect in Jersey. The Minister can grant a general licence that expressly modifies or disapplies a UK general licence. The Minister can also disapply a UK general licence altogether, without making any replacement, by publicising a notice in the same way that notices of revocation of Jersey general licences are publicised.

But a UK general licence has automatic effect under paragraph 4(2) only if it does not relate solely to asset-freeze provisions in the UK Russia Regulations, and only in relation to an act which would otherwise be an offence under Article 4 of the Sanctions Order (that is, an offence under a provision which is not an asset-freeze provision).

Amendments made by this Order provide for UK general licences granted under the UK Russia Regulations to have automatic effect in Jersey without the limitations described in the previous paragraph.

##### *Belarus*

Amendments made by this Order provide that, if the UK grants a general licence under the UK’s Republic of Belarus (Sanctions) (EU Exit) Regulations 2019 (S.I. 2019/600, as amended, the “UK Belarus Regulations”), then that general licence has automatic effect in Jersey. The effect of these amendments is to replicate, for general licences under the UK Belarus Regulations, the amended provisions described above in relation to general licences under the UK Russia Regulations.

This Part also makes minor consequential changes to the Sanctions Order.

#### *Part 3 – final provisions*

*Article 7* gives the name of the Order and provides that it comes into force 7 days after it is made.



The Order was made on 11th September 2023 and came into force on 18th September 2023.

**R&O.76/2023.**

States of Jersey (Transfer of Justice Functions – Chief Minister to Justice and Home Affairs) Order 2023.  
*Chief Minister.*

This Order –

- (a) renames the Minister for Home Affairs as the Minister for Justice and Home Affairs and makes amendments to legislation consequential on that renaming; and
- (b) amends legislation to transfer statutory functions in relation to justice to the Minister for Justice and Home Affairs from the Chief Minister.

Functions under the following legislation are transferred to the Minister for Justice and Home Affairs from the Chief Minister –

- Access to Justice (Jersey) Law 2019;
- Criminal Procedure (Jersey) Law 2018;
- The Law Society of Jersey Law 2005 (although the power to amend by Order the definition of “limited liability partnership” in this Law will remain with the Chief Minister).

This Order comes into force 7 days after it is made.

The Order was made on 14th September 2023 and came into force on 21st September 2023.

**R&O.77/2023.**

Social Security (Incapacity Benefits – Phased Return to Work) (Amendment) (Jersey) Order 2023.  
*Minister for Social Security.*

This Order amends the Social Security (Incapacity Benefits) (Jersey) Order 2004 to provide that a day is to be treated as a day of incapacity for work if a person undertakes activity that is part of an agreed plan to assist with the person’s return to work. The Order comes into force 7 days after it is made.

The Order was made on 19th September 2023 and came into force on 26th September 2023.

**R&O.78/2023.**

Control of Housing and Work (Temporary Exemption – Amendment No. 4) (Jersey) Order 2023.

*Signed by Assistant Chief Minister Deputy L.K.F. Stephenson of St. Mary, St. Ouen and St. Peter, for and on behalf of the Chief Minister.*

This Order amends the Control of Housing and Work (Temporary Exemption) (Jersey) Order 2021 so that its expiry is extended by 1 year to the end of 31st December 2024.

The Order was made on 20th September 2023 and came into force on 27th September 2023.

**R&O.79/2023.**

Planning and Building (Special Development – Haut du Mont) (Jersey) Order 2023.

*Minister for the Environment.*

The Planning and Building (Special Development – Haut du Mont) (Jersey) Order 2023 is made by the Minister for the Environment under Articles 8 and 124 of the Planning and Building (Jersey) Law 2002 (“the Law”), and grants planning permission for the demolition of the relevant property at Haut du Mont,



Pier Road, St. Helier. The developer, supported by the Haut du Mont Recovery Coordinating Group which was established by the Chief Minister following the incident on 10th December 2022, submitted an application to the Minister on 12th April 2023 for the making of a Special Development Order to grant this planning permission, and submitted supporting information on 23rd May 2023. This Order does not grant planning permission for development of the site following demolition of the relevant property, an application under Article 9 of the Law will be required.

*Article 1* contains definitions: “demolition” has the meaning given in Article 3; “developer” means Andium Homes Limited; “relevant property” means the apartment buildings on the site containing a total of 9 residential units; and “site” means the land at Haut du Mont, Pier Road, St. Helier, indicated with cross-hatching on the plan in the *Schedule*.

