

# Corporate Services Scrutiny Panel

## Record of Meeting

Date: 13th July 2015

Present	Deputy J.A.N. Le Fondré, Chairman Deputy S.J. Brée, Vice-Chairman Deputy K.C. Lewis
Apologies	Connétable C.H. Taylor
Absent	
In attendance	Mr T. Oldham, Scrutiny Manager Mr W. Millow, Scrutiny Officer

Ref Back	Agenda matter	Action
	<p><b>1. Records of Meetings</b></p> <p>The records of the meetings held on 23rd, 24th and 25th June 2015 were approved. The records were signed accordingly.</p> <p>In respect of the record of the meeting held on 29th June 2015, the Panel agreed an amendment to clarify that transfers which had reportedly taken place within the machinery of government of the Isle of Man had not necessarily occurred recently.</p>	<b>WM</b>
<p><b>Item 4</b> <b>29.06.15</b>  <b>513/45</b></p>	<p><b>2. Review of the MTFP – 2016-2019</b></p> <p>The Panel received an update in relation to its review of the Medium Term Financial Plan (MTFP) 2016 – 2019. It was noted that public hearings had been arranged with the Minister for Treasury and Resources at 3:30pm on 21st July 2015 and with the Chief Minister at 2:00pm on 5th August 2015. It was agreed that, in order to prepare for the hearings, the Panel would meet at 9:30am on 16th July 2015 and at 2:00pm on 21st July 2015. It was agreed to invite the Panel's expert adviser from MJO Consulting to attend the meeting on 16th July 2015. The Scrutiny Officers were requested to prepare a draft question plan.</p> <p>The Panel noted that its expert adviser from CIPFA Business Limited would hold meetings in Jersey on 21st and 22nd July 2015, during which time he would meet the Panel at 9:30am on 21st July 2015 and at 3:00pm on 22nd July 2015. It was agreed that the Panel would continue its meeting after its discussions with the adviser on 21st July 2015 in order to consider further the public hearing scheduled for later that day.</p> <p>The Panel recalled its agreement to circulate a framework of lines of enquiry to other Scrutiny Panels to assist those Panels in their work on the MTFP. The Panel requested that the framework, as it stood, be circulated in order it could subsequently be forwarded for all Panels' consideration by 17th July 2015.</p> <p>Consideration was given to the timetable for the Panel's review and, in particular, when the Panel would expect to receive guidance from the other Panels on the results of their work. It was agreed to aim for</p>	<p><b>TO /</b> <b>WM</b></p> <p><b>TO /</b> <b>WM</b></p> <p><b>TO /</b> <b>WM</b></p> <p><b>TO /</b> <b>WM</b></p>

	<p>presentation of the Panel's report to occur on 15th September 2015. It was subsequently agreed that, ahead of presentation, the Panel would aim to circulate the draft report for comment on 9th September 2015 with the deadline for comments to be 11th September 2015. It was agreed to advise the Executive of this timetable. It was noted that, in order to meet this timetable, Panels would need to provide the guidance on their work by 3rd September 2015.</p> <p>The Panel recalled that a briefing on the MTFP had been provided to all States Members on 10th July 2015. The Scrutiny Officers were requested to circulate electronic copies of the slides which had been used during the presentation.</p>	<p><b>TO / WM</b></p> <p><b>TO / WM</b></p>
<p><b>Item 5</b> <b>29.06.15</b> <b>513/37(7)</b></p>	<p><b>3. Public Finance (Jersey) Law – Amendment No. 3</b></p> <p>The Panel noted receipt of a report on <i>Draft Public Finances (Amendment of Law No.3) (Jersey) Regulations 201-</i> (P.57/2015) from its expert adviser at CIPFA Business Limited. Consideration was given to the report and to a paper prepared by the Scrutiny Office. The Panel discussed the potential contents of comments it would present on the Draft Regulations. It was noted that the Panel could potentially undertake further evidence-gathering for this review but that the Panel's current programme would make this difficult. It was therefore agreed to request that, in light of the report from CIPFA Business Limited and the current work programme, the Minister for Treasury and Resources defer the debate on the Draft Regulations and to advise that, if the debate were not deferred, the Panel would invoke Standing Order 72 were the principles of the Draft Regulations to be adopted. It was agreed to defer further discussion of this review until the Minister's response to the request had been received.</p>	<p><b>WM</b></p>
<p><b>Item 6</b> <b>29.06.15</b> <b>513/47</b></p>	<p><b>4. Transfer of Functions</b></p> <p>The Panel considered the current status of the Transfer of Functions Review. The Panel recalled that Connétable J.E. Le Maistre had been co-opted to the Panel in his capacity as Chairman of the Economic Affairs Scrutiny Panel. Noting that the Connétable had subsequently resigned as Chairman of that Panel, it was agreed that the Connétable would be asked whether he wished to remain co-opted to the Panel. It was further agreed that, in the event the Connétable no longer wished to be co-opted, the Panel would invite Deputy L.M.C. Doublet, Chairman of the Education and Home Affairs Scrutiny Panel, to be co-opted to the Panel for this review.</p> <p>The Panel received an update on the visit of its expert advisers from Concerto on 23rd and 24th July 2015. Consideration was given to whether the advisers should meet the Minister for Treasury and Resources. Noting that such a meeting would be procedurally unusual but not unprecedented, it was agreed that the meeting would go ahead but that the Vice-Chairman would also attend. The Panel was advised that, at the Chairman's request, a meeting in respect of the Future Hospital Project would be arranged for the advisers. The Panel was also advised that care would need to be taken to ensure that the Hospital Project was considered within the context of the Transfer of Functions Review and the scope of the review did not creep inadvertently as a result. The Panel recalled its agreement to research transfers which had reportedly taken place within the machinery of government of the Isle of Man. The Panel was informed that the</p>	<p><b>WM</b></p> <p><b>WM</b></p> <p><b>SB</b></p> <p><b>JLeF</b></p>

