

MC/MH/190

COUNCIL OF MINISTERS

(1st Meeting)

20th June 2018**PART A (Non-Exempt)**

All members were present, with the exception of Connétable L. Norman of St. Clement, Minister for Home Affairs and Deputy J.A. Martin of St. Helier, Minister for Social Security, from whom apologies had been received.

Senator J.A.N Le Fondré, Chief Minister
 Senator T.A. Vallois, Minister for Education
 Senator I.J. Gorst, Minister for External Affairs
 Senator L.J. Farnham, Minister for Economic Development, Tourism, Sport and Culture
 Senator S.Y. Mézec, Minister for Housing
 Deputy S.J. Pinel of St. Clement, Minister for Treasury and Resources
 Deputy R.J. Renouf of St. Ouen, Minister for Health and Social Services
 Deputy K.C. Lewis of St. Saviour, Minister for Infrastructure
 Deputy J. Young, Minister for the Environment
 Deputy G.P. Southern of St. Helier, Assistant Minister for Social Security

In attendance -

Connétable R.A. Buchanan of St. Ouen, Assistant Chief Minister
 Connétable C.H. Taylor of St. John, Assistant Chief Minister
 Deputy C.F. Labey of Grouville, Assistant Chief Minister
 C. Parker, Chief Executive, States of Jersey
 R. Bell, Treasurer of the States
 Dr. M. Egan, Greffier of the States
 R.J. MacRae, Q.C., H.M. Attorney General
 P. Bradbury, Director - Corporate Policy, Chief Minister's Department
 C. Stephenson, Director of Employment Relations and Organisational Development (for item B1 only)
 D. Drieu, Senior Organisational Development Manager, Human Resources (for item B1 only)
 K. Nutt, Head of Service, External Relations (for item B3 only)
 T. Le Feuvre, Head of International Agreements, Chief Minister's Department (for item B3 only)
 M. Clark, Clerk to the Council of Ministers

Note: The Minutes of this meeting comprise Part A and Part B.

- Minutes. A1. It was noted that all Minutes of the Council as previously constituted had been signed.
- Procedural Matters. A2. The Council considered the following procedural matters:
- 1444/1(4) Appointment of Deputy Chief Minister

In accordance with Article 24(1)(a) of the States of Jersey Law 2005, it was noted that Senator T.A. Vallois had been appointed to the position of Deputy Chief Minister.

1444/3(18)

Council of Ministers: Quorum

The Council, with reference to Minute No. A2 of 21st November 2011 of the Council as previously constituted, considered the matter of its quorum for meetings.

The Council agreed that the quorum should be 6. It further agreed that, in the event that a particular Minister was unable to attend all or part of a meeting, their Assistant Minister should attend in their stead and would, for the purposes of determining the quorum, be afforded full voting rights in place of the Minister concerned.

1240/2(86)

Meeting Dates - 2018

The following meeting dates were proposed for the remainder of 2018:

Thursday 21st June - Strategic Discussion Session
 Monday 25th June - Strategic Discussion Session
 Wednesday 4th July - Ordinary Meeting
 Thursday 5th July - Medium Term Financial and Strategic Planning Session
 Friday 6th July - Medium Term Financial and Strategic Planning Session
 Wednesday 18th July - Ordinary Meeting (incl. Budget 2019)
 Wednesday 5th September - Ordinary Meeting
 Thursday 6th September - Strategic Priorities Session
 Wednesday 19th September - Ordinary Meeting
 Thursday 20th September - Strategic Priorities Session
 Friday 21st September - Strategic Priorities Session
 Friday 28th September - Meeting re 2019 Budget
 Wednesday 3rd October - Ordinary Meeting
 Wednesday 17th October - Ordinary meeting
 Thursday 18th October - Meeting re 2019 Budget
 Wednesday 14th November - Ordinary Meeting
 Thursday 15th November - Meeting re 2019 Budget
 Wednesday 28th November - Ordinary Meeting
 Wednesday 12th December - Ordinary Meeting

The Council agreed the aforementioned dates, subject to any objections being raised with the Chief Minister's Department prior to 26th June 2018.

