

States of Jersey
States Assembly



États de Jersey
Assemblée des États

States Assembly ANNUAL REPORT 2013



**PRESENTED TO THE STATES BY THE
PRIVILEGES AND PROCEDURES COMMITTEE**

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CONTENTS

		<i>Page</i>
Foreword by the Bailiff of Jersey, President of the States		6
Introduction by the Chairman of the Privileges and Procedures Committee		8
1.	THE STATES ASSEMBLY	9
1.1	Introduction	9
1.2	Membership	10
	1.2.1 Death of Connétable Daniel Joseph Murphy of Grouville.....	10
	1.2.2 Connétable John Edward Le Maistre	11
1.3	Length of service and average age of members	11
1.4	Tribute to Mr. R.J. ('Dick') Shenton, O.B.E., K.S.G.....	12
1.5	Appointment of new Deputy Viscount	13
2.	MEETINGS OF THE STATES	14
2.1	Number of meetings	14
2.2	Length of meetings.....	14
2.3	Special States meeting to celebrate the 350th anniversary of the Mace	15
2.4	Allocation of time	22
2.5	Oral Questions with notice.....	22
2.6	Oral Questions without notice.....	23
2.7	Written Questions.....	24
2.8	Statements	25
2.9	Public Business	25
2.10	Significant debates during 2013.....	29
3.	PRIVILEGES AND PROCEDURES COMMITTEE	32
3.1	Membership	32
3.2	Meetings	33
3.3	Significant items dealt with by the Committee	33

4.	SCRUTINY PANELS AND PUBLIC ACCOUNTS COMMITTEE..		35
4.1	Chairmen’s Committee President’s Foreword.....		35
4.2	About Scrutiny and the Public Accounts Committee		37
	4.2.1	Chairmen’s Committee Membership	37
	4.2.2	Scrutiny Panel and PAC Membership.....	38
	4.2.3	Membership changes	39
	4.2.4	Other Members’ involvement in Scrutiny	39
	4.2.5	Panel and Committee staff 2013.....	40
	4.2.6	Staffing changes	41
4.3	Scrutiny and the Public Accounts Committee – second year of office.....		42
4.4	Reviews		49
4.5	Other work		51
4.6	Scrutiny across Ministerial Departments		53
4.7	Advisers		54
4.8	Public accessibility to review work.....		55
4.9	Committee Secretariat Network.....		57
4.10	Scrutiny Panels and Public Accounts Committee Reports		58
	4.10.1	Corporate Services Scrutiny Panel	58
	4.10.2	Economic Affairs Scrutiny Panel	63
	4.10.3	Education and Home Affairs Scrutiny Panel.....	69
	4.10.4	Environment Scrutiny Panel.....	73
	4.10.5	Health, Social Security and Housing Scrutiny Panel	76
	4.10.6	Public Accounts Committee	81
4.11	Scrutiny Expenditure as at 31st December 2013		85
4.12	Scrutiny Travel and Entertainment Costs 2013		87

5.	INTER-PARLIAMENTARY BODIES.....	88
5.1	Introduction	88
5.2	Commonwealth Parliamentary Association (CPA)	88
5.3	Assemblée Parlementaire de la Francophonie (APF)	92
5.4	British-Irish Parliamentary Assembly.....	99
5.5	Cricket match against the States of Guernsey.....	100
6.	THE STATES GREFFE.....	101
6.1	Clerks' section.....	101
	6.1.1 Clerking role	102
	6.1.2 Ministerial Decisions	103
	6.1.3 Access to information.....	104
	6.1.4 Official Report ('Hansard')	105
6.2	States Assembly Information Centre	105
6.3	Public engagement	107
6.4	Publications Editor.....	107
6.5	Reprographics	109
6.6	Registry	110
6.7	Staffing matters	111
6.8	The Youth Assembly	112
6.9	Primary School visits to the States Chamber/Citizenship Programme	114
APPENDIX	Membership of the States Assembly on 1st January 2013	117

Foreword by the Bailiff of Jersey, President of the States



I am delighted to have been invited by the Chairman of the Privileges and Procedures Committee to contribute a foreword to this 8th Annual Report of the States Assembly.

The year saw a number of significant events. The saddest was of course the loss of one of our sitting members, the Connétable of Grouville, Dan Murphy. It was a particular shock because, although he had been ill for a while and unable to attend some States Sittings, there was no indication that his illness was of such gravity. He was a hardworking and much respected member of the States. He was also a popular Connétable of his parish, who achieved much in both aspects of his public life.

Another significant event was the celebration of the 350th anniversary of the award of the Mace. We were honoured to receive His Royal Highness the Earl of Wessex for the occasion, and the events of 17th September, including a special Sitting of the States in the Royal Square and the theatrical performance by members of the Youth Theatre, are well described in Section 2.3 of the Annual Report. I was particularly pleased subsequently to unveil a painting of the event by local artist Jason Butler. I think that he recaptured the spirit of the occasion superbly. It was fitting that the painting was unveiled 350 years to the very day from the presentation of the Mace to the Bailiff in the Royal Court on 28th November 1663. The painting now hangs in the Atrium of the States building as a wonderful reminder of a very special day.

The year also saw a number of significant debates, including the introduction of a Discrimination Law, new measures to control access to housing and work in Jersey, and the introduction of a Long-Term Care Scheme. The States sat on some 40 meeting days (excluding ceremonial meetings), which was an increase on 2012, but still short of the record 61 days in 2011. However, I suspect that most members of the public would say that it is quality rather than quantity which counts!

As ever, we all owe an enormous gratitude to the Greffier and his hardworking team for the invaluable support which they give to members. As President, I am particularly conscious of the expertise which they bring to bear.

Finally, this will be the last occasion upon which I shall have the privilege of writing this foreword, as I will have retired by this time next year. There will be other occasions to speak of this, but I would like to take this opportunity to thank all members for the courtesy and support which they have shown me throughout my time as Deputy Bailiff and Bailiff. This is something which I have very much appreciated.

Sir Michael Birt

Introduction by the Chairman of the Privileges and Procedures Committee



Deputy J.M. Maçon of St. Saviour

We saw a small increase in the amount of time that States members sat in the Assembly in 2013. I believe this shows that many of the new members have more confidence in their role and are contributing more during their time in the Assembly. There has also been a slight increase in the number of private members' propositions, which demonstrates that members are keen to influence and change the way in which the public receive the services of government.

It was a very busy year for the executive, with various Ministers bringing significant changes to how public services operate. The new Comptroller and Auditor General was appointed, which was welcomed by members, and she has keenly begun to undertake her work. We also saw the establishment of the office of Minister for External Relations, demonstrating the need for Jersey to operate on the international stage with greater political dedication. Senator Sir Philip Bailhache was the first member to be appointed to this role.

The Electoral Commission completed its report in 2012 and a referendum was held in April 2013, in the form requested by the Commission, to establish the Public's view on possible options for the composition and election of the States. Members, by a majority, were unable to support the resultant changes proposed by the Privileges and Procedures Committee, which would have implemented the preferred option as expressed by the small proportion of the electorate who voted. Subsequently, a number of reform options were debated by the Assembly, none of which were adopted. However, the States Assembly did agree to hold a referendum on the Clothier proposals, 14 years after they were recommended.

The Committee of Inquiry into Historical Abuse was established. As a result of ill-health, Mrs. Sally Bradley, Q.C. was unable to take up the position of Chairman, and Mrs. Frances Oldham, Q.C. was instead appointed as Chairman of the Committee of Inquiry, with Professor Alexander (Sandy) Cameron, C.B.E. and Ms. Alyson Leslie as members of the Committee. This will be a very difficult time for the Island, whereby we will all need to pull together to support those in the community that need our help the most.

Finally, we were saddened to hear that Connétable Dan Murphy passed away on 25th July 2013, and his proud record is referred to in this report.

1. THE STATES ASSEMBLY



1.1 Introduction

2013 was the second full year for the new Assembly which had taken office in November 2011. After the quietest year for over 10 years in 2012, the number of Sittings returned to a more normal pattern in 2013, although the year was still considerably quieter than 2011, which had been the busiest year ever in the history of the Assembly.

Excluding the 2 special Sittings for ceremonial purposes, there were 40 meeting days for 'ordinary' business in 2013, which compares to 34 meeting days for these purposes in 2012. The total is still, however, well below the average over the last 10 years, which is 46.7 Sittings per year.

The number of meeting days in every year over the last 10 years is shown below –

	No. of meeting days for ordinary business	Ceremonial meetings	Total number of meeting days
2004	47	2	49
2005	48	1	49
2006	35	3	38
2007	44	1	45
2008	50	1	51
2009	59	1	60
2010	49	1	50
2011	61	3	64
2012	34	2	36
2013	40	2	42

1.2 Membership

1.2.1 Death of Connétable Daniel Joseph Murphy of Grouville

All members were extremely saddened to hear the news on 25th July 2013 that a sitting member, the Connétable of Grouville, had passed away after a period of absence from the Assembly due to illness. The Connétable had been a member of the States for nearly 10 years, having first been sworn in as Connétable on 19th September 2003. At the first Sitting after the summer recess on 10th September 2013, the Bailiff paid tribute to him in the following terms –



“Members will of course be only too well aware that since our last Sitting in July, we have lost one of our Members. I refer of course to the Connétable of Grouville, Mr. Dan Murphy. Although he had been absent from the Sittings of the Assembly for a while because of illness, I think it came as a considerable shock to all of us when he passed away on 25th July. Dan Murphy was born in Jersey on the first day of the Occupation and the midwife was apparently so concerned that he might be registered as a German national that she bicycled into town from La Rocque in order to register his birth immediately. In due course after leaving school, he followed a career in banking and then as a financial consultant. He was elected as Connétable of Grouville in 2003, following the retirement through ill-health of Mr. Frank Amy, and he clearly had the confidence of his parish, because he was re-elected as Connétable 3 times thereafter. He loved his parish and worked hard in its service. He was very proud of the parish in Bloom achievements, particularly in 2007 when the parish won national awards. He was also a strong supporter of the twinning arrangements with Portbail, and the respect in which he was held is shown by the fact that the Mayor of that town and several of his officials travelled all the way to Jersey in order to attend the Connétable’s funeral. His interests of course extended far beyond his parish. In the States, he made good use of his financial expertise. He sat on the Public Accounts Committee for some 3 years and on the Corporate Services Scrutiny Panel for some 7½ years up until his death. He also chaired the Tidal Power Steering Group, which reported in 2008. He was a strong advocate of the possibilities of tidal power and I have no doubt that his report will assist in due course in moving forward on issues of renewable energy. In 2012 he was elected to represent the States in the British-Irish Parliamentary Assembly, having been an associate member since 2006, and he represented the Island at a number of conferences. It is clear that he impressed his colleagues in the Parliamentary Assembly and did Jersey proud. Following his death, I received a letter from the British Co-Chair of the British-Irish Assembly stating how he was, and I quote: “A valued Member of the Assembly” and how they would miss

his contributions to their debates and activities. In the States, he was not one who spoke unnecessarily often, but when he did speak, he was capable of doing so in a very passionate and persuasive manner, and I am sure Members will recall the very moving and eloquent address which he gave on the occasion of Liberation Day back in 2012 last year. Very often former Members who die have been retired from the States for many years and have not therefore overlapped with current Members. That of course is not the case here, as we have lost one of our current Members. Everyone will have their own recollections of him as a friend and as a colleague, but I am sure we would all agree that we have lost a respected Member of the Assembly who served his parish and his Island with devotion and with distinction. The respect and affection in which he was held by so many was shown by the packed church at his funeral. So on behalf of Members I express our condolences to his wife, Dawn, his daughter, Cara, and I ask Members to rise with me for a few moments in his memory.”

1.2.2 Connétable John Edward Le Maistre



Following the death of Connétable Murphy, a by-election was held in the parish of Grouville on 2nd October 2014, and Mr. John Edward Le Maistre was elected, having polled 1,001 votes against Mr. Charles Dix, who polled 442. The new Connétable, who is the son of former Connétable (Charles) Alan Le Maistre of Grouville, was sworn to office on 4th October 2013 and first sat in the Assembly the following week.

1.3 Length of service and average age of members

At the end of 2013, the average length of service was 10.1 years for Senators, 8.6 years for Connétables and 7 years for Deputies. The average length of service across the 3 categories of member was 7.96 years.

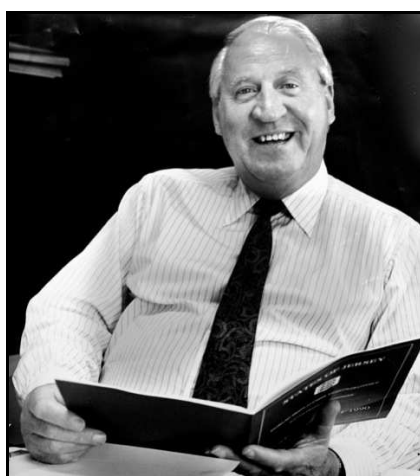
On 17th June 2013, the longest-serving member of the Assembly, Connétable L. Norman of St. Clement, completed exactly 30 years as an elected member. Connétable Norman is the only member of the current Assembly to have served as a Deputy, a Senator and a Connétable. At the sitting of 18th June 2013, Assistant Chief Minister, Senator P.F. Routier, congratulated the Connétable of St. Clement on reaching this milestone and the Connétable, with his customary good humour, thanked members and commented that “I must have done something extremely bad in a previous life”.

The overall average age of elected members of the Assembly at the end of 2012 was 56 years, with the average age being 57.4 for Senators, 60.6 for Connétables and 53.8 for Deputies. Members ranged in age from 26 to 71 years old.

The elected membership of Assembly throughout 2013 was comprised of 39 male and 12 female members.

1.4 Tribute to Mr. R.J. ('Dick') Shenton O.B.E., K.S.G

Mr. R.J. ('Dick') Shenton O.B.E., K.S.G passed away on 2nd January 2013 and, in the customary manner, the Bailiff paid tribute to him in the following way when the Assembly met for the first time after the Christmas and New Year recess on 15th January 2013 –



“I suspect that there is no-one in the Island who does not know that the former Senator Dick Shenton died on 2nd January at the age of 86. Much has already been said and written about him, and the many who attended his funeral on Friday heard moving and well merited tributes from his son Ben and from Monsignor Nicholas France. Breaking the mould by not standing first for Deputy, Dick Shenton was elected to the States as a Senator in 1969. Despite that being the first time he had stood for election, he topped the poll, as he was to do in the next 3 elections in which he stood. He served a continuous total of 30 years as a Senator, retiring in 1999 before coming back for a further period of just over a year in 2004 following the resignation of the late Senator Lakeman. During his time in the States, he was entrusted with the presidency of many committees. These included Health and Social Services, Defence, Establishment, Agriculture and Fisheries, Constitution in the Common Market, Island Development, Resources Recovery Board, Tourism, Broadcasting and Postal, as well as some committees of inquiry and special committees to look into various matters. He made his mark at almost all of these. At the I.D.C. (Island Development Committee), he was said by the Bailiff of the day, Sir Frank Ereaut, to have put a human face on planning and at Defence, which he assumed at a time of crisis because of criminal prosecutions involving senior police officers, he rapidly restored public confidence in the police. He was one of the most powerful orators that this Assembly has ever seen. He had, of course, great physical presence, but he was much more than that. He would invariably speak without notes and he would speak from the heart. He

felt passionately about matters and this came across in the way he spoke in the Assembly. His audience would be swept up in what he was saying, even if they did not instinctively agree with him. There is no doubt that he carried the day in the States on many occasions simply through the power of his oratory. Those of us who had the privilege of hearing him in full flow will long remember him. He certainly felt things strongly and he liked to have his say. I enjoyed Ben Shenton's description of political discussions of the Shenton family as being rather like a States debate where the Bailiff has completely lost control [**Laughter**], but oratory is no good if there is no underlying purpose to it. There was certainly purpose in Dick Shenton's case. He loved his Island passionately and he wanted to do his best for it, and he was willing to stand up to anyone to defend its interests. A classic example of this was the incident at the Home Office. It was mentioned in the Jersey Evening Post recently, but I think it bears repeating. He was part of a delegation of Jersey politicians which was attending the Minister at the Home Office with responsibility for the Crown Dependencies. As the delegation entered, the Minister sat down, undid his watch and ostentatiously placed it on the table in front of him. Now many might have been put off by this clear indication that the Minister was a busy man who had limited time, but not Dick Shenton. He responded immediately by saying that the delegation had travelled all the way from Jersey to discuss a matter which was important to the Island, and if the Minister did not have sufficient time to deal with it that day, they would leave and return another day when he did have sufficient time. The Minister was, of course, immediately shamed into retreat and the meeting progressed without time limit. Dick Shenton's other abiding political belief was the need to stand up for the ordinary Jersey man and woman. His entire political career was underpinned by this desire. As Ben Shenton mentioned also in his address at the funeral, there was regularly a queue of people waiting to see him in his office and he invariably did his best to help them. During his time in the States, he lodged some 150 propositions in his own name, many aimed at helping those whom he felt had suffered a raw deal. For his services to the Island and to charity, he was awarded an O.B.E. and also made a Knight of the Holy See for his services to the Catholic Church, but much of what he did was unsung. I was told the other day of an occasion where an 8 year-old girl from the U.K. (United Kingdom) had lost both her legs after illness, and the suggestion was made that she and her family should come to Jersey for a holiday. An approach was made to Dick Shenton to see if he could help. He worked behind the scenes and he managed to arrange everything free of charge: hotel accommodation, hire car, entry to the Island attractions, and so on. He was there to meet the girl and her family on their arrival at the airport, but he made it clear he did not want any public acknowledgement of what he had done. It was a typical example of the way that he would help other people. The Island has lost a charismatic politician who gave much of his life to serving his Island. His devoted wife Jill and his family can be justifiably proud of what he achieved and our thoughts are with them at this time."

1.5 Appointment of new Deputy Viscount

Following the retirement of Mr. Peter de Gruchy in 2012, members welcomed the newly-appointed Deputy Viscount, Advocate Mark Harris, who soon became a familiar face to members as he bore the Mace at the start of States meetings and at ceremonial occasions.

2. MEETINGS OF THE STATES



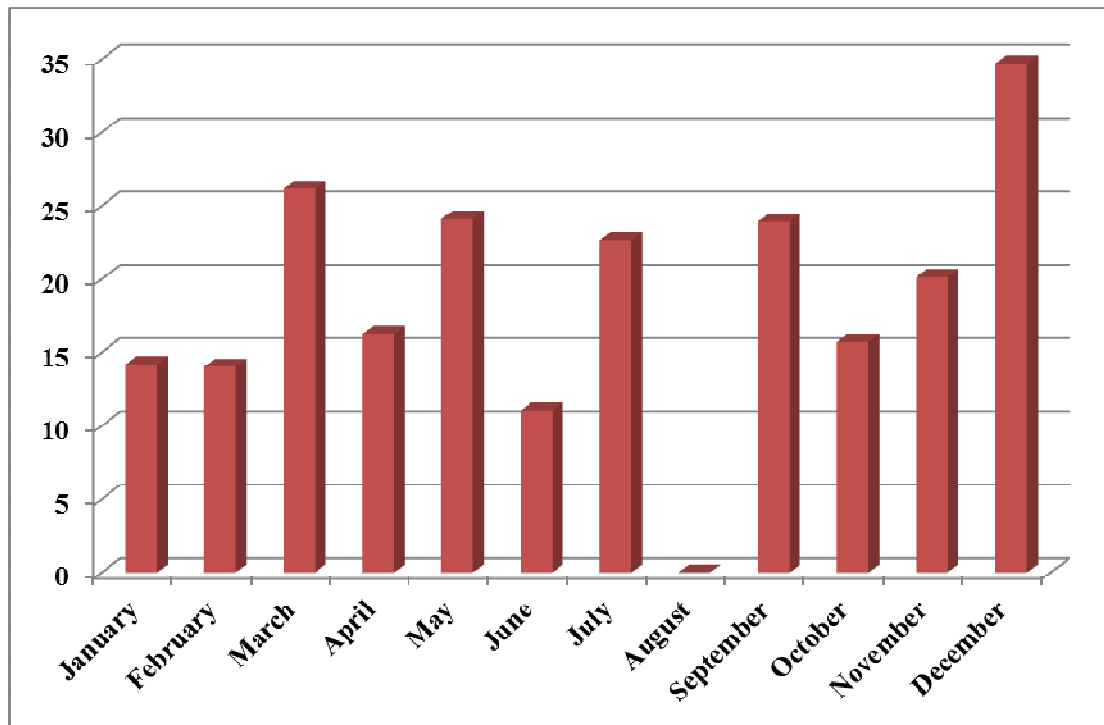
2.1 Number of meetings

As mentioned above, the Assembly met on 42 days in 2013, which was an increase of 6 days when compared to 2012. The 42 meeting days were made up of 20 scheduled Tuesday sittings, 20 continuation days on the following Wednesdays and Thursdays and 2 ‘ceremonial’ meetings (Liberation Day and the special meeting on 17th September 2013 to welcome His Royal Highness the Earl of Wessex).

2.2 Length of meetings

The Assembly sat for a total of 223 hours, 35 minutes in 2013, just over 40 hours longer than in 2012. The 2 ceremonial meetings lasted for 36 minutes in total, meaning that the Assembly spent 222 hours, 59 minutes on ‘ordinary’ business.

There were no meetings in August, and 128 hours, 31 minutes of the time for this ‘ordinary business’ took place during the First Session (January to July), and 94 hours, 23 minutes during the Second Session (September to December). The busiest month was December, when the Assembly sat for 34 hours, 43 minutes. The allocation of time throughout the year is shown on the following chart –



2.3 Special States meeting to celebrate the 350th anniversary of the Mace

On 17th September 2013 His Royal Highness the Earl of Wessex visited Jersey to undertake a number of official engagements and, as part of his visit, the States convened in the Royal Square, where a special dais and seating had been laid out to recreate the shape of the States Chamber. The meeting was called to mark the 350th anniversary of the presentation of the Royal Mace to the Bailiff of Jersey in 1663 by His Majesty King Charles II.

The day began with heavy rain and until mid-morning there was some uncertainty about whether it would be possible to hold the States meeting outside, but with the weather forecast to improve, the decision was taken to go ahead. The decision proved to be the correct one as the rain stopped shortly before the arrival of His Royal Highness and held off until after the special Sitting was concluded.

