

**THE STATES assembled on Wednesday
25th March 2009, at 09.30 a.m. under
the Presidency of the Deputy Bailiff,
Michael Cameron St. John Birt Esquire.**

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

Senator Philip Francis Cyril Ozouf – en défaut
Senator Sarah Craig Ferguson – en défaut (défaut raised at 9.53 a.m.)
Deputy Deborah Jane de Sousa of St. Helier – excused attendance

Prayers

Notification of lodged proposition

Williamson Report: Implementation Plan – funding (P.17/2009) – amendment. P.17/2009.
Lodged: 25th March 2009. Amd.
Deputy G.P. Southern of St. Helier

Payment of Statutory Notice payments: establishment of precedent P.34/2009

THE STATES, having resumed consideration of a proposition of Deputy Geoffrey Peter Southern of St. Helier, as amended, concerning the establishment of a precedent for the payment of statutory notice, agreed to refer to their Act dated 4th February 2009 in which they agreed to request the Minister for Treasury and Resources to enter into negotiations with former employees of the Jersey branch of Woolworths made redundant following the collapse of the parent company, to seek agreement with them on the assignment to the States of any claims that they might have on the administrators of the company and, providing that these negotiations were successful, to further request the Minister to allocate a sum calculated under the statutory notice terms in the Employment (Jersey) Law 2003 to provide compensation to these employees, and to request the Minister for Social Security –

- (a) to recognise that the above decision of 4th February 2009 constituted a precedent which must be followed in similar cases of redundancy through insolvency in Jersey;
- (b) to establish an easily accessible and well-publicised system within the Social Security Department to deliver payments on a similar basis to all Jersey workers made redundant by insolvency from 4th February 2009, and to maintain this system of payments until an Insolvency Scheme was in place; and
- (c) to liaise with the Minister for Treasury and Resources to agree the most appropriate manner in which to fund the scheme set out above.

Members present voted as follows –

POUR: 31

Senator S. Syvret
Senator T.A. Le Sueur
Senator B.E. Shenton
Senator F.E. Cohen
Senator J.L. Perchard
Senator A. Breckon
Connétable of St. Helier

CONTRE: 20

Senator P.F. Routier
Senator T.J. Le Main
Senator S.C. Ferguson
Senator A.J.D. Maclean
Senator B.I. Le Marquand
Connétable of St. Ouen
Connétable of Trinity

ABSTAIN: 0

Connétable of St. Saviour
Connétable of St. Lawrence
Deputy R.C. Duhamel (S)
Deputy of St. Martin
Deputy R.G. Le Hérisssier (S)
Deputy J.B. Fox (H)
Deputy J.A. Martin (H)
Deputy G.P. Southern (H)

Deputy of St. Ouen
Deputy of Grouville
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy I.J. Gorst (C)
Deputy of St. John
Deputy M. Tadier (B)
Deputy of St. Mary
Deputy T.M. Pitman (H)
Deputy T.A. Vallois (S)
Deputy M.R. Higgins (H)
Deputy A.K.F. Green (H)

Connétable of Grouville
Connétable of St. Brelade
Connétable of St. Martin
Connétable of St. John
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Mary
Deputy J.A.N. Le Fondré
(L)
Deputy S.S.P.A. Power (B)
Deputy A.E. Jeune (B)
Deputy A.T. Dupré (C)
Deputy E.J. Noel (L)
Deputy J.M. Maçon (S)

Withdrawal of a paragraph – P.24/2009

THE STATES noted that, in accordance with Standing Order 34(1), the Connétable of St. Peter had informed the Greffier of the States that paragraph (b) of his proposition entitled ‘States Members’ remuneration for 2009’ (P.24/2009 lodged ‘au Greffe on 19th February 2009) had been withdrawn.

Arrangement of business for the present meeting

THE STATES, adopting a proposition of the Connétable of St. Clement, agreed to defer consideration of the proposition of the Connétable of St. Peter entitled ‘States Members’ remuneration for 2009’ (P.24/2009) until their meeting of 30th June 2009.

