

# **STATES OF JERSEY**



## **STATES OF JERSEY LAW 2005: DELEGATION OF FUNCTIONS – PLANNING AND ENVIRONMENT**

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**Presented to the States on 27th January 2006  
by the Minister for Planning and Environment**

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**STATES GREFFE**

## REPORT

On 23rd December 2005, the Minister for Planning and Environment made a decision delegating certain of his functions under the legislation as detailed below.

The terms of the delegation were recorded in a ministerial decision as follows –

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*INTERIM (pending introduction of new law in April 2006)*  
**DELEGATION OF POWERS**

**Island Planning (Jersey) Law 1964, as amended (IPL)**  
**Public Health (Control of Building) (Jersey) Law 1956, as amended (PHL)**  
**R&O.8982 Building Bye-Laws (Jersey) 2004 (BBLs)**

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**Delegation Agreement**

**The Minister for Planning and Environment** has delegated to the Assistant Minister all his powers under the above Laws, so that they may be exercised in his absence, and to the Planning Applications Panel and the Officers specified in (3.) below, the power to make decisions on his behalf under the following provisions –

**Island Planning (Jersey) Law 1964, as amended;**  
Articles 6, 9, 22 and Orders made under Articles 13 and 23  
**Public Health (Control of Building) (Jersey) Law 1956, as amended;**  
Articles 5 and 7

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**Code of Practice**

1. The **Minister for Planning and Environment** will make decisions on –
  - any application under IPL Articles 6, 9, 22 and under any Order made under Articles 13 and 23, PHL Articles 5 and 7, and the BBLs, referred by the Director of Planning or the Planning Applications Panel, or called for by the Minister;
  - requests for reconsideration of decisions made by the former Environment and Public Services Committee, the former planning Sub-Committee, the Planning Applications Panel or authorised officers of the Department to refuse permission or impose conditions. Where it is considered beneficial, the Minister may sit with the Assistant Minister who chairs the Application Panel and invite personal presentations by the applicant or objectors (provided always that the applicant has a right of reply to any third party representations);
  - whether to serve Notices under the IPL and PHL;
  - whether to modify or revoke an extant permission (Article 8; IPL).
  
2. The **Planning Applications Panel** has the delegated authority of the Minister to make decisions under IPL Articles 6, 9 and 22, and any Order made under Articles 13 and 23 on –

- all applications where written political representations have been made, either for or against the proposal;
- all applications which have become contentious by virtue of the number or strength of representations made;
- all applications which would involve a departure from the Island Plan or other approved planning policy but where, in its opinion, there are good grounds to consider approving the application;
- the serving of enforcement notices;
- other applications referred to it by the Director of Planning.

Provided, that where the Panel disagrees fundamentally with the Department's recommendation on an application, the matter will be deferred until the Panel's next meeting for consultation with the Minister.

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3. **The Director of Planning, the Assistant Directors, Principal Planners and Building Control Surveyors, \*Senior Planners and Building Control Surveyors, \*Planners and Building Control Surveyors, and \*Enforcement Officers,** have the authority of the Minister to make decisions under IPL Articles 6, 9 & 23, and any Order made under Articles 13 and 23, PHL Articles 5 & 7 and the BBLs –

- on the form and content of applications (IPL Article 6.1, Bye-law 10);
- on whether it is necessary to make an application;
- on small works applications;\*\*
- on other applications where that decision is in accordance with the Island Plan or other approved planning policy, or accords with an earlier decision of the former Environment and Public Services Committee, the former Planning Sub-Committee, the Minister for Planning and Environment or the Planning Applications Panel;
- on applications where there have been representations from the general public, but where those representations have been accommodated by revisions to the application or by condition, are of a non-planning nature, or are not of sufficient weight to influence a decision on the application;
- on all Building Bye-law applications, including relaxations of bye-laws;
- on all applications made under the Advertisement Regulations conforming to the Minister's policy (IPL Article 13);
- on all applications made under IPL Article 22 (importation of caravans) and Article 23 (movable structures);
- on all development applications which follow a previous planning permission;
- on requests to vary permissions, including conditions;
- on the content of Notices served under the Island Planning (Jersey) Law 1964 as amended, and the Public Health (Control of Buildings) Law 1956, as amended;