The formal proceedings of the Assembly were preceded by a short theatrical performance by young performers who told the story of the visits of King Charles II to Jersey after the execution of His father King Charles I, and music was performed by the Musical Original Singers.

After the theatrical performance, the Bailiff and His Royal Highness, preceded by the Mace and the Seal and accompanied by His Excellency the Lieutenant-Governor, the Greffier of the States and the Deputy Greffier, processed into the recreated States Chamber and the Sitting was opened in the usual way with roll call and prayers. The Bailiff then presented a Loyal Address to His Royal Highness in the following terms –



*The Bailiff, Sir Michael Birt, presenting the Loyal Address at the special Sitting of the States
(photograph courtesy of Kay Tremellen-Frost)*

“Your Royal Highness

On behalf of the people of Jersey and the members of the States Assembly, I welcome you most warmly to our Island which, as you know, is the southernmost part of the British Isles and therefore the warmest and the sunniest. We have convened this special meeting of the States in your honour to celebrate our loyalty to the Crown and to mark the gift to the Island of the Royal Mace by King Charles II almost 350 years ago.

It is very appropriate that you should join us today on 17th September, because it was on this very day in 1649 that King Charles II himself arrived in Jersey from France. He wore mourning black in memory of his late father and of course, at the time he had no regal status in England. He was a fugitive and indeed had already sought refuge in the Island in 1646.

But the people of Jersey were in no doubt about the true identity of their visitor. Jean Chevalier – the Samuel Pepys of Jersey history – recorded in his diary, as though it were a perfectly ordinary event –

“Monday 17th September – The King of England, Charles II arrived in Jersey.”

Of course the arrival was anything but ordinary. A huge entourage – 300 people, more than 120 horses, with carriages and wagons – landed in the Island to support the relocation of the Royal Household.

But it is not surprising that the people of Jersey immediately recognised him as their King because, seven months earlier, on 17th February 1649, when the death of King Charles I had been confirmed, the Bailiff, Sir George Carteret, instructed the Viscount to read out, in this very Square, a Proclamation declaring Prince Charles as King. It was in many ways a very courageous act. Support for the Monarchy was now a capital offence. Cromwell was in control in England and was a powerful man. His forces would later attack and subjugate the Island and he was unlikely to look kindly on those who had publicly opposed him. Yet the words of the Proclamation give no hint of diffidence or timidity. It began as follows –

“Whereas the rebels have by a horrible outrage laid violent hands on the person of King Charles I of glorious memory, by whose death the Sovereign Crowns of the Kingdoms of England, Scotland, France and Ireland belong to and wholly and legally devolve upon His Highness the Very High and Puissant Prince Charles.”

It went on to proclaim Prince Charles as King Charles II and prayed that he would be established and confirmed in all his just rights.

The Proclamation was accompanied by trumpet and drums and the roar of cannon fire from Elizabeth Castle. Chevalier, who lived in a house overlooking the Square, noted the reaction of members of the watching crowd – they threw their hats into the air and spontaneously took up the cry *“Long Live Charles II”*.

The Proclamation was also read at Elizabeth Castle and at Mont Orgueil Castle in the days that followed. Then it was brought back here and was nailed to the door of the Royal Court building, so that people might know of their new King.

Reverting to his arrival 6 months later in September 1649, Charles II was to spend nearly 5 months in Jersey, living at Elizabeth Castle, but travelling regularly from the Castle to St. Helier where, as we have heard, he attended St. Helier Parish Church and undertook a number of formal duties.

When he was restored to the throne in 1660, King Charles did not forget the courage of the Islanders in proclaiming him King and sheltering him twice. He ordered that the Royal Mace, which is before you today, should be presented to the Bailiff in recognition of the service shown to the Crown during the Civil War. The Mace was officially received in the Royal Court the following year, on 28th November 1663, and the stirring inscription which we have just heard

resonates for us today, as it must have done for Islanders at the time of the restoration.

Sir, we are as proud today of our links with the Crown as Bailiff Carteret and his fellow signatories to the Proclamation were in the 17th Century. The Mace is a perpetual reminder of this connection.

The last occasion upon which the States met in the Royal Square was a little more than 12 months ago during Her Majesty's Diamond Jubilee celebrations, when Their Royal Highnesses the Prince of Wales and Duchess of Cornwall were our honoured guests. That ceremony was part of a programme of events in which thousands of Islanders participated, rejoicing at the reign of Her Majesty Queen Elizabeth II and recalling with affection her 6 visits to Jersey.

On this special day, we celebrate the 350th anniversary of our gift from King Charles II and an unbroken link with the Crown which stretches back so many centuries. We, the States and people of Jersey, wish to take this opportunity of reaffirming our loyalty to Her Majesty and to the Royal House of Windsor. We respectfully ask that you might convey these sentiments to Her Majesty on our behalf.

Now, Sir, may I invite you to unveil a plaque to commemorate the Proclamation made on 17th February 1649."



*His Royal Highness the Earl of Wessex addressing the States Assembly
(photograph courtesy of Kay Tremellen-Frost)*



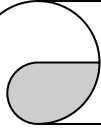
*H.R.H. the Earl of Wessex responding to the Bailiff's Loyal Address
(photograph courtesy of Kay Tremellen-Frost)*

His Royal Highness the Earl of Wessex responded in the following way –

“Mr. Bailiff,

“Mr. Bailiff, thank you for your kind words of welcome and your loyal address to Her Majesty The Queen. I will ensure to convey your words and sentiments which will, I can assure you, be received with gladness and humility as you would expect.

Last year was indeed a most special year, as to some extent is this year, celebrating Her Majesty's Diamond Jubilee and now 60th anniversary of her coronation. The outpouring of support and respect was truly humbling to behold for those of us lucky enough to have been a part of it. The Prince of Wales and the Duchess of Cornwall I know enjoyed their visit here last year as part of a concerted effort by Her Majesty's family to try to ensure that every Realm, Territory and, of course, Crown Dependency received a visit and to feel included in the celebrations.



My wife and I had the privilege to visit 9 Realms and Territories as well as participating in a variety of other visits and events. My overriding impression was that everyone realised they were witnessing and living through an historic moment, for in a thousand years of our Monarchy this is only the 2nd Diamond Jubilee.

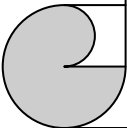
Today we are marking a rather different, but equally historic moment. Thank you for recounting the events of 364 years ago to the day and the circumstances which led to the presentation of this wonderful ceremonial mace. I am not sure if you're aware, but the origin of these wonderfully ornate symbols of royal authority was a mediaeval close quarter weapon or battle hammer. I believe this has been a recurring joke between my father and the Viscount and how it is carried!

Although the idea of a club as a weapon has been around for a very long time, the battle hammer or mace became particularly important with the development of armour. It was all very well unseating a knight, but he remained fairly impregnable. A short-handled, weighted mace, however, could inflict enough damage to restrict the occupant's movement or indeed render them unconscious. This being the primary aim as ransoming a captured knight was far more valuable than killing them!

Such weapons were often the choice of the King's bodyguard as they could be the most effective defence in a close quarter battle. With a little embellishment they could also be carried by the King's officers and emissaries signifying the importance of the bearer. Knights of course wore their own distinguishing emblems on their shields, helmets and over their armour to identify them in the thick of battle and provide a rallying point for their men, so the carrying of a mace with an appropriate crown on the top was a simple way of proving their royal authority.

This practice developed and is still evident today with a variety of individuals who carry batons, staffs or indeed maces to signify their authority and from whom it is delegated. By far the most elaborate and impressive are those like the one you have here in Jersey, to signify the delegation of royal authority to the States Assembly. Having told you all this, please do remember it was a very long time ago that maces were last used as weapons and I certainly do not want to hear that any member of the States Assembly has been testing your Royal Mace's effectiveness at resolving a disagreement! As the saying goes: 'please don't try this in your own parliament'!

Mr. Bailiff, I believe this is my 4th or possibly 5th visit to your lovely Island – my office's records don't quite seem to tally with my recollections – although I have experienced better weather. As ever, I have been made to feel most welcome and have particularly enjoyed visiting some of your finest gardens on this occasion. It is good to see that the Duke of Edinburgh's Award continues to play a significant part in the life of these Islands and that young people are encouraged and supported to achieve those life skills and practical experiences so valuable in their futures. May I take this opportunity to thank all those volunteers who support not only the D. of E., but also the myriad of other organisations and programmes vital to our society without whose help and enthusiasm simply couldn't function – some of whom I'm glad to see attending this event.



Attending this special meeting of the States Assembly and celebrating 350 years of your Royal Mace has been a wonderful experience and the fact that you continue to relish your relationship with The Queen and with your monarchy is truly heartening. I know I can speak on behalf of Her Majesty in saying thank you and may God Bless the people of these beautiful Islands of the Bailiwick of Jersey.”

After the Bailiff had adjourned the meeting of the States, he invited His Royal Highness to meet some of the groups attending the ceremony, and these included the choir, musicians, theatre performers, cadet youth groups and many schoolchildren, as well as members of the public who had come into the Royal Square to witness the Royal visit.

The anniversary of the Royal Mace and the special Sitting held in the Royal Square were the subject of a special painting by Jason Butler that was commissioned to commemorate the day. The painting was unveiled on 28th November 2013 and is now on public display in the atrium in the States Building.



2.4 Allocation of time

The total of 222 hours and 54 minutes during the 40 meetings for ordinary business was broken down as follows –

	2013	2012
Roll call/Communications from the Presiding Officer	6h 7m	4h 49m
Notification of presentations and propositions lodged	50m	45m
Appointment of Ministers, Chairman, etc.	3h 39m	1h 21m
Notification of written answers tabled	56m	1h 5m
Oral questions with notice (including Urgent questions)	36h 35m	37h 24m
Oral questions without notice	10h 19m	10h 41m
Statements	3h 15m	4h 37m
Public Business	158h 2m	119h 21m
Arrangements of Public Business for future meetings	3h 16m	2h 57m
TOTALS	222h 59m	182h 35m

As can be seen, the overall increase in sitting hours in 2013 when compared to 2012 came almost exclusively through an increase in the time spent on debates in Public Business, with little significant change in the time spent on other matters.

2.5 Oral Questions with notice

Oral questions with notice can be answered at any scheduled meeting of the Assembly, but not during continuation days unless they are approved by the Bailiff as urgent questions. There was only one urgent questions asked during 2013, which was asked of the Minister for Economic Development on 19th November 2013 and which related to the decision of the airline Flybe to close its Jersey base.

A total of 305 oral questions with notice and the one urgent question were answered during the year, with 8 other questions that had been listed on the Order Paper not being answered because the 2 hour period allocated had expired. The total time spent answering the 306 questions with notice was 36 hours and 35 minutes, meaning that an average of 7.2 minutes was spent on each one, the same average time as in 2012.

The breakdown of Ministers/Committees and others with official responsibility answering the oral questions with notice (including the urgent question) was as follows –

	2013	2012
Chief Minister	58	71
Treasury and Resources	41	48
Transport and Technical Services	31	26
Health and Social Services	25	26
Planning and Environment	24	26
Economic Development	23	26
Home Affairs	23	19
Social Security	19	16
H.M. Attorney General	17	11
Education, Sport and Culture	14	13
Privileges and Procedures Committee	14	7
Housing	12	11
Comité des Connétables	3	5
External Relations	1	n/a
Public Accounts Committee	1	0
Chairmen's Committee	0	2
Electoral Commission	0	2
Environment scrutiny panel	0	1
TOTAL	306	310

2.6 Oral Questions without notice

Following the period of oral questions with notice at every scheduled States meeting there is a period of 30 minutes set aside for oral questions without notice to Ministers. Two Ministers answer for up to 15 minutes each on a rota basis, with the Chief Minister answering at every other States meeting. A total of 10 hours and 19 minutes was spent on oral questions without notice during the year.

Ministers answered as follows –

	2013	2012
Chief Minister	9	9
Deputy Chief Minister for Chief Minister	1	1
Home Affairs	4	4
Social Security	4	3
Transport and Technical Services	4	3
Economic Development	3	3
Education, Sport and Culture	3	4
Health and Social Services	3	4
Housing	3	4
Planning and Environment	3	4
Treasury and Resources	3	3
Total	40	42

If there are not enough questions asked by members to fill the initial 15 minute period, the balance of the first 15 minutes is added to the 15 minutes allowed for the

second question period, and this can create discrepancies in the amount of time that Ministers spend answering questions without notice during the year.

The actual time Ministers spent answering questions without notice (QWN) during the year was as follows –

	No. of QWN sessions	Total time spent answering
Chief Minister	9	2h 38m
Deputy Chief Minister for Chief Minister	1	15m
Social Security	4	1h 4m
Transport and Technical Services	4	1h 1m
Home Affairs	4	59m
Planning and Environment	3	56m
Economic Development	3	48m
Education, Sport and Culture	3	47m
Treasury and Resources	3	47m
Health and Social Services	3	44m
Housing	3	20m
Total	40	10h 19m

2.7 Written questions

Each member of the States is able to submit up to 5 written questions for each scheduled States meeting, and there were 389 written questions answered in 2013 – an increase of 34 over the 2012 total of 355. The busiest Sitting for written questions was 19th February 2013, when 36 were submitted for answer.

The breakdown of Ministers, Panels, Committees and others answering the written questions was as follows –

	2013	2012
Chief Minister	66	58
Transport and Technical Services	43	36
Treasury and Resources	42	57
Health and Social Services	37	27
Housing	33	16
Planning and Environment	31	28
Home Affairs	31	26
Social Security	30	26
Economic Development	24	27
H.M. Attorney General	22	29
Education, Sport and Culture	8	14
Privileges and Procedures Committee	7	4
Comité des Connétables	6	2
Environment Scrutiny Panel	4	1
External Relations	2	n/a

	2013	<i>2012</i>
Electoral Commission	1	<i>1</i>
Health, Social Security and Housing Scrutiny Panel	1	<i>1</i>
Chairmen's Committee	1	<i>0</i>
Jersey Overseas Aid Commission	0	<i>1</i>
Public Accounts Committee	0	<i>1</i>
TOTAL	389	<i>355</i>

2.8 Statements

There was again a reduction in the number of statements made in 2013, with only 13 being made, compared to the 2012 total of 20 and the 2011 total of 39. The statements and the period of questioning of up to 10 minutes that follows official statements lasted for a total of 3 hours and 24 minutes, meaning that each statement and questions took an average of 15.7 minutes.

Eleven of the statements were made by Ministers and other officeholders on matters of official responsibility and 2 were personal statements.

The breakdown of those making statements was as follows –

	2013	<i>2012</i>
Chief Minister	5	<i>3</i>
Personal Statements	2	<i>2</i>
Comité des Connétables	2	<i>1</i>
Corporate Services Scrutiny Panel	1	<i>2</i>
Health and Social Services	1	<i>0</i>
Social Security	1	<i>0</i>
Treasury and Resources	1	<i>1</i>
Corporate Services Scrutiny Panel	0	<i>1</i>
Economic Development	0	<i>2</i>
Education and Home Affairs Scrutiny Panel	0	<i>3</i>
Education, Sport and Culture	0	<i>2</i>
Housing	0	<i>1</i>
Social Security	0	<i>1</i>
Transport and Technical Services	0	<i>1</i>
TOTALS	13	<i>20</i>

2.9 Public Business

As expected, the amount of time spent on public business, namely 158 hours and 2 minutes, dominated the total Sitting hours and represented 70.7% of the total Sitting hours of the Assembly.

The total number of propositions debated during the year was 155, which was 24 more than the 2012 total of 131.

The breakdown of the number of each type of proposition debated during the year was as follows –

	2013	2012
Regulations	42	30
Private members' policy matters	28	16
Ministers' policy matters	24	20
Appointments	21	26
Laws	21	21
Legislative Acts (including Appointed Day Acts)	10	10
PPC/Comité des Connétables policy matters	3	3
Standing Orders	2	2
'In Committee' debate	1	1
Medium Term Financial Plan/Budget	1	2
No confidence/dismissal/censure	1	0
Petitions	1	0
TOTAL	155	131

The total time spent on the various categories of proposition, the percentage of the total time, and the average time spent per proposition in each category is shown in the following table –

	Total time	% of total time	Average time per projet
Private members' policy matters	42h 12m	26.7%	1h 30m
Ministers' policy matters	38h 42m	24.5%	1h 36 m
Laws	19h 3m	12.1%	54m
Medium Term Financial Plan/Budget	17h 36m	11.1%	17h 36m
Regulations	17h 22m	11.0%	25m
Legislative Acts (including Appointed Day Acts)	10h 25m	6.6%	1h 3m
'In Committee' debate	5h 46m	3.6%	5h 46m
PPC/Comité des Connétables policy matters	3h 11m	2.0%	1h 4m
Appointments	2h 51m	1.8%	8m
No confidence/dismissal/censure	32m	0.3%	32m
Standing Orders	17m	0.2%	9m
Petitions	5m	0.1%	5m
TOTAL	158h 2m		

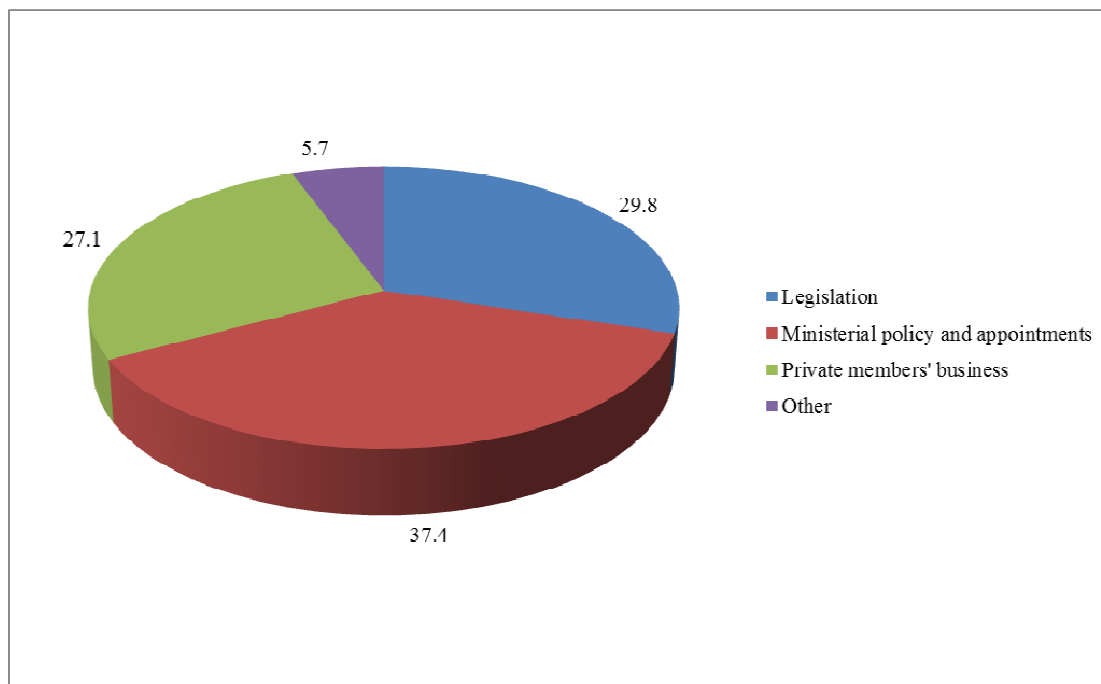
(It is of note that some 9½ hours were spent on 19th and 20th February 2013 debating the draft Referendum (Reform of the States Assembly) (Jersey) Act 2013, and this significantly impacted on the 'average' figure for Legislative Acts above.)

It is of interest to note that propositions brought by private members took more time than ministerial policy propositions and once again the States of Jersey, as the Island's legislature, spent only 29.9% of total debating time on legislation.

If the time spent in debates is divided into 4 broad categories, namely –

- (i) legislation,
- (ii) ministerial policy and appointments,
- (iii) private members' business, and
- (iv) other¹,

the percentage of time spent on each can be illustrated as follows –



The number of propositions lodged 'au Greffe' during any year will always differ from the number of propositions debated, as some propositions that are debated during the year have been lodged in the last few months of the previous year and, similarly, some propositions lodged during a year will not be debated until the following year. In addition, there are a quite significant number of propositions lodged that are never debated as they are withdrawn before coming to the Assembly. The number of propositions lodged during the year is nevertheless a useful indication of the level of activity and can be compared from year to year.

During 2013, 171 new propositions were lodged, which is 33 more than the 2012 total of 138. The breakdown into the different types of propositions lodged was as follows –

¹ 'Other' covers debates on policy matters brought by PPC and the Comité des Connétables, as well as one 'in Committee' debate.

	2013	2012
Private members' policy matters	40	22
Regulations	40	32
Laws	27	19
Ministers' policy matters	26	23
Appointments	19	26
Legislative Acts (including Appointed Day Acts)	9	8
PPC/Comité des Connétables policy matters	4	3
Standing Orders	3	2
No confidence/dismissal/censure	2	1
Medium Term Financial Plan/Budget	1	2
TOTALS	171	138

The following table shows those responsible for lodging the 171 propositions –

	2013	2012
Private members	43	23
Chief Minister	41	30
Minister for Social Security	15	13
Minister for Economic Development	12	23
Minister for External Relations	10	<i>n/a</i>
Privileges and Procedures	10	6
Minister for Treasury and Resources	9	16
Minister for Health and Social Services	6	2
Minister for Home Affairs	6	10
Minister for Housing	5	1
Minister for Education, Sport and Culture	4	3
States Employment Board	3	2
Comité des Connétables	2	1
Minister for Planning and Environment	2	2
Minister for Transport and Technical Services	2	1
Council of Ministers	1	5
TOTALS	171	138

Any proposition lodged can be subject to amendment and, in turn, amendments may be subject to amendment to amendments. The total number of amendments and amendments to amendments lodged during 2013 was as follows –

	2013	2012
Amendments	49	34
Amendments to amendments	7	6
TOTALS	56	39

2.10 Significant debates during 2013

As stated in previous Annual Reports, it is clearly a subjective judgement for anyone to attempt to identify the most important or significant items debated by the Assembly during the year, as the relative importance of matters will depend largely on every person's personal and political opinions, but some of the items discussed by the Assembly that may be considered as the most significant for the Island were as follows.

Appointment of Comptroller and Auditor General

Following the resignation of Mr. Chris Swinson, O.B.E. as Comptroller and Auditor General in June 2012, the States appointed Ms. Karen McConnell as the new Comptroller and Auditor General from 1st February 2013.