Members present voted as follows –

POUR: 37

Senator S. Syvret
Senator T.A. Le Sueur
Senator P.F. Routier

Senator T.J. Le Main
Senator B.E. Shenton
Senator F.E. Cohen
Senator A. Breckon
Senator S.C. Ferguson
Senator A.J.D. Maclean
Senator B.I. Le Marquand
Connétable of St. Ouen

CONTRE: 12

Connétable of St. Peter
Deputy of St. Martin
Deputy R.G. Le Hérisssier
(S)
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy K.C. Lewis (S)
Deputy of St. John
Deputy M. Tadier (B)
Deputy of St. Mary
Deputy E.J. Noel (L)

ABSTAIN: 0

Connétable of St. Helier
Connétable of Trinity
Connétable of Grouville
Connétable of St. Brelade
Connétable of St. Martin
Connétable of St. John
Connétable of St. Saviour
Connétable of St. Clement
Connétable of St. Lawrence
Connétable of St. Mary
Deputy R.C. Duhamel (S)
Deputy J.B. Fox (H)
Deputy J.A. Martin (H)
Deputy G.P. Southern (H)
Deputy of St. Ouen
Deputy of Grouville
Deputy of St. Peter
Deputy J.A.N. Le Fondré (L)
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy I.J. Gorst (C)
Deputy A.E. Jeune (B)
Deputy T.M. Pitman (H)
Deputy A.T. Dupré (C)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)

Deputy J.M. Maçon (S)

Arrangement of public business for future meetings

THE STATES, adopting a proposition of Senator Stuart Syvret, agreed to defer consideration of the proposition of the Minister for Treasury and Resources entitled 'Williamson Report: Implementation Plan – funding' (P.17/2009 lodged 'au Greffe' on 4th February 2009) until their meeting of 30th June 2009.

Members present voted as follows –

POUR: 37

Senator S. Syvret
Senator B.E. Shenton
Senator F.E. Cohen
Senator A. Breckon
Senator S.C. Ferguson
Senator A.J.D. Maclean
Connétable of St. Ouen
Connétable of St. Helier
Connétable of Trinity
Connétable of St. Brelade
Connétable of St. John
Connétable of St. Saviour
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Mary
Deputy of St. Martin
Deputy R.G. Le Hérisssier (S)
Deputy G.P. Southern (H)

CONTRE: 13

Senator T.A. Le Sueur
Senator P.F. Routier
Senator T.J. Le Main
Senator B.I. Le Marquand
Connétable of Grouville
Connétable of St. Martin
Connétable of St. Lawrence
Deputy R.C. Duhamel (S)
Deputy J.B. Fox (H)
Deputy J.A. Martin (H)
Deputy of St. Ouen
Deputy J.A.N. Le Fondré (L)
Deputy E.J. Noel (L)

ABSTAIN: 0

Deputy of Grouville
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy I.J. Gorst (C)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.M. Pitman (H)
 Deputy A.T. Dupré (C)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)

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) –

31st March 2009

Ministerial government: review. Lodged: 10th December 2008. <i>Deputy of St. John</i>	P.181/2008.
Ministerial government: review (P.181/2008) – comments. Presented: 23rd March 2009. <i>Council of Ministers.</i>	P.181/2008. Com.
Ministerial government: review (P.181/2008) – comments. Presented: 24th March 2009. <i>Minister for Treasury and Resources.</i>	P.181/2008. Com.(2)
Draft Royal Court (Amendment No. 12) (Jersey) Law 200-. Lodged: 9th February 2009. <i>Chief Minister.</i>	P.19/2009.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy. Lodged: 24th February 2009. <i>Deputy of Grouville.</i>	P.28/2009.
Goods and Services Tax: exemption or zero-rating for foodstuffs and domestic energy (P.28/2009) – amendment. Lodged: 24th March 2009. <i>Deputy A.K.F. Green of St. Helier</i>	P.28/2009. Amd.
Draft Employment (Amendment No. 5) (Jersey) Law 200-. Lodged: 24th February 2009. <i>Minister for Social Security.</i>	P.27/2009.

