

STATES OF JERSEY



DRAFT STATES OF JERSEY (AMENDMENT No. 9) LAW 201- (P.18/2017) – SECOND AMENDMENT

Lodged au Greffe on 19th April 2017
by Deputy A.D. Lewis of St. Helier

STATES GREFFE

1 PAGE 11, ARTICLES 2 AND 3 –

For Articles 2 and 3 substitute the following Articles –

“2 Article 1 amended

In Article 1(1) in the definition “elected member” the word “Senator,” shall be deleted.

3 Article 2 amended

In Article 2(1) –

- (a) the words “8 Senators, elected as provided by this Law;” shall be deleted;
- (b) for the number “29” there shall be substituted the number “32”.

4 Article 4 amended

In Article 4 –

- (a) paragraph (1) shall be deleted; and
- (b) in paragraph (4) for the words “remain 29” there shall be substituted the words “be 32”.

5 Article 5 amended

- (1) In the heading to Article 5 and in paragraphs (1) and (3) of that Article, the words “Senators and” in each place shall be deleted.
- (2) In Article 5(2) the words “Senator or” shall be deleted.

6 Article 6 amended

- (1) In the heading to Article 6 the words “Senators and” shall be deleted.
- (2) Paragraph (1) of Article 6 shall be deleted.
- (3) In Article 6(3) for the words “paragraphs (1) and (2)” there shall be substituted the words “paragraph (2)”.

7 Article 7 amended

- (1) In the heading to Article 7 the words “Senator or” shall be deleted.
- (2) In Article 7(1) the words “a Senator or” shall be deleted.

- (3) In paragraphs (2) and (3) of Article 7 the words “Senator or” shall be deleted in each place in which they occur.

8 Article 8 amended

- (1) In the heading to Article 8 the words “Senator or” shall be deleted.
- (2) In paragraphs (1) and (2) of Article 8 the words “Senator or” in each place shall be deleted.

9 Article 9 amended

In Article 9(1) the words “Senator or” shall be deleted.

10 Article 11 amended

In Article 11 the words “Senators and” shall be deleted.

11 Article 12 amended

In the heading to Article 12 and in paragraph (1) of that Article, the words “Senator or” in each place shall be deleted.

12 Article 13 amended

- (1) In the heading to Article 13 and in paragraphs (1) and (5) of that Article, the words “Senator or” in each place shall be deleted.
- (2) Paragraph (6) of Article 13 shall be deleted.

13 Article 14 amended

In Article 14 the words “Senator or” shall be deleted.

14 Article 21 amended

In Article 21(2) the words “Senator or” shall be deleted.”.

2 PAGE 11, ARTICLE 4 –

Renumber Article 4 as Article 15, and for the table in that Article substitute the following table –

<i>“Constituencies</i>	<i>Number of Deputies to be returned</i>
District 1: St. Helier North Vingtaine du Mont Cochon Vingtaine du Mont à l’Abbé Vingtaine du Haut du Mont au Prêtre, and Vingtaine du Rouge Bouillon, in the Parish of St. Helier	6
District 2: St. Helier South Cantons de Bas et de Haut de la Vingtaine de la Ville, and Vingtaine de Bas du Mont au Prêtre, in the Parish of St. Helier	6
District 3: East District Parish of Grouville Parish of St. Clement, and Parish of St. Martin	5
District 4: North District Parish of St. Saviour, and Parish of Trinity	5
District 5: West District Parish of St. John, Parish of St. Lawrence, Parish of St. Mary, and Parish of St. Ouen	5
District 6: South District Parish of St. Brelade, and Parish of St. Peter	5”.

3 PAGE 12, ARTICLE 5 –

- (1) After Article 4 (renumbered Article 15) insert the following Article –

“16 Schedule 2 amended

- (1) In the heading to Part 1 of Schedule 2 of the States of Jersey Law 2005 the words “SENATORS AND” shall be deleted.”.
- (2) In the text of the Form of Oath in Part 1 of Schedule 2 for the words “(Senator) (Deputy)” there shall be substituted the word “Deputy”.”.

(2) Renumber Article 5 as Article 17.

DEPUTY A.D. LEWIS OF ST. HELIER

REPORT

During the course of the last reform debate – [P.133/2016](#), Members were advised by the proposer of the second amendment ([P.133/2016 Amd.\(2\)](#)) that any changes made to the electoral process would be put to the Public in the form of a referendum. A significant change was made by way of the amendment, lodged *au Greffe* by Senator L.J. Farnham, which retained the Senators, despite substantive consultation with the Public and a referendum which clearly demonstrated a desire to substitute the office of Senator with the concept of larger multiple-seat constituencies contested by district Deputies.

This amendment provides something that is rarer than a second chance, in fact a third chance for Members to accept the will of the people as evidenced by a referendum, as well as the most significant public consultation exercise ever undertaken in Jersey.

I would like this amendment considered in the light of the fact that the proposition for a referendum on the proposed revisions to the States of Jersey Law 2005 was defeated. Although the reasons for not having a referendum were laudable due to the time constraints, P.133/2016 (as amended) does not reflect the 2013 referendum results. Furthermore, it provides less voter equity than was originally proposed, thus not reflecting the Venice Convention.

Financial and manpower implications

There are no additional financial or manpower implications for the States arising from this proposed amendment.