

PM/SC/151

COUNCIL OF MINISTERS

(18th Meeting)

24th May 2012PART A

All members were present, with the exception of Senator I.J. Gorst and Senator A.J.H. Maclean from whom apologies had been received.

Senator B.I. Le Marquand, Minister for Home Affairs, Deputy Chief Minister
 Senator P.F.C. Ozouf, Minister for Treasury and Resources
 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
 Senator L.J. Farnham, Assistant Minister for Home Affairs
 Deputy J.P.G. Baker, Assistant Minister for Economic Development

In attendance -

J.D. Richardson, Interim Chief Executive, States of Jersey
 T.J. Le Cocq, Q.C., H,M, Attorney General
 Ms. L. Rowley, Treasurer of the States (for item B2)
 J. Norris, Policy and Research Officer
 Mrs. S. Duhamel, Policy and Strategy Director, Social Security (for item B1)
 P. Bradbury, Director - Corporate Policy (for item B1)
 C. Keir, Communications Manager
 M.N. de la Haye, Greffier of the States
 P. Monamy, Clerk to the Council of Ministers

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

- Minutes. A1. The Minutes of the meetings held on 3rd May 2012 (Part A and Part B), having been previously circulated, were taken as read and were confirmed.
- States business. 1240/7/1(1) A2. The Council, with reference to its Minute No. A1 of 10th May 2012, noted the list of public business scheduled for consideration by the States Assembly during the remainder of the First Session of 2012. Particular consideration was given to the propositions listed below.

Open ballot for Ministers and Chairmen (P.188/2011)

The Council, having noted that it was understood that the Chairman of the Privileges and Procedures Committee considered that consideration of this matter by the States prior to the completion of the work being presently undertaken by a PPC Sub-Committee would be premature, agreed that members should vote according to their conscience.

Social housing schemes : funding (P.40/2012)

The Council noted that the proposition sought the agreement of the States to permit the withdrawal of an additional £27,100,000 from the consolidated fund to fund 6 Social Housing schemes, 3 of which already had expenditure approval (£10,804,000 in the 2012 Annual Business Plan) which would now be unfunded due to insufficient sale receipts; and 3 of which were being brought forward from future years' capital programmes. Deputy P.J.D. Ryan declared a conflict of interest. The Council considered the importance of supporting the Island's construction industry, particularly in the light of the current level of unemployment in Jersey, and recognised that the proposal was one part of moves towards stimulating the economy. The Council endorsed the proposition.

Draft Money Laundering and Weapons Development (Directions) (Amendment) (Jersey) Law 201- (P.41/2012)

The Council noted that the amendment dealt with a technical matter and would move to a higher threshold test in cases where directions were to be given in response to threats to the interests of Jersey relating to money laundering, terrorist financing or weapons development and for incidental purposes. The Council endorsed the proposition.

Draft Collective Investment Funds (Amendment and Validation) (Jersey) Law 201- (P.42/2012)

The Council recalled that an amendment to the 1998 Collective Investment Funds (CIF) Law had provided for fees and charges to be as published by the Commission after consultation, where previously they had been as prescribed by Ministerial Order. It was recognised that the Draft Law would make the small but necessary changes to the 1988 Law to align the fee-charging arrangements for fund certificate with other fees payable to the Commission, whilst ensuring no change in the amount of fees being charged. Finally, the Draft Law would validate the payments of fees to the Commission in respect of certificates which had been made since April 2008 (when the changes to the CIF Law came into force), notwithstanding that those fees were not prescribed by Order until a later date. The Council endorsed the proposition.

Draft Amendment (No. 19) of the Standing Orders of the States of Jersey (P.43/2012)

The Council, having noted that the amendment would set out the States procedures surrounding the lodging 'au Greffe' and debate of the Medium Term Financial Plan and new style Budget, endorsed the projet.

Jersey Employment Tribunal: appointment of Chairman and Deputy Chairman (P.45/2012)

The Council endorsed the proposition.

Ex gratia payment: Mr. D. Turner (P.46/2012)

[N.B. This item has been recorded under Part B of the Minutes of this meeting].