

Comité des Connétables

Minutes of the meeting held on
Monday 19th September 2016
at the Parish Hall, St Mary.

Present:

Connétable de St Clément - L. Norman, Chairman
Connétable de St Pierre - J. M. Refault, Vice Chairman
Connétable de St Héliér - A. S. Crowcroft (not present for items 1 and 2)
Connétable de Ste Marie - Mrs J. Gallichan
Connétable de St Brélade - S. W. Pallett
Connétable de St Martin - M. P. S. Le Troquer
Connétable de St Sauveur - Mrs S. A. Le Sueur-Rennard
Connétable de Grouville - J. E. Le Maistre
Connétable de St Jean - C. H. Taylor
Connétable de la Trinité - P. B. Le Sueur

Apologies for absence were received from the Connétable de St Laurent - Mrs D. W. Mezbourian and the Connétable de St Ouën - M. J. Paddock.

In attendance: Mrs S. R. de Gruchy, Secretary

Non-exempt (public) under Freedom of Information (Jersey) Law 2011

Minutes

1. The minutes of the meetings held on 18th July 2016 and 5th September 2016, having been previously circulated, were taken as read and were confirmed.

Dogs (Jersey)
Law 1961 –
microchipping

2. The Comité, with reference to its minute no. 11 of 23rd May 2016, considered a report regarding the Dogs (Jersey) Law 1961, the compulsory microchipping of dogs (which the Comité had previously decided it supported) and whether the dog licence scheme should be retained. Following discussion the Comité decided to progress the compulsory microchipping of dogs and requested that a law-drafting brief be prepared; and further decided to continue with the current dog licence scheme for the time being.

Draft Medium
Term Financial
Plan addition
for 2017-2019
(P.68/2016) -
future proposals
for Solid and
Liquid Waste
Charging

3. The Comité received the Assistant Minister for Infrastructure, the Chief Officer and the Director – Operations, Department for Infrastructure (DfI), to discuss the future proposals for solid and liquid waste charging in the Draft Medium Term Financial Plan addition for 2017-2019 (P.68/2016).

The Comité was informed that liquid waste charges were likely to be linked to the water rate but that DfI wished to work with parishes to find out how much waste was collected from commercial customers, rather than householders, so they could work out how the commercial charge might be calculated and collected. A gate fee would be levied on commercial customers delivering to the energy from waste plant.

The Comité noted that the method of collection from commercial premises varied from parish to parish with some collecting as part of a general refuse collection service and others having specific collection services from commercial premises. Only commercial liquid and solid waste charges, not domestic charges, were proposed in the MTFP 2017-2019. Subject to “in principle” approval of these charges, the department intended to bring detailed proposals to the States in 2017 for approval.

Following discussion the Comité agreed that DfI officers should meet with each Connétable to gather information prior to further consideration with the Comité regarding the proposed waste charging. The delegation was thanked for attending and then withdrew from the meeting.

Loi (1914) sur
la Voirie –
response to
Scrutiny Panel

4. The Comité approved a reply to the Environment, Housing and Infrastructure Scrutiny Panel regarding a written submission raising some concerns about the current branchage legislation in the Loi (1914) sur la Voirie.

Highways
(Jersey) Law
1956 – issue of
licences

5. The Comité noted that under Article 4 of the Highways (Jersey) Law 1956 a highway authority, subject to paragraph (2), might grant a licence to any person authorizing the person to place any thing below, on or above any highway administered by that authority, and any such licence might be granted subject to such conditions as the highway authority might think fit to impose and to the periodic payment of such reasonable sum as the highway authority might determine. It was noted that such permissions might now be recorded in the TrafficWorx traffic management system but prior to this confirmation of such a licence might be recorded in other parish documents such as the Roads Committee minutes or correspondence.

Policing of
Roads (Jersey)
Regulations
1959 – parade
or procession

6. The Comité considered a letter from the President of the Blue Knights Jersey I group seeking permission under Article 3(1)(b) of the Policing of Roads (Jersey) Regulations 1959 for a motorbike group to hold a ride-out on Sunday 2nd October 2016 as a parade or procession. Whilst wishing the group every success with the event, which it noted would involve visitors from a number of different countries, the Connétables each decided that they were unable to give consent to a parade or procession in their parish. The organisers would be asked to ensure that all riders taking part observed all road laws including speed, wearing of helmets, road signs, yellow lines, traffic lights and general consideration for other road users and to remind riders that it was an offence to use their motorcycles at junctions to stop oncoming traffic so that the cavalcade could ride through. The Chairman was requested to reply accordingly.

Santa Sleigh
Runs - 2016

7. The Comité considered correspondence from the Community Services Officer, Jersey Round Table 192, proposing changes to the annual Santa Sleigh Runs for 2016 to significantly reduce the numbers of stops and in turn concentrate on attending at the Parish Halls. It was hoped this would encourage more people to attend the Parish Halls, and therefore lead to more attendance, and Connétables were asked whether each parish could consider a Christmas party which would also help to raise interest in the event. The Comité agreed that the organisers should contact each parish as a number already had events booked which could be linked with the Santa Sleigh Run.