Reform of the composition of the States

The Electoral Commission appointed by the States in 2012 presented its final report in January 2013 and proposed that the composition of the States should be amended by establishing an Assembly of 42 members. The Commission proposed 2 options to achieve this number, both of which involved losing the Island-wide senatorial position. Option 'A' proposed dividing the Island into 6 large areas and electing 7 Deputies in each, with the Connétables losing their automatic right to sit in the States; Option 'B' proposed dividing the Island into the same 6 large areas and electing 5 Deputies in each, but keeping alongside these large areas the 12 Parish Connétables as members of the Assembly as at present. The States agreed that a referendum on the 2 options, together with Option 'C' which was to retain the status quo, should be held on 24th April 2013. The referendum was held using the Alternative Vote (AV) system and Option 'B' gained the most support after the reallocation of the second preference votes for Option 'C' which was eliminated after the first count. The Privileges and Procedures Committee brought forward for approval legislation to establish the Option 'B' structure, but the legislation was not approved by the Assembly, and as a result the referendum result was not implemented. Several further attempts to agree reform of the composition of the Assembly were subsequently brought forward for debate, but none was successful, although the Assembly did agree that a further referendum on reform options should be held on the same day as the general election in October 2014.

Committee of Inquiry into Historical Abuse

In March 2013 the States formally approved the establishment of a Committee of Inquiry to investigate historical abuse in Jersey and agreed the terms of reference of the Inquiry. Later in the year, the Chairman and members of the Inquiry, all from outside the Island, were also appointed, and the Inquiry will begin work in 2014.

New planning appeals system

Following the adoption of a proposition brought by Deputy J.H. Young of St. Brelade, the Minister for Planning and Environment was requested to bring forward for approval proposals for a new planning appeals system to replace the requirement for such appeals to be heard by the Royal Court. The States subsequently agreed the details of a suggested new system proposed by the Minister, even though the final proposals were somewhat different from those initially put forward by Deputy Young.

Control of Housing and Work legislation

The States agreed to bring into force the new legislation to control access to housing and work in Jersey (which replaced the Housing Law and the Regulation of Undertakings and Development Law), together with the associated Register of Names and Addresses.

Jersey Innovation Fund

The Jersey Innovation Fund is a new initiative which was approved by the Assembly to stimulate economic growth by providing 'start-up' funding for new enterprises in Jersey. An initial sum of £5 million was made available for the Fund, which will be managed by an independent Board.

Discrimination Law

After many years of discussion, the draft Discrimination Law was approved by the Assembly. The Law initially covers discrimination on grounds of race, but it is also an enabling Law that will allow further forms of discrimination to be brought within its scope in due course.

Reform of Social Housing

In July the States agreed in principle to major reforms to the way in which social housing is provided in Jersey. Under the proposals, the social housing currently managed by the Housing Department will be transferred to a new company limited by guarantee that will be 100% owned by the States, but overseen by an independent Board of Directors. Housing policy will be developed by a new Strategic Housing Unit located in the Chief Minister's Department under the political oversight of the Minister for Housing.

Succession to the Crown

Following the decision of the Heads of Government of the Commonwealth Realms that the laws of succession to the Crown should be amended to remove the male primogeniture rule and to remove the bar on anyone who had married a Roman Catholic becoming monarch, the States of Jersey enacted the Succession to the Crown Law, which was the first time that the States had passed legislation concerning the ability of a person to succeed as monarch with authority over Jersey.

Minister for External Relations

In September the States agreed to create an 11th ministerial office by establishing a new post of Minister for External Relations. Senator Sir Philip Bailhache, who had been responsible for external relations since November 2011 as an Assistant Minister, was appointed to the new post on 24th September 2013.

Public Elections Law amendments

Following the publication of the report of a Public Elections Sub-Committee of the Privileges and Procedures Committee, the States agreed in principle to make a number of changes to legislation governing public elections to facilitate voter registration and voting. The amendments will be formally debated in 2014, so that the changes can be in place for the 2014 general election in October.

Long-Term Care scheme

The Minister for Social Security brought forward proposals and associated legislation to establish a new long-term care scheme. The scheme establishes a new fund which will be used to offset the costs of long-term care for elderly residents and others who require long-term care.

Budget 2014

The annual Budget debate took place in December, and in addition to the measures of income and taxation included proposals to use money from the Strategic Reserve Fund (colloquially known as the 'Rainy Day Fund') for the building of the proposed new Hospital, and also included proposals for borrowing of up to £250 million to fund the provision of social housing in Jersey. The Budget debate was the longest of the year, lasting for just over 17½ hours in total.

3. PRIVILEGES AND PROCEDURES COMMITTEE



3.1 Membership

The membership of the Privileges and Procedures Committee (PPC) until 16th July 2013 was as follows –

Connétable A.S. Crowcroft of St. Helier (Chairman)
Deputy M. Tadier of St. Brelade (Vice-Chairman)
Senator S.C. Ferguson
Senator Sir P.M. Bailhache
Connétable L. Norman of St. Clement
Deputy J.A. Martin of St. Helier
Deputy K.L. Moore of St. Peter.

The States, on 16th July 2013, accepted the resignation of the Connétable of St. Helier as the Chairman of the Privileges and Procedures Committee.

On 18th July 2013, the States appointed Deputy J.M. Maçon of St. Saviour as Chairman, and on the same date, the following Members were appointed to serve on the Committee –

Senator B.I. Le Marquand
Connétable L. Norman of St. Clement
Deputy J.A. Martin of St. Helier
Deputy M. Tadier of St. Brelade
Deputy J.H. Young of St. Brelade
Deputy K.L. Moore of St. Peter

The Committee, on 22nd July 2013, appointed Deputy M. Tadier of St. Brelade as Vice-Chairman.

On 24th September 2013, the States noted the resignation of Deputy K.L. Moore of St. Peter as a member of the Privileges and Procedures Committee (Chairmen's Committee representative).

On 24th September 2013, the States appointed Senator S.C. Ferguson as a member of the Committee (Chairmen's Committee representative).

3.2 Meetings

The Committee held 17 formal meetings during the year and recorded another 13 meetings as telephone/electronic-mail meetings. Meetings were normally held on a monthly basis in the meeting rooms in the States Building.

3.3 Significant items dealt with by the Committee

The Committee dealt with a number of different matters during the year. Some of the most significant of these were as follows –

- **Reform of the States Assembly.** Following the referendum on the recommendations of the Electoral Commission, the Committee lodged the Draft States of Jersey (Amendment No. 7) Law 201- (P.64/2013), which proposed the implementation of the reform option that had received the most support in the referendum. The proposition was rejected by the States and the Chairman of the Committee resigned. The States subsequently adopted part (b) of the proposition of Senator B.I. Le Marquand entitled: "Referendum on States reform: outcome" and charged the Committee with seeking alternatives for the reform of the Assembly. The Committee's resultant reform proposal was rejected by the States, as were a number of other proposals for reform that were lodged by individual members. The States did, however, agree that the Committee should bring forward a Referendum Act for a referendum to be held on election day in 2014, to ask whether the automatic position of the Connétables in the States should be retained, and whether the recommendations of the Report of the Review Panel on the Machinery of Government in Jersey (the "Clothier Report") that the States Assembly should be comprised of a single category of members elected on a parish basis, should be implemented. The Committee commenced work on drafting instructions for the Act, which will be lodged in 2014.
- **Public Elections (Jersey) Law 2002.** A Sub-Committee, under the chairmanship of Deputy J.A. Martin of St. Helier, reviewed the operation of the Public Elections (Jersey) Law 2002 and made a number of recommendations to PPC. In the light of the recommendations, the Committee proposed a series of amendments to the legislation and administration of public elections, which were adopted by the States in November 2013. Law drafting has commenced in respect of the proposed amendments, which will be considered by the Committee in 2014.

- **Standing Orders Sub-Committee.** The Sub-Committee, under the chairmanship of Senator S.C. Ferguson, reviewed Standing Orders during 2012 and made a number of recommendations to PPC, the majority of which it agreed to take forward for law drafting. The draft amendments to Standing Orders will be considered by the Committee in 2014.
- **Machinery of Government review.** The Sub-Committee, chaired by the Committee's Vice-Chairman, Deputy M. Tadier of St. Brelade, presented its interim and final reports to the States during 2013. The recommendations were discussed by the States during an in-Committee debate, and a Steering Group consisting of the Chairman and Vice-Chairman of PPC, the Chief Minister and the President of the Chairmen's Committee, was established in order to take forward the recommendations. The outcome of the Steering Group's work will be considered by the Committee in 2014.
- **States Members' Remuneration Review Body.** The recommendations of the Review Body in relation to the remuneration of elected members for 2014 were presented to the States by the Committee. The Committee is grateful for the work of the Review Body, which is carried out in an honorary capacity.
- **Open ballots.** Following the adoption by the States of a proposition of Deputy T.M. Pitman of St. Helier, the Committee lodged an amendment to Standing Orders that was adopted by the States to provide for open ballots for the election of the Chief Minister, Ministers and Chairmen of Committees and Panels.
- **Code of Conduct for Elected Members.** The Committee received a number of complaints under the Code of Conduct for Elected Members, and dealt with these as required under the procedures set out in Standing Orders. Following the review of the Code of Conduct that was undertaken in 2012, the Committee proposed that the post of Commissioner for Standards should be established. The proposition was adopted by the States and the Committee has commenced work on the detailed functions of the role.
- **States of Jersey Complaints Panel.** The members of the independent Complaints Panel continued to review the actions of ministerial departments referred to them by complainants throughout 2013. In October, 6 new members were appointed to the Complaints Panel in order to increase the 'pool' of persons from whom Complaints Board members could be selected. The Committee extends its thanks to the members of the Panel, who carry out their work in an honorary capacity.
- **Members' facilities and the use of I.T.** The Committee continued to keep the facilities made available to members under review during 2013. Following the completion of a successful trial period, the States adopted the Committee's proposition to amend Standing Orders to allow electronic devices to be used in the States Chamber, provided that they did not disturb the proceedings or impair decorum. The Committee also worked with Information Services to come to an arrangement that will enable States members to use their own electronic devices to carry out their States work from January 2014.

4. SCRUTINY PANELS AND PUBLIC ACCOUNTS COMMITTEE



4.1 Chairmen's Committee President's Foreword

The second year of this term of office has thrived on the foundations laid by the Scrutiny Membership at the end of 2011 immediately after the elections and at the start of 2012 when Scrutiny work started in earnest.

As can be seen in more detail in this report, the acceptance of Scrutiny recommendations by Ministers has increased during this term of office. This is in itself a reflection of the objective approach of Scrutiny Members, but is also a welcome sign of more co-operation from Ministers. A review by the House of Commons Liaison Committee into the effectiveness, resources and powers of the United Kingdom Select Committees states that co-operation from Government is crucial to effective Scrutiny. I am delighted that we have progressed significantly in that regard during 2013.



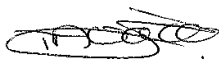
It is also reassuring that Ministerial Responses to Scrutiny and Public Accounts Committee (PAC) Reports have in the main been timely, which also reflects an understanding of the value of Scrutiny on the part of Ministers. This is real progress in comparison with the United Kingdom where, according to the Second Report of Session 2012–2013, responses continued to be late or inadequate. That is not to say that there is not work to be done to improve, indeed, it is important to carefully review which recommendations have been accepted and to ensure implementation. It is also important to consider Scrutiny and PAC recommendations to ensure that they are realistic and achievable.

The States Assembly itself has continued to demonstrate its value of Scrutiny. It has referred matters to Scrutiny Panels for review, and it has sought comments and guidance from Scrutiny Panels during States debates.

Work has also been started on refining the existing Scrutiny system concurrently with some changes to Executive practices. The intention is that these will create more flexibility for Scrutiny, permitting more work to be undertaken by a wider range of Members in the future.

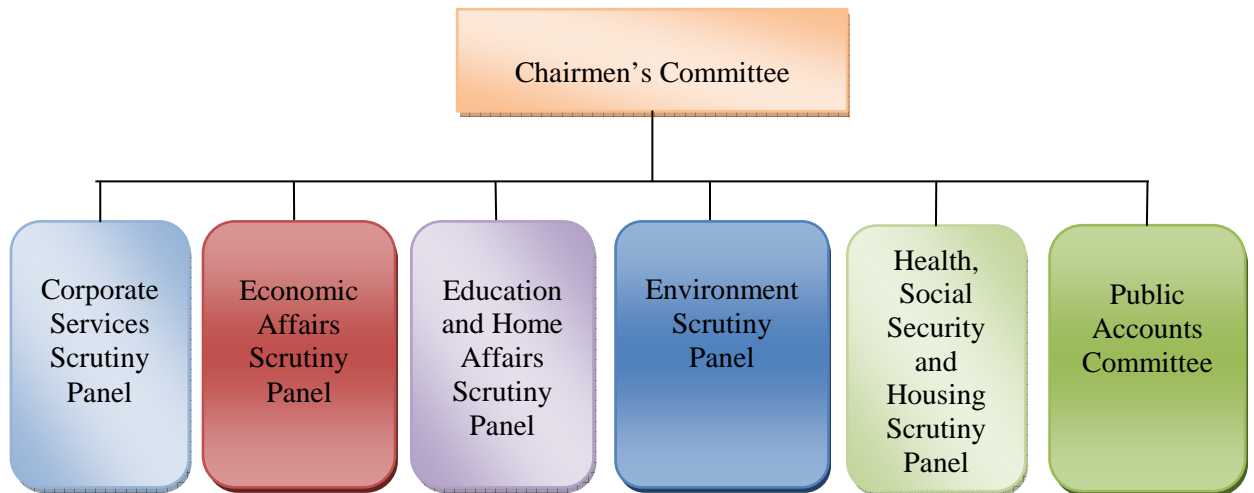
This foreword would not be complete without me mentioning the very sad loss of the former Connétable of Grouville, Dan Murphy, during 2013. He had been a loyal supporter of Scrutiny since 2005, and he was involved in over 30 Corporate Services Panel Reviews. His informed and succinct contributions have been, and will continue to be, sorely missed. Dan also contributed greatly to the work of the Public Accounts Committee from 2005 to 2008.

I also hope that the Deputy of St. Peter, Kristina Moore, will not mind me referring to her in person in this foreword. Kristina was unfortunately taken ill during 2013 and has been undergoing treatment; although through sheer determination, she maintains contact with her Scrutiny Panel Members in respect of Scrutiny work. I, along with all the Scrutiny Members, PAC colleagues and Scrutiny staff, take this opportunity of wishing her all the best for 2014.



**Deputy T.A. Vallois of St. Saviour
President, Chairmen's Committee**

4.2 About Scrutiny and the Public Accounts Committee



The Chairmen's Committee comprises the Chairmen of the 5 Scrutiny Panels and the Chairman of the Public Accounts Committee. The membership of the Committee has not altered throughout 2013 and was as follows –

4.2.1 Chairmen's Committee Membership

President:

Deputy T.A. Vallois of St. Saviour, Chairman, Public Accounts Committee

Vice-President:

Deputy S.G. Luce of St. Martin, Chairman, Economic Affairs Scrutiny Panel

Members:

Senator S.C. Ferguson,	Chairman, Corporate Services Scrutiny Panel
Deputy J.M. Maçon of St. Saviour,	Chairman, Education and Home Affairs Scrutiny Panel
Deputy J.H. Young of St. Brelade,	Chairman, Environment Scrutiny Panel
Deputy K.L. Moore of St. Peter,	Chairman, Health, Social Security and Housing Scrutiny Panel.

Note: Due to ill-health, Deputy K.L. Moore of St. Peter had to withdraw from participation in Scrutiny and Chairmen's Committee meetings during 2013, and Deputy J.A. Hilton of St. Helier, Vice-Chairman, Health, Social Security and Housing Scrutiny Panel, took over the Chairmanship responsibilities.

4.2.2 Scrutiny Panel and PAC Membership

Corporate Services Scrutiny Panel	<p>Senator S.C. Ferguson Connétable D.J. Murphy of Grouville* Deputy J.G. Reed of St. Ouen Deputy R.J. Rondel of St. Helier Deputy S. Power of St. Brelade* Connétable D.W. Mezbourian of St. Lawrence*</p>
Economic Affairs Scrutiny Panel	<p>Deputy S.G. Luce of St. Martin Connetable S.W. Pallett of St. Brelade Connétable M.J. Paddock of St. Ouen Connétable J.E. Le Maistre of Grouville*</p>
Education and Home Affairs Scrutiny Panel	<p>Deputy J.M. Maçon of St. Saviour Connétable M.P.S. Le Troquer of St. Martin Deputy M. Tadier of St. Brelade* Deputy G.P. Southern of St. Helier*</p>
Environment Scrutiny Panel	<p>Deputy J.H Young of St. Brelade Connétable P.J. Rondel of St. John Deputy S.G. Luce of St. Martin</p>
Health, Social Security and Housing Scrutiny Panel	<p>Deputy K.L. Moore of St. Peter Deputy J.A. Hilton of St. Helier Deputy J.G. Reed of St. Ouen</p>
Public Accounts Committee	<p>Deputy T.A. Vallois of St. Saviour Senator S.C. Ferguson Deputy R.J. Rondel of St. Helier Deputy G.C.L. Baudains of St. Clement</p> <p>Mr. John Mills Mr. Ian Ridgeway Mr. Robert Parker*</p>

Table 1

**See membership changes on the next page*

4.2.3 Membership changes

Corporate Services Scrutiny Panel	Connétable D.J. Murphy of Grouville [deceased]	25th July 2013
	Deputy S. Power of St. Brelade [resigned]	8th October 2013
	Connétable D.W. Mezbourian of St. Lawrence [appointed]	8th October 2013
Economic Affairs Scrutiny Panel	Connétable J.E. Le Maistre of Grouville [appointed]	22nd October 2013
Education and Home Affairs Scrutiny Panel	Connétable S.W. Pallett of St. Brelade [resigned]	15th January 2013
	Deputy M. Tadier of St. Brelade [appointed]	15th January 2013
	Deputy G.P. Southern of St. Helier [appointed]	4th June 2013
Public Accounts Committee	Mr. R. Parker [appointed]	4th June 2013

Table 2

4.2.4 Other Members' involvement in Scrutiny

Scrutiny Panels have the option to either co-opt an additional non-Executive Member to join the Panel for the purposes of a specific review, or to form Sub-Panels. The following Members who are not appointed to a specific Scrutiny Panel have contributed to Scrutiny during 2013 by either joining Sub-Panels or through co-option to a specific Panel.

Deputy J.M. Le Bailly of St. Mary	Corporate Services Population and Migration Sub-Panel Review – Part 2 until February 2013 Health, Social Services and Housing, Housing Transformation Programme Sub-Panel until April 2013
Connétable S.A. Rennard of St. Saviour	Corporate Services Population and Migration Sub-Panel Review – Part 2 until February 2013

Deputy G.P. Southern of St. Helier	Corporate Services Population and Migration Sub-Panel Review – Part 2 until February 2013
Deputy T.A. Vallois of St. Saviour [Chairman, PAC]	Corporate Services Review of the Draft Amendments to the Public Finances (Jersey) Law 2005 co-opted April 2013 to end of August 2013
Connétable D.W. Mezbourian of St. Lawrence	Economic Affairs Digital Skills Sub-Panel Review co-opted May 2013 – review ongoing
Connétable J. Gallichan of St. Mary	Economic Affairs Digital Skills Sub-Panel Review co-opted May 2013 – review ongoing
Connétable D.W. Mezbourian of St. Lawrence	Economic Affairs Digital Skills Sub-Panel Review – May 2013 [prior to joining Corporate Services Scrutiny Panel]
Senator A. Breckon	Health, Social Services and Housing, Housing Transformation Programme Sub-Panel until April 2013

Table 3

4.2.5 Panel and Committee staff 2013

Mrs. Kay Tremellen-Frost	Scrutiny Manager
Miss Kellie Boydens	Scrutiny Officer
Mr. Mike Haden	Scrutiny Officer
Mrs. Janice Hales	Scrutiny Officer
Miss Sammy McKee	Scrutiny Officer
Mr. William Millow	Scrutiny Officer
Mr. Tim Oldham	Scrutiny Officer
Mr. Malcolm Orbell	Scrutiny Officer
Mr. Mick Robbins	Scrutiny Officer [PAC until December]
Mr. Ian Clarkson	Scrutiny Officer [PAC from October onwards]
Mrs. Fiona Scott	Scrutiny Officer
Ms Polly Brown	Scrutiny Officer [temporary appointment – September to December 2013]
Miss Leah Stoodley	Scrutiny Administrator

4.2.6 Staffing changes

We were very disappointed to receive the resignation of Mrs. Fiona Scott, who left us in August 2013 to accompany her husband to take up a new life in the UK.

We were, however, very pleased to welcome both Ms. Polly Brown and Mr. Ian Clarkson in the autumn. Polly joined us on a short-term basis, and we congratulate her on her marriage during December and wish her all the best for the future.

Ian transferred from the Clerks section of the States Greffe to assist with work on the Public Accounts Committee to cover a colleague on long-term sickness. We are delighted that Ian has now joined us on a permanent basis.

Mr. Mike Haden was successful in being seconded to the post of Clerk to the Committee of Inquiry on Historic Abuse, a post he took up during December, and we wish him well with this.

4.3 Scrutiny and the Public Accounts Committee – second year of office

Scrutiny continued to stand by its Statement of Intent prepared during 2012, and has held all its Hearings in public, whilst continuing to undertake its administrative business such as scoping and report drafting in private.

Successes

Scrutiny is an influencing body, and assessing the impact of influence is extremely challenging. The Constitution Unit in the United Kingdom undertook a study and produced a report entitled: “Selective Influence: The Policy Impact of House of Commons Select Committees” to conclude –

“We have emphasized since the start of this report that it is difficult to reliably assess select committees’ policy influence or impact. There are so many ways in which this influence may be exercised that it remains a very slippery subject”.

This interesting study notes that there are limitations of assessing Scrutiny by measuring accepted and rejected recommendations, as it ignores the importance of influence pre-report production, which could change the Scrutiny recommendations. It is also ignorant of “delayed drop” whereby a recommendation is initially rejected but emerges later.

