

STATES OF JERSEY ORDER PAPER

Monday 18th July 2011

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Road Traffic (Grouville) (Amendment No. 6) (Jersey) Order 2011. R&O.87/2011.
Minister for Transport and Technical Services.

Motor Traffic (Cabs – Fares and Charges) (Amendment No. 2) (Jersey) Order 2011. R&O.88/2011.
Minister for Transport and Technical Services.

C. DOCUMENTS PRESENTED OR LAID

D. NOTIFICATION OF LODGED PROPOSITIONS

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

Nomination of Mr Stephen Haigh as a member of the Public Accounts Committee.

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions

(attached)

1. The Minister for Home Affairs will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding the longterm unemployed and work permits.
2. The Minister for Planning and Environment will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding approvals within the Green Zone.
3. The Minister for Economic Development will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding Mandatory Occurrence Reports.
4. The Chief Minister will table an answer to a question asked by the Deputy of St. Martin regarding a suspension list.
5. The Minister for Home Affairs will table an answer to a question asked by Senator B.E. Shenton regarding journalistic practices.
6. The Minister for Education, Sport and Culture will table an answer to a question asked by Senator J.L. Perchard regarding the Green Paper on the future of education.
7. The Chief Minister will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding 5 year contracts.
8. H.M. Attorney General will table an answer to a question asked by Senator J.L. Perchard regarding financial means-testing for prisoners.

9. The Minister for Transport and Technical Services will table an answer to a question asked by the Connétable of St. Mary regarding parking on Victoria Avenue.
10. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding Private Finance Initiative schemes.
11. The Minister for Treasury and Resources will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding tax burdens.
12. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the control of migration numbers.
13. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding pay budgets.
14. The Chief Minister will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding Jury Service.
15. The Minister for Health and Social Services will table an answer to a question asked by Senator S.C. Ferguson regarding hours worked by middle grade doctors.
16. The Minister for Health and Social Services will table an answer to a question asked by Senator S.C. Ferguson regarding the length of shifts for middle grade doctors.
17. The Minister for Planning and Environment will table an answer to a question asked by the Deputy of St. Mary regarding the processing of planning applications.
18. The Minister for Housing will table an answer to a question asked by the Deputy of St. Mary regarding the definition of housing need.
19. The Minister for Transport and Technical Services will table an answer to a question asked by the Deputy of St. Mary regarding the reduction of accidents.
20. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary regarding the evaluation of schools.
21. The Minister for Economic Development will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding contract with N.A.T.S. (National Air Traffic Services Ltd).
22. The Minister for Economic Development will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding the Operations Department at Jersey Airport.
23. The Minister for Economic Development will table an answer to a question asked by Deputy M.R. Higgins of St. Helier regarding Senior Air Traffic Officers.

(b) – Oral Questions

(120 minutes)

1. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Planning and Environment –

“Will the Minister inform members when the proposed plans for the St. Saviour over 55s retirement village will be determined and will the Minister be determining the development himself?”
2. Senator B.E. Shenton will ask the following question of the Minister for Treasury and Resources –

“What was the total amount spent by WEB and the States in developing a scheme for East of Albert including the relocation of the port, fuel farm and development of residential units?”

3. Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister–

“Will the Chief Minister agree to provide members with a schedule setting out when his proposals outlining the “management side’s position” will be produced in order that the negotiations on terms and conditions for States employees can be put to staff representatives in a timely manner to co-ordinate with the 2012 Annual Business Plan, Budget and 2011 election dates?”
4. Deputy P.V.F. Le Claire of St. Helier will ask the following question of the Minister for Home Affairs –

“Having had a chance to review the current work permit permissions in detail, is the Minister able to provide the current numbers who have work permits and their dependants who may also work in Jersey and advise whether he considers this a satisfactory situation, given the current high levels of unemployment in Jersey and the types of jobs that those with such permits and their dependents have access to?”
5. Deputy T.A. Vallois of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“What are the proposed changes, if any, to the Resources Department; are there any areas which will be returned to the Chief Minister’s Department and, if so, why?”
6. The Deputy of St. John will ask the following question of the Minister for Economic Development –

