STATES OF JERSEY

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STATES OF JERSEY LAW 1966, AS AMENDED: DELEGATION OF FUNCTIONS– ADMINISTRATION OF PUBLIC FINANCES

**Presented to the States on 21st January 2003
by the Finance and Economics Committee**

STATES GREFFE

REPORT

On 15th January 2003, the Finance and Economics Committee made an Act delegating certain of its functions relating to the administration of public finances.

The terms of the delegation were recorded in an Act of the Committee as follows −

"A3. The Committee considered a Treasury paper, dated 8th January 2003, concerning proposals for the delegation of functions under -

(a)   the Public Finances (Administration) (Jersey) Law 1967, as amended;

(b)   the Public Finances (General) (Jersey) Rules 1967, as amended;

(c)   Standing Orders relating to certain transactions in land (made in pursuance of Article 27 of the States of Jersey Law 1966); and

(d)   Public Finances Codes of Direction, issued by the States Treasury;

to the President, Sub-Committees, the Treasurer of the States and/or to other officers of the States Treasury, as appropriate.

The Committee, in pursuance of Article 36A of the States of Jersey Law 1966, as amended, delegated to those referred to in a formal statement (designated Committee Paper FE/1/03) those functions indicated.

The Committee decided that the abovementioned delegation would have effect from 15th January 2003.

The Greffier of the States was directed to send a copy of this Act to the States for information."

Legislation:	Public Finances (Administration) (Jersey) Rules 1967, as amended.
Delegated to:	The President of the Committee.
Function delegated/ scope of delegation:	Rule 4(2) Delegation of the formal response of the Finance and Economics Committee to Reports and Propositions, where the proposition and the comment is non-contentious (e.g. approval of drawings), to the President of the Committee.

Legislation:	Public Finances (Administration) (Jersey) Law 1967, as amended.
Delegated to:	A sub-committee of members (namely the Investment Sub-Committee).
Function delegated/ scope of delegation:	Article 7(1) In relation to the holding and deposit of public monies, decisions in relation to the custody of cash, the selection and operation of bank accounts, and investment decisions, under sub-paragraphs (a), (b) and (c) respectively. Article 13A(5) Decisions regarding the manner in which the investment manager may make investments of the portion of the strategic reserve for which he is authorized.

Legislation:	Public Finances (Administration) (Jersey) Law 1967, as amended.	
Delegated to:	Treasurer of the States or, in his absence, the Deputy Treasurer of the States or, in his absence, another person as nominated by the Treasurer.	
Function delegated/ scope of delegation:	Articles 7(1) and 20(2)	In relation to the holding and deposit of public monies, making funds available for the purchase of materials for stock (sub-paragraph (d)); and for incurring expenditure which will subsequently be recharged (sub-paragraph (e)).
	Article 8	Decisions determining the intervals at which receipts of money by Committees should be paid to the Treasurer of the States.
	Article 9(2)	Determination of the procedure for the verification, certification and payment of accounts.
	Article 15(2)	Determination of the number of items of expenditure and of receipts or income of a Committee's estimates.

	Article 17(1)(b)	Decisions on the period over which capital expenditure is repaid, and the rate of interest prescribed with regard to Trading Committees.
	Article 17(2)	The authority to require any Committee to show why any uncommitted vote of credit for Capital expenditure should not be withdrawn in the next budget.
	Article 17A(6)	Decisions allowing another Committee to carry forward at the end of a financial year any surplus or deficit in that Committee's authorized revenue expenditure, in accordance with the restrictions imposed by Code of Direction No. 2.
	Article 17A(7)	Authority to approve increases to authorized revenue expenditure arising from any Committee's increased income.
	Article 18	Authority to agree individual non-contentious requests for funds up to a maximum of £100,000 from the General Reserve on the basis that the Finance and Economics Committee would receive regular updates of the grants made at a minimum of six-monthly intervals for notification to the States.
	Article 18(3)(a)	Decisions granting sums from the General Reserve in respect of requests from Committees arising from pay awards or inflation.
	Article 18B	Transfer of unused revenue and capital balances for items as deemed appropriate under the Article, and the transfer of such credits to other Committees (such transactions may be particularly numerous with regard to forthcoming Committee amalgamations) on the basis that such transfers are reported to the Committee on a six-monthly interval.
	Article 20	The authority to make funds available for items of stock and to impose stock limits on Committees of the States.
	Article 25D	Power to approve the use of Trading Funds for purposes other than the norm where such purpose is considered to be non-contentious.
	Article 25D(3)	Authority to approve individual requests from Trading Committees for permission to utilize their respective Trading Funds for capital purposes up to an amount of £250,000.

Legislation:	Standing Orders relating to certain transactions in Land (made under Article 27 of the States of Jersey Law 1966, as amended).	
Delegated to:	Treasurer of the States or, in his absence, the Deputy Treasurer of the States or, in his absence, another person as nominated by the Treasurer.	
Function delegated/ scope of delegation:	Standing Order No. 1(2)	Consent to enter into all transactions, referred to in paragraph (1) of the Standing Orders up to the limits delegated to the Finance and Economics Committee, as prescribed in the Standing Order.
	Standing Order No. 2	Authorisation of the Attorney General and the Greffier of the States to pass contracts in respect of transactions authorised under the delegated powers detailed above.