The report notes that there are key non-quantifiable forms of select committee influence as follows –

- Direct government acceptance of committee recommendations
- Influencing policy debate
- Spotlighting issues and altering policy priorities
- Brokering in policy disputes
- Providing expert evidence
- Holding government and outside bodies accountable
- Exposure
- Generating fear (anticipated reactions).

However, in October 2013 a question was asked of the President of the Chairmen’s Committee in respect of the number of Scrutiny recommendations which had been accepted. The question and answer is included on the next page –

**WRITTEN QUESTION TO THE PRESIDENT OF THE CHAIRMEN'S
COMMITTEE BY THE DEPUTY OF GROUVILLE
ANSWER TO BE TABLED ON TUESDAY 5th NOVEMBER 2013**

Question

Would the President set out the following –

- (a) how many recommendations have been made by Scrutiny Panels since their inception under the Shadow Scrutiny system?
- (b) how many of these have been accepted (setting out this information by reference to the 3 year terms of each Assembly since Scrutiny was first established)?
- (c) does the President consider that Scrutiny views are more valued by the Assembly in the current Assembly than in previous Assemblies before 2011?

Answer

- (a) The total number of recommendations made by Scrutiny Panels since the start of Shadow Scrutiny is 1,036.
- (b) With regard to the number of the above recommendations which have been accepted, it should be noted that prior to 1st October 2009 there was no standardised format for Ministers to respond to Scrutiny Reports and recommendations. Up until that date, many Ministerial Responses merely expressed views and gave a general commentary on the subject matter, frequently commenting on findings as opposed to recommendations. The majority of responses gave no indication as to whether the Minister accepted the recommendations or not. Consequently, it is not possible to provide accurate data in respect of Ministerial acceptances or otherwise before that date.

Some progress has been made since the introduction of the standardised Ministerial Response Template, whereby there is a dedicated box for Ministers to indicate their acceptance or rejection of each recommendation. In the main this is successful, but it has led some Ministers to partially accept some recommendations, accept in principle or accept subject to certain qualifications. Equally, some Scrutiny Reports and recommendations have required two or more Ministers to respond to the same recommendations. This does not enable accurate provision of data as requested.

2006–2008

Since Scrutiny was first established within the Ministerial government structure at the end of 2005, for the first 3 year term until 2009, statistics relating to the number of recommendations which were accepted is not available. This is due to the fact that during this term there was no obligation on Ministers to state whether recommendations were accepted or otherwise,

and responses continued to be mainly commentaries on the work and report of the Panels.

However, 279 recommendations were made.

2009–2011

In an attempt to answer the question as fully and as informatively as possible, as explained above, some improvements to Ministerial Responses occurred after 1st October 2009. Figures supplied below are based solely on when a Minister has fully accepted recommendations and does not, nor cannot, make a judgement based on generalised comments. With the above in mind, the figures for the term 2009–2011 are as follows –

Recommendations made	465
Recommendations accepted	232 (50%)

N.B.1: 167 recommendations received no acceptance or rejection. These were usually replaced by comments, or no comments were required due to forthcoming States debates on the matters (as in the case of 11 recommendations).

N.B.2: During the 4 month period from June 2009, when the first Ministerial Response was received, to October 2009 when the response template was introduced, 69 recommendations received general comments. During the 27 month period from 1st October 2009 to the end of that 3 year term in December 2011, just 52 recommendations received general comments.

2012 to date

The figures below provide the total number of recommendations made, plus those which were accepted fully. There have been a number of recommendations which have been “accepted in principle”, “partially accepted”, “substantially accepted” or accepted subject to certain conditions. These have not been included in the figures below.

Recommendations made	208
Recommendations accepted	126 (61%)

N.B.1: a further 9 recommendations were accepted in principle and 8 noted; 6 were subject to a States debate, and 10 were subject to consideration by 4 different Ministers.

N.B.2: During the 17 months since the first Ministerial Response was presented in June 2012 to date, only 12 recommendations received comments only.

Given that Ministers and Departments have accepted above 50% of recommendations over the last 5 years, and that Scrutiny work has concerned itself increasingly with policy in development, this in itself demonstrates that, not only does Scrutiny influence and benefit these policies, but that Ministers themselves recognise the importance and value of Scrutiny.

Further information

It would be remiss of me as President of the Chairmen's Committee not to raise the awareness of Members that Scrutiny successes must not be assessed on accepted recommendations alone. Scrutiny plays an ongoing influential but importantly independent rôle in the development of policy. Influence, which is not easily assessed, can occur through other means than the production of Scrutiny Reports. Indeed, influence can play its part early in a Scrutiny Review, thereby not necessitating the production of a Scrutiny Report. A recent example of this is Prescription Charges; the Minister withdrew the proposition after Scrutiny Hearing had started. Equally, Scrutiny can influence through interim reports, whereby no recommendations are made such as the Housing Transformation Programme.

Scrutiny Reviews have influenced Ministers to the extent whereby policies and legislation has been amended by the Minister prior to the Scrutiny Report being released, such as the amendment to the Draft Public Finances (Jersey) Law 201-. Unfortunately, as mentioned above, measuring influence can be problematic, for example, in terms of raising the level of States debates and related outcomes.

I make these points merely to reinforce, that whilst an analysis of accepted recommendations is interesting and does form some basis of assessment in respect of the work of Scrutiny Panels, it is inconclusive.

- (c) Scrutiny was established to produce evidence-based reports to influence Ministers, to hold them to account, to be public-facing, and to raise awareness of other States Members, often on matters which were to come before them for debate. It was not established to provide Scrutiny Panel Members "views" to the States Assembly.

I believe that such evidence-based information is valued by the Assembly today as has been in the past. I also believe that Scrutiny has greatly evolved since 2005 through the use of the Ministerial Response template, through the agreed Statement of Intent/Purpose in 2011, and through agreed procedures for the status of Scrutiny meetings and Hearings. Having said that, I am not complacent and recognise that there is always room for improvement.

There have been numerous comments made in the States Assembly in respect of Scrutiny over the years. They vary from such comments as "Scrutiny is ignored" and "Scrutiny Panels have been used for political purposes" to "I would welcome the involvement of members of the Scrutiny Panel" or "the Scrutiny contribution has been extremely valuable". [Hansard 2005–2011]

More recently, there have been calls made by States Members for Scrutiny Reviews to take place so that the Assembly is better informed: one such matter was the Incorporation of Ports of Jersey. Then there are the references back. It must be considered that if the Assembly didn't value the work of Scrutiny, they wouldn't support a reference back to a Scrutiny Panel so that that Panel can undertake work to raise awareness of the matter to the States.

Some quotes from Hansard 2012/2013 to date are –

- “They [Scrutiny] have done some really fantastic reports”.
- “The Council should accept this because they could lose this, and it is silly. They absolutely believe they are right, send it to Scrutiny for the, you know, 10 out of 10”.
- “Scrutiny has done a very good and quick job at this and I was very encouraged by the presentation yesterday by the Panel. When I read the Scrutiny Report, I too was encouraged”.
- “I would just like to add my compliments along with the Council of Ministers for the quality of this review from Scrutiny”.

In conclusion, I am extremely appreciative and heartened (as all States Members should be) by the excellent work that continues to take place across the Scrutiny Panels during this 3 year term. As a passionate believer in the Scrutiny function, I will continuously strive to identify ways of strengthening it further as machinery of government evolves moving forward.

Training

It is essential that Scrutiny Members ask focussed and sometimes probing questions to elicit the facts from a witness. Scrutiny Members have had earlier questioning training; however, the most recent training in questioning techniques was delivered by H.M. Solicitor General. The training comprised a short theory session followed by an intensive morning of preparation and questioning of witnesses. Scrutiny Members were very impressed with the training and derived great benefit.

*Scrutiny Members listen intently
to H.M. Solicitor General*



Citizenship 2013

Scrutiny re-launched its Citizenship Programme at Le Rocquier on Wednesday 26th June. The topic chosen by the Y10 pupils themselves was Youth Employment. The following Scrutiny Members attended and worked alongside the tutor groups in preparing questions to ask of the Assistant Minister for Education, Sport and Culture, Deputy R. Bryans of St. Helier –

Senator S.C. Ferguson

Deputy S.G. Luce of St. Martin

Deputy J.M. Maçon of St. Saviour

Deputy J.A. Hilton of St. Helier

Deputy K.L. Moore of St. Peter

Deputy J.G. Reed of St. Ouen

Deputy S.S.P.A. Power of St. Brelade



Deputy K.L. Moore of St. Peter working with Le Rocquier pupils to prepare questions to ask of the Assistant Minister for Education, Sport and Culture, on youth employment

Y10 pupils at Le Rocquier School have their chance to ask Deputy R.G. Bryans of St. Helier, Assistant Minister for Education, Sport and Culture, what they are doing about youth employment



States of Guernsey Review Committee – 11th June 2013

Following a request from the above Committee to meet the States of Jersey Chairmen's Committee, the following members of the States of Guernsey Review Committee attended on the Chairmen's Committee on 11th June 2013 –

- Deputy P.A. Harwood (Chairman)
- Deputy M.J. Fallaize (Vice-Chairman)
- Deputy M.H. Dorey
- Deputy G.A. St. Pier
- Mrs. C.G.L. Smith
- Mr. T.A. Le Sueur, O.B.E.

- Ms Alysa Martel, Chief Officer.

The meeting considered matters such as –

- (a) Roles and responsibilities
- (b) Separation of legislature and executive
- (c) Separation of executive and scrutiny
- (d) Accountability – including effectiveness of scrutiny
- (e) Policy development and planning processes
- (f) Democratic legitimacy; inclusion of elected members
- (g) Delegation of decisions
- (h) What is perceived to work
- (i) What is perceived not to have worked.

4.4 Reviews

More detail about the Panels' work is provided in the individual Panel reports; however, this section gives an overview of work across all Panels and the PAC. The table below shows reviews which have culminated in a report during 2013. Some of this work was started in 2012. For the purposes of this report, a Scrutiny Review refers to a topic which has been scoped, the Terms of Reference approved, sent to the Chairmen's Committee and to the relevant Minister.

Work other than reviews which have been completed by Panels and the PAC are dealt with in Table 5.

Scrutiny/PAC Completed Reviews/Reports 2013	Panel/PAC
Population and Migration Part 2	Corporate Services Scrutiny Panel
Starter Home Deposit Loan Scheme	
Minister for External Relations	
Public Finances (Jersey) Law amendments	
Budget 2014	
Tourism Shadow Board	Economic Affairs Scrutiny Panel
Jersey Innovation Fund	
Customs and Immigration Service: resources for prevention of importation of illegal drugs	Education and Home Affairs Scrutiny Panel
Green Street Police Headquarters: traffic and parking	Environment Scrutiny Panel
Energy Policy	
Housing Transformation Programme	Health, Social Security and Housing Scrutiny Panel
Draft Discrimination (Jersey) Law	
Long-Term Care Scheme	
Hospital Outpatients: Re-introduction of Prescription Charges	
Report and Accounts 2011	Public Accounts Committee
Grant to Film Company	
Car Park Trading Fund	

Table 4

Ongoing review work

Some review work has been started during 2013 and will roll over into 2014 for completion. These are –

Scrutiny/PAC Ongoing Reviews/Reports	Panel/PAC
P.133/2013: Draft Public Finances (Amendment of Law No. 1) (Jersey) Regulations 201- (referred to Scrutiny on 11th December 2013)	Corporate Services Scrutiny Panel
Digital Skills	Economic Affairs Scrutiny Panel
Retail Policy	
Financial Services Ombudsman	
Port of Jersey Incorporation	
Camera Surveillance	Education and Home Affairs Scrutiny Panel
Control of Public Entertainment	
Radon	Environment Scrutiny Panel
Child and Adolescent Mental Health Service	Health, Social Security and Housing Scrutiny Panel
Integrated Care Records	Public Accounts Committee
Grant to Film Company	
Grants and Subsidies	

Table 5

4.5 Other work

Although the most recognised role of Scrutiny is to carry out reviews and produce reports, there are also a range of other options available to Panels. These options are available as an alternative to, or as a complement to Scrutiny Reports. Scrutiny recognises that it needs to be selective when using these options to ensure the appropriateness and that the method achieves the desired outcomes wherever possible.

The purpose could be, in the case of an amendment, to force a debate in the States to result in an important change to policy or legislation. In the case of comments, it may be to raise awareness of the States Assembly of facts identified by Panels based on factual research, and in the case of Statements to advise the States of a particular course of action. The latter approach results in the possibility of questions to the rapporteur for a 10 minute period. Such matters should be based on research and established facts. During 2013, there were 2 amendments and 3 comments. [For further details of amendments, please see the relevant individual Panel reports.]

Amendments

- The Reform of Social Housing (P.33/2013) [Health, Social Security and Housing Scrutiny Panel]
- Draft Public Finances (Amendment No. 4) (Jersey) Law 201- (P.73/2013) [Corporate Services Scrutiny Panel]

Comments

- Jersey Music Service: introduction of ‘user pays’ charges (P.36/2013) [Education and Home Affairs Scrutiny Panel]
- Draft Social Housing (Transfer) (Jersey) Law 201- (P.63/2013) [Health, Social Security and Housing Scrutiny Panel]
- Long-Term Care legislation – P.136/2013, P.137/2013, P.138/2013, P.139/2013, P.140/2013, P.141/2013, P.142/2013 [Health, Social Security and Housing Scrutiny Panel]

Scrutiny Panels and the PAC also have the opportunity of being able to make Statements to the States Assembly, and during 2013 there was just one of these.

Statements

The Chairman of the Population and Migration Sub-Panel (Deputy Power) made a statement on 5th March 2013 in respect of the Population and Migration Review Part 2.

The Economic Affairs Scrutiny Panel also undertook the following work which was not part of a review –

- Jersey Business
- Licensing Law
- Sea Routes (ferry service ramp permit)
- Tourism Strategy
- Draft Aquatic Resources (Jersey) Law 201- (with Environment Scrutiny Panel)
- Financial Services legislation
- Locate Jersey.

4.6 Scrutiny across Ministerial Departments

The Code of Practice for Scrutiny Panels and the Public Accounts Committee (paragraph 4.3) states that each Panel has the responsibility of ensuring that a fair measure of scrutiny is undertaken across the full range of ministerial departments within its remit during the course of the lifetime of the Panel.

The Chairmen's Committee co-ordinates the work of the Scrutiny Panels and the PAC and is responsible for ensuring that some of the work of all Ministers is reviewed over time. It also has responsibility for the allocation of the Scrutiny budget and maintains an overview of the Scrutiny function, making recommendations for change as appropriate. The table below sets out per Department both completed Scrutiny reviews and reviews which were started in 2013 and will continue into 2014. As the PAC has a different and specific remit, its reviews and reports are listed separately on the PAC page.

Chief Minister's Department	Population and Migration (Part 2) Minister for External Relations
Economic Development	Jersey Innovation Fund Tourism Shadow Board Digital Jersey (started and ongoing) Retail (started and ongoing)
Education, Sport and Culture	
Health and Social Services	Long-Term Care Scheme Child and Adolescent Mental Health Services
Home Affairs	Customs and Immigration Service Camera Surveillance [ongoing] Control of Public Entertainment
Housing	Housing Transformation Programme
Planning and Environment	Energy Policy Radon
Social Security	Draft Discrimination (Jersey) Law 201-
Transport and Technical Services	Green Street Police Headquarters: traffic and parking
Treasury and Resources	Starter Home Deposit Loan Scheme Public Finances (Jersey) Law 201- Budget 2014

Table 6

4.7 Advisers

Scrutiny has a budget available to seek external technical advice in relation to the reviews it is undertaking. The Chairmen’s Committee, on behalf of the Panels who have worked with advisers during 2012, extends its thanks to all those who have offered this support. Advisers have brought an additional, independent, yet essential technical expertise which has been invaluable for the work of the Panels. In 2012, the following Panels commissioned advisers for technical support with the following reviews –

Corporate Services	Starter Home Deposit Loan Scheme
	Public Finances Law Amendments
	Draft 2014 Budget
Economic Affairs	Innovation Fund
Education and Home Affairs	Camera Surveillance
Environment	Energy Policy
	Radon
Health, Social Security and Housing	Draft Discrimination (Jersey) Law 201-
	Housing Transformation Programme
	Long-Term Care Scheme

Table 7

4.8 Public accessibility to review work

Website: Further upgrades of the Scrutiny website took place during 2013 in an attempt to make the site more user-friendly. Meetings and Hearings are now separated, which should make it easier for the public to find the Hearing they are looking for.



The screenshot shows the ScrutinyMatters website interface. At the top, there is a header with the 'States of Jersey' logo and a search bar. Below the header, a navigation bar indicates the current location: 'Home > Meetings and hearings'. A sidebar on the left titled 'Browse by subject' lists categories: 'About Scrutiny', 'Get involved', 'Meetings and hearings' (which is highlighted), 'Panels and committees', and 'Reports and publications'. The main content area is titled 'Meetings and hearings' and features a sub-section with a photo of three people in a meeting. The text reads: 'Keep up to date with all of our forthcoming review meetings and hearings. Please be advised that Panel and Public Accounts Committee meetings are not open to the public.' Below this text are two buttons: 'Hearings' and 'Meetings'.

Scrutiny Twitter: Scrutiny launched its Twitter account [[@JerseyScrutiny](#)] in the spring of 2013. This account is used as a further avenue for announcing matters such as Public Hearings or publication of Scrutiny Reports.



The screenshot shows the Twitter profile page for Jersey Scrutiny (@jerseyscrutiny). The profile picture is a lighthouse. The name is 'Jersey Scrutiny' and the handle is '@jerseyscrutiny'. The statistics show 187 TWEETS, 42 FOLLOWING, and 336 FOLLOWERS. There is a 'Follow' button. The profile includes two recent tweets:

- Tweet 1:** Jersey Scrutiny @jerseyscrutiny 4d
Today: CAMHS Review Hearing with the Minister for Education, Sport and Culture. 11am in Le Capelain Room, States Building
- Tweet 2:** Jersey Scrutiny @jerseyscrutiny 21 Feb
Today: Retail Policy Review Hearings - Chamber of Commerce 9am, Genuine Jersey 10:30am, Sandpiper CI 11:45, Le Capelain Room, States

At the bottom, there is a text input field 'Tweet to Jersey Scrutiny' and icons for retweeting and tweeting.

Scrutiny Matters Newsletter: The spring edition of the Scrutiny Matters newsletter was distributed during the week of 22nd April, and focussed on the fact that the Twitter account had been launched, on the forthcoming work with Year 10 students at Le Rocquier School, and the achievements during 2012 with aims for 2013. The Panel pages gave in-depth accounts of the many Panel activities.

A winter edition was distributed the week of November 2012, which concentrated on work being carried out by the Scrutiny Panels and the PAC, and informed the Public of questioning training which had been provided for Scrutiny Members by H.M. Solicitor General.






ScrutinyMatters

WINTER 2013 | EDITION 12



Year 10 Le Rocquier pupils prepare questions with the help of Deputy Kristina Moore

Young people & Scrutiny

A very successful gathering of young people, Scrutiny Members and one of the Assistant Ministers for Education, Sport and Culture, Deputy Rod Bryans, took place earlier this year at Le Rocquier School.

The purpose of the event was to educate the young people about the role of Scrutiny in the States of Jersey, how it operates and to provide them with practical experience of devising and asking questions of an Assistant Minister.

Scrutiny Members Senator Sarah Ferguson, Deputies Steve Luce, Jeremy Macon, Jackie Hilton, Kristina Moore, James Reed and Sean Power worked with Year 10 tutor groups to consider the topic

of Youth Employment. This was an area chosen by the pupils themselves as it was of particular importance to them for their futures.

Deputy Moore commented: *"It was my first experience of this event and I was really pleased with the way the young people considered the topic and formulated the questions to put to the Minister. Equally impressive was the confidence and the manner in which they asked the questions of the Assistant Minister. It was inspiring to meet the year group and to hear their views."*



Deputy Rod Bryans Q&A session

Message from Deputy Tracey Vallois, President of the Scrutiny Chairmen's Committee

It was with great sadness that Scrutiny learnt of the death of the former Connétable of Grouville, Dan Murphy earlier this year. He had been a long-serving Member of Scrutiny and was also a Member of the Public Accounts Committee from 2005 to 2008. He will be very much missed.

We have welcomed a few Members to Scrutiny since our last newsletter. Deputy Geoff Southern joined the Education and Home Affairs Scrutiny Panel in June, the Connétable of St. Lawrence, Deidre Mezbourian joined the Corporate Services Scrutiny Panel in early October at the same time as Deputy Sean Power resigned due to the pressure of work. Our most recently elected States Member, the Connétable of Grouville, John Le Maistre was appointed to the Economic Affairs Scrutiny Panel at the end of October. As an additional Member to the Public Accounts Committee we have also welcomed Mr. Robert Parker. I hope they all find their work fulfilling and rewarding.



Deputy Tracey Vallois
President
Chairmen's Committee

Scrutiny is an objective process working on evidence and working for you.

4.9 Committee Secretariat Network

Jersey Scrutiny Officers continue to participate in the Committee Secretariat Network, which is a group comprising staff representatives from parliamentary select/scrutiny committees. These include, along with Jersey, [alphabetically listed] –

- Guernsey
- House of Commons
- House of Lords
- House of Oireachtas [Ireland]
- Isle of Man
- London Assembly
- National Assembly for Wales
- Northern Ireland
- Scottish Parliament
- States of Guernsey [Scrutiny]



Committee Secretariat Network in the Legislative Council Chamber, Isle of Man

These meetings provide excellent opportunities for learning about the operation of Scrutiny elsewhere, and provide a sound forum for sharing best practice. The 2013 meeting was held at the London Assembly, and topics covered a range of matters including –

- Use of rapporteurs and sub-committees
- Improving report writing
- Framing recommendations so they are specific and achievable
- Freedom of Information
- Use of technology in the Committee room.

4.10 Scrutiny Panels and Public Accounts Committee Reports

4.10.1 CORPORATE SERVICES SCRUTINY PANEL

INTRODUCTION

The Corporate Services Scrutiny Panel's remit is to look into matters relating to policies and actions brought forward by either the Chief Minister, the Minister for Treasury and Resources, or the Minister for External Relations.



