

**WRITTEN QUESTION TO THE MINISTER FOR HOME AFFAIRS
BY THE DEPUTY OF ST. MARTIN
ANSWER TO BE TABLED ON TUESDAY 28th SEPTEMBER 2010**

Question

“Will the Minister inform Members why, in his view, the Draft Drug Trafficking Offences (Amendment No. 3) (Jersey) Law 201- (P.106/2010) is convention compliant and what Articles are relevant?”

Answer

In my view this draft Law is compatible with the Convention rights based on the advice that has been provided to me by the Law Officers’ Department.

The States debated the Deputy’s proposition P.84/2010 (Human Rights Law: statements of compatibility) in July 2010, and voted against adopting the proposition. The resource implications of providing the information that the Deputy requested were quantified as being the equivalent of an additional Legal Adviser post within the Law Officers’ Department. That Department does not have this additional resource and it is, in my view, unfortunate that the Deputy now appears to be seeking to achieve his aim by asking this type of question whenever a draft Law is lodged.