

STATES OF JERSEY ORDER PAPER

Tuesday 3rd May 2011

A. COMMUNICATIONS BY THE PRESIDING OFFICER

B. TABLING OF SUBORDINATE ENACTMENTS

(Explanatory note attached)

Community Provisions (Restrictive Measures – Côte d’Ivoire) (Amendment) (Jersey) Order 2011. R&O.43/2011.
Chief Minister.

International Air Display (Jersey) Order 2011. R&O.44/2011.
Minister for Transport and Technical Services.

Income Support (General Provisions) (Amendment No. 5) (Jersey) Order 2011. R&O.45/2011.
Minister for Social Security.

Planning and Environment (2011 Fees) (Jersey) Order 2011. R&O.46/2011.
Minister for Planning and Environment.

Income Support (Transitional Provisions) (Amendment No. 4) (Jersey) Order 2011. R&O.47/2011.
Minister for Social Security.

Road Racing (Motor Vehicle Rally) (Jersey) Order 2011. R&O.48/2011.
Minister for Transport and Technical Services.

Community Provisions (Restrictive Measures – Iran) (No. 2) (Jersey) Order 2011. R&O.49/2011.
Chief Minister.

Community Provisions (Restrictive Measures – Libya) (Amendment No. 5) (Jersey) Order 2011. R&O.50/2011.
Chief Minister.

Separate Limited Partnerships (Jersey) Order 2011. R&O.51/2011.
Minister for Economic Development.

Incorporated Limited Partnerships (Jersey) Order 2011. R&O.52/2011.
Minister for Economic Development.

Community Provisions (Restrictive Measures –Burma/Myanmar) (Amendment No. 5) (Jersey) Order 2011. R&O.53/2011.
Chief Minister.

C. DOCUMENTS PRESENTED OR LAID

States of Jersey Law 2005: delegation of functions – Planning and Environment – April 2011 revised delegations. R.43/2011.
Presented: 11th April 2011.
Minister for Planning and Environment.

States Assembly Annual Report 2010. R.44/2011.
Presented: 14th April 2011.
Privileges and Procedures Committee.

Land Transactions under Standing Order 168(3) – R.45/2011.
(a) Greenacres, La Rue du Vieux Presbytère, St. Peter– Assisted House
Purchase property;
(b) Railway Walk, St. Brelade– proposed sale of land to west of Brooklands;
(c) Clos de Roncier, St. Clement– hard landscaping works;
(d) Coronation Park Kiosk, Millbrook, St. Lawrence– lease.
Presented: 12th April 2011.
Minister for Treasury and Resources.

Jersey Advisory and Conciliation Service: Board Members’ report and R.46/2011.
Financial Statements for the year ended 31st December 2010
Presented: 12th April 2011.
Minister for Social Security.

Jersey Competition Regulatory Authority: re-appointment of Non-Executive R.47/2011.
Director.
Presented: 12th April 2011.
Minister for Economic Development.

Review of the Fiscal Strategy Review (S.R.2/2011): response of the Minister S.R.2/2011.
for Treasury and Resources. Res.
Presented: 15th April 2011.
Minister for Treasury and Resources.

Cultural Strategy Review. S.R.5/2011.
Presented: 8th April 2011.
Education and Home Affairs Scrutiny Panel.

An investigation into the sale of houses under the Jersey Homebuy Scheme: P.A.C.1/2011.
Interim report.
Presented: 21st April 2011.
Public Accounts Committee.

D. NOTIFICATION OF LODGED PROPOSITIONS

Island Plan 2011: approval (P.48/2011): second amendment. P.48/2011.
Lodged: 13th April 2011. Amd.(2)
Connétable of Grouville.

Island Plan 2011: approval (P.48/2011): third amendment. P.48/2011.
Lodged: 13th April 2011. Amd.(3)
Deputy J.B. Fox of St. Helier

Island Plan 2011: approval (P.48/2011): fourth amendment. P.48/2011.
Lodged: 14th April 2011. Amd.(4)
Senator J.L. Perchard.

Island Plan 2011: approval (P.48/2011): fifth amendment. P.48/2011.
Lodged: 14th April 2011. Amd.(5)
Deputy of St. Martin

Island Plan 2011: approval (P.48/2011): sixth amendment. Lodged: 15th April 2011. <i>Deputy R.G. Le Hérisier of St. Saviour.</i>	P.48/2011. Amd.(6)
Island Plan 2011: approval (P.48/2011): seventh amendment. Lodged: 19th April 2011. <i>Connétable of St. Martin</i>	P.48/2011. Amd.(7)
Island Plan 2011: approval (P.48/2011): eighth amendment. Lodged: 19th April 2011. <i>Deputy A.E. Jeune of St. Brelade.</i>	P.48/2011. Amd.(8)
Island Plan 2011: approval (P.48/2011): ninth amendment. Lodged: 20th April 2011. <i>Senator F. du H. Le Gresley.</i>	P.48/2011. Amd.(9)
Island Plan 2011: approval (P.48/2011): tenth amendment. Lodged: 20th April 2011. <i>Senator J.L. Perchard.</i>	P.48/2011. Amd.(10)
Island Plan 2011: approval (P.48/2011): eleventh amendment. Lodged: 20th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(11)
Island Plan 2011: approval (P.48/2011): twelfth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(12)
Island Plan 2011: approval (P.48/2011): thirteenth amendment. Lodged: 21st April 2011. <i>Deputy A.E. Jeune of St. Brelade.</i>	P.48/2011. Amd.(13)
Island Plan 2011: approval (P.48/2011): fourteenth amendment. Lodged: 21st April 2011. <i>Deputy A.T. Dupré of St. Clement.</i>	P.48/2011. Amd.(14)
Island Plan 2011: approval (P.48/2011): fifteenth amendment. Lodged: 21st April 2011. <i>Minister for Education, Sport and Culture.</i>	P.48/2011. Amd.(15)
Island Plan 2011: approval (P.48/2011): sixteenth amendment. Lodged: 21st April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(16)
Island Plan 2011: approval (P.48/2011): seventeenth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(17)
Island Plan 2011: approval (P.48/2011): eighteenth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(18)
Island Plan 2011: approval (P.48/2011): nineteenth amendment. Lodged: 26th April 2011. <i>Deputy of Grouville.</i>	P.48/2011. Amd.(19)
Island Plan 2011: approval (P.48/2011): twentieth amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(20)