PANEL REVIEWS IN 2013

Population and Migration – Part 2



In October 2012, the Corporate Services Scrutiny Panel established a Sub-Panel to consider the effectiveness of the provisions proposed in the *Control of Housing and Work (Jersey) Law 2012* and associated Regulations, in light of the 2011 Census results. The new Control of Housing and Work (Jersey) Law 2012 was approved by the Privy Council on 17th October and registered in Jersey's Royal Court on 26th October 2012. The Sub-Panel had no difficulty in agreeing that this matter merited

review, despite the fact that the primary legislation had already been approved by the States in 2011. The Panel's "Population and Migration – Part 1" Report had concluded that the delivery of the Population Policy would depend on the effectiveness of the new population and migration control mechanisms, and it was therefore considered necessary to conduct appropriate examination of the legislation. With regard to evidence gathering, the Sub-Panel held 5 Public Hearings between 26th November – 17th December in which they received the President of the Chamber of Commerce, Minister for Housing, Minister for Economic Development, Minister for Social Security, and Chief Minister. A report was presented to the States on 19th February 2013. Fifteen recommendations were made, of which 14 were accepted by the Chief Minister in his Response to the Report.

As part of its Work Programme, the Panel had agreed to undertake a review of the 'Interim Population Policy' that was due to be published in 2013. Due to delays however, it is now intended that the Policy will be lodged in the States in January 2014. As a result, the Panel has committed to undertaking a review of this work early next year.

Starter Home Deposit Loan Scheme



In December 2012, the Minister for Treasury and Resources lodged proposals for the creation of a Starter Home Deposit Loan Scheme. Under the proposals, £3 million was to be made available for a 6 month trial, during which time loans would be provided to eligible applicants to assist with the deposit for the purchase of a property. The Panel undertook a review of these proposals between January and April 2013, seeking evidence from mortgage lenders, surveyors, mortgage brokers, estate agents and the Public. In its report, the Panel found that more details of the scheme needed to be provided before the proposals could be debated, in particular on how the proposed scheme would operate and the impact it would have. The Panel concluded, for instance, that there was a lack of clarity on what would happen if a household were to sell its property before the term of the loan received from the States had expired, or if the household defaulted on its mortgage. The Panel also identified concerns regarding the impact the scheme could have on the housing market and, procedurally speaking, in the consideration given by the Council of Ministers to the proposals. The Panel made 11 Recommendations, 6 of which were accepted by the Minister, and the proposals were debated and adopted by the Assembly on 16th April 2013.

Minister for External Relations

From February to June 2013, the Panel reviewed proposals brought forward by the Chief Minister that a Minister for External Relations should be created – the first new Ministerial post to be created beyond those established with the advent of Ministerial Government in 2005. Under the proposals, the Chief Minister and new Minister would concurrently share political responsibility for the Island’s external relations. The Panel examined the rationale underlying the Chief Minister’s proposals; how the new Minister and Chief Minister would work together; and what impact it would have on Ministerial accountability and the administration and management of Jersey’s external relations. The Panel ultimately found that the debate on the proposals should not take place until wider issues regarding the Machinery of Government had been addressed (at the time the Chief Minister initially lodged the proposals, the Assembly had not yet debated the results of the referendum on the composition of the Assembly and the resultant changes that might have been necessary to the machinery of government). The Panel also concluded that the creation of a new Ministerial post could potentially blur lines of accountability for external relations, rather than improve them.

The Panel made 5 Recommendations in its Report, 3 of which were accepted by the Chief Minister. In accordance with the Panel’s Recommendations, the debate on the proposals was deferred to September 2013 to allow sufficient time for the Assembly to have debated the referendum results, and for wider-reaching proposals regarding the machinery of government to have been brought forward. The proposals were ultimately adopted by the Assembly, and Senator Sir P.M. Bailhache was subsequently appointed the Island’s first Minister for External Relations.



Jersey’s first Minister for External Relations, Senator Sir P.M. Bailhache, pictured at the Slovenian Embassy in London with the Slovenian Ambassador, His Excellency Iztok Jarc, on 28th November 2013, where both parties signed a Tax Information Exchange Agreement between Jersey and Slovenia

Public Finances Law Amendments



On 6th June 2013, the Minister for Treasury and Resources brought forward proposed changes to the Public Finances (Jersey) Law 2005. Prior to the lodging of P.73/2013, the Panel had agreed to undertake a review of the Draft Amendments, with the main objective of determining the rationale behind the proposals and their potential implications for the financial management of the States. An adviser from the Chartered Institute of Public Finance and Accountancy was engaged by the Panel to assist with its Review. A Public Hearing was held with the Minister for Treasury and Resources in May 2013. The Panel also received written submissions from the Comptroller and Auditor General, Minister for Treasury and Resources, Chief Minister and Chief Executive. A report was presented to the States on 28th August 2013. Eight recommendations were made, 2 of which were accepted by the Minister.

2014 Budget Statement

The Panel undertook an in-depth review of the Draft 2014 Budget in October and November 2013. Alongside proposals in respect of income and the capital programme for the year, the Draft 2014 Budget also included proposals for borrowing up to £250 million for long-term housing capital requirements, and for use of £297 million from the Strategic Reserve to fund a replacement hospital. The Panel considered these proposals in respect of Major Capital Projects, as well as the Minister's proposals for taxation and Impôts, the most prominent of which was the proposed reduction in the Marginal Rate of Income Tax. The Panel held 2 Public Hearings with the Minister for Treasury and Resources and his Assistant Minister, and also sought views on the Minister's proposals from industry representatives and the public.

The Panel reported ahead of the debate on the Draft Budget with 11 Recommendations, 6 of which the Minister accepted. In its report, the Panel raised questions about the presentation of information in the Draft Budget at a high level, and the economic rationale for reducing the Marginal Rate. Amongst the Recommendations, the Panel requested the Minister to improve the presentation of economic information and to resolve how much duty-free tobacco and alcohol are consumed in the Island. The Panel also encouraged the Minister to consider taxation measures that would stimulate productivity and thereby assist the local economy. In terms of the Major Capital Projects, the Panel concluded that use of the Strategic Reserve for the Hospital Project could set a precedent, and that the spending envelope for the Project had yet to be confirmed. The Panel also recommended that clarity be provided on savings required of the Department of Transport and Technical Services in order to render affordable the delivery of a new sewage treatment works.

P.133/2013 – Increased limits for States lending

As a result of the borrowing approved in the 2014 Budget for long-term housing requirements, the Minister for Treasury and Resources lodged the *Draft Public Finances (Amendment of Law No. 1) (Jersey) Regulations 201-* (P.133/2013) which, if approved, would increase the limit on the amount which the States could lend; £250 million which was due to be borrowed for the Housing Project was subsequently due to be loaned on to the new Housing Association, something which would not be feasible within the limits currently prescribed in legislation.



During the debate on P.133/2013 on 11th December 2013, the proposition was referred to the Panel for review once the principles of the Draft Regulations had been adopted by the Assembly. The review of P.133/2013 would be the first element of the Panel's 2014 Work Programme.

4.10.2 ECONOMIC AFFAIRS SCRUTINY PANEL

INTRODUCTION

The Panel's remit covers matters relating to the policies and actions of the Minister for Economic Development. In addition to holding Quarterly Update Public Hearings, and a series of topic specific briefings from the Economic Development Department on a variety of matters, the Panel undertook the following Review work during 2013.



PANEL REVIEWS IN 2013

Tourism Shadow Board

Continuing work that began in December 2012, the Panel began the year reviewing the Minister for Economic Development's proposals to establish a Tourism Shadow Board, intended to help achieve the principle of improving the oversight of tourism as an industry by better harnessing private sector expertise. Despite a short timeframe, the Panel published its report with Findings and Recommendations ahead of the mid-January 2013 States' debate of the proposals.

The Panel concluded that the establishment of a Tourism Shadow Board at this time was a sensible step, but highlighted a number of key areas that required further attention. Above all, it stressed the need for the Board to be independent of undue political influence, for instance recommending that the Minister ensures that the Shadow Board be given the independence to take ownership of the process of developing recommendations regarding both the optimum operational and governance structure for Jersey Tourism, and the direction of a new Tourism Strategy.



The Minister welcomed the Report and accepted all of the Panel's recommendations, commenting that it had informed, and would continue to inform, his approach to the establishment and work of the Shadow Board. The States approved the establishment of the Shadow Board on 15th January, and the Panel has continued to monitor the Minister's approach to it. The Panel has also been briefed by the Chairman of the Shadow Board with regard to its work, and anticipates following up its Review early in 2014 when the Shadow Board reports its advisory recommendations on the future direction of Tourism to the Minister.

Jersey Innovation Fund



Towards the end of 2012, the Panel launched a Review of the new Economic Development initiative: the 'Jersey Innovation Fund' (JIF), the principle of which was established as part of the Economic Growth and Diversification Strategy that the States had adopted in July. The JIF seeks to support innovation through financial investment by the States in a wide range of activity, from direct business support to strategic infrastructure investments across the private, public and third sectors. Under the proposals, the fund would be established with an initial allocation of £5 million coming from part of the proposed redemption of JT Group Limited's 9% cumulative preference shares. The source of a remaining £5 million was unidentified from the outset.

In its report, presented in March after taking evidence from a variety of stakeholders, the Panel was supportive of the principle to establish such a fund. However, it recommended that the Minister for Economic Development should undertake

significant work on a number of the details behind the Proposition before it could be formally supported, in order to address a number of inconsistencies and contradictions that would undermine the chances of the Fund delivering its objectives. The Minister duly reconsidered the Fund's policies and eligibility criteria, and most of the recommendations contained within the Report were accepted, with policy, operating terms of reference, and application documentation, amended accordingly ahead of States' approval of the establishment of the Fund in May. Action on certain other recommendations were deferred to a future Report and Proposition, which, subject to States approval, would allow the JIF to make equity investments and move towards a Partnership Fund – 'Phase 2'.

The Panel has monitored the implementation of Phase 1 throughout the remainder of the year, which at times has appeared frustratingly slow, and awaits development of Phase 2 at a later stage. As part of that work, a Proposition lodged by the Minister for Economic Development to remunerate the non-executive members of the Jersey Innovation Fund Board was examined by the Panel. This included the questioning of the Minister at a Public Hearing in October, and a series of subsequent written requests for information and clarification. The Panel sought to understand the reasons behind the proposal and to address concerns such as why the cost of up to £50,000 per annum wasn't identified in earlier proposals, and the consequential 'shrinking' of the fund available to potential applicants. Subsequent to this questioning, the Minister withdrew the Proposition in November, before the drafting of the Panel's Report. However, the Panel wrote to the Minister to the record its concerns, and outlined that it would expect them to be resolved before the lodging of similar proposals.

More work will be undertaken by the Panel to follow up 'Phase 1' implementation, once the JIF begins considering applications in January 2014.

Digital Skills



The Digital Skills Sub-Panel was established in May, comprising Connétable S.W. Pallett of St. Brelade (Chairman), Deputy J.M. Maçon of St. Saviour, Connétable D.W. Mezbourian of St. Lawrence and Connétable J. Gallichan of St. Mary. It has been undertaking a Review examining the Minister for Education, Sport and Culture's *Thinking Differently: Vision for IT in Education*, and related

objectives and targets established by Digital Jersey's *Business Plan and Strategy 2014*, regarding changes it would like to see made to improve the digital skills of students in schools, and indeed digital skills amongst the wider community, amidst evolving plans to widen the scope of 'e-government'. Both strategies were eventually launched in October, and the Sub-Panel has since been seeking to establish the level of stakeholder support for each strategy, in addition to examining if/how they work together to achieve common aims. Written evidence has been gathered and Public Hearings held, with more of both planned, and the Sub-Panel is planning to present a Report in the first quarter of 2014.

Retail Policy



The Panel launched a Review in November seeking to identify the range of challenges facing Jersey's retail sector, to clearly establish what the policies and actions of the Minister for Economic Development are towards the sector, and to examine whether those policies and actions represent an appropriate response to the challenges faced. This followed announcements in late September by the Minister regarding his engagement with the retail sector through the 'Town Team', and that certain policies, such as changes to free parking and Sunday trading, were being looked into by his Department to assist retailers. Evidence gathering is ongoing and a report to the States on the Panel's Findings and Recommendations is expected in the first quarter of 2014.

ONGOING WORK

Ports of Jersey Incorporation

The Panel identified the incorporation of the Ports of Jersey as a key topic of its 2013 Work Programme, as it also had the previous year, and it has formed an integral part of ongoing work. It has been the subject of discussion at Quarterly Hearings, requests for written information, dedicated briefings from the Group Chief Executive of the Ports of Jersey, amongst others, and a site visit to Jersey Airport and the St. Helier harbours.



Ultimately, legislation will need to be brought to the States by the Minister to establish the new incorporated body and to achieve a number of the policy objectives set out in the report accompanying *P.70/2012*. The primary legislation and a set of policy principles had been expected to be lodged by July this year, with subordinate legislation and policy detail set to follow at a later date. However, this was eventually revised by the Minister for Economic Development, who instead outlined plans to deliver a single package of legislation and policy in May 2014. From a Scrutiny perspective, the Panel continues to await the necessarily developed/finalised proposals and details that will enable it to undertake its Review.

Enterprise Strategy

The Panel continued its work from 2012 on the delayed Enterprise Strategy, questioning the Minister for Economic Development at Quarterly Update Public Hearings, making written information requests and holding departmental briefings. In October, the Panel questioned the Minister at a Public Hearing, informed by stakeholder responses to consultation. Whilst outlining areas of



support, this consultation had raised a number of concerns, including concerns in relation to – an aim to create 1,000 new jobs, population policy, targeting high-value jobs, and the ability to measure the effectiveness of the Strategy. The Panel wrote to the Minister in November detailing the issues that it had identified with the draft Strategy, and has since been awaiting the Minister’s response before determining if any further work is required. It is unclear at this stage if the Minister still intends to publish the Strategy.

Aircraft Registry

The Panel followed up its 2012 Review of the planned Channel Islands Aircraft Registry throughout 2013, with increasing concern expressed to the Minister for Economic Development about the rate of progress. It transpired in September that Guernsey and Jersey would not be working together on a joint Registry, but would instead be launching competitive Registries. The Panel immediately called to the Minister to attend a Public Hearing to explain how this situation had arisen, and to outline any future related plans. The Minister detailed proposals to establish a Jersey Aircraft Registry, and the Panel continues to await the development of associated policy and legislation to scrutinise.



Financial Services Ombudsman

Despite the continued attention of the Panel, including questioning of the Minister in the States by Panel Members and progress briefings from his Department, delays continued to hamper the delivery of the Financial Services Ombudsman throughout 2013. A revised timetable for the lodging of the Ombudsman legislation was supplied to the Panel by the Department in December 2013, and the Review is expected to be completed in two phases, the primary Law, followed by Regulations, between January and June 2014.



Draft Aquatic Resources (Jersey) Law 201-

Beginning in October 2013, the Panel participated in several joint briefings from Departmental Officers with the Environment Scrutiny Panel, regarding the proposed Aquatic Resources Law. Points raised in discussions have resulted in an amendment to the Law that establishes a requirement for 'appropriate scale' environmental impact assessments to be undertaken, a clearer public commitment by the Minister for Economic Development regarding the protection of historic collection rights of loose vraic for farmers and the public, and confirmation of the status of current or planned work developing associated Regulations. Work will continue into 2014, when a joint Comments paper will be presented by the Panels ahead of the anticipated February debate.



4.10.3 EDUCATION AND HOME AFFAIRS SCRUTINY PANEL



PANEL REVIEWS IN 2013

Camera Surveillance in Jersey

The Panel undertook a major review into Camera Surveillance in Jersey, covering a wide scope including the extension and digitalisation of the Town Centre CCTV system; proposals by the States of Jersey Police to introduce a fixed Automatic Number Plate Recognition (ANPR) system to monitor virtually all traffic in and out of St. Helier, and to extend body-worn video cameras to all Police Officers on the beat; and the proliferation of domestic security cameras and the concerns felt by some neighbours that their privacy is under threat.



CCTV cameras are widely supported by the public as benign, an anti-crime measure which brings few disadvantages of which people are conscious. CCTV in public spaces is not thought to intrude on personal privacy, a concept associated with the home. However, there is no real evidence that the public have a good understanding of the technological capabilities of CCTV systems or how they are used. The digitalisation of cameras affords the police with potentially very substantial additional powers of mass surveillance which need to be transparent if they are to be acceptable.

Public engagement must be the key, which to date has not been taken seriously enough by the States of Jersey Police in its handling of CCTV. Our Report discusses methods available for evidencing Public opinion, evidencing that Public surveillance in Jersey is by consent. This is a recommendation that the Panel feels strongly about.

The intention of this Report is to wake States departments up to the need to improve compliance with current Data Protection requirements and to move towards 'best practice' in the field of CCTV surveillance. The Panel recognises that there is a resources requirement in the rectification of these issues, most particularly in the Data Protection Commission; this is an associated cost that must be met in preparation for the introduction of Freedom of Information legislation in 2015.



CCTV in private residences is becoming more prolific, and along with that are the complaints about the invasion of privacy. The Panel recognises that this is a difficult nut to crack and one that currently falls between the legislative cracks in Jersey. However, there may be a solution. The Panel recommended that the Minister for Planning and Environment gives serious consideration to reviewing the classification of CCTV as 'permitted development'.

Control of Public Entertainment

The Panel commenced a review looking at the Bailiff's role in controlling public entertainment in Jersey. This responsibility is based on ancient customary powers. The Bailiff has 2 Advisory Panels: one meets regularly to consider matters relating to public safety; the other considers matters of public decency, but in practice meets very rarely now (twice in the past 15 years).



Ten years ago, a States Working Party recommended that it was no longer appropriate for the Bailiff to exercise these functions – however, nothing has changed as it is considered that a new statutory licensing body would be more expensive to operate. Also, it would be necessary to introduce legislation defining the scope of regulated public entertainment, including those with any sexual or obscene content. The drafting of such legislation would be complex, as Jersey lacks legislation regulating pornography.

The Panel has received submissions from the Bailiff, Ministers for Home Affairs, Education Sport and Culture and Economic Development, as well as a range of event organisers; and will consider the feasibility of establishing an independent statutory licensing body or combining with an existing States organisation. The review will continue in 2014.

Introduction of Tasers



In 2012 the Scrutiny Panel examined the Minister for Home Affairs' draft proposals for the introduction of Tasers for use by the States of Jersey Police. The Panel made several Recommendations in its report (S.R.4/2012), many of which were accepted by the Minister. In 2013, the Panel received and considered a revised draft report from the Minister and made a number of further comments. The matter now rests with the Minister, who is expected to present a proposition to the States early in 2014.

Introduction of charges for the Jersey Music Service

In P.36/2013, the Minister for Education, Sport and Culture proposed the introduction of charges for instrumental lessons provided by the Jersey Music Service. This new 'user pays' charge would save £200,000 as part of the Department's Comprehensive Spending Review. The Panel examined the implications of the measure in order to determine whether or not this relatively small saving in the Department's budget might be detrimental to musical education in Jersey, leading to students missing out on opportunities to participate in music due to their financial circumstances.

The Panel heard evidence that the current funding basis for the Jersey Music Service did not allow for any expansion to meet current interest from children, parents and schools who wanted to participate in various forms of music. The Jersey Music Service hoped, through this measure, to be able to respond more flexibly to the level of demand from parents, children and schools and provide increased choice and opportunities for young people to learn new instruments. The budget would also enable the JMS to plan for additional investment in the service, which would allow for the replacement of worn-out instruments, for example.



On this basis the Panel published comments in support of the Minister's proposals.

OTHER ISSUES CONSIDERED BY THE PANEL

- **Raising educational achievement in schools** – The Panel suspended this review pending the outcome of external reviews commissioned by the Minister into core curriculum subjects.
- **Digital skills** – The Panel scoped a review into the response by the Department for Education, Sport and Culture to the demands and aspirations of the growing digital industry in Jersey. This has been taken forward by a Sub-Panel of the Economic Affairs Scrutiny Panel, with representation from the Education and Home Affairs Panel.
- **Grants for Higher Education** – The Panel considered proposals to change the methods of assessment for Higher Education awards to be based on household income, and also to introduce higher tax allowances for children in higher education. The Panel believes that a review of threshold levels for university fees and the current maintenance, which have remained the same since 2001, should be undertaken before the next Medium Term Financial Plan, as part of a comprehensive re-examination of student support provided by the States.
- **Probation Service** – The Panel held a Public Hearing with the Chief Probation Officer to discuss the Annual Report of the Probation and After-Care Service.

4.10.4 ENVIRONMENT SCRUTINY PANEL

PANEL MEMBERSHIP

Deputy J.H. Young of St. Brelade	Chairman
Deputy S.G. Luce of St. Martin	Vice-Chairman
Connétable P.J. Rondel of St. John	Member

INTRODUCTION

At the beginning of 2013 the Panel had just completed a major review of Ash Disposal (report S.R.20/2012 was presented to the States on 17th December 2012). Responses from the Ministers for Transport and Technical Services and Planning and Environment were therefore awaited. Both were received in February 2013, and were broadly supportive of the Panel's work and recommendations to pursue recycling options for incinerator bottom ash, rather than continuing to bury it in pits at La Collette, and to investigate alternatives for treatment of Air Pollution Control residues to avoid permanent storage of this hazardous waste on site.

A number of other topics were considered for review at meetings early in January. These included information received from Le Masurier Ltd. concerning alleged problems with the Planning Department over their Parkside Village/Bath Street project, and further discussion of the Panel's plans to review radon. Scoping was also completed for two new projects: a review of the Minister for Planning and Environment's Energy Policy White Paper (public consultation on which was due to end in January), and an urgent review of potential parking and traffic concerns arising from proposals for a new Police HQ in Green Street.

PANEL REVIEWS IN 2013

Green Street Police HQ: Traffic and Parking



The Panel launched this review on 14th January 2013. It was initially intended to be completed in time for a report to be presented to the States before the debate on Proposition P.92/2012, scheduled for 19th February. When this was delayed, the Panel presented its report (S.R.3/2013) on 28th February, having carried out the review in 6 weeks from start to finish. Despite some reluctance from departments to accept all of the Panel's Findings, members considered that an offer made during the debate (and subsequently confirmed) to construct a number of additional parking spaces on top of Green Street car park to compensate for some of those which would be lost due to the new Police HQ, represented a partial success; although Panel

concerns remained about the eventual impact of the development on traffic in the surrounding area, and potentially more widely in town.