“Following the acceptance of the new defaced Red Ensign for ships registered in Jersey, what action, if any, will the Minister take to reinstate the rights of the St Helier and Royal Channel Island Yacht Clubs to fly their defaced ensigns, given that the former earned the right to fly the ensign as battle honours for the part played by its members during the evacuation of St. Malo in 1940?”
7. The Deputy of St. Martin will ask the following question of the Chief Minister–

“Will the Chief Minister inform Members of the number of Human Resources Officers employed in the public sector, advise whether they are subject to annual appraisals and state how frequently they attend refresher courses to ensure they are kept up to date with developments in legislation and other relevant matters?”
8. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Home Affairs –

“Following recent comments made in evidence to a scrutiny sub-panel and in the Assembly alleging that confidential information relating to the historic abuse inquiry had twice been leaked to a Daily Mail journalist, what measures, if any, will the Minister be discussing with the new Chief Officer of the States of Jersey Police to ensure that police inquiries cannot be undermined in this way in the future?”
9. Senator S.C. Ferguson will ask the following question of the Minister for Treasury and Resources –

“Given P.93/2005 and P.73/2010, will the Minister explain his proposed plans for States of Jersey Property Holdings and the States of Jersey Development Company Limited and will he undertake not to implement any changes before receiving the approval of the Assembly if he plans to amend the structures agreed by the States for these two bodies?”
10. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Treasury and Resources –

“How does the Minister justify the appointment of a Third Sector Co-ordinator in the light of

- other bodies performing such work and the CSR driven cuts to bodies like Family Nursing and Home Care?”
11. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Economic Development –
- “Does the Minister believe that Jersey Airport is getting value for money from its contract with NATS Ltd (the UK privatised air traffic control services provider formerly known as the National Air Traffic Services Ltd)?”
12. Deputy A.E Jeune of St. Brelade will ask the following question of the Minister for Health and Social Services –
- “Would the Minister advise where her Department has advertised for nursing staff in the past 12 months and specifically whether it advertised in Eire and if so, in what publications?”
13. The Deputy of St. Mary will ask the following question of the Minister for Economic Development –
- “Given that nearly all major advertisers deserted the News of the World because of the reputational damage of being associated with the brand, what steps has the Minister taken or will he take to ensure that News International or News Corporation are not using Jersey in any way for tax avoidance purposes?”
14. Deputy R.G. Le Hérissier of St. Saviour will ask the following question of the Minister for Economic Development –
- “Why is the Channel Islands Control Zone classified as Class A airspace and how was this decision arrived at?”
15. Deputy M.R. Higgins of St. Helier will ask the following question of the Minister for Economic Development –
- “Would the Minister update the Assembly on the number of licenses granted to online gaming companies to date and identify them; advise what the implications are for Jersey following the arrest of individuals in the USA allegedly engaging in bank fraud and money laundering linked to the top three online gambling companies and whether moves by the UK government to reform how overseas-based operators are regulated will impact upon Jersey?”
16. The Deputy of St. Mary will ask the following question of the Chief Minister–
- “Given that a saving target of nearly £1 million a year on energy and water costs is envisaged, can the Chief Minister explain why the savings target of 10% was announced so late in the three year term of this Assembly, and can he inform members what manpower and other resources are specifically allocated to the task of reaching or exceeding this target?”
17. Deputy T.M. Pitman of St. Helier will ask the following question of H.M. Attorney General–
- “Given that all States members swear an oath requiring them to attend States meetings, and that members can only be excused if ill, absent on States business or excused attendance, would the Attorney General explain to members what steps, if any, can be taken to enforce the oath if a member persistently leaves sittings to attend to private business and whether remuneration could be withheld in these circumstances?”
18. Deputy A.E. Jeune of St. Brelade will ask the following question of the Minister for Health and Social Services –
- “Would the Minister inform Members whether she considers the current legislation and training provision for food hygiene in the Island to be adequate and appropriate and, if not, advise what action, if any, is being taken to address this matter?”

