



**THE STATES assembled on Tuesday  
22nd November 2011, at 09.30 a.m. under  
the Presidency of the Bailiff,  
Michael Cameron St. John Birt Esquire.**

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**His Excellency the Lieutenant Governor,  
General Sir John McColl, K.C.B., C.B.E., D.S.O.  
was present.**

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

Senator Bryan Ian Le Marquand – ill  
Connétable Philip John Rondel of St. John – excused attendance  
Deputy Trevor Mark Pitman of St. Helier – en défaut (défaut raised at 9.49 a.m.)

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Prayers

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### **Subordinate enactments tabled**

The following enactments were tabled, namely –

Shops (Regulation of Opening) (Fête dé Noué 2011) (Jersey) Order 2011. <i>Minister for Economic Development.</i>	R&O.148/2011.
Regulation of Undertakings and Development (Return of Employers) (Amendment) (Jersey) Order 2011. <i>Minister for Economic Development.</i>	R&O.149/2011.
Community Provisions (Implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia) (Revocation) (Jersey) Order 2011. <i>Chief Minister.</i>	R&O.150/2011.
Community Provisions (Restrictive Measures – Democratic Republic of the Congo) (Jersey) Order 2011. <i>Chief Minister.</i>	R&O.151/2011.
Extradition (Application to Customs and Excise) (Jersey) Order 2011. <i>Minister for Home Affairs.</i>	R&O.152/2011.
Firearms (General Provisions) (Jersey) Order 2011. <i>Minister for Home Affairs.</i>	R&O.153/2011.
Police Procedures and Criminal Evidence (Application to Customs and Excise) (Amendment No. 2) (Jersey) Order 2011. <i>Minister for Home Affairs.</i>	R&O.154/2011.

Architects (Registration) (General Provisions) (Jersey) Order 2011. <i>Minister for Economic Development.</i>	R&O.155/2011.
Sex Offenders (Travel Notification Requirements) (Jersey) Order 2011. <i>Minister for Home Affairs.</i>	R&O.156/2011.
Sex Offenders (Prescribed Jurisdictions) (Jersey) Order 2011. <i>Minister for Home Affairs.</i>	R&O.157/2011.
Income Tax (Superannuation Funds) (Amendment No. 5) (Jersey) Order 2011. <i>Minister for Treasury and Resources.</i>	R&O.158/2011.
Social Security (Collection of Contributions) (Amendment No. 2) (Jersey) Order 2011. <i>Minister for Social Security.</i>	R&O.159/2011.
Social Security (Contributions) (Amendment No. 9) (Jersey) Order 2011. <i>Minister for Social Security.</i>	R&O.160/2011.
Social Security (General Benefit) (Amendment No. 3) (Jersey) Order 2011. <i>Minister for Social Security.</i>	R&O.161/2011.
Community Provisions (Restrictive Measures – Syria) (Amendment No. 8) (Jersey) Order 2011. <i>Chief Minister.</i>	R&O.162/2011.

### Documents presented or laid

Reform of Jersey law relating to security interest in movable property – Stage 2: extension to tangible movables – White Paper. Presented: 16th November 2011. <i>Minister for Economic Development.</i>	R.137/2011.
Government Actuary's Report on the financial condition of the Health Insurance Fund as at 31st December 2007. Presented: 18th November 2011. <i>Minister for Social Security.</i>	R.138/2011.
Energy Efficiency Service: Phase 1 Report. Presented: 18th November 2011. <i>Minister for Planning and Environment.</i>	R.139/2011.
Succession Planning within the States of Jersey Police (S.R.7/2011): response of the Minister for Home Affairs. Presented: 17th November 2011. <i>Minister for Home Affairs.</i>	S.R.7/2011. Res.
Issues surrounding the review of financial management of Operation Rectangle. Presented: 9th November 2011. <i>Education and Home Affairs Scrutiny Panel.</i>	S.R.16/2011.