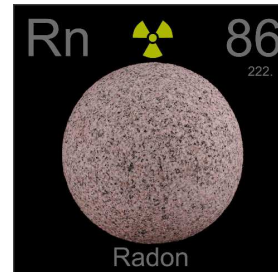
Energy Policy

Following the conclusion of departmental consultation on the Energy Policy White Paper 'Pathway 2050: An Energy Plan for Jersey' and the appointment of an expert adviser to assist the Panel, this major review was launched publicly in early May. By the end of July, the Panel had completed 15 Public Hearings with industry stakeholders, interest groups and Ministers. Having reviewed extensive oral and written evidence, the Panel presented its report (S.R.12/2013) and Recommendations to the States on 14th November. The Panel considered that some lack of detail in action plans was understandable, because the policy was primarily intended to establish a framework capable of adapting to the Island's changing energy needs over a period of more than 30 years. Overall, members were unanimous in their support for the plan, seeing this as an all-Island policy rather than the specific remit of any one department, and looked forward to a proposition being brought to the States to secure its adoption.



Radon

In preparation for this review, the Panel agreed that it would seek advice from the UK Centre for Radiation Chemical and Environmental Hazards (CRCE), acknowledged UK experts on matters relating to radon. Owing to re-organisation as part of Public Health England, CRCE were unable to offer assistance until September 2013. As a result, the review began towards the end of 2013 and was expected to be completed in the first quarter of 2014.



OTHER WORK

The Panel held quarterly Public Hearings and a number of private briefings with Ministers throughout 2013. Topics discussed with the Minister for Planning and Environment included: housing policy, liquid and solid waste disposal (including treatment of asbestos), the Eco-Active energy efficiency scheme, planning and building issues, and the Island Plan. With the Minister for Transport and Technical Services, subjects included: asbestos, the new scrap metal contract, roads, road safety and parking issues. Members also closely monitored developments with the new bus service through a somewhat problematic first year, and attended meetings to discuss the Minister's proposed changes to taxi regulation.

Parkside Village – Bath Street project

The Panel met with the Chief Minister to discuss matters arising from concerns about the planning process (including the cancellation of the Parkside Village project) in January 2013. The Panel highlighted certain concerns about the structures and functioning of the Environment Department and supported the need for a wide-ranging independent review of the planning process, to which it would be prepared to contribute information, to be commissioned by the Chief Minister. Subsequent discussions led to the Panel's withdrawal from this process, which was passed to the Chief Minister's Department for resolution.

Heritage Protection

The Panel discussed and agreed draft terms of reference for a review of historic buildings early in 2013. Timing for the review was left open, and following discussions with the Minister for Planning and Environment in May, it was expected that the Panel would begin a review later in the year. However, the Panel was informed in September that the Department planned to appeal a landmark judgment made by the Royal Court in a case involving heritage protection issues. The review was therefore put on hold pending further developments. The Department's appeal was ultimately successful and the Panel proposed to reconsider its review early in 2014.

Draft Aquatic Resources (Jersey) Law 201-

Starting in October 2013, Panel members participated in several joint briefings with the Economic Affairs Scrutiny Panel regarding the draft Law. Points raised in discussions resulted in re-drafting of some aspects of the proposed Law.

Taxi regulation

The Minister for Transport and Technical Services' report: 'Taxi Regulatory Reform – Recommendations' was presented to the States as a White Paper for consultation on 11th December 2013, due to be open for public comment until 28th February 2014. The Panel agreed to consider carrying out a review following the consultation to ensure that States Members and members of the public were fully informed prior to any debate.

4.10.5 HEALTH, SOCIAL SECURITY AND HOUSING SCRUTINY PANEL

INTRODUCTION

The Health, Social Security and Housing Scrutiny Panel completed 4 major reviews during 2013, details of which are set out below.



PANEL REVIEWS IN 2013

Draft Discrimination (Jersey) Law 201-

The States of Jersey had been working on anti-discrimination legislation since 1999. In 2011, the Minister for Home Affairs advised that the proposed Draft Discrimination (Jersey) Law 201- would not be lodged in time for debate, citing a number of difficulties. Responsibility for the Draft Law was passed onto the Minister for Social Security, who made a commitment that the legislation would be drafted during 2012. The Panel agreed to review the legislation, which introduces race as the first protected characteristic, at the end of 2012, when it received a draft copy of the Law.

Due to other review commitments, the Panel appointed Parslows Lawyers to undertake the review. Parslows submitted a report for the Panel to consider, and its final report was presented on 3rd May 2013.

The Panel found that as the States had been contemplating the introduction of the Law for a considerable time, most people had become aware of discrimination and the forthcoming legislation. Smaller businesses, however, were likely to need additional support and training prior to its introduction, and organisations such as the Jersey Advisery and Conciliation Service would play a vital role.



The Panel's Report noted that even though there was general support for the Law, there were also genuine concerns expressed by those who took part in the review process. The Minister accepted the Panel's recommendation that guidance notes are made available to all businesses and voluntary organisations to assist them in complying with the Law.

The Law was debated and approved by the States on 14th May 2013. The Minister plans to introduce Regulations to address discrimination on the grounds of sex, age and disability, which the Panel also plan to scrutinise.

Hospital Outpatients: Re-introduction of Prescription Charges

The Panel started its review into Hospital Outpatients: re-introduction of prescriptions charges (P.72/2013) in June 2013. The proposition sought to introduce a £5 per month, per item, prescription charge for hospital out-patient prescriptions. Prescription fees were removed in 2008, but the Minister for Health and Social Services wanted to reinstate charges for hospital-prescribed items to encourage people to use their General Practitioner.

Following its consultation with key stakeholders, the Panel had planned to bring forward amendments to the proposition to include –

- exempting individuals over 75
- exempting individuals who have long-term health conditions
- exempting individuals who are eligible to receive the Social Security Food Costs Bonus and Cold Weather Bonus
- reducing the cost of obtaining a 3 month pre-payment certificate from £30 to £25.



The Panel discussed its intention with the Minister for Health and Social Services, and following a Ministerial discussion, it was decided that the amendments would have affected the viability of the proposition had they been accepted by the States. The proposition was therefore withdrawn, and the Panel discontinued its review. The Department advised in a media release that it would undertake more work in this area, acknowledging the work of Scrutiny as one of the reasons.

Long-Term Care Scheme

The Panel agreed to undertake a review of the long-term care scheme (P.99/2013), and appointed Dr. S. Harkness from the University of Bath as its expert adviser. As the work surrounding the development of the long-term care scheme was of a highly technical nature, the Panel requested its adviser to undertake a desktop study to cover its Terms of Reference.

The Panel undertook preliminary background research, which included consideration of the Dilnot report: “Fairer Care Funding” (2011) and the King’s Fund study into integrated health and social care in Canterbury, New Zealand. Meetings were held with the Minister for Social Security, Minister for Treasury and Resources and the Jersey Finance Fiscal Strategy Group to discuss the scheme in detail. In addition, the Panel received written submissions from the Institute of Directors, Jersey Citizen’s Advice Bureau and some members of the public.

The Panel made 25 key findings and 6 recommendations in its report which was presented to the States on 6th November. All the Panel’s Recommendations were accepted by the Minister. The Panel hoped that its report would help inform the States debate on 10th December. Chairman of the Panel, Deputy K.L. Moore of St. Peter said –

“We hope that our report into the long-term care scheme will assist States Members during the debate on the 10th December. The Island faces a substantial increase in both the number and proportion of older residents over the next 30 years. This will inevitably impact on the costs of long-term care in the future and for that reason, we generally support the introduction of the scheme.”

As stated in the quote above, the Panel concluded its review by broadly supporting the aims of the scheme, because it is estimated that the Island will face a substantial increase in both the number and proportion of older residents over the next 30 years. It was found that this forecast for the future would inevitably impact on the costs of long-term care, and something needed to be introduced to meet the needs of the community.



The long-term care scheme was approved by the States on 11th December 2013.

Panel Comments

As a continuation of the Panel's work into long-term care, it also reviewed the Regulations and accompanying legislation lodged under the Long-Term Care (Jersey) Law 2012. There were 7 propositions in total, which were all lodged on 29th October 2013.

The Panel agreed that the most appropriate approach to its review would be to appoint Dr. S. Harkness, given her expertise and background knowledge of the long-term care scheme. Dr. Harkness produced an analysis of the Regulations and accompanying legislation, and commented on each whether they were fit for purpose.

The Panel presented a set of comments on each of the Regulations (and accompanying legislation) on 3rd December. The adviser's analysis of each proposition was appended to the comments, and it was noted that each one was appropriate and would provide for the intended outcomes of the scheme.

Housing Transformation Programme – The Reform of Social Housing

The Panel created a Sub-Panel to review the Housing Transformation Programme (P.33/2013) ahead of the States' debate. The proposals will see the establishment of a States-owned Housing Association that will bring all social housing up to a Decent Homes Standard by borrowing and rent increases. The Sub-Panel looking into the report spent nearly a year analysing the proposals prior to submitting its report to see that they represent good value for money, whilst continuing to deliver much-needed homes for our community.

The Panel's initial work included an interim report which highlighted 6 areas for consideration with regard to the proposals, including top-line suggestions for improvement to be considered by the Minister in the drafting of the final report and proposition (P.33/2013). The Minister acknowledged that the Panel's interim report represented a "comprehensive review of the policy issues outlined within the Housing Department's White Paper", and agreed to make a detailed review of the areas highlighted for consideration.



The Housing Transformation Programme was debated and agreed in the States in April 2013, with the Minister for Housing accepting 14 out of the Panel's 19 Recommendations. Part 2 of the Housing Transformation Programme will discuss the appointment of a social housing regulator and will form future work for the Panel.

4.10.6 PUBLIC ACCOUNTS COMMITTEE

COMMITTEE CONSTITUTION

The Public Accounts Committee comprises a Chairman (who must be an elected States Member and must not be a Minister or Assistant Minister) and not less than 4 additional members. Of these additional members, there must be an equal split between States Members and non-States Members. All are appointed by the States.

In January 2013, the Committee was constituted as follows –

Deputy T.A. Vallois of St. Saviour (Chairman)
Senator S.C. Ferguson (Vice-Chairman)
Deputy G.C.L. Baudains
Deputy R.J. Rondel of St. Helier.
Mr. S. Haigh
Mr. J. Mills, CBE
Mr. I. Ridgway.

On 19th February, the States noted the resignation of Mr. S. Haigh. The resulting vacancy was filled on 4th June 2013, when the States appointed Mr. R.J. Parker as an unelected member of the Committee.

APPOINTMENT OF THE COMPTROLLER AND AUDITOR GENERAL

The Committee's terms of reference require that the Committee receive, consider and, where appropriate, report to the States upon any significant issues arising from reports produced by the Comptroller and Auditor General. These reports can be on a broad range of topics including: the results of audits; investigations into economy, efficiency and effectiveness achieved by States-funded bodies; and, the adequacy of corporate governance arrangements.

Having operated in the absence of a Comptroller and Auditor General during the latter half of 2012, the Committee welcomed the appointment of Ms K. McConnell as Comptroller and Auditor General with effect from 1st February 2013.



COMMITTEE REPORTS 2013

The Committee presented the following 3 Reports to the States during 2013.

Report on the States of Jersey Financial Report and Accounts 2011 (P.A.C.1/2013)

In previous years, the Committee reviewed the States of Jersey Financial Report and Accounts following receipt of a report from the Comptroller and Auditor General. Following the resignation of the former Comptroller and Auditor General at the end

of June 2012, the Committee took the decision to review the Financial Report and Accounts unilaterally. Its final report was presented to the States on 1st March 2013.



The Committee identified issues with the clarity of governance across various areas of States expenditure. Seven recommendations were made to address such matters as: insufficient enforcement of financial directions concerning carry-forward balances; a need for transparency regarding the existence of contingency funds within States departments; further rises in staff costs; and, general shortfalls in the usefulness of available information.

£200,000 Grant to Film Company (P.A.C.2/2013)

This review was prompted by the Committee's general examination of grants recorded in the States of Jersey Financial Report and Accounts 2011. The Committee launched a review to establish the governance arrangements applied in respect of the grant to Canbedone Productions, to assess the value for money derived from the expenditure and to assess the safeguards attached to the grant payment. Significant concerns were identified in respect of each of these terms of reference. These concerns prompted the Committee to make 8 Recommendations in its Report, which was presented to the States on 25th April.



On 7th June, the Minister for Economic Development presented to the States his response to the Committee's report. The Minister challenged a majority of the Committee's Findings. Some 5 months later, the Committee obtained a copy of a confidential internal audit report commissioned in response to the Committee's report. These, and certain other relevant developments, prompted the Committee to undertake further work on this topic. In this regard, the Committee expects to publish a supplementary report during February 2014.

Car Park Trading Fund (P.A.C.3/2013)

The States of Jersey administers the majority of car parks operating in the Island. Its car parking operation is known as Jersey Car Parking. The financial assets of Jersey Car Parking are held within the Car Parks Trading Fund.



This review was launched following the Committee's examination of the Medium Term Financial Plan 2013 – 2015 (the MTFP). A long-term capital plan included within the MTFP referred to the possibility of an £18 million deficit affecting the Car Parks Trading Fund by 2032 in the absence of remedial action.

The Committee's Report was presented to the States on 19th November. It identified tensions between the objectives set for Jersey Car Parking, inadequate management information, and a lack of transparency on the question of whether car parks are being subsidised by the public or are self-sustaining over the longer term. In addition, the Committee questioned how the objectives set for Jersey Car Parking linked with those of the Sustainable Transport Policy.

A response to the Committee's 7 Recommendations is anticipated in early February 2014.

ONGOING REVIEWS

On 25th November 2013, the Committee launched a review into the Integrated Care Records (ICR) Programme executed by the Health and Social Services Department. This followed concerns raised by States Members and others regarding whether the programme had delivered the intended suite of cost-effective products and services on time and within budget. The Committee further considered that this topic would allow it to further explore issues and best practice concerning project management across the States, as cited in the report of the Comptroller and Auditor General entitled: 'Management of Major Property Transactions: Learning from the proposed acquisition of Lime Grove House' (R.118/2013), which was presented to the States on 24th September.

Preliminary enquiries were made by the Committee throughout 2013 to inform possible reviews of grants and subsidies across the States and the JT Gigabit Jersey project.

The Committee deferred its review of procurement pending receipt of a related report from the Comptroller and Auditor General.

4.11 Scrutiny Expenditure as at 31st December 2013

Panel	Reviews	Review estimates c/f 2012 £	Review estimates 2013 £	Actual review expenditure £	Actual Panel expenditure £	Total expenditure £
Corporate Services	Minister for External Relations	–	4,700.00	651.72		
	Starter Homes	–	7,720.00	3,658.12		
	Public Finances Law	–	11,200.00	9,057.32		
	2014 Budget	–	24,800.00	17,185.08		
					1,223.00	
Total Corporate Services spend		–	48,420.00	30,552.24	1,223.00	31,775.24
Economic Affairs	Jersey Innovation Fund	–	17,800.00	13,998.15		
	Enterprise Strategy	–	135.00	135.00		
	Aircraft Registry	–	2,280.00	–		
	Financial Ombudsman	–	7,400.00	–		
	Retail Sector	–	13,000.00	295.56		
					199.50	
Total Economic Affairs spend		–	40,615.00	14,428.71	199.50	14,628.21
Education and Home Affairs	Camera Surveillance	–	16,250.00	14,457.31		
	Improving Standards of Achievement	–	24,700.00	–		
	Prison Services	300.00	–	279.50		
	Control of Public Entertainment	–	3,000.00	771.43		
	Jersey Music Service	–	200.00	189.00		
	Digital Skills	–	17,280.00	700.56		
						304.00
Total Education and Home Affairs spend		300.00	61,430.00	16,397.80	304.00	16,701.80
Environment	Draft Energy Policy	–	20,000.00	3,032.72 ²		
	Green Street Parking and location	7,500.00	–	918.00		
	Radon	15,000.00	–	–		
					1,386.50	
Total Environment spend		22,500.00	20,000.00	3,950.72	1,386.50	5,337.22

² 2013 Adviser fees paid in 2014; total review costs: £18,661.24

Panel	Reviews	Review estimates c/f 2012 £	Review estimates 2013 £	Actual review expenditure £	Actual Panel expenditure £	Total expenditure £
Health, Social Security and Housing	Discrimination Law	–	27,500.00	22,857.13		
	Full Business Case	–	43,000.00	3,015.34		
	Housing Transformation	67,100.00	–	23,891.77		
	Long-Term Care	–	11,800.00	11,000.00		
	Hospital Outpatients – Prescription Charges	–	4,100.00	331.00		
	Child & Adolescent Mental Health Services	–	16,200.00	534.12		
						1,192.00
Total HSSH spend		67,100.00	102,600.00	61,629.36	1,192.00	62,821.36
Public Accounts Committee	Canbedone	–	600.00	206.00		
	Procurement	–	2,200.00	1,021.18		
	Car Park Trading Fund	–	400.00	316.50		
	Integrated Care Records	–	2,300.00	–		
					1,161.06	
Total PAC spend		–	5,500.00	1,543.68	1,161.06	2,704.74
Other						35,804.00
Totals		89,900.00	278,565.00	128,502.51		169,772.57
	Total budget		311,000.00			
	Total actual spend		169,772.57			
	Balance		141,227.43			

4.12 Scrutiny Travel and Entertainment Costs 2013

	Travel (inc. accommodation) £	Entertainment £	Total £
Corporate Services Scrutiny			
Panel Advisers	1,024.28	0	1,024.28
Economic Affairs Scrutiny			
Panel Advisers	583.80	74.35	658.15
Education and Home Affairs Scrutiny			
Panel Advisers	2,613.77	228.86	2,842.63
Environment Scrutiny			
Panel Advisers	442.10	0	442.10
Health, Social Security and Housing Scrutiny			
Panel Advisers	2,001.44	0	2,001.44
Public Accounts Committee			
Committee	147.57	0	147.57
Total for Travel and Entertainment	6,812.96	303.21	7,116.17

5. INTER-PARLIAMENTARY BODIES



5.1 Introduction

Members of the States continued to play an active role in a number of different inter-parliamentary bodies in 2013 and these parliamentary exchanges complemented the executive contacts made by the Chief Minister, the new Minister for External Relations and other Ministers and Assistant Ministers.

5.2 Commonwealth Parliamentary Association (CPA)

The Jersey Branch continued to play an active role in the CPA throughout 2013, with a number of members attending events across the Commonwealth.

43rd British Islands and Mediterranean Regional Conference, Falkland Islands, 11th to 15th February 2013

Connétable J. Gallichan of St. Mary and Connétable S.W. Pallett of St. Brelade attended the annual British Islands and Mediterranean Regional Conference that was hosted by the Falkland Branch between 11th and 15th February 2013. The delegation was supported by the Deputy Honorary Secretary, Mrs. A.H. Harris.



Commonwealth Day Observance, Westminster, 11th March 2013

Bethany Le Moignan who was studying a degree in Law with Politics LLB and a Pitman Legal Secretary Diploma, together with Robert Birch who was studying BA Politics and Eastern European Studies at University College London, represented Jersey at the Annual Commonwealth Day Observance in London on 11th March 2013 organised by the CPA Secretariat. In his subsequent report, Robert Birch wrote: *“What stood out most from the day for me was the central importance of Islands in the future of the Commonwealth. (...) The Commonwealth is no longer simply a club for world powers to remember history, but rather it is a forward looking and functioning body that has the needs of all of its members in mind.”*

Election observer mission, Cayman Islands, May 2013



Senator P.F.C. Ozouf was selected by the Jersey Branch to be part of an election observer mission to the Cayman Islands on behalf of the British Islands and Mediterranean Region. Senator Ozouf remained in the Cayman Islands for a week before and after the elections on 22nd May 2013 and worked alongside Members of Parliament from Scotland, Bermuda and Malta.

24th Commonwealth Parliamentary Seminar, Singapore, 27th May to 1st June 2013



Deputy R.J. Rondel of St. Helier attended the annual CPA Seminar that was held in Singapore between 27th May and 1st June 2013. The seminar covered a wide range of topics relating to parliamentary procedures and practice and Deputy Rondel, who is member of the Jersey Public Accounts Committee, was asked to be a Discussion Leader during the session entitled “Scrutiny of the Executive: Public Accounts Committee”.

10th Canadian Parliamentary Seminar, Ottawa, Canada 2nd to 8th June 2013

Deputy J.M. Maçon of St. Saviour attended the Annual Canadian Regional Conference as an observer following an invitation received from the Canada Region to send a representative. The conference was held in Ottawa from 2nd to 8th June 2013 and included a number of sessions on various aspects of parliamentary procedure and discussions about some of the practical aspects of being an elected parliamentarian.

3rd Westminster Workshop on Public Accounts Committees, 24th to 27th June 2013

Deputy T.A. Vallois of St. Saviour, Chairman of the Jersey Public Accounts Committee, attended the 3rd Westminster Workshop – Public Accounts Committees, which was organised by the United Kingdom CPA Branch and was held from 24th to 27th June 2013. The Workshop brought together members and officers from PACs around the Commonwealth and, among other matters, delegates discussed the possibility of establishing an Association of Commonwealth Public Accounts Committees (ACPAC) to share experience and expertise between jurisdictions.

Commonwealth Women Parliamentarians – British Islands and Mediterranean Region Steering Committee meeting, Westminster, 9th July 2013

During the annual Regional Conference in the Falkland Islands it was agreed to establish a Commonwealth Women Parliamentarians' Steering Committee for the Region to bring together one female parliamentarian from each regional branch. Senator S.C. Ferguson was selected to represent Jersey and she attended the inaugural meeting of the Steering Committee at Westminster on 9th July 2013.

59th Commonwealth Parliamentary Conference, Gauteng, South Africa, 28th August to 6th September 2013 including the 33rd CPA Small Branches Conference 30th and 31st August 2013

Deputy R.G. Le Hérisssier of St. Saviour, Connétable J.M. Refault of St. Peter and Deputy S.J. Pinel of St. Clement, accompanied by Mr. M.N. de la Haye as Delegation Secretary, attended the Commonwealth Parliamentary Conference in Gauteng, South Africa from 28th August to 6th September 2013; and the Annual Small Branches and Plenary Conferences that were hosted by the South Africa Branch in Gauteng, South Africa from 30th to 31st August 2013. All 3 members played an active part in the Conferences by acting as Discussion Leaders, with Deputy Pinel speaking on “Is Education Meeting Local Employment Needs in Small States?”, the Connétable of St. Peter on “Ensuring Technical and Legislative Capacity for Ethical Tax-Raising in Small States”, and Deputy Le Hérisssier on “Separation of Powers and Good Governance”.