- on applications to fell, or undertake surgery to, a tree covered by a Tree Preservation Order (IPL Article 19);
- to make Tree Preservation Orders (IPL Article 19) and Site of Special Interest Orders (IPL Article 11) where it is impossible to call obtain a decision of the Minister in sufficient time, thus placing the tree or site at risk. (This provision is subject to ratification by the Minister at the first available meeting after the Order is made).

\*Provided that the Director of Planning, in the case of these Officers, must be satisfied that any of the above decision-making responsibilities are within the competence of the individual officers concerned.

*(\*\*Small Works applications are defined as applications for small scale building works or development of a non-contentious nature, which do not require public advertisement or consultation with interested parties.)*

There is also delegated authority from the Minister to make the following decisions –

- to disallow requests for reconsideration of a decision made by the former Environment and Public Services Committee, the former Planning Sub-Committee, the Planning Applications Panel or the above mentioned officers, where there are no new factors which on planning grounds would cause a different decision to be reached. (The Director of Planning, the Assistant Director (Development Control) or the Assistant Director (Building Control) as appropriate);
- the making of grants for the repair of Registered Buildings. (The Director of Planning and the Principal Historic Buildings Adviser.)

For the avoidance of doubt, a decision under the above delegation agreement includes the granting of permission, with or without conditions, and the refusal of permission.

The Minister will be informed of all application decisions made by the Planning Applications Panel, the Director of Planning or his staff.

### Approved by the Minister for Planning and Environment

Law	Detail/Involves	Delegated powers to whom
<b>Agricultural Land (Control of Sales and Leases) (Jersey) Law 1974</b>	<ul style="list-style-type: none"> <li>• Issuing of consents and permissions (Article 2)</li> <li>• All decisions that follow policy and terms of reference (Article 2)</li> <li>• Appeals (Article 6) and contentious applications – process to be decided</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Statutory Services Officer</li> <li>• Countryside Manager</li> </ul>
<b>Agricultural Marketing (Jersey) Law 1953</b>	<ul style="list-style-type: none"> <li>• Administration of all subordinate legislation</li> </ul>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> </ul>

<p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Export of Agricultural Produce (Jersey) Order 1972</i></li> <li>• <i>Potatoes (Precautions against Blight) (Jersey) Order 1961</i></li> <li>• <i>Export of Flowers (Jersey) Order 1972</i></li> </ul>		<ul style="list-style-type: none"> <li>• Assistant Director – Environmental Protection</li> <li>• Senior Scientific Advisor</li> </ul> <p><i>For the purposes of administration and enforcement</i></p> <ul style="list-style-type: none"> <li>• Senior Inspector</li> <li>• Inspectors (4)</li> <li>• Environmental Protection Investigations Officer</li> </ul>
<p><b>Agricultural Returns (Jersey) Law 1947</b></p>	<ul style="list-style-type: none"> <li>• Collecting and collating agriculture and fisheries statistics (Article 2)</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> </ul>
<p><b>Animals (Trapping) (Jersey) Law 1961</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Spring Traps (Approval) (Jersey) Order 1996</i></li> <li>• <i>Small Ground Vermin Traps (Jersey) Order 1961</i></li> </ul>	<ul style="list-style-type: none"> <li>• To define approved traps.</li> <li>• To regulate and enforce their appropriate use</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• Principal Ecologist</li> </ul>
<p><b>Animal Welfare (Jersey) Law 2005 (awaiting appointed day)</b></p>	<ul style="list-style-type: none"> <li>• Responsibility will be delegated to the States Veterinary Officer, (or his Deputy) who during the course of his duties will be empowered to make decisions.</li> <li>• The SVO in turn will delegate certain functions to other staff and will use other expertise at his discretion.</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Artificial Insemination of Domestic Animals (Jersey) Law 1952</b> (A replacement Law has been drafted entitled the Artificial Breeding of Domestic Animals (Jersey) Law 200- but has currently been deferred.)</p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Artificial Insemination of Domestic Animals (Jersey) Order 1952</i></li> </ul>	<ul style="list-style-type: none"> <li>• Licences to those wishing to perform artificial insemination on any female domestic animal and also to those who wish to collect, store, distribute or sell the semen from any male domestic animal (Article 2).</li> <li>• Licences to persons wishing to import (other than cattle) or export the embryos, ova or semen of domestic animals and to export (including cattle) as above (Article 3)</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Conservation of Wildlife (Jersey) Law 2000</b></p>	<ul style="list-style-type: none"> <li>• Licensing system (Article 16) to allow activities normally prohibited by Articles 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15</li> <li>• Enforcement activities (Article 18)</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Principal Ecologist</li> <li>• Research Ecologist</li> </ul>
<p><b>Dangerous Wild Animals (Jersey) Law 1999</b></p>	<ul style="list-style-type: none"> <li>• Licensing requirement to keep an scheduled animal (Article 3)</li> <li>• Administration of this law is delegated to the States Veterinary Officer who will seek advice at his discretion</li> </ul> <p><i>(Note: Only one licence has been issued under the law)</i></p>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>