*Article 2* grants planning permission for demolition of the relevant property, in consideration of the exceptional circumstances surrounding the incident at Haut du Mont on 10th December 2022, and the resultant loss of life and extensive damage to the property.

*Article 3* provides that the developer must ensure that demolition of the relevant property does not commence until notified by the Minister in writing of the date on or after which demolition may commence, and must ensure completion of the demolition within 6 weeks, subject to extension up to 12 weeks if completion of the demolition within 6 weeks is not possible. “Demolition” is defined as demolition of the relevant property and related structures, removal of all associated building materials and securing of the site, in accordance with Ministerial guidelines.

*Article 4* set outs the conditions subject to which planning permission is granted. The developer must, within 6 months, submit to the Minister a detailed proposal regarding the development of the site and a detailed proposal regarding the development of residential units at another location to replace demolished units, and ensure compliance with a waste management plan for the site approved by the Chief Officer.

*Article 5* provides that nothing in the Order exempts the developer or any other person from compliance with Building Bye-laws made under the Law or any other applicable enactment.

*Article 6* gives the citation, and provides that the Order comes into force 7 days after it is made.

The Order was made on 21st September 2023 and came into force on 28th September 2023.

### **R&O.80/2023.**

Road Traffic (Disabled Persons) (Badges for Motor Vehicles) (Amendment No. 3) (Jersey) Order 2023.

*Minister for Infrastructure.*

This Order amends the Road Traffic (Disabled Persons) (Badges for Motor Vehicles) (Jersey) Order 1982 (the “1982 Order”) by updating Article 3 (description of disabled persons) of the 1982 Order to correct a reference to the Jersey Blind Society Incorporated to EYECAN and to make that Article gender silent in line with modern drafting style.

This Order comes into force 7 days after it is made.

The Order was made on 21st September 2023 and came into force on 28th September 2023.

### **R&O.81/2023.**

Road Traffic (Disabled Persons) (Parking) (Amendment No. 13) (Jersey) Order 2023.

*Minister for Infrastructure.*

This Order amends the Road Traffic (Disabled Persons) (Parking) (Jersey) Order 2002 by creating new parking places for disabled persons – one in St. Helier and 2 in Grouville.

This Order comes into force 7 days after it is made.

The Order was made on 21st September 2023 and came into force on 28th September 2023.



### **R&O.82/2023.**

Road Traffic (Grouville) (Amendment No. 11) (Jersey) Order 2023.

*Minister for Infrastructure.*

This Order amends the Road Traffic (Grouville) (Jersey) Order 2002 (the “2002 Order”).

*Article 1* provides that the Order amends the 2002 Order.

*Article 2* amends Schedule 1 by creating an exemption to the one-way traffic route on La Sente Brée for patient transport vehicles and ambulances that are leaving The Hollies Day Centre.

*Article 3* amends Schedule 2 to prohibit waiting on lengths of La Rue Hilgrove and La Sente Brée.

*Article 4* amends Schedule 6 to add a 3-hour parking disc restriction on a length of La Rue Hilgrove.

*Article 5* introduces the Schedule that contains minor housekeeping amendments.

*Article 6* gives the citation and provides that this Order comes into force 7 days after it is made.

The Order was made on 21st September 2023 and came into force on 28th September 2023.

### **R&O.83/2023.**

Road Traffic (St. Helier) (Amendment No. 41) (Jersey) Order 2023.

*Minister for Infrastructure.*

This Order amends the Road Traffic (St. Helier) (Jersey) Order 1996, in relation to Commercial Buildings, to –

- reduce the paying parking places on the east side by one bay;
- make some amendments to the lengths of the parking areas on the west and south sides; and
- improve the clarity of the descriptions of existing paying parking places.

This Order comes into force 7 days after it is made.

The Order was made on 21st September 2023 and came into force on 28th September 2023.

### **R&O.84/2023.**

Immigration (Fees) (Amendment No. 2) (Jersey) Order 2023.

*Minister for Justice and Home Affairs.*

This Order amends the Immigration (Fees) (Jersey) Order 2022 (the “Fees Order”).

*Article 2* amends Article 2 of the Fees Order to –

- increase the fees payable for 7 of the categories of people making applications for leave to remain in Jersey for a limited period.
- introduce a new fee for applications in respect of ministers of religion. The fee for those types of applicants previously fell within the category described in row 7 of the table.
- remove the fee entry in the table for the dependents of people with a work permit under row 5 that is to be or has been extended for a further period. This fee is no longer relevant.
- clarify that the fee in row 7 of the table applies to work permit holders who do not fall within any of the categories of temporary work permit holders described in rows 4, 5 and 6 of the table.