Report on the Accounts of the States of Jersey for the year ended 31st December 2010. P.A.C.3/2011.  
Presented: 11th November 2011.  
*Public Accounts Committee.*

### Notification of lodged propositions

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

Draft States of Jersey Police Force Law 201-. P.182/2011.  
Lodged: 16th 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.*

### Withdrawal of lodged propositions

THE STATES noted that, in accordance with Standing Order 34(1), the proposer of the following proposition lodged "au Greffe" had informed the Greffier of the States that it had been withdrawn –

Jersey Business Venture: future role. P.150/2011.  
Lodged: 5th September 2011.  
*Senator A. Breckon.*

### Privileges and Procedures Committee: appointment of Chairman

The Connétable of St. Helier was nominated by Senator Sir Philip Bailhache.  
Deputy Montfort Tadier of St. Brelade was nominated by Senator Francis du Heume Le Gresley.  
The Connétable of St. Mary was nominated by the Deputy of Trinity.  
Deputy Gerard Clifford Lemmens Baudains of St. Clement was nominated by Deputy Roy George Le Hérissier of St. Saviour.

In accordance with Standing Order 118, each candidate made a speech and was questioned prior to a ballot being held.

THE STATES, having proceeded to a secret ballot, were informed of the following results by the Bailiff –

The Connétable of St. Helier	12
Deputy Montfort Tadier of St. Brelade	8
The Connétable of St. Mary	20
Deputy Gerard Clifford Lemmens Baudains of St. Clement	7

In accordance with Standing Order 118(8) Deputy Gerard Clifford Lemmens Baudains of St. Clement, the candidate in receipt of the lowest number of votes withdrew, and a second secret ballot was then held.

THE STATES, having proceeded to a second secret ballot, were informed of the following results by the Bailiff –

The Connétable of St. Helier	14
Deputy Montfort Tadier of St. Brelade	13
The Connétable of St. Mary	20

In accordance with Standing Order 118(8) Deputy Montfort Tadier of St. Brelade, the candidate in receipt of the lowest number of votes withdrew, and a third secret ballot was then held.

THE STATES, having proceeded to a third secret ballot, were informed of the following results by the Bailiff –

The Connétable of St. Helier	22
The Connétable of St. Mary	21

There were 2 spoilt papers.

The Bailiff accordingly declared that the Connétable of St. Helier had been duly appointed as the Chairman of the Privileges and Procedures Committee.

#### **Public Accounts Committee: appointment of Chairman**

In accordance with the provisions of Standing Order 119(1), Senator Sarah Craig Ferguson nominated Deputy Tracey Anne Vallois of St. Saviour as the Chairman of the Public Accounts Committee.

There being no other nominations, the Bailiff, in accordance with Standing Order 119(2) declared that Deputy Tracey Anne Vallois of St. Saviour had been duly appointed as the Chairman of the Public Accounts Committee.

#### **Corporate Services Scrutiny Panel: appointment of Chairman**

In accordance with the provisions of Standing Order 120(1), Deputy John Alexander Nicholas Le Fondré of St. Lawrence nominated Senator Sarah Craig Ferguson as the Chairman of the Corporate Services Scrutiny Panel.

There being no other nominations, the Bailiff declared that Senator Sarah Craig Ferguson had been duly appointed as the Chairman of the Corporate Services Scrutiny Panel.

#### **Economic Affairs Scrutiny Panel: appointment of Chairman**

In accordance with the provisions of Standing Order 120(1), Deputy Roderick Gordon Bryans of St. Helier nominated the Deputy of St. Martin as the Chairman of the Economic Affairs Scrutiny Panel.

There being no other nominations, the Bailiff declared that the Deputy of St. Martin had been duly appointed as the Chairman of the Economic Affairs Scrutiny Panel.

**Education and Home Affairs Scrutiny Panel: appointment of Chairman**

In accordance with the provisions of Standing Order 120(1), Deputy Jacqueline Ann Hilton of St. Helier nominated Deputy Jeremy Martin Maçon of St. Saviour as the Chairman of the Education and Home Affairs Scrutiny Panel.