<p><b>Diseases of Animals (Jersey) Law 1956</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Diseases of Animals (Importation of Miscellaneous Goods) (Jersey) Order 1958</i></li> <li>• <i>Diseases of Animals (Approved Disinfectants) (Jersey) Order 1958</i></li> <li>• <i>Diseases of Animals (Importation of Live Fish) (Jersey) Order 1984</i></li> <li>• <i>Importation of Equine Animals (Jersey) Order 1958</i></li> <li>• <i>Importation of Horses (African Horse Sickness) (Prohibition) (Jersey) Order 1961</i></li> <li>• <i>Bee Diseases Control (Jersey) Order 1992</i></li> <li>• <i>Importation of Bees (Jersey) Order 1979</i></li> <li>• <i>Diseases of Animals (Miscellaneous Provisions) (Jersey) Order 1958</i></li> <li>• <i>Poultry Game and Hatching Eggs (Importation) (Jersey) Order 1958</i></li> <li>• <i>Export Quarantine Stations (Regulation) (Jersey) Order 1958</i></li> <li>• <i>Foot and Mouth Disease (Sera and Glandular Products) (Jersey) Order 1958</i></li> <li>• <i>Diseases of Animals (Therapeutic Substances) (Jersey) Order 1958</i></li> <li>• <i>Diseases of Animals (Waste Foods) (Jersey) Order 1958</i></li> <li>• <i>Diseases of Animals (Welfare in Transit) (Jersey) Order 2000</i></li> <li>• <i>Rabies (Jersey) Order 1958</i></li> <li>• <i>Rabies (Control) (Jersey) Order 1976</i></li> <li>• <i>Rabies (Importation of Dogs, Cats, and Other Mammals) (Jersey) Order 1976</i></li> <li>• <i>Diseases of Animals (Rabies) (Jersey) Law 1976</i></li> <li>• <i>Pet Travel Scheme (Jersey) Order 2003</i></li> </ul>	<ul style="list-style-type: none"> <li>• The SVO has delegated powers under all Orders and is empowered to perform all duties relating to veterinary matters (Article 2, 3, 4, 5, 6, 7)</li> <li>• Licenses are issued under delegated powers.</li> <li>• The Minister is advised of the outbreak of any notifiable disease.</li> </ul> <p><b>Notifiable disease orders</b></p> <ul style="list-style-type: none"> <li>• <i>Anthrax (Jersey) Order 1958</i></li> <li>• <i>Aujeszky's Disease (Jersey) Order 1984</i></li> <li>• <i>Avian Influenza (Jersey) Order 2005</i></li> <li>• <i>Foul Brood Diseases of Bees (Jersey) Order 1958</i></li> <li>• <i>Bovine Spongiform Encephalopathy (Jersey) Order 1988</i></li> <li>• <i>Cattle Plague (Jersey) Order 1958</i></li> <li>• <i>Contagious Abortion (Jersey) Order 1958</i></li> <li>• <i>Enzootic Bovine Leucosis Disease (Jersey) Order 1984</i></li> <li>• <i>Epizootic Lymphangitis (Jersey) Order 1958</i></li> <li>• <i>Foot and Mouth Disease (Jersey) Order 1958</i></li> <li>• <i>Fowl Pest (Jersey) Order 1958</i></li> <li>• <i>Fowl Typhoid (Jersey) Order 1959</i></li> <li>• <i>Glanders or Farcy (Jersey) Order 1958</i></li> <li>• <i>Virus Hepatitis (Jersey) Order 1958</i></li> <li>• <i>Parasitic Mange (Jersey) Order 1958</i></li> <li>• <i>Pleuro-Pneumonia (Jersey) Order 1958</i></li> <li>• <i>Psittacosis (Jersey) Order 1958</i></li> <li>• <i>Sheep-pox (Jersey) Order 1958</i></li> <li>• <i>Sheep Scab (Jersey) Order 1958</i></li> <li>• <i>Swine Fever (Jersey) Order 1958</i></li> <li>• <i>Swine Vesicular Disease (Jersey) Order 1974</i></li> <li>• <i>Teschen Disease (Jersey) Order 1975</i></li> <li>• <i>Tuberculosis (Jersey) Order 1958</i></li> <li>• <i>Warble Fly (Jersey) Order 1984</i></li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>European Communities Legislation (Implementation) (Jersey) Law 1996</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Fish Health (Jersey) Regulations 1999</i></li> <li>• <i>Cattle Identification (Jersey) Regulations 2002</i></li> </ul>	<ul style="list-style-type: none"> <li>• To ensure the health of aquaculture animals and aquaculture products in order to prevent the spread of disease.</li> <li>• Regulation, enforcement and inspections are carried out by States Veterinary Officer or his/her assistants.</li> <li>• To ensure the correct form and application of prescribed cattle ear tags; the recording of cattle movements and the passporting of certain animals.</li> <li>• Inspections and enforcement are carried out by States Veterinary Officer or his/her assistants.</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Fertilisers and Feeding Stuffs (Jersey)</b></p>	<ul style="list-style-type: none"> <li>• A Law to make provision with respect to the</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> </ul>