Island Plan 2011: approval (P.48/2011): twenty-first amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(21)
Island Plan 2011: approval (P.48/2011): twenty-second amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(22)
Island Plan 2011: approval (P.48/2011): twenty-third amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(23)
Island Plan 2011: approval (P.48/2011): twenty-fourth amendment. Lodged: 26th April 2011. <i>Senator A. Breckon.</i>	P.48/2011. Amd.(24)
Island Plan 2011: approval (P.48/2011): twenty-fifth amendment. Lodged: 26th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(25)
Island Plan 2011: approval (P.48/2011): twenty-sixth amendment. Lodged: 26th April 2011. <i>Senator S.C. Ferguson.</i>	P.48/2011. Amd.(26)
Island Plan 2011: approval (P.48/2011): twenty-seventh amendment. Lodged: 26th April 2011. <i>Deputy S.S.P.A. Power of St. Brelade.</i>	P.48/2011. Amd.(27)
Island Plan 2011: approval (P.48/2011): twenty-eighth amendment. Lodged: 26th April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(28)
Island Plan 2011: approval (P.48/2011): twenty-ninth amendment. Lodged: 26th April 2011. <i>Connétable of St. Peter.</i>	P.48/2011. Amd.(29)
Island Plan 2011: approval (P.48/2011): thirtieth amendment. Lodged: 26th April 2011. <i>Senator T.J. Le Main.</i>	P.48/2011. Amd.(30)
Island Plan 2011: approval (P.48/2011): thirty-first amendment. Lodged: 26th April 2011. <i>Deputy J.M. Macon of St. Saviour.</i>	P.48/2011. Amd.(31)
Island Plan 2011: approval (P.48/2011): thirty-second amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(32)
Island Plan 2011: approval (P.48/2011): thirty-third amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(33)

Island Plan 2011: approval (P.48/2011): thirty-fourth amendment. Lodged: 26th April 2011. <i>Connétable of St. Mary.</i>	P.48/2011. Amd.(34)
Island Plan 2011: approval (P.48/2011): thirty-fifth amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(35)
Island Plan 2011: approval (P.48/2011): thirty-sixth amendment. Lodged: 26th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(36)
Island Plan 2011: approval (P.48/2011): thirty-seventh amendment. Lodged: 26th April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(37)
Island Plan 2011: approval (P.48/2011): thirty-eighth amendment. Lodged: 26th April 2011. <i>Connétable of St. Helier.</i>	P.48/2011. Amd.(38)
Draft Public Elections (Expenditure and Donations) (Jersey) Regulations 201- (P.51/2011): amendment. Lodged: 21st April 2011. <i>Privileges and Procedures Committee.</i>	P.51/2011. Amd.
Pensions payable to retired public employees: proposed amendment to States Act of 11th July 1972. Lodged: 11th April 2011. <i>States Employment Board.</i>	P.55/2011.
Draft Cremation (Amendment No. 15) (Jersey) Regulations 201- Lodged: 11th April 2011. <i>Minister for Health and Social Services.</i>	P.56/2011.
Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 5) (Jersey) Regulations 201- Lodged: 13th April 2011. <i>Minister for Economic Development.</i>	P.57/2011.
Pension age: increase. Lodged: 14th April 2011. <i>Minister for Social Security.</i>	P.58/2011.
Salaries over £100,000: process for review and scrutiny. Lodged: 14th April 2011. <i>States Employment Board.</i>	P.59/2011. (re-issue)
Parish Assemblies: Information Pack. Lodged: 14th April 2011. <i>Deputy M. Tadier of St. Brelade.</i>	P.60/2011.
Parish Assemblies: Information Pack (P.60/2011) – amendment. Lodged: 27th April 2011. <i>Deputy of St. John.</i>	P.60/2011. Amd.

Standing Orders: selection and appointment procedures. Lodged: 14th April 2011. <i>Deputy M. Tadier of St. Brelade.</i>	P.61/2011.
Draft Architects (Registration) (Amendment No. 2) (Jersey) Law 201-. Lodged: 15th April 2011. <i>Minister for Economic Development.</i>	P.62/2011.
Jersey Appointments Commission: re-appointment of member. Lodged: 18th April 2011. <i>Chief Minister.</i>	P.63/2011.
Draft Social Security (Amendment No. 20) (Jersey) Law 201-. Lodged: 19th April 2011. <i>Minister for Social Security.</i>	P.64/2011.
Draft Food Costs Bonus (Jersey) Regulations 201-. Lodged: 20th April 2011. <i>Minister for Social Security.</i>	P.65/2011.
Draft Employment (Amendment No. 7) (Jersey) Law 201-. Lodged: 21st April 2011. <i>Minister for Social Security.</i>	P.66/2011.
Draft Repatriation of Prisoners (Jersey) Law 201-. Lodged: 26th April 2011. <i>Minister for Home Affairs.</i>	P.67/2011.
Draft Sex Offenders (Amendment) (Jersey) Law 201-. Lodged: 26th April 2011. <i>Minister for Home Affairs.</i>	P.68/2011.

