

PM/MH/260

COUNCIL OF MINISTERS

(56th Meeting)

7th September 2016**PART A (Non-exempt)**

All members were present, with the exception of Senator L.J. Farnham, Minister for Economic Development, Tourism, Sport and Culture; Senator A.K.F. Green, M.B.E, Minister for Health and Social Services; and Deputy K.L. Moore of St. Peter, Minister for Home Affairs, from whom apologies for absence had been received.

Senator I.J. Gorst, Chief Minister - Chairman  
 Deputy R.G. Bryans of St. Helier, Minister for Education  
 Deputy S.G. Luce of St. Martin, Minister for the Environment  
 Senator Sir P.M. Bailhache, Minister for External Relations  
 Deputy A.E. Pryke of Trinity, Minister for Housing  
 Deputy E.J. Noel of St. Lawrence, Minister for Infrastructure  
 Deputy S.J. Pinel of St. Clement, Minister for Social Security  
 Senator A.J.H. Maclean, Minister for Treasury and Resources  
 Deputy P.D. McLinton, Assistant Minister for Health and Social Services

In attendance -

Senator P.F. Routier, M.B.E., Assistant Chief Minister  
 Senator P.F.C. Ozouf, Assistant Chief Minister  
 Connétable J.M. Refault of St. Peter, Assistant Minister for Treasury and Resources  
 J.D. Richardson, Chief Executive, States of Jersey  
 Dr. M. Egan, Greffier of the States  
 R.J. MacRae, Q.C., H.M. Attorney General  
 P. Eastwood, Deputy Comptroller of Taxes, Treasury and resources Department (for item B1)  
 A. Rogers, Director of Financial Planning and Performance , Treasury and Resources Department (for item B2)  
 D. Walwyn, Director of External Relations (for item B3)  
 P. Bradbury, Director – Corporate Policy, Chief Minister’s Department  
 P. Monamy, Clerk to the Council of Ministers  
 M. Clark, States Greffe

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

States business  
 13.09.2016.  
 1240/7/1(1)

A1. The Council, with reference to its Minute No. B7 of 6th July 2016, and with the Director – Corporate Policy, Chief Minister’s Department and Assistant Director – Ministerial Support and Communications in attendance, noted the list of public business scheduled for consideration by the States Assembly on 13th September 2016 and commented specifically on the following:

**Draft Former La Motte Street School (Validation and Abrogation of Covenants) (Jersey) Law 201- (P.9/2016)**

The Council expressed its appreciation to the Minister for Infrastructure for producing an Addendum to his projet de loi which addressed in detail a number of points which had been raised by States members during initial consideration of the matter by the States Assembly on 26th April 2016 prior to the 'reference back.' The Council accordingly reiterated its support of the proposal.

**Bailiff of Jersey: cessation of dual role and the appointment of an elected Speaker of the States (P.54/2016)**

The Council noted the possibility that Lord Carswell, who had chaired a group which had undertaken a Review of the Role of the Crown Officers and had presented its report to the States in December 2010 (R.143/2010), might be invited to visit Jersey to speak to Members of the States prior to the debate on P.54/2016. Consequently, it was considered likely that Deputy M. Tadier would in due course seek to defer consideration of the matter to a later date.

**Draft Air Navigation (Amendment) (Jersey) Law 201- (P.64/2016)**

The Council supported the draft Law.

**Draft Policing of Parks (Amendment No. 6) (Jersey) Regulations 201- (P.66/2016)**

The Council supported the draft Regulations.

**Ratification of the Agreement between the Government of Jersey and the Government of the United Arab Emirates for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income (P.67/2016)**

The Council fully supported the proposition as the Double-Taxation Agreement was in accordance with the Island's international obligations and the Council supported a jobs and growth policy.

**Jersey Gambling Commission: appointment of Chairman (P.70/2016)**

The Council supported the proposition and agreed that the Minister for Economic Development, Tourism, Sport and Culture should be apprised of any concerns regarding the future policy of the Commission held by individual Ministers.

**Draft Criminal Justice (Miscellaneous Provisions) (Jersey) Regulations 201- (P.74/2016)**

The Council supported the draft Regulations.

**Draft Criminal Justice (Miscellaneous Provisions) (Jersey) Law 2016 (Appointed Day) Act 201- (P.75/2016)**

The Council supported the draft Appointed Day Act.

**Draft Children and Adoption (Amendment) (Jersey) Law 201- (P.76/2016)**

The Council supported the draft Amendment to the Law.

**Immigration Act 2014 (Fees): extension of certain sections to Jersey; and repeal of an associated part of the Immigration and Asylum Act 1999 (Jersey) Order 2003 (P.77/2016)**

The Council supported the proposition.

**Draft Mental Health (Jersey) Law 201- (P.78/2016)**

The Council supported the new draft Law, and asked for confirmation that the financial and manpower implications identified would be met from within the existing budgets of the departments concerned.

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**Draft Capacity and Self-Determination (Jersey) Law 201-** (P.79/2016)

The Council supported the draft new Law on the same basis as P.78/2016 (see above).

**Comptroller and Auditor General Board of Governance: appointment of members** (P.80/2016)

The Council supported the proposition.

**Draft Proceeds of Crime (Miscellaneous Amendments) (Jersey) Regulations 2016 (Appointed Day) Act 201-** (P.86/2016)

The Council supported the draft Appointed Day Act.

Forthcoming  
announcements.

A2. The Council, with reference to its Minute No. A2 of 20th July 2016, discussed with the Director – Corporate Policy, Chief Minister’s Department a schedule of forthcoming announcements and communications.

The Council noted the following events in September 2016 –

- Publication by the Health and Social Security Scrutiny Panel on 7th of its report entitled “Living on Low Income” (S.R.4/2016);
- Publication during the current week of the outcome of the “Property Tax Review” consultation;
- The current week’s theme for the Medium Term Financial Plan communication was “Education”;
- A report on Retail Sales was due to be published on 14th;
- The Institute of Directors Jersey Debate would be held on 14<sup>th</sup> at the Royal Jersey Showground on the theme of “Future-proofing Jersey”; and
- A “Future of St. Helier” event was scheduled for 17th.

The Minister for the Environment indicated that he would shortly be making an announcement in relation to a review to be undertaken of the Waterfront Masterplan, in respect of which he agreed to liaise with the Minister for Treasury and Resources.

The Minister for the Environment also outlined the imminent release of a report provisionally entitled “The Environment in Figures: A report on the condition of Jersey’s environment”, which provided factual information on environmental matters and which arose from the commitment made in “The State of Jersey” report published in December 2011.