19. The Deputy of St. Martin will ask the following question of the Minister for Home Affairs–

“Will the Minister inform Members whether the States of Jersey Police has a policy to ensure that complaints against police are investigated and processed expeditiously and is he content with the Police Complaints Authority’s oversight of complaints against police?”

20. Deputy T.A. Vallois of St. Saviour will ask the following question of the Minister for Economic Development –

“Could the Minister advise how businesses have been affected by the refusal of 565 employee licences through the Regulation of Undertakings and Development (Jersey) Law 1973?”

21. The Deputy of St. John will ask the following question of the Minister for Transport and Technical Services –

“As Victoria Avenue was recently reengineered and resurfaced why has it been found necessary to now lay high friction surfaces to many of the junctions, why was this work not undertaken during the main project and what is the cost of these additional works and the life expectancy of the materials used?”

22. Deputy G.P. Southern of St. Helier will ask the following question of the Chief Minister–

“Will the Minister outline for members what progress has been made in the Tribal benchmarking review of teachers’ and lecturers’ terms and conditions, state when the review is due to be completed and assure members that its findings will be circulated to members?”

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

1st question period – Minister for Transport and Technical Services

2nd question period – Minister for Economic Development

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

The Chairman of the Jersey Branch of the Commonwealth Parliamentary Association will make a statement to mark the centenary of the Association.

L. PUBLIC BUSINESS

Goods and Services Tax: exemption or zero-rating for health foods. P.81/2011.
Lodged: 23rd May 2011.
Deputy S. Pitman of St. Helier.

Goods and Services Tax: exemption or zero-rating for health foods P.81/2011.
(P.81/2011) – comments. Com.
Presented: 4th July 2011.
Council of Ministers.

Goods and Services Tax: exemption or zero-rating for health foods P.81/2011.
(P.81/2011) – comments. Com.(2)
Presented: 7th July 2011.
Minister for Health and Social Services.

Goods and Services Tax: exemption or zero-rating for health foods P.81/2011.
(P.81/2011) – comments. Com.(2)
Presented: 7th July 2011.
Minister for Health and Social Services.

<p>Goods and Services Tax: exemption or zero-rating for health foods (P.81/2011) – amendment. Lodged: 13th July 2011. <i>Deputy S. Pitman of St. Helier.</i></p>	<p>P.81/2011. Amd.</p>
<p>Draft Security Interests (Jersey) Law 201-. Lodged: 31st May 2011. <i>Minister for Economic Development.</i></p>	<p>P.88/2011.</p>
<p>Draft Medicines (Amendment No. 3) (Jersey) Law 201-. Lodged: 2nd June 2011. <i>Minister for Health and Social Services.</i></p>	<p>P.94/2011.</p>
<p>Draft Shops (Regulation of Opening) (Jersey) Regulations 201-. Lodged: 3rd June 2011. <i>Minister for Economic Development.</i></p>	<p>P.95/2011.</p>
<p>Draft Shops (Regulation of Opening) (Jersey) Regulations 201- (P.95/2011): amendment. Lodged: 6th July 2011. <i>Deputy I.J. Gorst of St. Clement.</i></p>	<p>P.95/2011. Amd.</p>
<p>Draft Shops (Regulation of Opening) (Jersey) Regulations 201- (P.95/2011): second amendment. Lodged: 7th July 2011. <i>Connétable of St. Lawrence.</i></p>	<p>P.95/2011. Amd.(2)</p>
<p>Draft Shops (Regulation of Opening) (Jersey) Regulations 201- (P.95/2011): third amendment. Lodged: 7th July 2011. <i>Deputy A.K.F. Green of St. Helier.</i></p>	<p>P.95/2011. Amd.(3)</p>
<p>Draft Shops (Regulation of Opening and Deliveries) (Jersey) Law 2010 (Appointed Day) Act 201-. Lodged: 3rd June 2011. <i>Minister for Economic Development.</i></p>	<p>P.96/2011.</p>
<p>Draft Public Finances (Amendment No. 3) (Jersey) Law 201-. Lodged: 6th June 2011. <i>Minister for Treasury and Resources.</i></p>	<p>P.97/2011.</p>
<p>Draft Fire and Rescue Service (Jersey) Law 201-. Lodged: 6th June 2011. <i>Minister for Home Affairs.</i></p>	<p>P.98/2011.</p>
<p>Draft Gambling (Jersey) Law 201-. Lodged: 6th June 2011. <i>Minister for Economic Development.</i></p>	<p>P.100/2011.</p>
<p>Ratification of the Agreement for the exchange of information relating to tax matters between the Government of Jersey and the Government of the Republic of Indonesia. Lodged: 7th June 2011. <i>Chief Minister.</i></p>	<p>P.101/2011.</p>
<p>Ratification of the Agreement for the Exchange of Information relating to Tax Matters between the Government of Jersey and the Government of the Republic of Indonesia (P.101/2011): addendum. Presented: 9th June 2011. <i>Chief Minister.</i></p>	<p>P.101/2011. Add.</p>