<p><b>Law 1950</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Fertilizers and Feeding stuffs (Jersey) Order 1972</i></li> </ul>	<p>sale of fertilizers and feeding stuffs in the Island.</p> <ul style="list-style-type: none"> <li>• Administration is carried out at Officer level</li> </ul>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Food and Environmental Protection (Jersey) Act 1985</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Food and Environmental Protection Act 1985 (Jersey) orders 1987</i></li> <li>• <i>Food and Environmental Protection Act 1985 (Jersey) Orders 1997</i></li> </ul>	<ul style="list-style-type: none"> <li>• To authorise the issue of licences for the deposit of substances at sea (Article 5 of 1987 Order) e.g. dredge spoil from maintenance dredging of the harbours, burials at sea.</li> <li>• Detailed protocols establish the procedures and fees for each class of deposit together with lists of compulsory consultees.</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Head of Fisheries &amp; Marine Resources</li> </ul>
<p><b>Pesticides (Jersey) Law 1991</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Pesticides (Maximum Residue Levels in Food) (Jersey) Order 1991</i></li> <li>• <i>Pesticides (General Provisions) (Jersey) Order 1991</i></li> </ul>	<ul style="list-style-type: none"> <li>• To regulate the use of pesticides specified by order (Article 4, 5, 6 and 7)</li> <li>• Enforcement and administration is carried out by inspectors (Article 8, 9, 10, 11 &amp; 12)</li> </ul>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• Senior Scientific Advisor</li> <li>• Assistant Director – Environmental Protection <i>For the purposes of enforcement</i></li> <li>• Senior Inspector</li> <li>• Agricultural – Environmental Specialist</li> <li>• Inspectors (4)</li> <li>• Environmental Protection Investigations Officer</li> </ul>
<p><b>Island Planning (Jersey) Law 1964</b></p>	<ul style="list-style-type: none"> <li>• Permission to carry out activities on SSI land (Article 12).</li> <li>• Permission to allow use of public land by Clubs and Associations e.g. By the Jersey Rifle Club, who close Les Landes SSI 6 times annually for firing purposes.</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Countryside Manager</li> </ul>
<p><b>Plant Health (Jersey) Law 2003</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Stem and Bulb Eelworm (Jersey) Order 2000</i></li> <li>• <i>Blight Disease (Jersey) Order 1982</i></li> <li>• <i>Plant Health Order 2003</i></li> </ul>	<ul style="list-style-type: none"> <li>• Issuance of plant passports – Article 18 of the Plant Health Order</li> <li>• Registration of growers, propagators or traders (Article 19 of the Plant Health Order) and keeping of the register (Article 20 of the Plant Health Order)</li> <li>• Inspection functions – Articles 24-31 of the Plant Health Order</li> <li>• Issuance of licences – Article 34 of the Plant Health Order</li> </ul> <p>Outbreaks of notifiable diseases are reported to Minister</p>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• Senior Scientific Advisor</li> <li>• Assistant Director – Environmental Protection</li> </ul> <p><i>For the purposes of enforcement/ Inspection</i></p> <ul style="list-style-type: none"> <li>• Senior Inspector</li> <li>• Inspectors (4)</li> <li>• Environmental Protection Investigations Officer</li> </ul>
<p><b>Protection of Agricultural Land (Jersey) Law 1964</b></p>	<ul style="list-style-type: none"> <li>• Issuing of consents and permissions</li> <li>• All decisions that follow policy and terms of reference</li> <li>• Appeals and contentious applications – process to be decided</li> </ul> <p><i>(Note: Very little used, but administered at officer level)</i></p>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Statutory Services Officer</li> <li>• Countryside Manager</li> </ul>

