

COUNCIL OF MINISTERS

(66th Meeting)

15th January 2014**PART A**

All members were present.

Senator I.J. Gorst, Chief Minister
(not present for item Nos. A1, B5 and B6)
Senator P.F.C. Ozouf, Minister for Treasury and Resources
(not present for item Nos. A1, B5 and B6)
Senator A.J.H. Maclean, Minister for Economic Development
Senator B.I. Le Marquand, Minister for Home Affairs
Senator F. du H. Le Gresley, M.B.E., Minister for Social Security
Deputy R.C. Duhamel, Minister for Planning and Environment
Deputy A.E. Pryke, Minister for Health and Social Services
Deputy K.C. Lewis, Minister for Transport and Technical Services
Deputy A.K.F. Green, M.B.E, Minister for Housing
Deputy P.J.D. Ryan, Minister for Education, Sport and Culture

In attendance -

Senator P.F. Routier, M.B.E., Assistant to the Chief Minister
J.D. Richardson, Chief Executive, States of Jersey
A. Harris, Deputy Greffier of the States (for a time)
T. Le Cocq, Q.C., H.M. Attorney General
M. King, Chief Officer, Economic Development (for a time)
N. Fox, Strategy Manager, Population and Regulation (for a time)
C. Knight Strategic Development Officer (for a time)
D. Scott, Economic Development Department (for a time)
D. Bannister, Group Chief Executive Officer - Economic Development
(for a time)
D. Peedle, Economic Adviser - Chief Minister's Department
(for a time)
P. Bradbury, Director, Corporate Policy, Chief Minister's Department
(for a time)
Dr. I Skinner, Head of Strategic Planning, Chief Minister's Department
(for a time)
D. Gibaut, Chief Statistician (for a time)
S. Le Marquand, Director – Legal Status and Revenue, Customs and
Immigration Service (for a time)
K.M. LARBALÉSTIER, Acting Clerk to the Council of Ministers
(item Nos. B1 – B4)
P. Monamy, Senior Committee Clerk
(item Nos. A1, B5 and B6)

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

States
business.
1240/7/1(1)

A1. The Council, with reference to its Minute No. A1 of 27th November 2013, noted the list of public business scheduled for consideration by the States Assembly at the beginning of the first session of 2014. Where indicated particular consideration

was given to certain propositions listed below –

21st January 2014:

Sunstone Holdings Limited and De Lec Holdings Limited – ex gratia payment to investors (P.90/2013)

The Council's attention was drawn to a departmental response to the proposition and it was noted that the matter had been deferred until 4th March 2014.

Composition and election of the States Assembly: reform – proposal 1 (P.93/2013)

Draft Public Finances (Amendment of Law No. 1) (Jersey) Regulations 201- (P.133/2013)

The Council noted that it was expected that the Scrutiny review of the draft Regulations would have been completed in time for them to be taken into consideration by the States on 21st January 2014.

Ratification of the agreement between the Government of Jersey and the Republic of Croatia with respect to the taxation of savings income (P.147/2013)

The Council received a briefing note from the Adviser – International Affairs.

Draft Taxation (Agreements with European Union Member States (Amendment No. 2) (Jersey) Regulations 201- (P.151/2013 (part))

EU Taxation of Savings Income Agreements: replacement of the retention tax by automatic exchange of information (P.150/2013)

Referenda: Revised Procedure (P.153/2013)

The Council noted that the Privileges and Procedures Committee would be considering its comment on the proposal shortly.

Ratification of the Convention on mutual administrative assistance in tax matters (P.154/2013)

Draft Taxation (Implementation) (convention on mutual administrative assistance in tax matters (Jersey) Regulations 201-(P155/2013)

Housing Shadow Board: Terms of Reference and appointment of Directors (P.156/2013)

As agreed at the meeting of 27th November 2013, the Council reiterated its support for P.156/2013 in its entirety.

Machinery of Government: committee system (P.157/2013) and Amendment

The Council decided by a majority that it did not support the proposition of Deputy G.C.L. Baudains and endorsed the comments of the Privileges and Procedures Committee (PPC), as presented to the States Assembly. The Council also agreed that it supported the amendment of PPC.

Access to Justice in Jersey: review (P.158/2013) and Amendment

The Council supported the amendment and asked the Director of External Relations to re-circulate his report on the matter.

Draft Public Employees (Retirement) (Amendment and Validation) (Jersey) Law

201- (P.159/2013)

Draft Restriction on Smoking (Amendment No. 3) (Jersey) Law 2013 (Appointed Day) Act 201- (P.161/2013)

Draft Restriction of Smoking (Vending Machines) (Jersey) Regulations 201- (P.162/2013)

Modern Language Teaching: review (P.166/2013)

The Council noted that the Minister for Education, Sport and Culture did not support the proposition and that he proposed to present a comment to the States Assembly shortly.

Jersey Appointments Commission: appointment of Chairman and re-appointment of 3 Commissioners (P.170/2013)

The Council noted that the proposals were to be amended and so only Part (b) of the proposition was to proceed on 21st January 2014.

Public Elections – introduction of STV and AV (P.171/2013)

Minister for Planning and Environment: dismissal (P.2/2014)

4th February 2014:

Law Officers' Department and members of the Law Society of Jersey: revised disciplinary process (P.152/2013)

H.M. Attorney General advised the Council that a complete review of the disciplinary position of the whole legal profession was to take place shortly.

Elected Speaker of the States (P.160/2013)

The Council agreed that it would wish to give consideration to a draft comment in due course.

Draft European Union Legislation (Implementation) (Jersey) Law 201- (P.164/2013)

The Council agreed that it would wish to give consideration to a draft comment in due course.

Maritime Security (Jersey) Order 201-: extension of provisions to Jersey (P.165/2013)

Draft Amendment (No. 22) of the Standing Orders of the States of Jersey (P.167/2013)

Ratification of the Agreement on the Exchange of Information relating to Tax Matters between the Government of Jersey and the Government of the Republic of Slovenia (P.168/2013)

Draft Taxation (Exchange of Information with Third Countries) (Amendment No. 9) (Jersey) Regulations 201- (P.169/2013)