The percentage uplift and date of the previous uplift or introduction of each fee in the table in Article 2 is as follows –



Row	People in respect of whom a fee is payable	% uplift	Date the fee was last increased or first introduced
1	student and dependent	3%	7th August 2019
2	minister of religion and dependent (new fee)	17.5%	7th August 2019 (as part of the category described in row 7)
3	investor and dependent	16%	7th August 2019
4	person holding a work permit, if the work permit authorises the person's seasonal employment for a period not exceeding 9 months	22%	7th August 2019
5	person holding a work permit, if the work permit authorises the person's sector-based employment for a period not exceeding one year (which permit may be extended for a further period)	22%	11th May 2021
6	person holding a work permit under row 5 that is to be or has been extended for a further period	22%	11th May 2021
7	person holding a work permit other than a person mentioned in row 4, 5 or 6 and dependent	17.5%	1st June 2018
8	person seeking leave to remain for a period of 30 months, under Appendix HK(J) British National (Overseas) to the Jersey Immigration Rules, as a BN(O) Status Holder or a BN(O) Household Member and dependent	0%	31st January 2021
9	person seeking leave to remain for a period of 5 years, under Appendix HK(J) British National (Overseas) to the Jersey Immigration Rules, as a BN(O) Status Holder or a BN(O) Household Member and dependent	0%	31st January 2021
10	a person who is not a person mentioned in any of rows 1 – 9	21%	1st June 2018

*Article 3* amends Article 3 of the Fees Order to increase the fee for applications for leave to remain in Jersey indefinitely by 21%. This fee was last increased with effect from 1st June 2018.

*Article 4* gives the title by which this Order may be cited and provides for the Order to come into force on 4th October 2023.

The Order was made on 26th September 2023 and come into force on 4th October 2023.



## WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer on 18th September 2023 to the following question asked by Deputy M.B. Andrews of St. Helier North –

“In relation to the Impact Jersey project to date, will the Minister state –

- (a) the total number of applications received;
- (b) the number of applications subsequently to have been given funding; and
- (c) the total amount of funding distributed to applicants?”

2. The Minister for Treasury and Resources tabled an answer on 18th September 2023 to the following question asked by Deputy L.J. Farnham of St. Mary, St. Ouen and St. Peter –

“Following the States Assembly’s approval of ‘Negotiation of purchase for the site of the Seaside Café, Grève de Lecq’ (P.53/2023), will the Minister provide Members with an update on the progress of negotiations?”

3. The Minister for Health and Social Services tabled an answer on 18th September 2023 to the following question asked by the Connétable of St. Lawrence –

“Will the Minister state the number of non-private outpatients waiting to have an:

- (a) MRI (Magnetic resonance imaging) scan;
- (b) Ultrasound scan; and
- (c) any other scan;

on 31st July 2021, 2022, and 2023?”

4. The Minister for Housing and Communities tabled an answer on 18th September 2023 to the following question asked by Deputy S.Y. Mézec of St. Helier South –

“Will the Minister undertake to liaise with ‘Mydeposits Jersey’ to identify the number of certificates that have been issued for rental deposits which they have protected where the date the landlord passed the deposit on to ‘Mydeposits Jersey’ was not within 30 days of the landlord having received that deposit?”

5. The Minister for Social Security tabled an answer on 18th September 2023 to the following question asked by the Connétable of St. Martin –

“Will the Minister outline what engagement, if any, the Departments of Customer and Local Services and Health and Community Services have had with pharmacists in the rural parishes in order to establish whether they have any specific needs or concerns that may require alternative arrangements for pharmacies outside the urban centres, particularly with regard to accessibility and financial support?”



6. The Minister for Social Security tabled an answer on 18th September 2023 to the following question asked by Deputy R.S. Kovacs of St. Saviour –

“Will the Minister advise how much of the £73.1 million of Income Support distributed in 2022 was paid in rent component for individuals to –

- (a) Andium Homes;
- (b) tenants of Housing Associations or Trusts; and
- (c) tenants in private sector accommodation;

and will the Minister further provide the corresponding figures requested in (a), (b) and (c) above for each year since the introduction of the Income Support scheme?”