	<p>Chairman would investigate this matter in the first instance.</p> <p>The Panel agreed that, subsequent to the advisers' meetings, Concerto would be asked to provide its oral report to the Panel on 7th August 2015. It was agreed to meet at 10:00am on that day and that Concerto would be asked to provide its report at 11:00am. It was noted that the report would be recorded in order that a transcript could be produced.</p>	<b>WM</b>
<b>Item 7 29.06.15</b>	<p><b>5. Public Sector Pension Reform (PECRS)</b></p> <p>The Panel considered a draft Scoping Document, draft Terms of Reference and a draft Project Plan for its review of proposed changes to public sector pension provision. The Panel was advised that amendments had been made to the documentation since its previous circulated by e-mail following comments from the Chairman and to reflect an updated estimate on the expenditure likely to be incurred by engaging an expert adviser. It was noted in that latter regard that advice would need to be sought from the Greffier of the States before contractual arrangements with the expert adviser could be finalized. The Panel approved the scoping material, as amended.</p> <p>Consideration was given to the timetable for the review. The Panel was advised that Draft Regulations in respect of the new public sector pension provision had yet to be received. The Panel discussed whether there would be sufficient time for it to undertake a review, given other demands on the Panel's work programme. The Panel was advised that it could request a particular debate date from the States Employment Board in order to allow it sufficient time. Concerns were expressed as to whether it would nevertheless be challenging to complete the review. Notwithstanding these concerns, it was agreed that an adviser would be engaged to consider the Draft Regulations in the first instance and to report back by the end of August 2015.</p> <p>The Panel was informed that the Chairman's spouse was a past contributor to the current scheme but that any likely benefit would be minimal and not material. The Panel agreed that there was no conflict of interest to declare in respect of the review.</p>	<b>WM</b>
	<p><b>6. Population and Migration</b></p> <p>The Panel noted receipt of draft scoping material in respect of a proposed review in relation to population and migration matters that, if agreed, would allow for a desktop consideration of the economic impact of migration. The Panel was informed of a meeting the Chairman had held with the Chief Statistician which had assisted with preparation of the scoping material. The Panel was advised that undertaking the review in the short term would potentially be challenging in light of current demands of the work programme and it was noted that the review did not need to be begun immediately. Consideration was given to whether to undertake the proposed review. It was ultimately agreed that, in the first instance, the Panel would request from the Chief Minister advice on what work, if any, the Executive had undertaken on assessing the economic impact of migration. It was agreed to defer consideration of the proposed review until the Chief Minister's response had been received.</p>	<b>WM</b>
<b>Item 1 03.07.15</b>	<p><b>7. Possible JT and Airtel Merger</b></p> <p>The Panel recalled the briefing it had received on the potential merger of operations of JT and Airtel. It was agreed to scope a potential review</p>	<b>TO /</b>

	of this matter and to include within the scoping material provision for the appointment of an expert adviser who would assist the Panel in assessing arrangements within the proposed merger in respect of governance, due diligence and the shareholders' interests. It was also agreed to request from the Department of Treasury and Resources the timetable for the proposed merger.	<b>WM</b>  <b>TO / WM</b>
	<p><b>8. Work Programme</b></p> <p>The Panel considered the current status of the 2015 work programme. The Panel was advised that the work programme was currently challenging in terms of delivery. It was noted in that regard that decisions in respect of the review of P.57/2015 and the proposed population and migration review would render the work programme less challenging, albeit that a review in respect of the JT / Airtel merger would now need to be added to the work programme.</p> <p>Consideration was given to the Panel's remit and the impact on that remit of proposed transfers of Ministerial functions and of departmental transfers to the Chief Minister's Department. It was noted that subsequent consideration would potentially need to be given by the Chairmen's Committee as to whether a restructuring of the Scrutiny Panels' remits would be required in due course.</p>	
	<p><b>9. Confidentiality</b></p> <p>The Panel noted receipt of a paper from the Chairmen's Committee which outlined an approach for all Panels to take in respect of receiving confidential documents and instances in which the confidential status of documents might be challenged. The Panel agreed to adopt the approach proposed by the Committee and to incorporate it within its own working practices.</p>	
<b>Item 9 29.06.15</b>	<p><b>10. Ministerial Decisions</b></p> <p>The Panel noted recent Ministerial Decisions taken by the Ministers within its remit. The Panel recalled its request to receive the report which accompanied <i>Overdale Hospital, Grant of drainage rights for Hillcrest Development, Westmount Road</i> (MD-PH-2015-0056). The Officers were requested to ascertain the current status of this request.</p>	<b>WM</b>
	<p><b>11. Future Meetings</b></p> <p>The Panel noted that its next scheduled meeting would take place at 9:30am on 27th July 2015. The apologies of the Chairman for the meeting were noted.</p>	
<b>Item 2 29.06.15  513/46</b>	<p><b>12. Jersey International Finance Centre (JIFC)</b></p> <p>The Panel noted that its advisers were continuing negotiations with the States of Jersey Development Company to finalise the wording of the Non-Disclosure Agreement to enable them to access the necessary commercially sensitive information to complete their work and report to the Panel. The Panel agreed to re-consider the next steps of its work on the Review once its advisers had secured the required information.</p>	