Draft Employment (Amendment No. 5) (Jersey) Law 200- (P.27/2009): comments.
Presented: 23rd March 2009. P.27/2009.
Minister for Treasury and Resources. Com.

Draft Employment (Amendment No. 5) (Jersey) Law 200- (P.27/2009): amendment.
Lodged: 18th March 2009. P.27/2009.
Deputy G.P. Southern of St. Helier Amd.
(Cannot be debated before 1st April 2009)

Ex gratia compensation payment: Mr. and Mrs. R. Pinel. P.29/2009.
Lodged: 4th March 2009.
Senator B.E. Shenton.

Ex gratia compensation payment: Mr. and Mrs. R. Pinel (P.29/2009)- comments. P.29/2009.
Presented: 23rd March 2009. Com.
Minister for Treasury and Resources.

Police Complaints and Discipline: extension to Honorary Officers conducting Parish
Hall Enquiries. P.30/2009.
Lodged: 5th March 2009.
Deputy of St. Martin

28th April 2009

Code of Practice for Scrutiny Panels and the Public Accounts Committee: amendment. P.31/2009.
Lodged: 9th March 2009.
Chairmen's Committee.

Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 4) (Jersey)
Regulations 200-. P.35/2009.
Lodged: 10th March 2009.
Minister for Economic Development.

Draft Public Elections (Amendment No. 3) (Jersey) Regulations 200. P.36/2009.
Lodged: 13th March 2009.
Comité des Connétables.

Draft Health and Safety at Work (Amendment No. 4) (Jersey) Law 200-. P.37/2009.
Lodged: 17th March 2009.
Minister for Social Security.

Jersey Community Relations Trust: appointment of Trustee. P.38/2009.
Lodged: 19th March 2009.
Minister for Home Affairs.

Oral Questions with notice: extension to 2 hours. P.40/2009.
Lodged: 20th March 2009.
Deputy of St. Martin

Electricity tariffs: Regulations under Article 22 of the Electricity (Jersey) Law 1937. P.41/2009.
Lodged: 24th March 2009.
Senator A. Breckon.

12th May 2009

La Pouquelaye old school site: provision of youth and community facilities. P.187/2008.
Lodged: 24th December 2008.
Connétable of St. Helier

Public Elections (Jersey) Law 2002: rescindment of Article 39A. P.18/2009.
Lodged: 4th February 2009.
Deputy G.P. Southern of St. Helier

Draft Loi (200-) (Amendement No. 11) réglant la procédure criminelle. P.39/2009.
Lodged: 19th March 2009.
Minister for Home Affairs.

16th June 2009

Ann Court Site, St. Helier use for sheltered social housing for the over-55s. P.184/2008.
Lodged: 23rd December 2008. (re-issue)
Deputy J.A. Martin of St. Helier

Natural gas pipeline: strategic study. P.16/2009.
Lodged: 29th January 2009.
Deputy P.V.F. Le Claire of St. Helier

Natural gas pipeline: strategic study (P.16/2009) – comments. P.16/2009.
Presented: 10th March 2009. Com.
Minister for Treasury and Resources.

30th June 2009

Williamson Report: Implementation Plan – funding. P.17/2009.
Lodged: 4th February 2009.
Minister for Treasury and Resources.

Williamson Report: Implementation Plan – funding (P.17/2009) – amendment. P.17/2009.
Lodged: 25th March 2009. Amd.
Deputy G.P. Southern of St. Helier

States Members' remuneration for 2009. P.24/2009.
Lodged: 19th February 2009.
Connétable of St. Peter

States Members' remuneration for 2009 (P.24/2009): comments. P.24/2009.
Presented: 5th March 2009. Com.
Privileges and Procedures Committee.

States Members' remuneration for 2009 (P.24/2009): amendment. P.24/2009.
Lodged: 3rd March 2009. Amd.
Deputy P.V.F. Le Claire of St. Helier

THE STATES rose at 11.29 a.m.

M.N. DE LA HAYE

Greffier of the States