Draft Medical Practitioners (Registration) (Amendment No. 4) (Jersey) Law 201- Lodged: 7th June 2011. <i>Minister for Health and Social Services.</i>	P.106/2011.
Draft Income Support (Amendment No. 7) (Jersey) Regulations 201- Lodged: 7th June 2011. <i>Minister for Social Security.</i>	P.107/2011.
Draft Long-Term Care (Jersey) Law 201- Lodged: 7th June 2011. <i>Minister for Social Security.</i>	P.108/2011.
Draft Long-Term Care (Jersey) Law 201- (P.108/2011): amendment. Lodged: 7th July 2011. <i>Minister for Social Security.</i>	P.108/2011. Amd.
Draft Income Support (Special Payments) (Amendment) (Jersey) Regulations 201- Lodged: 7th June 2011. <i>Minister for Social Security.</i>	P.109/2011.
Draft Social Security (Amendment of Law No. 1) (Jersey) Regulations 201- Lodged: 7th June 2011. <i>Minister for Social Security.</i>	P.110/2011.
Draft Social Security (Amendment of Law No. 1) (Jersey) Regulations 201- (P.110/2011): amendment. Lodged: 22nd June 2011. <i>Deputy G.P. Southern of St. Helier.</i>	P.110/2011. Amd.
Draft Social Security (Amendment of Law No. 1) (Jersey) Regulations 201- (P.110/2011): amendment (P.110/2011 Amd.)– comments. Presented: 13th July 2011. <i>Minister for Treasury and Resources.</i>	P.110/2011. Amd.Com.
Draft Income Tax (Amendment No. 39) (Jersey) Law 201- Lodged: 7th June 2011. <i>Minister for Treasury and Resources.</i>	P.113/2011.
Draft Income Tax (Amendment No. 39) (Jersey) Law 201- (P.113/2011): amendment. Lodged: 5th July 2011. <i>Deputy T.M. Pitman of St. Helier.</i>	P.113/2011. Amd.
Draft Income Tax (Amendment No. 39) (Jersey) Law 201- (P.113/2011): amendment (P.113/2011 Amd.)– comments. Presented: 13th July 2011. <i>Minister for Treasury and Resources.</i>	P.113/2011. Amd.Com.
Draft Income Tax (Prescribed Limit and Rate) (Amendment) (Jersey) Regulations 201- Lodged: 7th June 2011. <i>Minister for Treasury and Resources.</i>	P.114/2011.
Draft Income Tax (Prescribed Limit and Rate) (Amendment) (Jersey) Regulations 201- (P.114/2011): amendment. Lodged: 5th July 2011. <i>Deputy T.M. Pitman of St. Helier.</i>	P.114/2011. Amd.
Millennium Town Park: railings.	P.117/2011.