There being no other nominations, the Bailiff declared that Deputy Jeremy Martin Maçon of St. Saviour had been duly appointed as the Chairman of the Education and Home Affairs Scrutiny Panel.

**Environment Scrutiny Panel: appointment of Chairman**

In accordance with the provisions of Standing Order 120(1), the Deputy of St. Martin nominated Deputy John Hilary Young as the Chairman of the Environment Scrutiny Panel.

There being no other nominations, the Bailiff declared that Deputy John Hilary Young had been duly appointed as the Chairman of the Environment Scrutiny Panel.

**Health, Social Security and Housing Scrutiny Panel: appointment of Chairman**

There were no nominations for the vacancy of Chairman of the Health, Social Security and Housing Scrutiny Panel.

**Arrangement of business for the present meeting**

THE STATES rejected a proposition of Deputy Montfort Tadier of St. Brelade that the Assembly should adjourn until 1.15 p.m. to allow Members to come forward with nominations for the Chairman of the Health, Social Security and Housing Scrutiny Panel.

Members present voted as follows –

**POUR: 22**

Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of Trinity  
 Connétable of St. Clement  
 Connétable of St. Ouen  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Deputy R.C. Duhamel (S)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy of St. Ouen  
 Deputy J.A.N. Le Fondré (L)  
 Deputy M. Tadier (B)  
 Deputy T.M. Pitman (H)  
 Deputy M.R. Higgins (H)  
 Deputy A.K.F. Green (H)  
 Deputy J.M. Maçon (S)  
 Deputy J.H. Young (B)  
 Deputy of St. Martin

**CONTRE: 24**

Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator S.C. Ferguson  
 Senator A.J.H. Maclean  
 Senator I.J. Gorst  
 Senator L.J. Farnham  
 Senator P.M. Bailhache  
 Connétable of St. Helier  
 Connétable of Grouville  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Connétable of St. Saviour  
 Deputy R.G. Le Hérisier (S)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)

**ABSTAIN: 0**

Deputy R.G. Bryans (H)  
Deputy of St. Peter  
Deputy R.J. Rondel (H)

Deputy E.J. Noel (L)  
Deputy T.A. Vallois (S)  
Deputy G.C.L. Baudains (C)  
Deputy S.J. Pinel (C)  
Deputy of St. Mary

### **Jersey Overseas Aid Commission – election of Chairman**

Senator Paul Francis Routier was nominated by Senator Ian Joseph Gorst.

Deputy Trevor Mark Pitman of St. Helier was nominated by Deputy Tracey Anne Vallois of St. Saviour.

THE STATES, having proceeded to a secret ballot, were informed of the following results by the Deputy Bailiff –

Senator Paul Francis Routier	33
Deputy Trevor Mark Pitman of St. Helier	13

The Bailiff accordingly declared that Senator Paul Francis Routier had been duly appointed as the Chairman of the Jersey Overseas Aid Commission.

### **Health, Social Security and Housing Scrutiny Panel: appointment of Chairman**

In accordance with the provisions of Standing Order 120(1), Deputy Susan Jane Pinel of St. Clement nominated the Deputy of St. Peter as the Chairman of the Health, Social Security and Housing Scrutiny Panel.

There being no other nominations, the Bailiff declared that the Deputy of St. Peter had been duly appointed as the Chairman of the Health, Social Security and Housing Scrutiny Panel.

### **Adjournment**

THE STATES adjourned, having agreed to reconvene on Thursday 24th November 2011 to consider the remaining nominations for Committee and Scrutiny Panel members.

THE STATES rose at 12.20 p.m.

**M.N. DE LA HAYE**

*Greffier of the States*

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### **Re-issue Note**

This set of States Minutes is re-issued because the Act on page 779 headed “**Environment Scrutiny Panel: appointment of Chairman**” was inadvertently omitted from the Minutes as originally published.