

Council of Ministers

(24th Meeting)

21st February 2023

**Part A (Non-Exempt)**

All members were present, with the exception of Deputy I. Gardiner of St. Helier North, Minister for Children and Education, Deputy M.E. Millar of St. John, St. Lawrence and Trinity, Minister for Social Security, and Deputy P.F.C. Ozouf of St. Saviour, Minister for External Relations and Financial Services from whom apologies had been received.

Deputy K.L. Moore of St. Mary, St. Ouen and St. Peter, Chief Minister  
(not present for item B6)

Deputy C.F. Labey of Grouville and St. Martin, Minister for International Development

Deputy K.F. Morel of St. John, St. Lawrence and Trinity, Minister for Economic Development, Tourism, Sport and Culture

Deputy I.J. Gorst of St. Mary, St. Ouen and St. Peter, Minister for Treasury and Resources

Deputy D.J. Warr of St. Helier South, Minister for Housing and Communities

Deputy H.M. Miles of St. Brelade, Minister for Home Affairs

Deputy J. Renouf of St. Brelade, Minister for the Environment

Deputy T.J.A. Binet of St. Saviour, Minister for Infrastructure

Deputy M.R. Ferey of St. Saviour, Assistant Minister for Social Security (in lieu of the Minister for Social Security)

Deputy K.M. Wilson of St. Clement, Minister for Health and Social Services

In attendance -

Connétable M.K. Jackson of St. Brelade, Representative of the Comité des Connétables

Connétable A.N. Jehan of St. John, Assistant Chief Minister

Connétable M.O'D. Troy of St. Clement (for items A2 and B1 only)

Deputy B. Ward of St. Clement (for items A2 and B1 only)

Deputy S.M. Ahier of St. Helier North, Assistant Minister for Treasury and Resources and Infrastructure

Deputy L.M.C. Doublet of St. Saviour, Assistant Minister for Children and Education (not present for items B5 and B6)

Deputy L.K.F. Stephenson of St. Mary, St. Ouen and St. Peter, Assistant Chief Minister

M.H. Temple, K.C., H.M. Attorney General

S. Wylie, OBE, Chief Executive and Head of the Public Service, Government of Jersey

P. Bradbury, Head of Ministerial Office

P. Chambers, Marine and Coastal Manager, Infrastructure, Housing and Environment Department (for item B2 only)

R. Williams, Director, Strategic Policy, Planning and Performance Department (for item B3 only)

K. Le Blond, Sector Lead, Growth and Trade, Department for the Economy (for item B4 only)

R. Johnson, Associate Director, Strategic Policy, Planning and Performance Department (for item B5 only)  
D. Houseago, Group Director, Economy, Department for the Economy (for items B4 and B6 only)  
T. Brackenbury, Sector Lead, Aviation and Maritime (for item B6 only)  
P. Brown, Chief Fire Officer, States of Jersey Fire and Rescue Service (for part of item B6 only)  
S. Youd, Executive Support Officer  
L. Plumley, Specialist Secretariat Officer, States Greffe  
H. Roche, Assistant Secretariat Officer, States Greffe

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

Condolences. A1. The Chief Minister, Deputy K.L. Moore of St. Mary, St. Ouen and St. Peter, extended condolences, on behalf of the Council of Ministers, to Deputy P.F.C. Ozouf of St. Saviour, Minister for External Relations and Financial Services, following the death of his husband.

Welcome and perspective from the Parish of St. Clement. A2. Connétable M.O'D. Troy of St. Clement and Deputy B. Ward of St. Clement welcomed members of the Council of Ministers to the meeting at St. Clement's Parish Hall. The Connétable noted that despite being relatively small in size, the Parish was home to a thriving community, thanks in part to its large and active volunteer base, which enabled the provision of services and support, including financial assistance, to parishioners in need. The Connétable, in conjunction with the Procureurs, was responsible for the management and distribution of Parish funds, which were used to assist those who were struggling, through the provision of food, fuel and heating tokens. The Community Support Team, led by valued Parish staff, played an important role in providing support and assistance to fellow parishioners, enabling them to continue living independently in the community. The Team had helped to set up community services in other Parishes, a tradition which had been established by the late former Connétable L. Norman, and which Connétable Troy was proud to continue. The Parish had a thriving Battle of Flowers Association and twinning organisation. Following recent tragic incidents, practical help and support had been provided, including use of the Parish Hall and the assistance of Honorary Police staff.