Lodged: 20th June 2011.
Deputy D.J. De Sousa of St. Helier.

Discrimination Law and delay on pension reform. P.118/2011.
Lodged: 21st June 2011.
Deputy G.P. Southern of St. Helier.

Discrimination Law and delay on pension reform (P.118/2011): comments. P.118/2011.
Presented: 13th July 2011. Com.
Minister for Treasury and Resources.

M. ARRANGEMENT OF PUBLIC BUSINESS

13th September 2011

Machinery of Government: review. P.76/2011.
Lodged: 16th May 2011.
Council of Ministers.

Hand-held Devices in the States Chamber: trial. P.77/2011.
Lodged: 17th May 2011.
Privileges and Procedures Committee.

Hand-held Devices in the States Chamber: trial (P.77/2011) – amendment. P.77/2011.
Lodged: 28th June 2011. Amd.
Deputy D.J. De Sousa of St. Helier.

Disciplinary and grievance hearings: right to a friend. P.112/2011.
Lodged: 7th June 2011.
Deputy of St. Martin.

Disciplinary and grievance hearings: right to a friend (P.112/2011) – comments. P.112/2011.
Presented: 4th July 2011. Com.
Minister for Treasury and Resources.

Disciplinary and grievance hearings: right to a friend (P.112/2011) – comments. P.112/2011.
Presented: 5th July 2011. Com.(2)
States Employment Board.

Disciplinary and grievance hearings: right to a friend (P.112/2011) – comments. P.112/2011.
Presented: 5th July 2011. Com.(3)
Minister for Social Security.

Draft Sea Fisheries (Amendment No. 2) (Jersey) Law 2011. P.119/2011.
Lodged: 27th June 2011.
Minister for Economic Development.

Medium Term Financial Plan: minimum lodging period. P.120/2011.
Lodged: 28th June 2011.
Deputy G.P. Southern of St. Helier.

Medium Term Financial Plan: minimum lodging period (P.120/2011) – amendment. P.120/2011.
Lodged: 13th July 2011. Amd.
Minister for Treasury and Resources.

Clos des Sables: further development – petition. P.121/2011.
Lodged: 6th July 2011.
Deputy M. Tadier of St. Brelade.

Draft The Law Society of Jersey (Amendment No. 3) Law 2011. P.122/2011.

Lodged: 12th July 2011.
Chief Minister.

M.N. DE LA HAYE
Greffier of the States

13th July 2011

Note –

In accordance with the meeting dates fixed for 2011 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Tuesday 19th July, Wednesday 20th July, Thursday 21st July and Friday 22nd July 2011.

Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.87/2011.

This Order amends the Road Traffic (Grouville) (Jersey) Order 2002 by prohibiting waiting on 2 sections of the east side of La Grande Route des Sablons and also by prohibiting waiting on a section of the north side of La Rue des Près.

The Order was made on 8th July 2011 and comes into force on 22nd July 2011.

R&O.88/2011.

This Order increases the tariff of fares and charges for controlled taxi-cabs, by an average of 4%, with effect from 25th July 2011. The tariff was last increased on 28th June 2010.

The Order was made on 8th July 2011 and comes into force on 25th July 2011.

WRITTEN QUESTIONS

(See Item I(a))

1. The Minister for Home Affairs will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier-

“Given the current levels of unemployment in the Island, especially in the long-term unemployed, can the Minister please provide members with a breakdown of people in Jersey who are here as a result of his department issuing work permits, and in particular –

1. The total number of people on work permits at present and how that compares with last year?
2. The total number of dependents accompanying them and how that compares to last year?
3. The jobs occupied by those on work permits by skill and by sector?
4. The jobs occupied by dependents of those who have been issued work permits by skill and by sector?
5. The length of the permits issued to conduct this work in Jersey?
6. The total number of work permits issued in 2010 and the total issued so far in 2011 by skill and sector?
7. The charges levied in relation to issuing permits;
8. What the Minister’s plans are, if any, to review the work permit policy of his department with regard to protecting jobs for Jersey residents, given the recent geographic expansion of the EU and the high levels of unemployment in Jersey?”