7. The Chair of the States Employment Board tabled an answer on 18th September 2023 to the following question asked by Deputy G.P. Southern of St. Helier Central –

“In light of the UK Government’s move to introduce legislation to allow it to set minimum levels of service in crucial public services that must be met during strikes to ensure the safety of the public, will the Chair advise what consideration, if any, has been given to the possibility of equivalent measures in Jersey?”

8. The Minister for Home Affairs tabled an answer on 18th September 2023 to the following question asked by Deputy M. Tadier of St. Brelade –

“Will the Minister advise what type of work permits were held by the two Filipino fishermen who died on the L’Ecume II fishing trawler, and whether they were brought to Jersey on those work permits or if those permits were changed after their arrival?”

9. The Chief Minister tabled an answer on 18th September 2023 to the following question asked by Deputy T.A. Coles of St. Helier South –

“Will the Chief Minister state the amount spent by the Government on adverts, articles and supplements in the Jersey Evening Post over the last five years, broken down by year and quarter?”

10. The Chair of the States Employment Board tabled an answer on 18th September 2023 to the following question asked by Deputy M.R. Scott of St. Brelade –

“Will the Chair advise how many people are employed within Government in the following positions –

- (a) system and data analysts; and
- (b) communications, PR and marketing staff;

and will she further identify the relevant departments responsible for their employment?”

11. The Minister for Children and Education tabled an answer on 18th September 2023 to the following question asked by Deputy R.J. Ward of St. Helier Central –

“Will the Minister detail how many of the 23 JTT (Jersey Teacher Training) students enrolled in 2022, and who completed their training in 2023, are now employed as ECTs (Early Career Teachers) in Jersey schools and colleges?”





12. The Minister for Justice and Home Affairs tabled an answer on 25th September 2023 to the following question asked by Deputy M.B. Andrews of St. Helier North –

“Will the Minister provide the number of cases involving domestic abuse that the police have been called to each year since 2018?”

13. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to the following question asked by Deputy M.B. Andrews of St. Helier North –

“Will the Minister advise the amount of Government funding distributed to charities for each year since 2018?”

14. The Chief Minister tabled an answer on 25th September 2023 to the following question asked by Deputy M.B. Andrews of St. Helier North –

“Will the Chief Minister state the number of civil litigation cases taken against the Government or any Minister in that capacity each year since 2018?”

15. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to the following question asked by Deputy T.A. Coles of St. Helier South –

“Will the Minister provide information on the number of personal tax audit investigations that have been undertaken over the last 10 years, broken down by income bands of £20,000 –

- (a) £20,000 - £40,000
- (b) £40,000 - £60,000
- (c) £60,000 - £80,000
- (d) £80,000 - £100,000
- (e) £100,000 - £120,000
- (f) £120,000 - £140,000
- (g) £140,000 - £160,000
- (h) £160,000 - £180,000
- (i) £180,000 - £200,000; and
- (j) £200,000+?”

15. The Chief Minister tabled an answer on 25th September 2023 to the following question asked by Deputy T.A. Coles of St. Helier South –

“Further to the response provided to [Written Question 203/2022](#) will the Chief Minister provide the shipping costs relating to all chemical and microbiological analysis not carried out on Island, over the last five years?”



16. The Minister for Health and Social Services tabled an answer on 25th September 2023 to the following question asked by Deputy T.A. Coles of St. Helier South –

“In respect to prescribed opioid medications, will the Minister state –

- (a) what safeguards are in place to monitor and prevent addiction;
- (b) what opioid prescription guidelines are followed;
- (c) when the prescription guidelines were last reviewed; and
- (d) if records are kept regarding opioid prescriptions, and if they are, publish these for the last five years?”

17. The Chief Minister tabled an answer on 25th September 2023 to the following question asked by Deputy M.R. Scott of St. Brelade –

“In light of concerns relating to communications on the part of Government or by Government officers and the recent disclosure of the number of staff in and cost of its communication function, will the Chief Minister –

- (a) undertake a review into the cost, structure, and quality of the Communications function within the Cabinet Office as a matter of urgency, as well as the social media policy for Government officers;
- (b) for the purposes of the review, compare the cost and numbers of staff employed in Government communications with other small jurisdictions and if not, why not?”

18. The Minister for Treasury and Resources tabled an answer on 25th September 2023 to the following question asked by Deputy M.R. Scott of St. Brelade –

“Will the Minister explain the basis on which the ceiling for income tax thresholds is set, or calculated, and how this is regarded in the context of policy concerns of the Comptroller that ‘cliff edges’ in the imposition of taxation should be avoided, notwithstanding marginal relief?”

