



**THE STATES assembled on Wednesday
7th December 2011, at 09.30 a.m. under
the Presidency of the Bailiff,
Michael Cameron St. John Birt Esquire.**

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

Senator Alan John Henry Maclean – en défaut (défaut raised at 9.36 a.m.)
Senator Bryan Ian Le Marquand – en défaut (défaut raised at 9.37 a.m.)
Senator Sir Philip Bailhache – ill
Deputy Trevor Mark Pitman of St. Helier – ill

Prayers

St. Helier Waterfront: development P.175/2011

THE STATES resumed consideration of a proposition of the Connétable of St. Helier regarding the development of St. Helier's Waterfront.

THE STATES rejected paragraph (a) of the proposition of the Connétable of St. Helier to request the Minister for Treasury and Resources not to allow any commitments to be made by the States of Jersey Development Company (SoJDC) (formerly known as the Waterfront Development Board) in respect of the development or sale of any part of the Esplanade Quarter until the future of this site had been determined by the new States Assembly in 2012.

Members present voted as follows –

POUR: 20

Senator A. Breckon
Senator S.C. Ferguson
Connétable of St. Helier
Connétable of St. Lawrence
Connétable of St. John
Deputy J.A. Martin (H)
Deputy G.P. Southern (H)
Deputy of Grouville
Deputy J.A. Hilton (H)
Deputy J.A.N. Le Fondré (L)
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy M. Tadier (B)
Deputy T.A. Vallois (S)
Deputy M.R. Higgins (H)
Deputy J.M. Maçon (S)
Deputy G.C.L. Baudains (C)
Deputy J.H. Young (B)
Deputy S.J. Pinel (C)

CONTRE: 28

Senator P.F. Routier
Senator P.F.C. Ozouf
Senator A.J.H. Maclean
Senator B.I. Le Marquand
Senator F. du H. Le Gresley
Senator I.J. Gorst
Senator L.J. Farnham
Connétable of Trinity
Connétable of Grouville
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Mary
Connétable of St. Ouen
Connétable of St. Brelade
Connétable of St. Martin
Connétable of St. Saviour
Deputy R.C. Duhamel (S)
Deputy R.G. Le Hérissier (S)
Deputy of St. Ouen

ABSTAIN: 1

Deputy R.G. Bryans (H)

Deputy R.J. Rondel (H)

Deputy of Trinity
 Deputy K.C. Lewis (S)
 Deputy E.J. Noel (L)
 Deputy A.K.F. Green (H)
 Deputy of St. John
 Deputy J.P.G. Baker (H)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy of St. Peter

THE STATES, adopting paragraph (b) of a proposition of the Connétable of St. Helier, agreed to request the Minister for Treasury and Resources not to allow any commitments to be made by the States of Jersey Development Company (SoJDC) (formerly known as the Waterfront Development Board) in respect of the development or sale of any part of the areas known as La Folie, Les Galots, and the sites occupied by the Jersey Rowing Club until the future of these sites had been determined by the new States Assembly in 2012.

Members present voted as follows –

POUR: 26

Senator A. Breckon
 Senator S.C. Ferguson
 Senator F. du H. Le Gresley
 Connétable of St. Helier
 Connétable of St. Mary
 Connétable of St. John
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy M. Tadier (B)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy R.G. Bryans (H)
 Deputy R.J. Rondel (H)

CONTRE: 21

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Brelade
 Deputy of St. Ouen
 Deputy of Trinity
 Deputy K.C. Lewis (S)
 Deputy E.J. Noel (L)
 Deputy A.K.F. Green (H)
 Deputy of St. John
 Deputy J.P.G. Baker (H)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy of St. Peter

ABSTAIN: 0

Appointment of the States Commissioners of the Jersey Overseas Aid Commission

THE STATES, in accordance with the provisions of the Jersey Overseas Aid Commission (Jersey) Law 2005, and on the nomination of Senator Paul Francis Routier, Chairman of the Jersey Overseas Aid Commission, appointed the following elected members as States Commissioners –

The Connétable of St. Martin
The Deputy of Grouville.