E. WITHDRAWAL OF LODGED PROPOSITIONS

F. APPOINTMENT OF MINISTERS, COMMITTEES AND PANELS

G. MATTERS OF PRIVILEGE

H. PETITIONS

I. QUESTIONS

(a) – Written Questions
(attached)

1. The Minister for Education, Sport and Culture will table an answer to a question asked by the Deputy of St. Mary regarding teacher/pupil ratios.
2. The Minister for Education, Sport and Culture will table an answer to a question asked by Senator B.E. Shenton regarding the allocation of budgets to schools.
3. The Chief Minister will table an answer to a question asked by the Deputy of St. John regarding a recent visit by a Jersey delegation to Normandy and Brittany.

4. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy J.M. Maçon of St. Saviour regarding a pelican crossing at Longueville.
5. The Minister for Treasury and Resources will table an answer a question asked by Senator J.L. Perchard regarding GST on food and fuel.
6. The Minister for Economic Development will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding groundwater pollution at the Airport.
7. The Minister for Planning and Environment will table an answer to a question asked by Senator B.E. Shenton regarding the recommendations made by the Committee of Inquiry into Reg's Skips.
8. The Chairman of the Corporate Services Scrutiny Panel will table an answer to a question asked by Deputy J.M. Maçon of St. Saviour regarding the scrutiny of civil partnership legislation.
9. The Chief Minister will table an answer to a question asked by Deputy J.M. Maçon of St. Saviour regarding the lodging of civil partnership legislation.
10. The Minister for Transport and Technical Services will table an answer to a question asked by Deputy P.V.F. Le Claire of St. Helier regarding green waste composting at La Collette.
11. The Minister for Health and Social Services will table an answer to a question asked by Deputy R.G. Le Hérissier of St. Saviour regarding IT projects.
12. The Minister for Education, Sport and Culture will table an answer to a question asked by Senator J.L. Perchard regarding fee increases at fee paying schools.
13. The Minister for Social Security will table an answer to a question asked by Senator F. du H. Le Gresley regarding changes to winter fuel allowance.
14. The Chief Minister will table an answer to a question asked by Deputy A.E. Jeune of St. Brelade regarding differentials in the pay of nurses between Jersey and the United Kingdom.
15. The Minister for Economic Development will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the impact on companies of higher rates of tax.
16. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding the justification for raising the pension age.
17. The Minister for Social Security will table an answer to a question asked by Deputy G.P. Southern of St. Helier regarding alternatives to raising the pension age.

(b) – Oral Questions

(120 minutes)

1. Deputy K.C. Lewis of St. Saviour will ask the following question of the Minister for Economic Development –

“Will the Minister be taking action against fast food take away outlets in St. Helier and St. Saviour whose late night businesses are bad neighbours and whose many drivers block access and cause nuisance to residents, and, if not, why not?”

2. Deputy R.G. Le Herissier of St. Saviour will ask the following question of the Minister for Planning and Environment –

“What pre-application advice, if any, was given by the Minister and/or the Department in respect of removing Field 528, St. Saviour, from the Green Zone?”

3. The Deputy of St. John will ask the following question of the Chief Minister –

“Would the Chief Minister inform members how many public employees received Voluntary Redundancy (VR) packages as part of the recent scheme and whether any of these have now reached retirement age, and, if so, would he advise why these employees were granted Voluntary Redundancy?”

4. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Planning and Environment –

“The draft Island Plan in its present form proposes, in Policy NE6, a Coastal National Park; can the Minister confirm the manpower and financial implications that will arise if this proposal is approved and will he clarify whether more staff will be required at the Environment Department?”

5. The Deputy of St. Mary will ask the following question of the Chief Minister–

“Can the Chief Minister advise members what steps, if any, Ministers have taken to bring forward a coherent plan to create jobs in methods of reducing energy demand, such as insulation of buildings and increased efficiency in our transport arrangements; energy demand management; alternative energy production, thus creating savings in years to come in both carbon emissions and financial terms, and creating much needed sustainable jobs?”

6. Deputy P.V.F. Le Claire of St. Helier will ask the following question of the Minister for Transport and Technical Services –

“Would the Minister explain what is happening at La Collette in respect of the development and management of green waste facilities, what new cement laying and works are being carried out and at what cost?”

7. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Given that the first 6 month period is vital to the well being of babies can the Minister justify his proposals for maternity leave?”

8. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Social Security –

“Given that the contributions of those made redundant through no fault of their own are protected by Social Security, why are such individuals subsequently accepting short term contracts in trying to improve their chances of re-gaining full-time employment then penalized once these contracts end by losing this contribution protection; further still, how does this encourage people to work rather than exist on benefits?”

9. Deputy G.P. Southern of St. Helier will ask the following question of the Minister for Social Security –

“Would the Minister state whether the recently announced proposals to extend the retirement age will simply transfer the costs from the pension fund to income support or long term incapacity allowance?”

10. The Deputy of St. Mary will ask the following question of the Minister for Health and Social Services –

“What financial and other support was provided to ACET year by year from the department from 2008 to the present day and what work did this support, and is the Minister satisfied that ACET will receive adequate support this year to allow all its programmes to continue, and if not, will this work be replaced and, if so, how, and what risk analysis was carried out before funding was cut?”

11. Deputy T.M. Pitman of St. Helier will ask the following question of the Minister for Treasury and Resources –

“Following statements from his Assistant Minister that a confidential report indicating that 1 (1)(k) residents bring a financial benefit in excess of £50 million cannot be released to members to enable them to verify these claims, will the Minister agree to release the document under the Code of Practice on access to information and, if not, does he accept that this will only cast doubt on the validity of such claims?”