1240/1/2(34)

Rota for Questions Without Notice - 2018

The Council noted that the States Assembly would question the following Ministers on the undermentioned dates:

June 26th – Minister for Infrastructure and the Chief Minister
 July 10th – Minister for Health and Social Services and Minister for Education
 September 11th - Minister for Economic Development, Tourism, Sport and Culture and the Chief Minister
 September 25th - Minister for Housing and Minister for Treasury and Resources
 October 9th - Minister for the Environment and the Chief Minister
 October 23rd - Minister for External Relations and Minister for Social Security
 November 6th - Minister for Home Affairs and the Chief Minister
 November 20th - Minister for Infrastructure and Minister for Health and Social Services
 December 4th - Minister for Education and the Chief Minister

1st Meeting
20.06.18

States Business
26.06.2018 and
10.07.2018
1240/7/1(1)

A3. The Council, with reference to Minute No. A1 of 28th March 2018 of the Council as previously constituted, discussed with the Director - Corporate Policy, Chief Minister's Department, the list of public business scheduled for consideration by the States Assembly on 26th June and 10th July 2018 and commented specifically on the following:

Ratification of the Agreement and Exchange of Letters for the Exchange of Information relating to tax matters between the Government of Jersey and the Kingdom of Spain (P.60/2018)

The Council noted that the Minister for External Relations sought ratification by the Assembly of the Tax Information Exchange Agreement which had been signed on 17th November 2015 (the Agreement) and the subsequent letters exchanged between the Government of Jersey and the Government of the Kingdom of Spain (the Letters) clarifying the definition of the geographical area of the Kingdom of Spain. Having clarified the position regarding the geographical definition, the Council noted that the Agreement (with the Letters appended thereto) would be published and entered into the official record. The Council recognised that the Agreement accorded with the States of Jersey's declared policy of compliance with international standards on transparency and the exchange of tax information and therefore decided to support the proposition.

Pedestrian Crossing outside La Moye Primary School: Petition (P.61/2018)

The Council noted that Deputy M. Tadier of St. Brelade sought the approval of the Assembly to request the Minister for Infrastructure to ensure the installation of a pedestrian crossing outside the entrance to La Moye School before 1st September 2018. An amendment had been lodged by the Minister for Infrastructure to extend the deadline to 1st September 2019, given that a full programme of work already existed for 2018, a crossing attendant operated daily during school start and finish times and the Minister could offer no justification for escalating the installation of this particular crossing above others already planned for 2018. The Council accordingly agreed that the proposition, as amended, should be supported. The Council acknowledged that road safety in general was an issue of public concern and also agreed that consideration should be given in due course to streamlining the process by ring-fencing a portion of the capital budget for small works to be carried out in conjunction with the parishes, as part of a wider discussion on the States' capital expenditure programme.

Jersey Police Complaints Authority: appointment of Member (P.80/2018)

The Council noted that the Minister for Home Affairs sought the approval of the Assembly to appoint Mr. G. Jennings as a member of the Jersey Police Complaints Authority (JPCA) for a period of 3 years beginning 2nd July 2018. Having considered Mr. Jennings' relevant skills and experience, as well as details of the appointment process undertaken, the Council agreed that the proposition should be supported.

Draft Referendum (Presidency of the States Assembly) (Jersey) Act 201- (P.76/2018)

The Council noted that the Privileges and Procedures Committee had lodged the draft Act pursuant to the decision of the Assembly on 16th November 2017 to adopt P.84/2017 – 'Elected Speaker and Deputy Speaker of the States Assembly: selection and appointment' in order that a referendum could be held (as provided for in the proposition) in accordance with the Referendum (Jersey) Law 2017. Connétable C.H. Taylor of St. John informed the Council that the Comité des Connétables would be lodging an amendment in due course as it had concerns regarding the proposal to hold the referendum on a Saturday. Senator S.Y. Mézec suggested that any recommendations contained in the report of the Election Observation Mission of the Commonwealth Parliamentary Association (the final version of which had yet to be

published although a preliminary report had been issued) following the May 2018 Election should be taken into account. The Greffier of the States reminded the Council that the Assembly had agreed (subject to the outcome of a referendum) that a Speaker should be elected prior to the first sitting of 2019 and advised that the proposition would therefore need to be debated before the summer recess. The Council noted the time pressures but agreed that more time was needed to properly consider the matter and accordingly decided to defer consideration of the Act until the States sitting of 10th July 2018.

La Route de St. Aubin: installation of pedestrian crossings and reduction of speed limit (P.68/2018)

The Council was informed that Deputy M.R. Higgins of St. Helier had confirmed his intention to withdraw the proposition.

Future Hospital: Public Inquiry – Terms of Reference (P.90/2018)

The Council was advised that agreement had been received from the proposer, Deputy R. Labey of St. Helier, to defer consideration of this proposition until the sitting of 10th July 2018.

Draft Financial Services Commission (Amendment No. 7) (Jersey) Law 201- (P.74/2018)

At the request of the Minister for External Relations, the Council agreed that the proposition should be considered on 26th June 2018.

Items to note.

A4. The Council received the following updates:

- (1) the Chief Executive confirmed that a copy of a report prepared for the States Employment Board by HR Lounge concerning Bullying and Harassment within the States of Jersey would be circulated to Ministers. The Council noted that the report had been made public following a Freedom of Information request; and
- (2) the Chief Executive also advised that the Council would be briefed shortly on the recently completed Ofsted review into the Children's Service.