Members present voted as follows –

POUR: 43

CONTRE: 1

ABSTAIN: 0

Senator P.F. Routier
Senator P.F.C. Ozouf
Senator A. Breckon
Senator S.C. Ferguson
Senator A.J.H. Maclean
Senator B.I. Le Marquand
Senator F. du H. Le Gresley
Senator I.J. Gorst
Senator L.J. Farnham
Connétable of St. Helier
Connétable of Trinity
Connétable of Grouville
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Lawrence
Connétable of St. Mary
Connétable of St. Ouen
Connétable of St. Brelade
Connétable of St. Martin
Connétable of St. Saviour
Deputy R.C. Duhamel (S)
Deputy R.G. Le Hérisier (S)
Deputy J.A. Martin (H)
Deputy of Grouville
Deputy J.A. Hilton (H)
Deputy J.A.N. Le Fondré (L)
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy M. Tadier (B)
Deputy T.A. Vallois (S)
Deputy M.R. Higgins (H)
Deputy J.M. Maçon (S)
Deputy G.C.L. Baudains (C)
Deputy of St. John
Deputy J.P.G. Baker (H)
Deputy J.H. Young (B)
Deputy S.J. Pinel (C)
Deputy of St. Mary
Deputy of St. Martin
Deputy R.G. Bryans (H)
Deputy of St. Peter
Deputy R.J. Rondel (H)

Connétable of St. John

Medium Term Financial Plan: minimum lodging period P.176/2011

THE STATES commenced consideration of a proposition of Deputy Geoffrey Peter Southern of St. Helier regarding the introduction of a minimum lodging period for the future Medium Term Financial Plan and of an amendment of the Minister for Treasury and Resources that for the words “12 weeks” there should be substituted the words “9 weeks”.

Following the lunchtime adjournment, the Assembly acceded to the request of the Minister for Treasury and Resources that his amendment to the proposition of Deputy Geoffrey Peter Southern of St. Helier be withdrawn.

THE STATES, having resumed consideration of a proposition of Deputy Geoffrey Peter Southern of St. Helier, agreed that the revisions to Standing Orders that would be required following the adoption of the Public Finances (Amendment No. 3) (Jersey) Law 201- should provide that the future Medium Term Financial Plan should have a minimum lodging period of 12 weeks, and requested the Minister for Treasury and Resources, in consultation with the Privileges and Procedures Committee, to take the necessary steps to give effect to the decision.

Members present voted as follows –

POUR: 36

CONTRE: 0

ABSTAIN: 0

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator I.J. Gorst
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérisier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)

Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Draft Pet Travel Scheme (Jersey) Regulations 201- P.178/2011

THE STATES commenced consideration of the Draft Pet Travel Scheme (Jersey) Regulations 201- and adopted the principles.

THE STATES was informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation.

THE STATES adopted Regulations 1 to 13.

The Bailiff, in accordance with Standing Order 75(4), which enabled a clerical error to a draft to be amended during third reading, advised the Assembly that in Regulation 11 for the word 'is' there should be substituted the word 'are'.

THE STATES, in pursuance of Article 2 of the European Communities Legislation (Implementation) (Jersey) Law 1996, made Regulations entitled the Pet Travel Scheme (Jersey) Regulations 2011.

Members present voted as follows –

POUR: 44

CONTRE: 0

ABSTAIN: 0

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of Grouville
 Connétable of St. Peter
 Connétable of St. Mary
 Connétable of St. John
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville

Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy of St. John
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Draft Telecommunications (Amendment No. 2) (Jersey) Law 201- P.179/2011

THE STATES commenced consideration of the Draft Telecommunications (Amendment No. 2) (Jersey) Law 201- and adopted the principles.

Members present voted as follows –

POUR: 39

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérisssier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)
 Deputy of Trinity

CONTRE: 1

Senator A. Breckon

ABSTAIN: 1

Connétable of Grouville

Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy of St. John
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 11.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Telecommunications (Amendment No. 2) (Jersey) Law 201-.