12. Deputy S.S.P.A. Power of St. Brelade will ask the following question of the Minister for Economic Development –

“Following the announcement that the wholesale price of milk is to increase by 5p per litre on 9th May (or by about 5%) can the Minister explain why the efficiencies created by a new dairy facility at Trinity are not being reflected in lower milk prices as was claimed would be the case when the States were asked to agree to facilitate the move of the dairy to Trinity?”

13. The Deputy of St. John will ask the following question of the Minister for Economic Development –

“Can the Minister give details of the number of times the sculpture called ‘Flight’ has been moved, giving each location plus the time and cost for each move; would he also give details of its final location and state on whose instructions the sculpture was moved and clarify whether the new Shadow Board has been involved in this issue in any way?”

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

1st question period – Minister for Treasury and Resources

2nd question period – Chief Minister

J. PERSONAL STATEMENTS

K. STATEMENTS ON A MATTER OF OFFICIAL RESPONSIBILITY

L. PUBLIC BUSINESS

Draft Freedom of Information (Jersey) Law 201-. Lodged: 15th March 2011. <i>Privileges and Procedures Committee.</i>	P.39/2011.
Draft Freedom of Information (Jersey) Law 201- (P.39/2011): amendment. Lodged: 25th March 2011. <i>Privileges and Procedures Committee.</i>	P.39/2011. Amd.
Freedom of Information: Implementation Plan. Lodged: 16th March 2011. <i>Deputy R.G. Le Hérisssier of St. Saviour.</i>	P.41/2011.
Draft Christmas Bonus (Jersey) Law 201-. Lodged: 22nd March 2011. <i>Minister for Social Security.</i>	P.43/2011.
Health and Safety Appeal Tribunal: appointment of members. Lodged: 29th March 2011. <i>Minister for Social Security.</i>	P.46/2011.
Planning Applications Panel: appointment of Members. Lodged: 29th March 2011. <i>Minister for Planning and Environment.</i>	P.50/2011.
Constitution for Jersey. Lodged: 5th April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.52/2011.

M. ARRANGEMENT OF PUBLIC BUSINESS

17th May 2011

Esplanade Quarter: deferment of works. Lodged: 15th February 2011. <i>Deputy of St. John</i>	P.24/2011.
Esplanade Quarter: deferment of works (P.24/2011) – comments. Presented: 28th March 2011. <i>Council of Ministers.</i>	P.24/2011. Com.
Goods and Services Tax: exemption or zero-rating for foodstuffs, domestic energy and fuel. Lodged: 10th March 2011. <i>Senator A. Breckon.</i>	P.36/2011.
Jersey Harbours and Airport Shadow Board: Terms of Reference. Lodged: 29th March 2011. <i>Minister for Economic Development.</i>	P.47/2011.
Code of Practice for Scrutiny Panels and the Public Accounts Committee: amendments. Lodged: 29th March 2011. <i>Chairmen's Committee.</i>	P.49/2011.
Draft Public Elections (Expenditure and Donations) (Jersey) Regulations 201-. Lodged: 4th April 2011. <i>Privileges and Procedures Committee.</i>	P.51/2011.

Draft Public Elections (Expenditure and Donations) (Jersey) Regulations 201- (P.51/2011): amendment. Lodged: 21st April 2011. <i>Privileges and Procedures Committee.</i>	P.51/2011. Amd.
Draft Incorporated Limited Partnerships (Jersey) Law 2011 (Appointed Day) Act 201. Lodged: 5th April 2011. <i>Minister for Economic Development.</i>	P.53/2011.
Draft Incorporated Limited Partnerships (Jersey) Regulations 201- Lodged: 5th April 2011. <i>Minister for Economic Development.</i>	P.54/2011.
Parish Assemblies: Information Pack. Lodged: 14th April 2011. <i>Deputy M. Tadier of St. Brelade.</i>	P.60/2011.
Parish Assemblies: Information Pack (P.60/2011) – amendment. Lodged: 27th April 2011. <i>Deputy of St. John.</i>	P.60/2011. Amd.
Standing Orders: selection and appointment procedures. Lodged: 14th April 2011. <i>Deputy M. Tadier of St. Brelade.</i>	P.61/2011.
Jersey Appointments Commission: re-appointment of member. Lodged: 18th April 2011. <i>Chief Minister.</i>	P.63/2011.
<u>7th June 2011</u>	
- States of Jersey Development Company Limited: appointment of Chairman and Non-Executive Directors. Lodged: 2nd March 2011. <i>Minister for Treasury and Resources.</i>	P.32/2011.
Pensions payable to retired public employees: proposed amendment to States Act of 11th July 1972. Lodged: 11th April 2011. <i>States Employment Board.</i>	P.55/2011.
Draft Cremation (Amendment No. 15) (Jersey) Regulations 201- Lodged: 11th April 2011. <i>Minister for Health and Social Services.</i>	P.56/2011.
Draft Sea Fisheries (Licensing of Fishing Boats) (Amendment No. 5) (Jersey) Regulations 201- Lodged: 13th April 2011. <i>Minister for Economic Development.</i>	P.57/2011.