<p><b>Sea Fisheries (Jersey) Law 1994</b></p> <p><i>Subordinate</i></p> <ul style="list-style-type: none"> <li>• <i>Sea Fisheries (Miscellaneous Provisions) (Jersey) Regulations 1998, as amended</i></li> <li>• <i>Sea Fisheries (Inshore Trawling, Netting and Dredging) (Jersey) Regulations 2001</i></li> <li>• <i>Sea Fisheries (Licensing of Fishing Boats) (Jersey) Regulations 2003</i></li> <li>• <i>Sea Fisheries (Underwater Fishing) (Jersey) Regulations 2003</i></li> </ul>	<ul style="list-style-type: none"> <li>• To approve applications for exemptions for scientific purposes or the transplanting of fish (Article 5)</li> <li>• To approve applications for exemptions for mariculture (Article 11)</li> <li>• To approve conditions to be included in licences (Article 12)</li> <li>• To decide what information is required to be provided by licence/permit holders (Article 12)</li> <li>• Where a licence is suspended or revoked, to decide whether to authorise repayment of the licence fee (Article 13)</li> <li>• To decide on applications for exemption from restrictions on Ormers where the applicant wishes to conduct scientific work or transplanting (Article 4).</li> <li>• To approve exemptions for beach set nets to be set in areas where they would otherwise be prohibited.</li> <li>• To authorise the issue of licences and permits (Article 2).</li> <li>• To authorise certain scientific or transplanting activities (Article 2).</li> <li>• To authorise the issuing of permits, fishing periods, and the provision of statistics (Article 3).</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Head of Fisheries &amp; Marine Resources</li> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Head of Fisheries &amp; Marine Resources</li> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Head of Fisheries &amp; Marine Resources</li> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director Of Environment</li> <li>• Head of Fisheries &amp; Marine Resources</li> </ul>
<p><b>Slaughter of Animals (Jersey) Law 1962</b></p>	<ul style="list-style-type: none"> <li>• The SVO issues slaughterers licenses under delegated powers (Article 4)</li> <li>• The slaughterhouse is supervised by the Superintendent (Article 2)</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Veterinary Surgeons (Jersey) Law 1999</b></p>	<ul style="list-style-type: none"> <li>• Legal provision only to regulate the practice of veterinary surgery in the Island</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• States Veterinary Officer</li> </ul>
<p><b>Water Pollution (Jersey) Law 2000</b></p>	<ul style="list-style-type: none"> <li>• Publishing of notices and consultation before considering applications relating to Discharge Permits (Article 10)</li> </ul>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> </ul>



