

PM/SC/170

COUNCIL OF MINISTERS

(53rd Meeting)

12th June 2013**PART A**

All members were present, with the exception of Senator I.J. Gorst, from whom apologies were received.

Senator B.I. Le Marquand, Minister for Home Affairs - Chairman  
 Senator P.F.C. Ozouf, Minister for Treasury and Resources  
 Senator A.J.H. Maclean, Minister for Economic Development  
 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  
 Connétable J. Le S. Gallichan of Trinity, Chairman, Comité des Connétables  
 Deputy E.J. Noel, Assistant Minister for Treasury and Resources  
 Deputy S.J. Pinel, Assistant Minister for Social Security  
 M. King, Acting Chief Executive, States of Jersey  
 M.N. de la Haye, Greffier of the States  
 M. Entwistle, International Relations Officer, Chief Minister's Department (for item B4)  
 M. Berry, Legal Adviser, Law Officers' Department (for item B4)  
 L. Rowley, Treasurer of the States (for item B1)  
 P. Styles, Manager – Financial Management, States Treasury (for item B1)  
 R. Bell, Chief Officer, Social Security Department (for item B2)  
 S. Duhamel, Policy and Strategy Director, Social Security Department (for item B2)  
 M. Richardson, Policy Principal, Social Security Department (for item B2)  
 S. Austin-Vautier, Chief Officer, Home Affairs Department (for item B3)  
 I. Skinner, Head of Strategic Planning, Chief Minister's Department (for item B3)  
 P. Bradbury, Director – Corporate Policy, Chief Minister's Department (for item B3)  
 A. Hamon, Policy and Research Officer  
 A. Beuve, student 'work shadowing' the Minister for Treasury and Resources  
 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 13th March (Part B) and 27th March (Part A and Part B); 11th April (Part A and Part B) and 29th April (Part A); and 8th and 22nd May 2013 (both 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 22nd May 2013, noted the list of public business scheduled for consideration by the States Assembly during the remainder of the First Session 2013. Particular consideration was given to the propositions listed below.

18th June

**Draft Wills and Successions (Amendment No. 2) (Jersey) Law 201-(P.38/2013)**

The Council noted that the *Projet de Loi* sought to equalise the rights of surviving spouses, male and female, by –

- (a) removing altogether the husband's right of *viduité*; and
- (b) reforming dower (*douaire*) so that a usufructuary right equivalent to it can be claimed by the husband when his wife dies, as well as by the wife when her husband dies.

It was recalled that this reform followed on from the Wills and Successions (Amendment) (Jersey) Law 2010 (L.22/2010) which had been adopted by the States on 23rd March 2010. The Council agreed that it was supportive of the draft Law.

**Chief Minister and Chairman of Comité des Connétables: monthly meetings - (P.51/2013)**

The Council agreed that it remained supportive of the comments which had been presented to the States by the Comité des Connétables on 13th May 2013 and that it rejected the proposition.

**Approval of the Memorandum of Understanding between the Government of Jersey and Her Majesty's Revenue and Customs of the United Kingdom of Great Britain and Northern Ireland relating to co-operation in tax matters – (P.55/2013)**

The Council recognised that the Disclosure Facility which was the subject of the Memorandum of Understanding that the States were being asked to approve was part of a package of measures which had been agreed with the United Kingdom. The Council accordingly agreed that it was supportive of the Memorandum of Understanding.

**Draft Taxation (Implementation) (Disclosure Facility) (Jersey) Regulations 201- (P.56/2013)**

The Council noted that the draft Regulations would give effect to an obligation set out in a Memorandum of Understanding between Jersey and Her Majesty's Revenue and Customs of the United Kingdom. The obligation to which Jersey had assented (subject to the adoption of P55/2013) concerned a disclosure facility available to persons resident in the UK for UK tax purposes and who were clients of Jersey financial institutions ("relevant persons"). Under that obligation Jersey must require Jersey financial institutions to contact those of their clients who were relevant persons to make the disclosure facility known to them. The Council agreed that it was supportive of the draft Regulations.

2nd July 2013

**Committee of Inquiry: costs for local businesses (P.31/2013)**

The Council noted that the Minister for Economic Development proposed to speak to Senator A. Breckon in due course and that a comment on the proposition would be presented to the States once relevant information had been provided by the Jersey Competition Regulatory Authority.

53rd Meeting  
12.06.13

**Draft Succession to the Crown (Jersey) Law 201- (P.57/2013)**

The Council, having noted that all the other Crown Dependencies were in the process of enacting similar provisions in their respective jurisdictions, agreed that it supported the proposal.