The Connétable outlined plans to establish a 'satellite' community hub serving the Le Marais and Le Squez Estates and noted the need for a second polling station in the area, mindful of the impact this would have on staff resourcing. The Connétable envisioned extending the Parish Hall in future, in order to provide additional services and enhance community spirit. Turning to areas of concern, the Connétable noted that mental health, including the continuing impact of the Covid 19 pandemic, was a key issue and outlined plans for a 'mental health hub' to address this. Wider issues of concern within the Parish included plans for the replacement of the General Hospital, the sea wall and foreshore, assisted dying and the impact of climate change. The Chief Minister, Deputy K.L. Moore of St. Mary, St. Ouen and St. Peter, thanked the Connétable for the update and noted that the community support offered by the Parish, and particularly the work of the Community Support Team, clearly demonstrated the value of the Parish system and provided a blueprint for other Parishes to learn from and follow.

Minutes. A3. It was agreed that the Minutes of the meetings of the Council of Ministers held on 24th January (Parts A and B), 30th January (Part A only) and 31st January 2023 (Parts A and B), which had been circulated by the States Greffe, would be confirmed at a future meeting due to time constraints.

Forthcoming  
business.

A4. The Council of Ministers discussed the following items of public business, which were scheduled to be debated by the States Assembly at the meeting that was due to commence on 28th February 2023 –

**Establishment of a Climate Council (P.117/2022)**

It was recalled that this Proposition, which had been lodged *'au Greffe'* by Deputy J. Renouf of St. Brelade, Minister for the Environment, would, if adopted, lead to the establishment of a Climate Emergency Council for Jersey ('CEC'), in line with the Amendment of the Environment, Housing and Infrastructure Scrutiny Panel to the Carbon Neutral Roadmap, which had been approved by the States Assembly on 29th April 2022 (P.74/2022 referred).

It was further recalled that Deputy T.A. Coles of St. Helier South had lodged an Amendment to P.117/2022 in 2 parts, which proposed firstly, that the delivery phase for the CEC should be 2 years rather than 4 and secondly, that carbon sequestration, the process of capturing and storing atmospheric carbon dioxide, be added as a specific area for the CEC to consider and advise on. The Minister for the Environment had published Comments on the same and recommended that the Council reject the first part of the Amendment and accept the second part. The Council noted the position and endorsed the approach adopted by the Minister;

**Draft Banking Business (Amendment No.7 – Commencement) (Jersey) Act 202- (P.2/2023)**

The Council noted that this Proposition, which had been lodged *'au Greffe'* by Deputy P.F.C. Ozouf of St. Saviour, Minister for External Relations and Financial Services, would bring the Banking Business (Amendment No.7) (Jersey) Law 2011 into force on 1st August 2023, triggering the enactment of various Amendments relating to auditing and financial reporting requirements for banks in Jersey;

**Trainee Minimum Wage (P.5/2023)**

The Council noted that this Proposition, which had been lodged *'au Greffe'* by Deputy M.B. Andrews of St. Helier North, would, if adopted, integrate trainee minimum wage rates into a single minimum wage rate for all employees of school leaving age and above, no later than 1st January 2024, pursuant to the Jersey Employment Forum's recommendations published on 8th September 2022.

An Amendment to P.5/2023 had been lodged by the Minister for Social Security, requesting that the wording "integrated into a single minimum wage rate" be changed to "harmonised with the main minimum wage rate, by way of Ministerial Order", to ensure flexibility was retained within the Employment (Jersey) Law 2003. The Council was informed that Deputy Andrews had accepted the Amendment;

**Assembly consideration of the Bilateral Treaty with the UAE (P.6/2023)**

The Council noted that this Proposition, which had been lodged *'au Greffe'* by Deputy S.Y. Mézec of St. Helier South, requested firstly, that the Minister for External Relations and Financial Services took steps to ensure that the Bilateral Investment Treaty with the United Arab Emirates ('UAE') did not come into force until such time as the Treaty had been considered by the States Assembly and secondly, that the Council of Ministers, in consultation with the Privileges and Procedures Committee, brought forward a process by which all Bilateral Investment Treaties would be subject to full consultation with, and approval by, the States Assembly before coming into force.

The Council was informed that an Amendment had been lodged by Deputy Sir P.M. Bailhache of St. Clement, in respect of the second part of P.6/2023, requesting that the Legislation Advisory Panel, rather than the Council, be tasked with bringing

forward legislation to introduce an affirmative resolution procedure for the ratification of future treaties and international agreements by the States Assembly. In addition, the Council noted that an Amendment would be lodged later that day on behalf of the Minister for External Relations and Financial Services, to ensure that the Assembly could, without undue delay, express its view on whether or not the Bilateral Investment Treaty with the UAE should come into force. Deputy I.J. Gorst of St. Mary, St. Ouen and St. Peter, Minister for Treasury and Resources, offered to brief Ministers if required. The Council noted the position.