

STATES OF JERSEY



***EX GRATIA* PAYMENT TO MR. ROY BOSCHAT (P.82/2015): ADDENDUM**

**Presented to the States on 30th July 2015
by Deputy T.A. McDonald of St. Saviour**

STATES GREFFE

ADDENDUM TO P.82/2015

The attached correspondence arose during a review of Mr. Boschat's case during 2014. It was inadvertently omitted from the proposition, and is absolutely germane to Mr. Boschat's case for damages from the States of Jersey Police.

It notes that the States of Jersey Police agree that Mr. Boschat has '*clearly been wronged as the result of actions by a former Deputy Chief Officer*'.

Note: Contact details have been redacted from the attached copy e-mails.

Sarah Ferguson

From:
Sent: 24 July 2014 07:13
To: 'Sarah Ferguson'
Subject: RE: Mr Roy Boschat

Dear Senator Ferguson,
Thank you for your message .

As we discussed recently, our position in respect of Mr Boschat's intended action against the SoJP remains unchanged. He has clearly been wronged as a result of actions by a former Deputy Chief Officer. Mr Boschat has been informed that the SoJP would not resist any legal action taken against the Force and full compliance with any Court Order would be observed. You will be aware that Mr Boschat's civil claim received in December 2012 was submitted to our insurers for attention but was deemed out of time. My understanding when we last spoke was that Mr Boschat may now have found a route for a legal remedy beyond this. Again, the SoJP would be cooperative in this regard. This would, however, necessitate, some form of legal action. Under Financial Regulations, the SoJP could not 'settle' a claim made without some legal basis. If Mr Boschat has found one, we can progress. In the absence of a legal route, perhaps the only solution would be for a proposal to be taken to the States for consideration of agreeing a settlement. If there is greater clarity on what options may be available to Mr Boschat, I am content to seek legal advice from an SoJP perspective on what might be possible outside of our insurance policy to come to some form of solution.

I will be happy to discuss this further with you.
Kind regards,



From: Sarah Ferguson
Sent: 23 July 2014 08:12
To:
Subject: Mr Roy Boschat

Recently, the second occasion being 30th June, we discussed the letter circulated to all Connétables by a previous Deputy Chief Officer, Mr Harper. A copy of which I enclose for your convenience.

At that time you confirmed that the States of Jersey Police would not defend against any action brought by the subject of the letter, Mr Roy Boschat, with the implication that the States of Jersey Police would enter into negotiations with Mr Boschat and his representatives.

It would be helpful if you would confirm my understanding of that meeting so that we can bring this matter to a conclusion satisfactory to both parties.

Regards

Sarah

Senator Sarah Ferguson B.Sc(Tech), M.L.E.T., C.Eng.,Eur.Ing.,M.B.A.(Columbia)