5.3 Assemblée Parlementaire de la Francophonie (APF)

The Jersey Section of the Assemblée Parlementaire de la Francophonie (APF) was extremely active in 2013. The section has made great efforts to involve more members in communication with their French-speaking counterparts, and to this end extended the programme of French lessons for States members to encourage more to take part. By the end of 2013, there were 3 group classes and 3 individual classes designed to prepare those individuals to join the group classes.

The APF has also started a French Circle for States members once a month at lunchtime, led by the Director of the Alliance Française, and this meeting has proved popular.

The APF continues to be represented at European and Plenary sessions, and 2013 was a busy year.

European Region – Presidents’ Conference

The Presidents’ Conference meets to set the agenda for the European Regional Conference held in the autumn each year. The President attended the meeting held in the Federal Parliament Building in Berne on 7th June 2013. This is a most impressive building housing the two Chambers and is naturally on a much grander scale than Jersey’s Chamber.

Following a welcome by the President of the Senate, Filippo Lombardi, the Conference began with an update from the host section on their local activities. This was given by Senator Anne Seydoux-Christe, whom Jersey delegates have met on a number of occasions and who is general very supportive of the Jersey section.

This was followed by a discussion of the Swiss “language system” in which there are 4 national languages – German, French, Italian and Romanche – and of how this impacts on the federal administration. This was very interesting and showed how various aspects have been safeguarded in legislation.

The Swiss education system was touched upon, and it was noted how opportunities to study additional languages were offered systematically as a child progressed through the education system. These could be either additional national languages or “foreign” languages such as English. Multilingualism is encouraged by employers, although in some cases national languages face competition with English because of this. For example, across Switzerland as a whole, a command of English will attract a 10% bonus on salary, on average. In Suisse Romande, if an employee speaks German as well, they can expect an average 18% increment.

A working party to examine the place of the French language in research and how to promote it had been set up following the Conference in Vilnius in 2011, and some aspects of its work had already been reported to at the Montreux meeting in November 2012. The Conference received a further report from the groups, and then enjoyed presentations on related themes from a number of local experts.

Finally the Conference discussed topics for the European Regional Conference to be held in Chisinau, Moldova in November 2013, and set the agenda.

This Conference comprised Presidents of sections from Andorra, Armenia, Belgium, France, Hungary, Jersey, Jura, Lithuania, Macedonia, Moldova, Poland, Romania, Switzerland, and the Cantons of Valais and Vaud.

Réseau des Femmes parlementaires

In April, Deputy K.L. Moore of St. Peter represented Jersey at the 1st inter-sessional meeting of the Réseau des Femmes parlementaires in April in Dakar, Senegal.



This was the first dedicated session for women, with more than 20 countries represented. The decision to hold a standalone conference had been taken because it was felt that this event was often tacked onto a conference, either at the weekend before the main conference began, or on the rest day, which was deemed to be unfair.

The theme was how to better represent the female population. The role of education, health, economic independence, mortality and war were discussed, but most attention was devoted to the idea of whether it is most effective to impose parity on parliaments. The majority did not agree, for they want to be elected on their own merits.

Senegal has a policy to achieve parity and currently 45% of members of National Assembly of Senegal are women, following elections in 2012: this is considered the best result in francophone nations and probably the world. It is the 6th country in the world to have a Law regarding parity, one person argued that Laws change people's mentality, therefore legislation is paramount.

We also heard from the Regional director of the UN women's section who spoke about violence against women, asking what does change the lives of real women? An excellent workshop was held about personal values and improving potential. This got everyone working together and challenging each other in a constructive way.

The Comité de Directeurs is very focused and keen to strengthen links across the world. Deputy Moore suggested to the Jersey Section in her report on her return that Jersey could aim to hold a joint conference for the women's sections of the CPA and APF one day.

It was observed that Jersey is the only francophone nation that has not signed the UN Convention on the Rights of Women, and when Jersey does agree to sign, it was suggested that the Island could hold such a conference to mark the signing of the Convention.

39th Session of the APF (Plenary) Conference

Deputy S.S.P.A. Power of St. Brelade, Vice-President, represented Jersey at the Assemblée Générale of the APF, held in Abidjan, Côte d'Ivoire, in July 2013. As well as attending this Conference, he supported the two youth representatives to the Parlement des Jeunes, described later in this report.

The Conference was opened by the President of the National Assembly of the Ivory Coast, Mr. [Guillaume Kigbafori Soro](#), who was also the President of the APF for this year, as is customary. The Ivory Coast had recently been re-admitted to the APF, and hosting the Conference was an honour for them.

The various Standing Committees meet at the start of the Conference, whose theme was "Parliaments at the heart of the building of the Nation". The Conference was attended by 300 participants from over 30 countries and led to more than 15 Resolutions being adopted.

The Bureau of the APF agreed to ensure that each member country of the APF should report the outcomes of the plenary conference to their governments, and then, in an annual report, advise the Bureau of the APF what action those governments proposed to take as a result, expressed in the following terms –

« Chaque section a le devoir de saisir son parlement et d'informer son gouvernement des résolutions, recommandations et avis adoptés par l'Assemblée, de contribuer à leur mise en oeuvre et de tenir au courant le Secrétariat général, notamment dans son rapport annuel, des actions entreprises et des résultats obtenus. »

This annual report should include –

- The measures taken in each parliament to follow up the recommendations made in the Resolutions;
- Details of debates thereon held in the Assembly or by committees;
- Proof that the recommendations in the Resolutions have been taken into account in legislative work or had an effect on the legislative programme;
- Legislative or other measures taken following on from the recommendations made in the Resolutions;
- Eventually, the measures taken to promote a follow-up by governments.

This will be a target for future years.

Parlement des Jeunes

Jersey was represented at the Parlement des Jeunes, Abidjan, Côte d'Ivoire in July by Mr. Joe Mayes and Miss Chantilly McCarthy. They had been selected to attend the conference following a selection procedure led by the President.

They both found the experience extremely valuable and interesting (not least, the stringent visa requirements and difficulties in entering the country!) but emerged unscathed, very much due to Deputy Power's interaction with a number of official agencies.



Joe reported –

“Our conference with an opening ceremony at the Assemblée Nationale of the Côte d'Ivoire, presided over by Guillaume Soro, the President of the Assembly. Reaching the Assemblée by bus proved an eye-opening experience and revealed a town in the process of post-civil war reconstruction. The sign ‘chantier’ frequently appeared amidst dilapidated, mucky buildings and there was a chaotic buzz of grimy orange Toyota taxis battling for the road against trucks laden with building materials.

We jumped straight into our committee work after the opening ceremony and I was working in the ‘Commission de la Coopération et du Développement’, with a specific focus on the role of the youth as a force of development. I was nervous at first and found it difficult to keep up with the quick-fire French spoken in a plethora of accents but I soon got the hang of it and was able to make some significant contributions to our work.

Our aim as a committee was to devise a resolution that took a holistic view of what it means to ‘develop’ a country, looking beyond the merely material and including considerations of sustainability and investment in human skills. The most interesting problem we discussed in light of these considerations was the ‘brain drain’ – where developing countries invest heavily in the education of their youth only to see those students depart for the developed world after their studies in pursuit of greater opportunities. Hence we decided to include a

clause in our resolution suggesting that individuals should be obliged to spend the first years of their professional career in their country of origin before being allowed to move abroad.

At the end of the week we reviewed the resolutions of the other committees, which had considered issues such as the penalisation of the transmission of HIV and the role of parliaments today, and proposed amendments, before voting on their passage in an amicable 'séance plénière'. These resolutions were then presented to the senior APF conference.

We also elected our spokesperson for the PFJ for the next two years, Gabriel Laurence-Brook, the delegate from Quebec. I built a strong friendship with Gabriel and he took great pleasure in passionately explaining to me at length the case for Quebec's independence.

Alongside our committee work we also participated in a fun competition of 'joutes verbales', practicing the oratorical skills of parliamentary politics. We were expertly coached by Mr. Declan McCavana, the president of the French Debating Association and a Belfast turned Parisian, and one of my favourite moments of the week was giving a speech on the relationship between the economy and the environment in developing countries."

Chantilly reported –

"Throughout the week my knowledge of the French language greatly increased. I participated in activities such as the public debates competition where we were placed into groups of four given an issue that we had to argue either for or against such as "should it be compulsory to vote?". This proved to be a great challenge as I had never spoken in public in a foreign language before. The public debates allowed me to grow in confidence not only linguistically but also concerning my public speaking skills. For the majority of the week we were placed in commissions where we had to come up with new ideas and resolve different issues. My commission I was placed in a different group to my essay title What is the role of parliament today? At the start of the week I found this quite challenging due to the fact politics is not a topic we study in French class so I had a limited knowledge of political vocabulary and found it difficult to understand some of the accents. However by the end of the week I was able to overcome this and participate fully in discussions, being a Geography and history student I am fully aware of the different political problems faced in the world today. My participation was greatly welcomed by the other members of my commission who were incredibly supportive.

During my participation in the Parlement Francophone des Jeunes I was able to experience the cultural side of the monde francophone at the Assemblée Nationale with a fantastic atmosphere that made you feel like you were part of a large community. Something I will not forget was the soirée culturelle where we were given the chance to meeting others that had already pursued a career in politics who we had a surprising large amount in common with at the same time we were able to watch a fantastic show with Ivoirian dancing and music.

Another unforgettable evening was the surprise meal at a unique restaurant constructed in a traditional African style with a spectacular view of the lagoon where we experienced more ivories entertainment.”

The Parlement des Jeunes continues to be a valuable opportunity, and will be continued where it is held in countries within the European area.

European Regional Conference, Chisinau, Moldova

Connétable J. Gallichan of St. Mary and Deputy J.A.N. Le Fondré of St. Lawrence represented Jersey at the European Regional Conference held in Chisinau, Moldova.

The theme of the conference was “French as a language of research for the benefit of modern society as it evolves.”

The Connétable reported as follows –

“Our route to Moldova took us through Romania and we met up with a number of colleagues in transit at Bucharest. This was an opportunity to greet the new Secrétaire Générale parlementaire M. Pascale Terrasse, who has taken over from our good friend Sénateur Legendre.

We arrived too late to join the opening function, which was a visit to the Moldovan Natural History Museum for a presentation on French theatre as an intercultural vehicle.

I attended the short Presidents’ conference, prepared to offer Jersey as hosts for a forthcoming Presidents’ conference, in 2015 or 2016 but there was no opportunity to do so as discussions centred around the 2014 conference in Romania.

The conference proper then got underway with the usual opening formalities and speeches from the President of the Moldovan Parliament and the President of the Moldovan APF Section, Mrs. Ana Gutu.

It was good to see that a number of “old friends” have rejoined the proceedings. Ego Perron from Vallée D’Aoste was present after an absence of about 6 years and it was encouraging to note that he still has strong memories of conferences in Jersey and of our immediate past president, Ken Vibert. The American section was represented by Iain Rankin, a newly elected member (3 weeks!) who was standing in for Michel Samson who is well-known to us and who has now been re-appointed Chargé de Mission after a gap of several years. We were very conscious of the value of networking opportunities to Jersey and reinforced contact with the other Sections.

As might be expected, much of the conference was concerned with examining how ‘francophonie’ is a tool in the development and opening up of Moldova to the outside world – especially the European Union. There is a very strong ‘post-soviet’ feel to the country but it is rapidly becoming very ‘westernised’

and is working co-operatively in this regard with Romania, which has a common language. A Resolution was passed supporting the work undertaken by Moldova towards meeting the objectives required for EU membership and noting its membership of the OIF and efforts to promote the values of francophonie and defend the French language. The full text of the Resolution and keynote speeches from the conference can be found on the Internet at:

https://apf.pcf.be/ROOT/apf/calendrier/chisinau/chisinau_nov2013.html

On day 2, the conference moved to the ULIM (Université Libre International de Moldovie) and discussions centred on International Law. There is also a branch of the the Agence Universitaire de la Francophonie in ULIM and we toured their facility.

Lunch was very interesting as it took place deep underground in the Cricova wine caves. This is the largest ‘Cave’ in Europe and is vast. There are roadways underground (Merlot Street, Chardonnay Road!!) and our minibuses just kept driving, right into the hill side. We saw the national ‘Wine Conservatory’ where examples of the wines are kept for posterity but also the facility holds private collections for the wealthy, for celebrities and even politicians and the more notorious. We saw the stashes of Vladimir Putin (who held a birthday party in the room we lunched in), Angela Merkel and Hermann Goering to name a few.”

Réseau des Femmes parlementaires, Brussels, December 2013

In December 2013, Connétable J. Gallichan of St. Mary, President of the Section, attended a meeting of the Réseau des Femmes parlementaires held in Brussels. The theme of the conference was the “Representation of women in the worlds of work and politics”.



The Conference heard from representatives of various initiatives such as *Womenmatter*, *Jump*, and *European Women on Board*. There were also sessions for the promotion of equality between men and women in positions of responsibility, and improved representation of women in politics.

The President decided to recommend that Mme. Nicole Améline, Deputy of Calvados, former member of Parliament and Minister in the Assemblée Nationale, currently Member of the National Consultative Commission on Human Rights and Chair of CEDAW ([The Convention on the Elimination of All Forms of Discrimination against Women](#) (UNO) be invited to Jersey to speak in 2014, which is the year in which it is anticipated that the Discrimination (Jersey) Law 2013 will be extended to include gender.



Once the amendment to the Law is adopted, this might be the perfect opportunity to suggest that the *Comité de Directeurs* or a meeting of *the Réseau des Femmes Parlementaires* might be hosted by Jersey.

5.4 British-Irish Parliamentary Assembly

The British-Irish Parliamentary Assembly brings together parliamentarians from the parliaments at Westminster and Dublin, from the devolved Parliament and Assemblies in Scotland, Wales and Northern Ireland and from the 3 Crown Dependencies.

Connétable D.J. Murphy of Grouville was selected by members in 2012 as Jersey's member for Assembly and he attended the first Plenary Session of 2013 which was held in Letterkenny, County Donegal, from 3rd to 5th March 2013.

As mentioned earlier in this Annual Report, Connétable Murphy passed away in July 2013, and on 24th September 2013 the States appointed Deputy J.A.N. Le Fondré of St. Lawrence as Jersey's new member, with Senator A. Breckon remaining as the reserve member. Deputy Le Fondré attended the second Plenary session of the year which was held in London between 20th and 22nd October 2013.

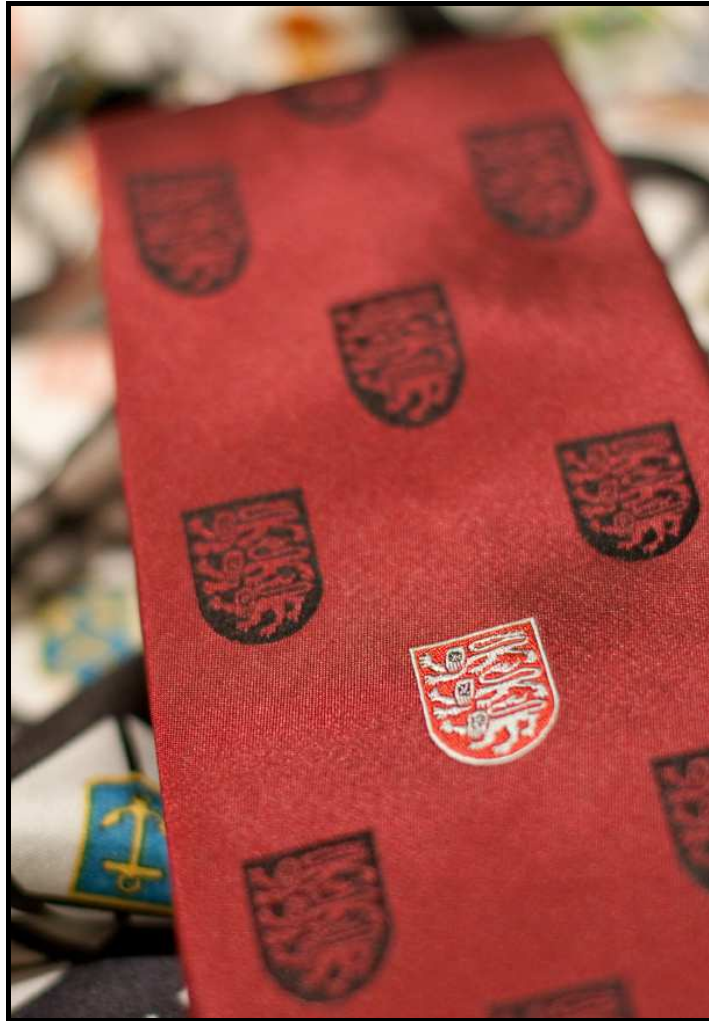
5.5 Cricket match against the States of Guernsey

The annual cricket match against the States of Guernsey took place in Jersey on 7th June 2013 at the Farmers' Field, St. Martin. The States of Jersey team achieved great success by beating their Guernsey colleagues by 6 wickets. Guernsey won the toss and decided to bat first and set Jersey a target of 115. The man of the match was Connétable S.W. Pallett with some steady bowling and then an outstanding 41 runs not out. Connétable M.P.S. Le Troquer had a fantastic moment when he caught and bowled Deputy R. Sillars and Senator B.I. Le Marquand had a steady 20 not out. Jersey made the 115 runs in just 22 overs and only losing 4 wickets.



On 9th August 2013 the tradition of holding a charity cricket match between States members and chief officers was revived, and once again this was held at the Farmers' Field. The officer team won by a convincing 81 runs, even though some States members who played were somewhat concerned by the liberal interpretation of the words 'chief officer' by the officer team. The match raised £275 for the Friends of Jersey Oncology and the same amount for Great Ormond Street Hospital.

6. THE STATES GREFFE



6.1 Clerks' section

In brief, the functions of the Clerks' section are –

- ◆ to provide professional clerking support to the Council of Ministers, certain committees and other bodies appointed by the States, and also to provide support in other areas;
- ◆ to act as liaison officers to departments, providing procedural advice in relation to the work of the States Assembly as required;
- ◆ to provide quality assurance of Ministerial Decisions, in conjunction with the Deputy Greffier of the States; and
- ◆ to edit the transcript of the proceedings of the States and to produce the States' Official Report ('Hansard').

6.1.1 Clerking role



*States Greffe Committee Clerks in post at the end of 2013:
Anna Goodyear, Kate Larbalestier, Peter Monamy, Melissa Hellio*



Ian Clarkson, Committee Clerk until October 2013, when he took up the post of Scrutiny Officer

The number of meetings for which a Clerk was provided in 2013 is shown in the following table –

	2011	2012	2013
Council of Ministers	37	35	25
Criminal Injuries Compensation Board	8	8	3
Legislation Advisory Panel	3	9	8
Manual Workers' Joint Council, <i>includes 3 Disputes Committees</i>	8	3	3
Migration Advisory Group	1	<i>n/a</i>	n/a
Overseas Aid Commission	33	52	55
Planning Applications Panel	11	11	12
Planning and Environment Ministerial meetings	11	8	15
Privileges and Procedures Committee	35	21	30
– PPC Sub-Panel on Complaints	0	1	0
– PPC Standing Orders and Internal Procedures Sub-Committee	<i>n/a</i>	8	1
– PPC Public Elections Sub-Committee	<i>n/a</i>	5	3
– PPC Machinery of Government Review Sub-Committee	<i>n/a</i>	8	2
Electoral Commission (and public meetings and visits)	<i>n/a</i>	15	n/a
Probation Board	6	6	5
States Employment Board	26	26	28
Tourism Development Fund Advisory Panel	5	10	12
Civil Service Forum	1	2	0
TOTAL	186	228	202

In addition to acting as departmental liaison officers, members of the Clerks' section also carried out research on request, primarily on behalf of the Chief Minister's Department and the States Employment Board.

6.1.2 Ministerial Decisions

The Clerks provide the first-line quality assurance of Ministerial Decisions.

1,271 Ministerial Decisions were made in 2013.

Department	Number of Ministerial Decisions		
	2011	2012	2013
Chief Minister	152	134	162
Economic Development	212	169	123
Education, Sport and Culture	39	30	26
Health and Social Services	57	47	60
Home Affairs	96	93	75

Department	Number of Ministerial Decisions		
	2011	2012	2013
Housing	114	112	99
Planning and Environment	125	135	138
Property Holdings	148	132	221
Social Security	103	116	138
Transport and Technical Services	123	102	109
Treasury and Resources	147	121	120
TOTAL	1,316	1,191	1,271

The Ministerial Decisions process using Livelink allows departmental staff to prepare decisions in draft in advance of the time that a decision needs to be made, the quality assurance process to take place, and then to place the decision before the Minister or Assistant Minister. All decisions are checked by the States Greffe within 24 hours, and usually within half a day.

6.1.3 Access to information

On 8th June 2004, prior to the introduction of the ministerial form of government and the provision in the States of Jersey Law 2005 to delegate decisions, the States decided to revise the Code of Practice on Public Access to Official Information to include the following paragraph –

“3.1.1(a) an authority shall grant access to all information in its possession, and Committees of the States, and their sub-committees, shall make available before each meeting their agendas, and supplementary agendas, and grant access to all supporting papers, ensuring as far as possible that agenda support papers are prepared in a form which excludes exempt information, and shall make available the minutes of their meetings,”;

In addition, the Greffier of the States was requested to ensure that all matters recorded in Part B minutes were properly exempt from disclosure. When providing the first-line quality assurance of Ministerial Decisions, the Clerks’ section routinely checks the application of exemptions under the Code of Conduct. A further check is then carried out by the States Greffe at the subsequent level of quality assurance.

All decisions, whether taken by the Minister or delegated by a Minister to an Assistant Minister or to an officer, remain a decision of the Minister in law. The level of recording of decisions at officer level is a matter for departments and it is not possible for matters that have not been recorded within the Ministerial Decisions process to be reviewed by the Greffe.