Pension age: increase. Lodged: 14th April 2011. <i>Minister for Social Security.</i>	P.58/2011.
Salaries over £100,000: process for review and scrutiny. Lodged: 14th April 2011. <i>States Employment Board.</i>	P.59/2011. (re-issue)
Draft Architects (Registration) (Amendment No. 2) (Jersey) Law 201-. Lodged: 15th April 2011. <i>Minister for Economic Development.</i>	P.62/2011.
Draft Social Security (Amendment No. 20) (Jersey) Law 201-. Lodged: 19th April 2011. <i>Minister for Social Security.</i>	P.64/2011.
Draft Food Costs Bonus (Jersey) Regulations 201-. Lodged: 20th April 2011. <i>Minister for Social Security.</i>	P.65/2011.
Draft Employment (Amendment No. 7) (Jersey) Law 201-. Lodged: 21st April 2011. <i>Minister for Social Security.</i>	P.66/2011.
Draft Repatriation of Prisoners (Jersey) Law 201-. Lodged: 26th April 2011. <i>Minister for Home Affairs.</i>	P.67/2011.
Draft Sex Offenders (Amendment) (Jersey) Law 201-. Lodged: 26th April 2011. <i>Minister for Home Affairs.</i>	P.68/2011.
<u>21st June 2011</u>	
North of Town Masterplan (Revised). Lodged: 21st December 2010. <i>Minister for Planning and Environment.</i>	P.190/2010.
North of Town Masterplan (Revised) (P.190/2010): amendment. Lodged: 22nd December 2010. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.190/2010. Amd.
North of Town Masterplan (Revised) (P.190/2010): second amendment. Lodged: 10th January 2010. <i>Deputy A.K.F. Green of St. Helier.</i>	P.190/2010. Amd.(2)
North of Town Masterplan (Revised) (P.190/2010): third amendment. Lodged: 25th January 2011. <i>Connétable of St. Helier.</i>	P.190/2010. Amd.(3)
North of Town Masterplan (Revised) (P.190/2010): fourth amendment. Lodged: 15th February 2011. <i>Deputy of St. Mary.</i>	P.190/2010. Amd.(4)

Island Plan 2011: approval. Lodged: 29th March 2011. <i>Minister for Planning and Environment.</i>	P.48/2011.
Island Plan 2011: approval (P.48/2011): amendment. Lodged: 6th April 2011. <i>Senator T.J. Le Main.</i>	P.48/2011. Amd.
Island Plan 2011: approval (P.48/2011): second amendment. Lodged: 13th April 2011. <i>Connétable of Grouville.</i>	P.48/2011. Amd.(2)
Island Plan 2011: approval (P.48/2011): third amendment. Lodged: 13th April 2011. <i>Deputy J.B. Fox of St. Helier.</i>	P.48/2011. Amd.(3)
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Island Plan 2011: approval (P.48/2011): ninth amendment. Lodged: 20th April 2011. <i>Senator F. du H. Le Gresley.</i>	P.48/2011. Amd.(9)
Island Plan 2011: approval (P.48/2011): tenth amendment. Lodged: 20th April 2011. <i>Senator J.L. Perchard.</i>	P.48/2011. Amd.(10)
Island Plan 2011: approval (P.48/2011): eleventh amendment. Lodged: 20th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(11)
Island Plan 2011: approval (P.48/2011): twelfth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(12)
Island Plan 2011: approval (P.48/2011): thirteenth amendment. Lodged: 21st April 2011. <i>Deputy A.E. Jeune of St. Brelade.</i>	P.48/2011. Amd.(13)
Island Plan 2011: approval (P.48/2011): fourteenth amendment. Lodged: 21st April 2011. <i>Deputy A.T. Dupré of St. Clement.</i>	P.48/2011. Amd.(14)

Island Plan 2011: approval (P.48/2011): fifteenth amendment. Lodged: 21st April 2011. <i>Minister for Education, Sport and Culture.</i>	P.48/2011. Amd.(15)
Island Plan 2011: approval (P.48/2011): sixteenth amendment. Lodged: 21st April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(16)
Island Plan 2011: approval (P.48/2011): seventeenth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(17)
Island Plan 2011: approval (P.48/2011): eighteenth amendment. Lodged: 21st April 2011. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.48/2011. Amd.(18)
Island Plan 2011: approval (P.48/2011): nineteenth amendment. Lodged: 26th April 2011. <i>Deputy of Grouville.</i>	P.48/2011. Amd.(19)
Island Plan 2011: approval (P.48/2011): twentieth amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(20)
Island Plan 2011: approval (P.48/2011): twenty-first amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(21)
Island Plan 2011: approval (P.48/2011): twenty-second amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(22)
Island Plan 2011: approval (P.48/2011): twenty-third amendment. Lodged: 26th April 2011. <i>Deputy of St. Mary.</i>	P.48/2011. Amd.(23)
Island Plan 2011: approval (P.48/2011): twenty-fourth amendment. Lodged: 26th April 2011. <i>Senator A. Breckon.</i>	P.48/2011. Amd.(24)
Island Plan 2011: approval (P.48/2011): twenty-fifth amendment. Lodged: 26th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(25)
Island Plan 2011: approval (P.48/2011): twenty-sixth amendment. Lodged: 26th April 2011. <i>Senator S.C. Ferguson.</i>	P.48/2011. Amd.(26)
Island Plan 2011: approval (P.48/2011): twenty-seventh amendment. Lodged: 26th April 2011. <i>Deputy S.S.P.A. Power of St. Brelade.</i>	P.48/2011. Amd.(27)