19. The Chair of the States Employment Board tabled an answer on 25th September 2023 to the following question asked by Deputy R.J. Ward of St. Helier Central –

“In respect of the Education Partnership between the States of Jersey and the NASUWT (National Association of Schoolmasters Union of Women Teachers) signed in September 2014 (Education Partnership), will the Chair confirm whether it is still in place and adhered to; and, given the start of discussions on terms and conditions (T&Cs) with the Unions will the Chair provide details as to –

- (a) how this agreement affects these discussions;
- (b) whether all teaching unions have equal involvement in the development of T&Cs;
- (c) whether discussions in respect of T&Cs and pay for lecturers at Highlands College include all unions or just one single union;
- (d) the extent to which unions are able to attend meetings and have their voices heard; and
- (e) how the final agreement will be decided across all unions?”

20. The Minister for Children and Education tabled an answer on 25th September 2023 to the following question asked by Deputy R.J. Ward of St. Helier Central –



“Will the Minister provide details of the meetings which have taken place between CYPES and the teaching unions with regard to Terms and Conditions since 2014, to include the following –

- (a) the dates and attendees at each meeting;
- (b) the extent to which the Education Partnership affects (or has affected) any discussions;
- (c) whether lecturers at Highlands College are represented by all unions or one single union; and
- (d) the scheduled dates for any future meetings?”

21. The Minister for Economic Development, Tourism, Sport and Culture tabled an answer on 25th September 2023 to the following question asked by Deputy R.J. Ward of St. Helier Central –

“Will the Minister advise what discussions, if any, have taken place between his department, Jersey Post and the Channel Island Cooperative Society regarding the closure of post offices within certain stores; and whether any impact assessment of these closures has been undertaken by the Minister?”

22. The Minister for Infrastructure tabled an answer on 25th September 2023 to the following question asked by Deputy L.V. Feltham of St. Helier Central –

“Will the Minister advise –

- (a) if he believes some major planned Government capital project may now be unaffordable;
- (b) what advice, if any, he has received from the Minister for Treasury and Resources, or Treasury officials regarding the affordability of the planned programme of capital projects;
- (c) what discussions, if any, he has had, or his department has had, with other Ministers or departments about delaying or changing capital projects that are in progress or planned;
- (d) how he proposes that capital projects are prioritised; and provide a list of all current and planned capital programmes or projects identifying the status of each, including whether the projects have been delayed, paused, stopped, or are on track, and the current RAG (Red/Amber/Green) status for each project or programme?”



## **Explanatory Note regarding the main respondents for items listed under Public Business**

(Item L)

In accordance with Standing Order 104A, a time limit of 15 minutes applies to speeches made during debate, unless discretion has been exercised to allow for a longer, or shorter, time limit. No time limit applies to either speech made by the proposer.

Discretion is exercised by the Presiding Officer in accordance with guidance issued by the Bailiff, following consultation with the Privileges and Procedures Committee. The current guidance was presented to the States in the report 'Time Limits on Speeches in Debates: Guidance on the Exercise of Discretion' (R.3/2021). The report states that discretion may be exercised to allow for a longer speech than 15 minutes where the member speaking is designated as the 'main respondent' to the debate.

The following members have been identified as the main respondents in the debates listed to occur at this meeting –

<b>Debate</b>	<b>Main Respondent(s)</b>
<b>Draft Register of Names and Addresses (Amendment) (Jersey) Law 202-. (P.56/2023).</b>	• Chair of the Corporate Services Scrutiny Panel
<b>Draft Employment (Amendment No.14) (Jersey) Law 202-. (P.62/2023).</b>	• Chair of the Health and Social Security Scrutiny Panel
<b>Extension of Cold Weather Bonus. (P.64/2023).</b>	• Minister for Social Security
<b>Extension of Cold Weather Bonus (P.64/2023): amendment. (P.64/2023 Amd.)</b>	• Minister for Social Security
<b>Law Revision Board: Appointment of Members. (P.67/2023).</b>	• Chair of the Corporate Services Scrutiny Panel



**ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE**  
(See Item I(c))

**Questions without notice 2023**

<b>17th October</b>	Justice and Home Affairs	Housing and Communities	Chief Minister
<b>7th November</b>	Infrastructure	International Development	Chief Minister
<b>28th November</b>	Social Security	Treasury and Resources	Chief Minister
<b>12th December</b>	Children and Education	Economic Development, Tourism, Sport and Culture	Chief Minister