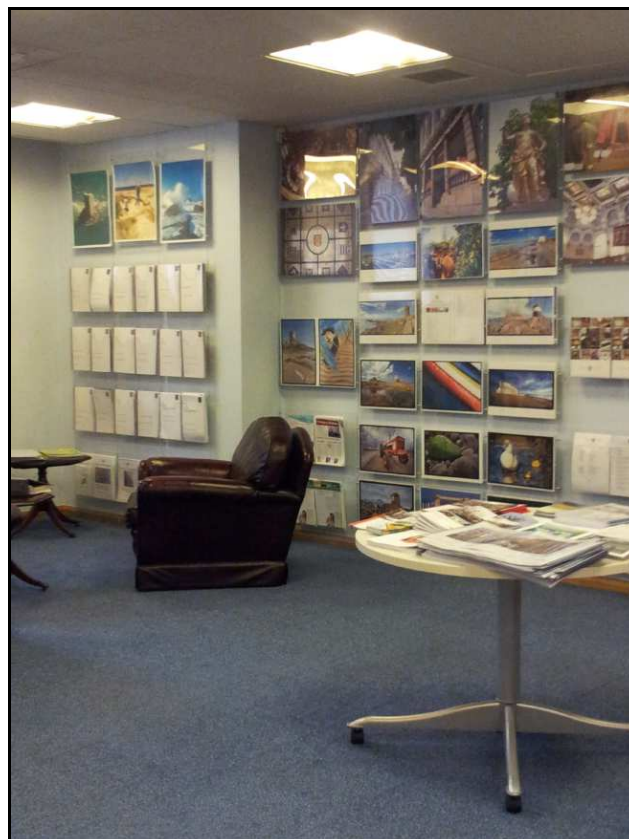
6.1.4 Official Report ('Hansard')

Since the change to ministerial government, the number of States' meetings days increased steadily to 64 in 2011 and reduced to 36 in 2012, there being 43 in 2013. This had a corresponding impact on the Clerks, led by the Senior Clerk, who read the transcripts on their return from the transcribers and check the drafts, carrying out any necessary light editing to remove hesitations and repetitions, etc. Prior to the availability of the edited version, Clerks can provide individual States members on request with an unedited version of extracts of the transcript if required. This now usually arrives 2 working days after the meeting. A copy of the audio recording can be prepared if required.

Official Report	2010	2011	2012	2013
No. of States' meeting days	50	64	36	43

6.2 States Assembly Information Centre

The States Assembly Information Centre (formerly 'States Greffe Bookshop') provides designated display areas for the work of the States Assembly, Scrutiny, the Public Accounts Committee, Comptroller and Auditor General, as well as information about the Commonwealth Parliamentary Association, Assemblée Parlementaire de la Francophonie, and various initiatives such as the Jersey Youth Assembly and Primary School visits to the Chamber.



Whilst some displays were static within the Centre, several, particularly those pertaining to the work of the States Assembly, were updated on an almost daily basis to ensure that the information on display was current, relevant and engaged the public's interest. Staff members were also heavily involved in the Primary School visits to the States Chamber, helping to record each meeting and assisting the children performing the role of Usher for the Assembly in delivering notes around the Chamber. They also prepared the paperwork for each visit, ensuring that the children had information about the States Member whose seat they occupied, as well as a special Order Paper for their meeting and copy of the proposition they were debating.



A range of quality States Assembly souvenirs is on sale in the Centre so that visitors are now able to purchase a memento of their visit to the States Chamber. The range includes a silk tie featuring the updated States crest design, pens, pencils, mousemats, mugs and bookmarks. A silk scarf and set of coasters have also been produced using the parochial crest design contained within the beautiful stained glass window just outside the entrance to the States Chamber, usually only seen by States Members and staff.

6.3 Public engagement

Continued efforts were made during 2013 to make the States Chamber more accessible to the public.

States Greffe staff were involved with a number of secondary school visits to the Chamber, including students from Victoria College, Jersey College for Girls and Le Rocquier, which dovetailed with the Citizenship Programme within schools. We also received a number of other visitors, including those from the Women's Institute, a group of French students from Rennes, and the Deputy Greffier welcomed a group of French schoolchildren from St. Martin's twin town of Montmartin-sur-Mer. The Assistant Greffier also welcomed a number of students from Highlands College to the Chamber as part of the College's enrichment programme and Travel and Tourism and Social Sciences degree courses. She also met with senior secretarial staff from across the States organisation, administrative staff from Jersey Airport, and management teams from the Health and Social Services Department in order to enhance the working relationships between the Greffe and other States Departments.

6.4 Publications Editor

The Clerks of the States Greffe monitor the Livelink system and inform the Publications Editor of matters for lodging "au Greffe" or presentation to the States, but officers from other Departments are also required to play a proactive role in this process. At times, direct e-mail notification from departments to the Publications Editor of MD signature by their Ministers in relation to matters to go to the States, precedes their updating of the Livelink system. This means that notification to the Publications Editor of matters for lodging or presentation to the States can come from many sources. Throughout 2013, procedures were monitored and modified, where necessary, to ensure that all matters, especially Orders, were effectively processed through the Livelink system and included on the States Order Paper.

It is the Publications Editor's job to format, proof-read and prepare States publications for printing, i.e. Projets, including amendments thereto and comments thereon; Reports (in the "R." series of publications); Laws registered in the Royal Court and any U.K. Orders in Council extended to Jersey by registration in the Royal Court; R&Os made by Ministers (*Orders*), the States Assembly (*Regulations, Acts and Amendments to Standing Orders*) or the Island's Courts (*Rules*); and also the final checking and preparation for printing of the Minutes of the States Sittings.

The Publications Editor also processes each Law adopted (and prepares the amended version of the Law, where amendments have also been adopted) by the States for transmission to the Privy Council via the Law Officers' Department and the Office of the Lieutenant Governor. This is an important task, which ensures that the Privy Council receive all the documentation necessary to put before Her Majesty in Council, for the Royal Sanction, any Laws that have been adopted by the States Assembly.

Extra work does ensue at times as a result of other Departments not delivering signed Ministerial Orders or Court Rules to the Publications Editor in a timely manner. As

the publications series of 'Regulations and Orders' (R&Os) must be published in strict chronological sequence of their making, any omission of or delay in notification to the Publications Editor of the making of an Order by a Minister, or a set of Rules by one of the Courts, will result in the need to renumber and reprint other R&Os that have subsequently been made and delivered to the States Greffe promptly. During 2013, there was a series of 11 R&Os, made between 24th January and 1st February of that year, which all had to be renumbered and reprinted due to the late notification and delivery of a single set of Court Rules – made on 22nd January – which were not brought to the attention of the Publications Editor until 10 days after they had been made.

Under ministerial government, the timescale for lodging propositions under Standing Orders means that instead of matters being lodged weekly, items can be lodged on a daily basis, on any working day. It was originally anticipated, at the advent of the ministerial system, that this would spread out the work more evenly but, in reality, there still remains a last-minute rush to lodge items on States meeting days. This consistently creates particularly busy periods for the Publications Editor.

The Publications Editor was responsible for the production of the following publications during 2013 –

- 171 new propositions for lodging (*138 in 2012*);
- 50 amendments to lodged propositions (*37 in 2012*);
- 67 comments for presentation to the States in relation to lodged propositions or amendments (*47 in 2012*);
- 100 (*99 in 2012*) of the total of 155 reports (*146 in 2012*) that were presented to the States in the 'R.' series (N.B. the other 55 reports (*47 in 2012*) were either delivered to the States Greffe already printed by the presenting departments, or required only the preparation of a front cover before printing);
- 21 Laws registered in the Royal Court following adoption by the States Assembly and sanction by Her Majesty's Privy Council (*40 in 2012*);
 - *N.B. No U.K. Orders in Council were extended to Jersey by registration in the Royal Court during 2013, whereas there were 4 of these during 2012;*
- 169 R&Os (Regulations and Orders) in total (*171 in 2012*), which can be broken down into –
 - 111 Orders made by Ministers (*115 in 2012*);
 - 6 sets of Rules made by the Courts (*8 in 2012*);
 - 39 sets of Regulations (*33 in 2012*), 11 Acts (*13 in 2012*) and 2 Amendments to Standing Orders (*2 in 2012*) all adopted by the States Assembly after debate of the relevant *Projets*.

6.5 Reprographics

The Reprographics Section is responsible for providing a good quality print/binding service to the States and all States Departments.



Sally Hansford, Reprographics Supervisor

The States still continue to dominate the workflow that goes through the Department, with the States sitting on 42 days during 2013. Reprographics is kept busy in the lead-up to Sittings with new propositions and amendments for lodging, and with comments in relation to propositions, and also Reports, for presentation.



Belinda Pugh, Reprographics Assistant

There were 155 Reports presented to the States during 2013, with the majority being printed in house, and a small number being delivered to the States Greffe by the presenting departments.

After the States Sittings, there are also usually R&Os for printing, following adoption of draft legislation Projets by the States Assembly. On a Monday after any Laws are registered in the Royal Court, there will also be copies of those Laws to be printed.

The Order Paper is printed on the Thursday before a States Sitting, outlining what is to be discussed, as well as listing all the items that have been presented or lodged since the last States Sitting. The Consolidated Order Paper, which incorporates any new items presented or lodged since the principal Order Paper was published, is printed on the Monday before the Sitting takes place.

Reprographics are also responsible for the printing and binding of various agendas, business plans, annual reports, Scrutiny Reports, confidential and sensitive documents from the Law Officers' Department, and the introduction of training binders for various departments (for example, Jersey Lean System and Operation for Training Material Manuals). The in-house print service for business cards is also still popular.

The Reprographics Assistant is responsible for compiling the log-notes of each States meeting, and during 2013 produced a number of CD copies of the meetings for States members and the public on request, along with CD copies of the Primary School visits to the States Chamber, which take place on Mondays.

6.6 Registry

The Registry Section provides a full records management service and comprehensive archive of information relating to the work of the States Assembly (and its Committees and Panels), Ministerial Departments and Scrutiny. The Registry section also has responsibility for the archiving of all Ministerial Decisions and where relevant, the uploading of Decisions to the gov.je website. In addition, the Registry Section provides a research facility for individuals and other States Departments in relation to historical decisions made by the States Assembly and associated Committees and Panels.

During 2013, the Section has been involved in creating a number of digital sound recordings of key States Debates which are to be deposited at Jersey Archive to form part of the permanent preservation of records relating to the work of the States Assembly. In addition, the Section has undertaken a large project to identify historical petitions that have been presented to the States, identifying dates and subjects and preparing them for transfer to Jersey Archive. The section has also worked hard to identify historical records relating to various Committees of Inquiry set up by the States Assembly, classifying and indexing documents and preparing them for transfer to Jersey Archive.

The Registry has also been working hard to prepare for the introduction of the Freedom of Information (Jersey) Law 2011 in January 2015. Procedures have been reviewed and updated to ensure that they are relevant and comprehensive. A number of training sessions have been attended and records have been reviewed, audited and re-classified where necessary.

6.7 Staffing matters

During 2013, States Greffe staff participated in a number of ‘dress-down days’ and raised a total through the year of £1,134 for various charities. One member of staff, Belinda Pugh, is always willing to get into fancy-dress to persuade people to donate more money to charity!



Belinda Pugh of the States Greffe, dressed as the character ‘Shrek’, collecting money for the ‘Children in Need’ charity in November 2013

In December 2013, staff also held 2 special dress-down days, which raised £85 for the Jersey Society for the Prevention of Cruelty to Animals, in memory of their late colleague Kris Kelly, a great animal-lover, who died in December 2007.



Kris Kelly, at a social function in 2006

6.8 The Youth Assembly

The sixteenth Youth Assembly was held in the States Chamber on the afternoon of Tuesday 26th March 2013. The event, which was sponsored by the Jersey Branch of the Commonwealth Parliamentary Association, included debates on topics selected by the students, as well as a Question Time, all of which mirrored a normal States meeting. This was the first year in which the event was held on a Tuesday, in line with a regular States meeting, and ensuring that Ministers were able to attend for Question Time. Sadly, the event clashed with De La Salle's annual Island Walk and therefore the College was not represented, but the students from the remaining post-16 providers attended the Assembly.



Jersey Youth Assembly 2013 (photograph courtesy of the Jersey Evening Post)

During the Assembly, which was presided over by Connétable L. Norman of St. Clement, the prospective politicians followed the same protocols as their adult counterparts. This included a very interesting session in which students posed questions with notice to members of the Council of Ministers.

The Minister for Social Security was the first in the spotlight, answering questions regarding the progression of the Sex Discrimination (Jersey) Law 201- by a student from Jersey College for Girls. The Connétable of St. Helier answered a question asked by a student of Jersey College for Girls regarding making St. Helier a city.

Deputy S.J. Pinel of St. Clement, in her role as the Assistant Minister for Social Security, responded to a question from a student of Highlands College regarding help for the unemployed. The Chief Minister answered a question asked by a student of Highlands College regarding the outcome of the Plémont debate. The Minister for Home Affairs answered a question asked by a student of Hautlieu regarding the issue of Protocol 3, whilst the Minister for Transport and Technical Services tackled a

question asked by a student of Beaulieu regarding improved safety on the Island's roads. The Minister for Education, Sport and Culture answered a question posed by a student from Beaulieu regarding the funding of individual schools.

Deputy R.G. Le Hérisier of St. Saviour, in his role as Assistant Minister for Education, Sport and Culture, answered a question asked by a Victoria College student regarding teaching foreign languages at a younger age in Island schools, whilst the Minister for Planning and Environment answered a question asked by a student from Victoria College regarding the importation of food. Finally, the Minister for Economic Development responded to a question asked by a Hautlieu student regarding the importance of the Island's non-finance-related industries.

The Chief Minister then answered questions without notice for over 15 minutes on a wide range of topics.



Jersey Youth Assembly 2013 (photograph courtesy of the Jersey Evening Post)

Thirty-eight student members from the Island's sixth forms participated in the Assembly. The young parliamentarians had worked in conjunction with their own tutors and officers of the States Greffe for several months to prepare propositions together with supporting reports in the style expected for the States. Topics covered in debates were that more should be done to promote healthy lifestyles (rejected); that there should be a criteria-based application process introduced to maximise the quality of immigrants entering Jersey and increase the sustainability of our Island (rejected); that the States of Jersey should invest more funding to train young people aged between 16 and 25 (adopted); that a student loan system should be introduced in addition to the current grant system for students in Jersey who wish to study at university in the United Kingdom (adopted); and that religion should not be allowed to interfere with education in schools (adopted).

6.9 Primary School visits to the States Chamber/Citizenship Programme

The school visit scheme, which involved all Year Five (aged 9 and 10) primary schoolchildren, from both the States-funded and private sector, ran throughout the school year and enabled each school to visit the States Chamber on a Monday morning. The children sat in the seats usually occupied by States Members and used the voting system during a mini-debate on a topic of their choice. Three of the children took the rôles of the Greffier, the Dean and the Usher.



Usher Dene Cassin and his daughter Charlotte, at the Samarès School visit in March 2013

During 2013 the scheme continued to be run by the Assistant Greffier, Mrs. L.M. Hart, and the Cultural Development Officer, Mr. R. McLoughlin, assisted by staff from the States Assembly Information Centre. Children received a leaflet before their visit (prepared by the Assistant Greffier and Publications Editor, using photographs taken by our Registry Assistant and AGOS' cartoon character Pierre the Pigeon) which gave an overview of the work of the States. A DVD/Powerpoint presentation was also available for downloading by the schools prior to their visit, in order to prepare the children for their special meeting. The DVD provided some historical information regarding the Chamber and the evolution of the States. In addition, it highlighted the procedural aspects of a States meeting, which the children's visits mirrored as closely as possible.

During 2013, 33 Year 5 classes and a total of 1,077 children visited the Chamber. Each child was presented with a copy of their proposition, an Order Paper, an information sheet concerning the States member whose seat they had taken, and a certificate to commemorate their involvement in the visit. The scheme aims to

encourage local children to take more of an interest in how their Island is governed, and dovetails with the citizenship curriculum to promote participation in elections, especially since the reduction in the voting age to 16.

Debate topics during 2013 included a number relating to the banning of unhealthy foods in lunchboxes, and the use of iPods and other electronic devices by young children. There was also a suggestion by FCJ's Year 5 that Jersey Airport should be expanded; pupils from La Moye School wished to convert Fort Regent into a theme park; St. Mary's Year 5 argued that P.E. should be a daily part of school life; and pupils from First Tower School wanted to tax fizzy drinks. Janvrin's Year 5 agreed that children should be responsible for the care, welfare and well-being of their elderly parents when they are adults, although this proposition was only narrowly adopted, with 18 votes in favour, 15 votes against and 6 abstentions!



Grace Moore, of First Tower School, pictured with the Royal Mace.

First Tower's Year Five rejected the proposition of Senator Bradley Roworth that there should be a 20% tax increase on fizzy drinks. Members voted 14 in favour, 26 against, and 2 abstentions!

Children cited seeing the Royal Mace and pressing the voting buttons as the highlights of their visit to the Chamber.

We welcomed a number of distinguished guests to sit in the seat usually occupied by H.E. the Lieutenant Governor, including the head-teachers of St. Michael's and St. Clement's Schools; the Connétables of St. Mary, St. Ouen, Grouville and St. Lawrence; and the Deputies of St. Mary and Grouville, Deputies R.G. Le Hérisssier of St. Saviour, S.J. Pinel of St. Clement, J.A. Hilton of St. Helier, and J.M. Maçon of St. Saviour.

The Chief Minister – Senator I.J. Gorst, Senator L.J. Farnham, the Deputy of St. Ouen and Deputy J.P.G. Baker of St. Helier also attended visits as spectators in the Chamber and Public Gallery. We were delighted to have the services of a professional Usher when Samarès School visited us in March 2013, as Usher Dene Cassin's daughter Charlotte was one of the visiting children. We also welcomed Committee Clerk Kate Larbalestier's daughter Isla when St. Lawrence School visited us in May 2013.



Committee Clerk Kate Larbalestier and her daughter Isla, at the St. Lawrence School visit in May 2013

APPENDIX

MEMBERSHIP OF THE STATES ASSEMBLY ON 1st JANUARY 2013

(Article 2 of the States of Jersey Law 2005)

Sir Michael Birt, Bailiff, President (Appointed 9th July 2009).

His Excellency, General Sir John McColl, K.C.B., C.B.E., D.S.O., the Lieutenant Governor (Appointed 26th September 2011).

First elected

Senator Paul Francis Routier M.B.E.	09.12.93
Senator Philip Francis Cyril Ozouf	09.12.99
Senator Alan Breckon	09.12.93
Senator Sarah Craig Ferguson	12.12.02
Senator Alan John Henry Maclean	05.12.05
Senator Bryan Ian Le Marquand	08.12.08
Senator Francis du Heaume Le Gresley M.B.E.	18.06.10
Senator Ian Joseph Gorst	05.12.05
Senator Lyndon John Farnham	09.12.99
Senator Sir Philip Martin Bailhache	20.12.72
Connétable Alan Simon Crowcroft of St. Helier	12.12.96
Connétable John Le Sueur Gallichan of Trinity	11.11.02
Connétable Daniel Joseph Murphy of Grouville	19.09.03
Connétable Leonard Norman of St. Clement	17.06.83
Connétable John Martin Refault of St. Peter	08.12.08
Connétable Deidre Wendy Mezbourian of St. Lawrence	05.12.05
Connétable Juliette Gallichan of St. Mary	05.12.05
Connétable Philip John Rondel of St. John	08.11.94
Connétable Michael John Paddock of St. Ouen	14.11.11
Connétable Stephen William Pallett of St. Brelade	14.11.11
Connétable Michel Philip Sydney Le Troquer of St. Martin	14.11.11
Connétable Sadie Anthea Rennard of St. Saviour	14.11.11
Deputy Robert Charles Duhamel of St. Saviour No. 1	09.12.93
Deputy Roy George Le Hérissier of St. Saviour No. 3	09.12.99
Deputy Judith Ann Martin of St. Helier No. 1	05.05.00
Deputy Geoffrey Peter Southern of St. Helier No. 2	15.02.02
Deputy James Gordon Reed of St. Ouen	12.12.02
Deputy Carolyn Fiona Labey of Grouville	12.12.02
Deputy Jacqueline Ann Hilton of St. Helier No. 3	12.12.02
Deputy John Alexander Nicholas Le Fondré of St. Lawrence	05.12.05
Deputy Anne Enid Pryke of Trinity	05.12.05
Deputy Sean Seamus Patrick Augustine Power of St. Brelade No. 2	05.12.05
Deputy Shona Pitman of St. Helier No. 2	05.12.05
Deputy Kevin Charles Lewis of St. Saviour No. 2	05.12.05
Deputy Montfort Tadier of St. Brelade No. 2	08.12.08

Deputy Trevor Mark Pitman of St. Helier No. 1	08.12.08
Deputy Edward James Noel of St. Lawrence	08.12.08
Deputy Tracey Anne Vallois of St. Saviour No. 2	08.12.08
Deputy Michael Roderick Higgins of St. Helier No. 3	08.12.08
Deputy Andrew Kenneth Francis Green M.B.E. of St. Helier No. 3	08.12.08
Deputy Jeremy Martin Maçon of St. Saviour No. 1	08.12.08
Deputy Gerard Clifford Lemmens Baudains of St. Clement	11.12.98
Deputy Patrick John Dennis Ryan of St. John	12.12.02
Deputy James Patrick Gorton Baker of St. Helier No. 1	14.11.11
Deputy John Hilary Young of St. Brelade No. 1	14.11.11
Deputy Susan Jane Pinel of St. Clement	14.11.11
Deputy John Michael Le Bailly of St. Mary	14.11.11
Deputy Stephen George Luce of St. Martin	14.11.11
Deputy Roderick Gordon Bryans of St. Helier No. 2	14.11.11
Deputy Kristina Louise Moore of St. Peter	14.11.11
Deputy Richard John Rondel of St. Helier No. 3	14.11.11

The Very Reverend Robert Frederick Key, B.A., Dean of Jersey (Appointed 6th October 2005)

Mr. Timothy John Le Cocq, Q.C., H.M. Attorney General (Appointed 10th November 2008)

Mr. Howard Sharp Q.C., H.M. Solicitor General (Appointed 8th March 2010)

Officers of the States

Mr. Michael Nelson de la Haye, Greffier of the States (Appointed 5th November 2002)

Mrs. Anne Helen Harris, Deputy Greffier of the States (Appointed 5th November 2002)

Mr. Michael Wilkins, M.B.E., Viscount (Appointed 12th November 1981)

Advocate Mark Edward Harris, Deputy Viscount (Appointed 28th January 2013)

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