Island Plan 2011: approval (P.48/2011): twenty-eighth amendment. Lodged: 26th April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(28)
Island Plan 2011: approval (P.48/2011): twenty-ninth amendment. Lodged: 26th April 2011. <i>Connétable of St. Peter.</i>	P.48/2011. Amd.(29)
Island Plan 2011: approval (P.48/2011): thirtieth amendment. Lodged: 26th April 2011. <i>Senator T.J. Le Main.</i>	P.48/2011. Amd.(30)
Island Plan 2011: approval (P.48/2011): thirty-first amendment. Lodged: 26th April 2011. <i>Deputy J.M. Macon of St. Saviour.</i>	P.48/2011. Amd.(31)
Island Plan 2011: approval (P.48/2011): thirty-second amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(32)
Island Plan 2011: approval (P.48/2011): thirty-third amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(33)
Island Plan 2011: approval (P.48/2011): thirty-fourth amendment. Lodged: 26th April 2011. <i>Connétable of St. Mary.</i>	P.48/2011. Amd.(34)
Island Plan 2011: approval (P.48/2011): thirty-fifth amendment. Lodged: 26th April 2011. <i>Deputy D.J. De Sousa of St. Helier</i>	P.48/2011. Amd.(35)
Island Plan 2011: approval (P.48/2011): thirty-sixth amendment. Lodged: 26th April 2011. <i>Deputy I.J. Gorst of St. Clement.</i>	P.48/2011. Amd.(36)
Island Plan 2011: approval (P.48/2011): thirty-seventh amendment. Lodged: 26th April 2011. <i>Deputy J.A.N. Le Fondré of St. Lawrence.</i>	P.48/2011. Amd.(37)
Island Plan 2011: approval (P.48/2011): thirty-eighth amendment. Lodged: 26th April 2011. <i>Connétable of St. Helier.</i>	P.48/2011. Amd.(38)

5th July 2011

- Draft Control of Housing and Work (Jersey) Law 201-. Lodged: 15th March 2011. <i>Chief Minister.</i>	P.37/2011.
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Draft Register of Names and Addresses (Jersey) Law 201-
Lodged: 15th March 2011.
Chief Minister.

P.38/2011.

M.N. DE LA HAYE
Greffier of the States

26th April 2011

Note –

In accordance with the meeting dates fixed for 2011 by the Privileges and Procedures Committee, this meeting will continue, if necessary, on Wednesday 4th and Thursday 5th May 2011.

Explanatory Note regarding subordinate legislation tabled at this meeting.

(See Item B)

R&O.43/2011.

This Order amends the Community Provisions (Restrictive Measures – Côte d'Ivoire) (Jersey) Order 2011 to take account of amendments to the relevant EU Regulation by Council Implementing Regulation (EU) No. 85/2011 of 31 January 2011 and Council Regulation (EU) No. 330/2011 of 6 April 2011. It also gives the Chief Minister a power, rather than a duty, to notify the Commission and Member States of certain matters, and allows the Chief Minister to disclose certain information to the Jersey Financial Services Commission.

The Order was made on 8th April 2011 and came into force on 9th April 2011.

R&O.44/2011.

This Order allows Jersey International Air Display a.r.l. to control access to certain roads and beaches on 7th, 8th and 9th September 2011 for the viewing of the Jersey International Air Display.

The Order was made on 15th April 2011 and came into force on being made.

R&O.45/2011.

This Order substitutes paragraph 5 of Schedule 2 to the Income Support (General Provisions) (Jersey) Order 2008 in order to increase certain amounts and percentages of amounts that are disregarded when assessing the weekly income of a household for the purposes of calculating the income support payable to the household.

The new paragraph 5 embodies the following changes–

- (a) in paragraph 5(a), the disregarded percentage of earnings of an adult in a household who is *not* entitled to a sole adult's basic component (under Article 5(2)(b) of the Income Support (Jersey) Law 2007) rises from 16.5% to 20%;
- (b) in paragraph 5(h), where 2 formulae are compared in the calculation of the disregarded percentage of earnings of an adult in a household who *is* entitled to such a sole adult's basic component, the formula that refers to total earnings also rises from 16.5% to 20%;
- (c) in paragraph 5(f), the disregarded amount "100% of the first £35.98" [of income derived from a pension or annuity of one person in a household who is aged at least 65] is increased, by £1.82, to "100% of the first £37.80";
- (d) in paragraph 5(g), the disregarded amount "100% of the first £22.40" [of income derived from a pension or annuity of any other person in a household who is aged at least 65] is increased, also by £1.82, to "100% of the first £24.22".

The Order was made on 18th April 2011 and will come into force on 1st June 2011.

R&O.46/2011.

This Order increases fees in the following enactments –

Animal Welfare (Licence Fee) (Jersey) Order 2008
Dangerous Wild Animals (Jersey) Law 1999
Artificial Insemination of Domestic Animals (Bovine Semen) (Jersey) Order 2008
High Hedges (Application Fee) (Jersey) Order 2008
Waste Management (Fees) (Jersey) Order 2008
Planning and Building (Fees) (Jersey) Order 2008.

The increases, the first since 1st January 2010, are generally around 2.5%.

In a few cases the old and new fees are not strictly comparable. In Schedule 1 (planning permission) to the Planning and Building (Fees) (Jersey) Order 2008, the fees in relation to dwellings will be calculated on the basis of their floor area (instead of on the basis of a flat fee). Moreover, the fee will vary according as there are one or more dwellings (instead of up to 5, or more than 5, and whether they are flats or houses).

In Schedule 2 (building permission) to the same Order, the fees for the creation of new flats and new dwelling houses will in future be calculated on the basis of the simple number of flats or houses, rather than differently according as there are up to 5 or more than 5 flats or houses.

Certain fees will not change, notably the building permission fees for certain modifications of existing structures.

The Order was made on 18th April 2011 and came into force on 2nd May 2011.

R&O.47/2011.

This Order revises the transitional arrangements relating to the introduction of income support. The Order extends the transitional periods of protection for individuals formerly entitled to attendance allowance in respect of a child member of the household.

The Order was made on 19th April 2011 and comes into force on 1st July 2011.

R&O.48/2011.

This Order allows the Jersey Motor Cycle and Light Car Club to hold motor rallies on Saturday 9th July 2011 on 3 courses in the parish of St. Ouen.

The Order was made on 19th April 2011 and came into force immediately upon being made.

R&O.49/2011.