2. The Minister for Planning and Environment will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier-

“As the Minister could not provide members with the answers in full to my written question on 20th June 2011 on approvals within the Green Zone, due to complexity in cross referencing minutes, in time for the States sitting can the Minister provide the list of Green Zone permissions with those who approved them for 2011 alone?”

3. The Minister for Economic Development will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier-

“Will the Minister advise the Assembly how many Mandatory Occurrence Reports have been filed by Air Traffic Controllers at Jersey Airport regarding the new ATC system and provide full information on the subject matter of their reports and the controllers’ concerns; and

Would the Minister provide full details of any verbal or written concerns regarding the new ATC system made by air traffic controllers to their supervisors or airport management?”

4. The Chief Minister will table an answer to the following question asked by the Deputy of St. Martin-

“In answer to my written question (6317) on Tuesday 7th June 2011, only one teacher is shown as being suspended in 2010. Will the Chief Minister inform Members why a member of staff employed by Education, Sport and Culture who was suspended in July 2009 till March 2011 is not recorded in the list? If the member was suspended will the cost figures shown in written answer (6432) on 5th July 2011 be adjusted?”

5. The Minister for Home Affairs will table an answer to the following question asked by Senator B.E. Shenton –
- “Given the revelations in respect of journalistic practises of the News of the World, coupled with the disclosure that a journalist from the newspaper was entertained at a top London restaurant at the height of the Haut de la Garenne investigation by the then Deputy Chief Officer, is the Minister satisfied that all future dealings with the media will be handled in a professional manner. Does he have any evidence to show whether any underhand practices were undertaken by the News of the World when investigating the Haut de la Garenne allegations?”
6. The Minister for Education, Sport and Culture will table an answer to the following question asked by Senator J.L. Perchard –
- “When will the Minister be publishing the Green Paper on the future of Education and will he explain the reason for the delay in its publication?”
7. The Chief Minister will table an answer to the following question asked by Deputy R.G. Le Hérissier of St. Saviour–
- “In the light of the extension of the initial five year contract of the Chief Fire Officer to a permanent appointment, would the Chief Minister confirm whether 5 year contracts for senior staff are legally enforceable and, if not, why not?”
8. H.M. Attorney General will table an answer to the following question asked by Senator J.L. Perchard –
- I asked the following question (6427) of the Minister for Home Affairs at the last sitting of the States:
- “Will the Minister introduce financial means testing of those detained at HMP La Moye and levy a fee based on a scale of charges up to a maximum of the full cost recovery on inmates?”
- In his answer the Minister wrote:
- “I believe that this would be contrary to the European Convention on Human Rights for two reasons. It would be viewed as a second penalty in addition to the imprisonment being imposed by the Court. It might also contravene the right to private property being a charge which was not a legitimate tax which was being imposed on an individual without their consent.”
- Would the Attorney General confirm whether he considers the European Convention on Human Rights would be contravened? And is the Attorney General of the opinion that the States could reasonably introduce financial means testing of those detained at HMP La Moye and levy a fee based on a scale of charges up to a maximum of the full cost recovery on inmates?”
9. The Minister for Transport and Technical Services will table an answer to the following question asked by the Connétable of St. Mary–
- “In the light of concerns over the safety of the ‘refuge’ in the central reservation of Victoria Avenue for vehicles leaving the ‘kiosk’ lay-by at Bel Royal and travelling towards St Helier, will the Minister confirm that he has visited the area to ascertain whether the depth of the refuge is adequate, and advise the length of vehicle which can be sheltered entirely within the refuge (without protruding into the traffic lanes) bearing in mind the angle at which vehicles are likely to enter the refuge due to the road layout? Is the Minister satisfied that this is adequate?”
10. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“What measures does the Minister propose to put in place to limit damage to Jersey’s reputation as a good neighbour (as suggested in the latest European Services Strategy Unit report) arising from the leakage from UK tax revenues to Jersey of profits from PFI (Private Finance Initiative) hospital and schools projects?”