	<ul style="list-style-type: none"> <li>• Article 19(1) (with the exception of reference to Discharge Permits)</li> <li>• Consideration of Discharge Permits (Article 21)</li> <li>• Conditions attached to Discharge permits (Article 22)</li> <li>• Procedure for varying or revoking Discharge Permits (Article 23)</li> <li>• Procedure for suspension of Discharge Permits (Article 24)</li> <li>• Consideration of transfer of Discharge permits (Article 25)</li> <li>• Procedure for notification of decisions relating to Discharge Permits (Article 27; with the exception of (1)(c))</li> <li>• For the purposes of enforcement (Article 29)</li> <li>• Access to documents relevant to Law (Article 34)</li> <li>• Require information relating to potentially polluting matter (Article 35)</li> <li>• Require precautions to be taken to prevent pollution (Article 36)</li> <li>• Require polluters to eliminate and remediate pollution (Article 37)</li> <li>• Procedure to be adopted in respect of Articles 37-37 (Article 38)</li> <li>• Enables Department to take remedial action in respect of Articles 36 &amp; 37 (Article 39(1))</li> <li>• Transitional provisions in respect of Discharge Permits (Schedule 5)</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Director – Environmental Protection</li> </ul> <p><i>In addition for enforcement (Article 29)</i></p> <ul style="list-style-type: none"> <li>• Senior Water Resources Officers (4)</li> <li>• Waste Regulation Manager</li> <li>• Agricultural – Environmental Specialist</li> <li>• Water Resources Assistant</li> <li>• Environmental Protection Investigations Officer</li> <li>• Head of Fisheries and Marine Resources</li> <li>• Senior Fisheries Inspector</li> <li>• Fisheries Officer – Research and Development</li> </ul>
<p><b>Water (Jersey) Law 1972</b></p>	<ul style="list-style-type: none"> <li>• Jersey Water must provide ‘wholesome water’ (Article 9)</li> <li>• Enforcement of standards are performed by officers</li> </ul>	<ul style="list-style-type: none"> <li>• Assistant Minister</li> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• Assistant Director – Environmental Protection</li> </ul> <p><i>For the purposes of enforcement</i></p> <ul style="list-style-type: none"> <li>• Senior Water Resources Officers (4)</li> <li>• Environmental Protection Investigations Officer</li> </ul>
<p><b>Weeds (Jersey) Law 1961</b></p>	<ul style="list-style-type: none"> <li>• Enforcement activities to prevent the spreading of injurious weeds (Article 2) performed by the Inspectorate</li> </ul>	<ul style="list-style-type: none"> <li>• Chief Executive Officer</li> <li>• Director of Environment</li> <li>• Senior Scientific Advisor</li> </ul> <p><i>*In addition for enforcement</i></p> <ul style="list-style-type: none"> <li>• Assistant Director – Environmental Protection</li> <li>• Senior Inspector</li> <li>• Inspectors (4)</li> <li>• Environmental Protection Investigations</li> </ul>

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