Members present voted as follows –

POUR: 42

Senator P.F. Routier
 Senator P.F.C. Ozouf
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Senator I.J. Gorst
 Senator L.J. Farnham
 Connétable of St. Helier
 Connétable of Trinity
 Connétable of St. Peter
 Connétable of St. Lawrence
 Connétable of St. Mary
 Connétable of St. Ouen
 Connétable of St. Martin
 Connétable of St. Saviour
 Deputy R.C. Duhamel (S)
 Deputy R.G. Le Hérissier (S)
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of Grouville
 Deputy J.A. Hilton (H)

CONTRE: 1

Senator A. Breckon

ABSTAIN: 1

Connétable of Grouville

Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy M.R. Higgins (H)
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)
 Deputy G.C.L. Baudains (C)
 Deputy of St. John
 Deputy J.H. Young (B)
 Deputy S.J. Pinel (C)
 Deputy of St. Mary
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy R.J. Rondel (H)

Arrangement of public business for future meetings

THE STATES agreed the following arrangement of public business for future meetings proposed, as amended, by the Chairman of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88(3) –

17th January 2012

Price control: investigation. Lodged: 3rd October 2011. <i>Deputy G.P. Southern of St. Helier.</i>	P.165/2011.
Price control: investigation (P.165/2011) – comments. Presented: 31st October 2011. <i>Minister for Economic Development.</i>	P.165/2011. Com.
Draft Shipping (MARPOL) (Jersey) Regulations 201-. Lodged: 18th October 2011. <i>Minister for Economic Development.</i>	P.172/2011.
Draft Criminal Justice (Miscellaneous Provisions) (No. 3) (Jersey) Law 201-. Lodged: 20th October 2011. <i>Chief Minister.</i>	P.173/2011.
Election campaign period: restrictions. Lodged: 21st October 2011. <i>Deputy R.G. Le Hérissier of St. Saviour.</i>	P.174/2011.
Draft Employment (Minimum Wage) (Amendment No. 8) (Jersey) Regulations 201-. Lodged: 28th October 2011. <i>Minister for Social Security.</i>	P.180/2011.

Draft Criminal Justice (International Co-operation) (Amendment No. 2) (Jersey) Law 201-. P.181/2011.
Lodged: 15th November 2011.
Minister for Home Affairs.

Minimum Wage: revised hourly rate from 1st April 2012. P.183/2011.
Lodged: 22nd November 2011.
Deputy G.P. Southern of St. Helier.

Draft Maintenance Orders (Facilities for Enforcement – Convention Countries) (Amendment) (Jersey) Act 201-. P.184/2011.
Lodged: 28th November 2011.
Chief Minister.

Health Insurance Fund: transfer to Health and Social Services Department for 2012. P.185/2011.
Lodged: 29th November 2011.
Minister for Social Security.

Draft Cold Weather Bonus (Jersey) Regulations 201-. P.186/2011.
Lodged: 29th November 2011.
Minister for Social Security.

Machinery of Government: review by Privileges and Procedures Committee. P.187/2011.
Lodged: 29th November 2011.
Deputy G.C.L. Baudains of St. Clement.

Open ballot for Ministers and Chairmen. P.188/2011.
Lodged: 5th December 2011.
Deputy T.M. Pitman of St. Helier.

31st January 2012

Ex gratia payment: Mr. D. Turner. P.166/2011.
Lodged: 4th October 2011.
Deputy M.R. Higgins of St. Helier.

Draft States of Jersey Police Force Law 201-. P.182/2011.
Lodged: 16th November 2011.
Minister for Home Affairs.

21st February 2012

Standing Orders: Answers to Questions. P.177/2011.
Lodged: 21st October 2011.
Deputy G.P. Southern of St. Helier.

20th March 2012

Old Age Pension: method for increase. P.164/2011.
Lodged: 3rd October 2011.
Senator A. Breckon.

Compliments of the season

(see Official Report)

The Bailiff exchanged compliments of the season with all members, represented by Senator Paul Francis Routier on behalf of the Senators, the Connétable of St. Helier on behalf of the Connétables, and Deputy Robert Charles Duhamel of St. Saviour on behalf of the Deputies. The Dean also expressed his best wishes for the festive season.

THE STATES rose at 3.35 p.m.

A.H. HARRIS

Deputy Greffier of the States

Re-issue Note

This set of States Minutes is re-issued because the Minutes as originally published did not show the correct page numbers.