11. The Minister for Treasury and Resources will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“Following his response to written question 6448 on 5th July 2011 will the Minister publish the full results of the consideration of the tax burden on various households and the comparison to competitor jurisdictions conducted in the Fiscal Strategy Review?”

12. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“In the recent debate on Control of Housing and Work law (P.37/2011) the Chief Minister used figures relating to overall numbers of the ‘working population’ to demonstrate that the agreed target for net immigration of 150 heads of household was being achieved. Will he explain to members how this correlates to the figures published by the Statistics Unit for the period 2007-2009 which show an average net immigration of 325 heads of household and states clearly that this is the measure to be used to check progress on attaining the target set out in the Strategic Plan?”

13. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“Since “pay budgets remain unchanged from 2011” in the 2012 Annual Business Plan (ABP) (response to written question 6442) will the Minister state when the “management side’s position” prior to pay negotiations will be finalised and whether this position will be revealed to members before the ABP comes to the States for debate?”

14. The Chief Minister will table an answer to the following question asked by Deputy G.P. Southern of St. Helier–

“Will the Minister inform members how many persons undertook Jury Service during 2010 along with a breakdown of the length of service served?

Will he inform members whether recompense is available for those who serve as jurors, and whether, in longer cases, where paid leave for a juror is refused by their employer, there are funds available to relieve any hardship experienced?”

15. The Minister for Health and Social Services will table an answer to the following question asked by Senator S.C. Ferguson –

- a) Will the Minister supply as promised the answer to 6476 and state the total hours on duty undertaken by each of the hospital Middle Grade doctors for the period from 9am on 6th June to 9am on 13th June, including the hours of ‘on call’ which may partly have been spent at home for which no distinction needs to be made for the purposes of this answer?
- b) Under the present rota arrangements, do any Middle Grade doctors undertake more hours on duty than they did in the specified week if their colleagues are on annual or study leave?
- c) When Middle Grade doctors undertake extra hours on duty to cover the ‘on call’ duties of colleagues on leave, is this on a voluntary basis, or compulsory?”

16. The Minister for Health and Social Services will table an answer to the following question asked by

Senator S.C. Ferguson –

“Can the Minister state what is the maximum number of hours a Middle Grade doctor may be continuously on duty?”

Can the Minister confirm that when a 24 hour shift finishes, some Middle Grade doctors are allowed a rest period, whereas others carry on working until the next evening, and if so, can she explain why?

Given Verita's comment on 24 hour shifts, the ‘on call’ workload of Middle Grade staff and the impact on patient safety, is the Minister satisfied that Middle Grade doctors’ working patterns are acceptable?

Can the Minister assure hospital doctors that recriminations will not follow if they raise legitimate concerns about working patterns and patient safety to managers, or if necessary, to States Members?

Will she reissue the table produced on 15th March 2011 in answer to 6123, updating the numbers of Middle Grade posts and vacancies in each department?

Does she consider that the very long hours undertaken by Middle Grade doctors in some departments is one cause of the problems with recruitment and retention, and can she update Members on progress of the new contract negotiations, explaining how the department proposes to address the problem of unacceptable hours worked by Middle Grade doctors?”

17. The Minister for Planning and Environment will table an answer to the following question asked by the Deputy of St. Mary–

“Would the Minister explain what part, if any, does the doctrine of “legitimate expectation” play in the determination of a planning application?”

Is there a principle which confers a right to develop on the existing footprint, and if so, what is the legal position relating to this?

What approach is taken when the proposed development is larger than the existing building?”

18. The Minister for Housing will table an answer to the following question asked by the Deputy of St. Mary–

“In his answer to written question 6381 on 20th June, the Minister wrote:

“Given that it is the Department’s role to provide and manage homes for those in need . . .”

What is the department’s definition of being “in need” and is the Minister satisfied that the department should only provide for “those in need”?