This Order gives effect in Jersey to Council Regulation (EU) No. 359/2011 of 12 April 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran. This Order also amends the disclosure provisions contained in the Community Provisions (Restrictive Measures – Iran) (Jersey) Order 2010 to align them with similar provisions in this Order and, in particular, to expressly enable information to be disclosed by the Chief Minister to the Jersey Financial Services Commission for the purpose of any of its functions, where the Chief Minister believes the exercise of such a function may assist in achieving compliance with the Council Regulation.

The Order was made on 20th April 2011 and came into force on 21st April 2011.

R&O.50/2011.

This Order gives effect in Jersey to Council Implementing Regulation (EU) No. 360/2011 of 12 April 2011 which amends Regulation (EU) No. 204/2011 concerning restrictive measures in view of the situation in Libya (OJ No. L100/12, 14.4.2011). The Council Implementing Regulation amends the lists of persons and entities against whom sanctions are imposed in view of the situation in Libya.

The Order was made on 20th April 2011 and came into force on 21st April 2011.

R&O.51/2011.

This Order prescribes simple interest of 2 percentage points above the Barclays Bank plc base rate as the rate of interest that a limited partner must pay under Article 15 or Article 18 of the Separate Limited Partnership (Jersey) Law 2011.

Article 15 relates to a limited partner's liability to repay, with up to 6 months' interest, profits paid to him or her while a separate limited partnership is insolvent.

Article 18 relates to a limited partner's liability to repay, with up to 6 months' interest, any part of his or her contribution to the partnership that is returned to the partner while the partnership is insolvent.

The Order was made on 20th April 2011 and will come into force on the same day as those Articles of the Law.

R&O.52/2011.

This Order prescribes simple interest of 2 percentage points above the Barclays Bank plc base rate as the rate of interest that a limited partner must pay under Article 13 or Article 16 of the Incorporated Limited Partnership (Jersey) Law 2011.

Article 13 relates to a limited partner's liability to repay, with up to 6 months' interest, profits paid to him or her while a incorporated limited partnership is insolvent.

Article 16 relates to a limited partner's liability to repay, with up to 6 months' interest, any part of his or her contribution to the partnership that is returned to the partner while the partnership is insolvent.

The Order was made on 20th April 2011 and will come into force on the same day as those Articles of the Law.

R&O.53/2011.

This Order further amends the Community Provisions (Restrictive Measures – Burma/Myanmar) (Jersey) Order 2008 (the "principal Order") in order to give effect in Jersey to Commission Implementing Regulation (EU) No. 383/2011 of 18 April 2011 (OJ N^oL 103/8, 19.4.2011). The Commission Implementing Regulation amends Council Regulation (EC) No. 194/2008, which imposes restrictive measures in respect of Burma/Myanmar, by amending the lists of enterprises, Government officials and other persons against whom restrictions are imposed. This Order also amends the disclosure provisions contained in the principal Order to align them with similar provisions made in respect of other restrictive measures Orders and, in particular, expressly enables information to be disclosed by the Chief Minister to the Jersey Financial Services Commission for the purpose of any of its functions, where the Chief Minister believes the exercise of such a function may assist in achieving compliance with the Council Regulation.

The Order was made on 21st April 2011 and came into force on 22nd April 2011.

WRITTEN QUESTIONS

(See Item I(a))

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

“Can the Minister inform members of the teacher/pupil ratio, with and without teaching assistants, in primary and secondary schools in Jersey, in fee-paying and in non-fee-paying sectors, and give members information on the trends in this ratio over the last 10 years?”

2. The Minister for Education, Sport and Culture will table an answer to the following question asked by Senator B.E. Shenton –

“Would the Minister provide full details regarding how the Education budget has been allocated on a school by school basis, including fee paying schools receiving grants, together with details of the average number of students attending each of these schools, ensuring that the cash figures reconcile with the total budget that his department has allocated to Education, and that the pupil numbers reconcile with the average total number of students in full time education during the period (using figures for the educational year September 2010 to August 2011 rather than the financial year if he so wishes)?”

3. The Chief Minister will table an answer to the following question asked by the Deputy of St. John –

“Will the Chief Minister advise which States members attended the recent trip to Normandy and Brittany over the weekend of the 1st to 4th April 2011 to represent Education, Sport and Culture, Economic Development and Planning and Environment, who they met, what subjects were discussed and which civil servants or industry personnel were also part of the delegation?”

Would the Chief Minister advise what the trip cost and whether the Assistant Chief Minister, External Affairs, was part of the delegation?

As both Normandy and Brittany have vital sea routes, was a representative of the Ports of Jersey part of the delegation, if so, would he give details as to who this person was and who they met, and, if not, please explain why?”

4. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy J.M. Maçon of St. Saviour –

“Would the Minister explain what specific legislative barriers exist, if any, which have prevented the establishment of a pelican crossing on Longueville Road next to Miladi Farm Parade?”

5. The Minister for Treasury and Resources will table an answer to the following question asked by Senator J.L. Perchard –

“Would the Minister advise whether Jersey legislation would require amendment should a zero GST rating for food and fuel to be approved utilizing the UK model?”

Will the Minister also advise on the likely cost, manpower implications and the scale of the legislative reform required to transcribe UK law to Jersey law in this regard?”

6. The Minister for Economic Development will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier –

“Would the Minister provide members with an update on the settlement of claims made by the residents and landowners affected by the groundwater pollution at the Airport Fire Training Ground?”

- 7 The Minister for Planning and Environment will table an answer to the following question asked by Senator B.E. Shenton –

“Can the Minister confirm that he will implement the recommendations contained within the Committee of Inquiry: Reg's Skips - Planning Applications - Second Report (R.38) in a timely manner, including the adoption of a Code of Conduct for the Minister re Planning Decisions, and, if not, why not?”