What work has his department done on the possible positive and negative effects of providing rented housing for a wider range of the population, and the advantages and disadvantages of doing this?

Has his department done any work to establish how many islanders might welcome the chance to rent accommodation provided by or through the public sector even though they are not “in need”?”

19. The Minister for Transport and Technical Services will table an answer to the following question asked by the Deputy of St. Mary–

“Given that he is tasked by the States to bring forward to the States a target for accident reduction in terms of a five-year rolling average, and to justify adopting that target, will the Minister outline to members the work done locally by his department or others, in the following areas:

- a) Reviewing research findings in Jersey and elsewhere as to the effect of speed on accident rates and severity;

- b) Reviewing the causes of accidents in Jersey based on collating and interrogating the existing information held by TTS;
- c) Reviewing accident clusters and evaluation of any specific factors at work in these clusters;
- d) Appraisal of specific accident reduction proposals, including but not limited to:
 - 20 mph within the ring road;
 - 20 mph within built-up areas across the Island;
 - home zone / Dutch 'Woonerf' type proposals;
- e) reviewing public attitudes to speed of motorists and of those who live alongside roads or who use them to walk, cycle or wait (for the bus);
- f) working with the Statistics Unit on how the previous heading might be carried out;
- g) reviewing specific measures for HGV's;
- h) creating a new and better solution for green lanes in consultation with stakeholders?"

20. The Minister for Education, Sport and Culture will table an answer to the following question asked by the Deputy of St. Mary–

“In answer to a question put by Deputy R.G. Le Hérisssier on 20th June 2011, the Minister said –

“...The Department has researched good practice in a number of countries and two years ago started to develop a Jersey Framework for School Evaluation based on some of the more successful approaches. The first three-year cycle will be completed across all schools by 2013.

Out of this work, the Department will be in a position to provide a much broader range of information for the States and the public about the performance of the system and individual schools.”

Will the Minister include in the data collected on schools performance, a survey of the views, properly and professionally undertaken, of former pupils as a valuable tool for evaluating the actual outcomes, weaknesses and successes of schools, and if not why not?"

21. The Minister for Economic Development will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“Will the Minister provide to Members the non-confidential details of the contract between his department and NATS (National Air Traffic Services Ltd), setting out specifically –

- (a) the cost of, duration and detailed services provided by the company;
- (b) the number of personnel employed in Jersey on a full and part time basis (including those coming to the Island on a regular basis to perform specific functions);
- (c) whether his department pays the salary/wages of these personnel and if so, the sums payable to them;
- (d) whether his department provides accommodation for the NATS personnel, and if so, the nature and cost of this accommodation.”

22. The Minister for Economic Development will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

“Will the Minister provide members with a full breakdown of the work of the Operations Department at

Jersey Airport, setting out in particular –

- (a) the cost of this department broken down into personnel costs, travel and expenses, cost of accommodation provided or subsidised, overheads etc;
- (b) the number of staff employed in this department and their functions;
- (c) whether any of the staff of have been responsible in any safety related incidents at Jersey Airport and, if so, the nature of those incidents since the department was established?”

23. The Minister for Economic Development will table an answer to the following question asked by Deputy M.R. Higgins of St. Helier–

Will the Minister –

- (a) state whether a number of Senior Air Traffic Officers were tasked by the management of Jersey Airport to conduct a review of the available electronic flight process systems available and in use in airports around the world and whether they produced a report setting out the systems that should be purchased for the new air traffic control facility at Jersey airport and, if so, explain the reasons why the management of Jersey Airport rejected their recommendations and chose to purchase an alternative system;
- (b) state which airports in the world are using the system purchased by Jersey Airport; and set out what success or failure, or problems, that these other users have experienced with this system?”

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

2011

**First 15 minute period
Minister**

**Second 15 minute period
Minister**

2nd session

September 13th
(Annual Business Plan
2012)

Treasury and Resources

Chief Minister

September 20th

Education, Sport and Culture

Health and Social Services

November 8th
(Budget 2012)

Home Affairs

Chief Minister