8. The Chairman of the Corporate Services Scrutiny Panel will table an answer to the following question asked by Deputy J.M. Maçon of St. Saviour –

“Would the Chairman advise whether her Panel intends to scrutinise the forthcoming civil partnership legislation?”

9. The Chief Minister will table an answer to the following question asked by Deputy J.M. Maçon of St. Saviour –

“Can the Chief Minister/Minister indicate when the Civil Partnership legislation will be lodged for debate?”

10. The Minister for Transport and Technical Services will table an answer to the following question asked by Deputy P.V.F. Le Claire of St. Helier -

“Would the Minister state what, if anything, is happening at La Collette regarding the development and management of green waste, what new cement laying works are being installed and at what cost?

What work has been completed and what is planned at La Collette in terms of infrastructure and capital expenditure on green waste and at what cost?

What consultation over the issues of green waste, if any, has there been and with whom?

What volumes of green waste are currently being received and what has that volume been over the last 5 years?”

11. The Minister for Health and Social Services will table an answer to the following question asked by Deputy R.G. Le Hérisssier of St. Saviour -

“Is the Minister satisfied with progress on major IT projects in the Health and Social Services Department? Could the Minister identify these projects for members and give proposed dates of completion, budgets allocated and any overspends to date?”

12. The Minister for Education, Sport and Culture will table an answer to the following question asked by Senator J.L. Perchard -
- “Following the statement on 14th April by the Assistant Minister for Education, Sport and Culture that fee paying schools were going to lose some of their States grants and that the Education, Sport and Culture Department had managed to persuade the Council of Ministers to do this over 5 years, will the Minister inform members –
- (a) what the latest proposal is in respect of grants to fee-paying schools and whether this policy is supported by the Council of Ministers?
- (b) what reaction, if any, has he received to his latest proposal from the Boards of Governors of Jersey College for Girls, Victoria Collage, De la Salle College, Beaulieu and FCJ?”
13. The Minister for Social Security will table an answer to the following question asked by Senator F. du H. Le Gresley -
- “Could the Minister provide a progress report on the implementation of the proposition ‘Cold weather payments: amendment to income support’ (P.4/2011) which was approved by the States on 6th February 2011?
- Does the Minister expect to be in a position to commence cold weather payments to this new group of pensioner households with effect from October of this year?”
14. The Chief Minister will table an answer to the following question asked by Deputy A.E. Jeune of St. Brelade –
- “Would the Chief Minister, as Chairman of the States Employment Board, advise members what investigations, if any, the Board has undertaken, or what advice it has received, during the last 12 months to identify pay differentials for nursing staff between Jersey and the United Kingdom and would he provide any evidence of differential by nursing grade?”
15. The Minister for Economic Development will table an answer to the following question asked by Deputy G.P. Southern of St. Helier –
- “In the debate on the proposition ‘Income tax – introduction of higher rates’ (P.23/2011) on 6th April 2011 the Minister stated that following the introduction of a 50% tax rate ‘Major companies and wealthy individuals departed the UK in their droves.’ Is the Minister aware that in a written answer given to the House of Commons on 9th March 2011 the UK Exchequer Secretary Mr. David Gauke MP stated that in the 3 years to 2009/10 only 18 companies moved their headquarters from the UK for tax reasons; does the Minister therefore accept that his statement was misleading and, if so, will he withdraw it?
- Would the Minister set out what evidence, if any, his Department has to indicate that higher personal tax rates would lead to an exodus of companies from Jersey and, if he has no such evidence, does he accept that any threats to that effect can be safely ignored?”
16. The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -
- “Following the lodging of the proposition ‘Pension Age: Increase’ (P.58/2011) would the Minister give his justification for the approach taken and, in particular –
- a) confirm that the increase in pension age produces only a small reduction in contribution rates (paragraph 7.5)?
- b) state whether he is satisfied that the detrimental effect on those in manual occupations is adequately dealt with (section 6.1) and state whether the proposals would lead to increases in demand for other

welfare benefits such as Incapacity Pension, LTIA and Income Support and thereby increase the cost of these benefits?

- c) state whether he accepts that, despite references to *Keeping Jersey Special*, *Imagine Jersey 2035* and *JASS*, none of these included any properly structured consultation on the far-reaching proposal to raise the pension age and that in none of these is there a clear acceptance that raising the pension age is a preferred option?
- d) explain why the additional options given on page 17, many of which involve incentives, are left for future consideration and are not being taken as starting points now?
- e) state why no measures are proposed to start in the next 2 or 3 years but are deferred for 10 years?"

17. The Minister for Social Security will table an answer to the following question asked by Deputy G.P. Southern of St. Helier -

“Will the Minister accept that the key statement in the report accompanying the proposition ‘Pension age: increase’ (P.58/2011) is that “while being funded by much lower contribution rates” (page 3) and will he undertake to give consideration to raising contribution rates in the short term rather than putting off action for 10 years?”

Would the Minister explain what the impact would be of annual 0.5% increases to employer and employee rates over the next 5 years on the social security fund and on the need to raise the pension age? Will the Minister agree to consult fully on a wider range of options than the far-reaching option being put forward in the proposition?”

ORAL QUESTIONS TO MINISTERS WITHOUT NOTICE

(See Item I(c))

<u>2011</u>	First 15 minute period Minister	Second 15 minute period Minister
<u>First session</u>		
-		
May 17th	Education, Sport and Culture	Health and Social Services
June 7th	Home Affairs	Chief Minister
June 21st	Social Security	Planning and Environment
July 5th	Housing	Chief Minister
July 18th (Monday)	Transport and Technical Services	Economic Development
<u>2nd session</u>		
September 13th (Annual Business Plan 2012)	Treasury and Resources	Chief Minister
September 20th	Education, Sport and Culture	Health and Social Services
November 8th (Budget 2012)	Home Affairs	Chief Minister