Firearms
(Jersey) Law
2000 -
Approval of
Shooting Clubs

8. The Comité noted that the Minister for Home Affairs had received applications from the St Mary Rifle Club and the St Helier Miniature Rifle Club for approval under Article 15 of the Firearms (Jersey) Law 2000 but, before granting or refusing to grant an approval or varying or withdrawing an approval, the Minister was consulting the Comité in accordance with Article 15(3). Both clubs had confirmed they could comply with the conditions which would be imposed should approval be granted and the Minister had indicated she was minded to approve both clubs as shooting clubs but would not formally do so until she had received the Comité's views on the applications. Having discussed the applications the Comité agreed it had no comments to make and requested the Chairman to reply accordingly.

eGov and Digital ID – request to use driving licence data

9. The Comité received the Programme Director - eGov, Chief Minister's Department, and considered a paper seeking in principle approval for the interfacing of LICAR (the Jersey driving licence system) to the United Kingdom Cabinet Office to facilitate the provision of a digital ID for an individual. A common digital ID system was a core component of the eGov strategy and would remove the need for multiple, service-specific logons, reducing the number of passwords a user must remember and providing a faster, more efficient way to engage with the parishes or States.

The Director explained that in a digital ID system, the online service requiring the verification of a user (the Relying Party) used an Identity Provider to verify a person's identity. In a federated identity system there could be multiple Relying Parties, and multiple Identity Providers, all connected through a hub and, in the U.K. system, the hub was run by the Cabinet Office. An important privacy principle was that the hub did not store any data about a person's identity but data provided by a person to the Identity Provider would be checked against that held by authoritative data sources and a 'yes' or 'no' answer would be returned on whether the data provided by the applicant was valid. Important privacy principles had been designed into the system in order to ensure compliance with the General Data Protection Regulations (GDPR) which would become law across Europe and the U.K. in May 2018; equivalent legislation was expected to be enacted in Jersey.

In response to questions the Director said that two alternative approaches were currently under consideration (one mirroring the U.K. government model, the other seeking alternative solutions), but both would require the system to check people's details against core States of Jersey and parish databases. Matching data might not require data sharing agreements and work was continuing to investigate options for online voter registration and voting. The eGov digital ID team had asked *teleologica* to produce a specification and quote for the necessary interface but any cost associated with the interface to LICAR would be funded from the eGov digital ID budget and there would be no cost to the parishes.

The Comité, having been assured by the Director that there would be no compromise in relation to data privacy, data sharing and information security and that its agreement would be sought prior to committing to this work, gave its "in principle" approval for the interfacing of LICAR to the U.K. Cabinet Office.

eGov – DVS/VRS and LICAR services

10. The Comité received the Programme Director - eGov, Chief Minister's Department, and considered a paper asking the Comité to recognize that across the Parishes and States there were existing, but separate, work-streams looking at service redesign and system replacement/upgrade of VRS (vehicle registration system used by the Driver and Vehicle Standards Department (DVS)) and LICAR (driving licence system used by the parishes) and to agree that there was an opportunity to consolidate these work-streams into one which presented a better approach for both service redesign and system strategy i.e. better for customer, better for efficiency.

The Director confirmed that the Project teams, at each level, would have appropriate representation from key stakeholders including the parishes, that there was no pre-judgement of a solution and no funding requirement from the Comité. The development and assessment of solutions would be carried out by someone independent of incumbent or potential suppliers. If, and when, any joined up solution was agreed the funding apportionment would be established by the wider stakeholder group and any portion requiring Parish funding would be subject to the normal decision process but the Comité was not committed to any solution it did not want.

Following discussion the Comité agreed that it would participate in the review of VRS/LICAR on the terms proposed.

eParishes proposals – driving licences online

11. The Comité, with the Programme Director - eGov, Chief Minister's Department, in attendance, considered a paper on the eParishes driving licences online project. In view of the work undertaken to date and that delivery of the project was expected in Q4 2016, the Comité was asked to consider whether the project should be abandoned in view of recently proposed review of VRS/LICAR (minute no. 10 of this meeting refers).

The Comité recalled that the driving licences online project was part of an ongoing initiative to support the eParishes programme, it was envisaged the Parishes online services would align with the States eGov Programme vision and funding had been included in parish budgets for 2016/17. The Director advised that, in relation to the VRS/LICAR review, a formal procurement process to appoint a senior solution architect to develop and evaluate options had been initiated and a supplier had been appointed; and he understood that supplier would be delivering within 6-8 weeks with a timeline of 7-9 months to procure a new system from the market.

Following discussion the Comité requested confirmation of the timeline for the VRS/LICAR review and details of the costs incurred to date on the driving licence online project. On receipt of this information the Comité would meet to decide whether or not to continue the driving licences online project.

The Director was thanked for attending and then withdrew from the meeting.

Data Protection (Jersey) Law 2005 – TUO data sharing

12. The Comité, with reference to its minute no. 2 of 18th July 2016, recalled that it had agreed it was for each Connétable to make arrangements for his/her Registrar to enter information about births and deaths through 'Tell Us Once' (TUO) which best suited his/her Parish but noted that the Parish of St Helier Registrars would, for £15 per entry, record details of births/deaths for other parishes where the number of births and deaths was very low.

The Comité approved the 'Memorandum of Understanding in respect of Data Sharing in the Administration of Tell Us Once ("TUO")' in relation to births and authorised the Chairman to sign on behalf of all parishes (a similar agreement had been approved in relation to deaths and persons leaving the island – minute no. 9 of 18th April 2016 refers).

Office accounts and budget

13. The Comité, with reference to its minute no. 7 of 18th July 2016, gave further consideration to the office budget for 2016/17. In accordance with the Comité's rules on voting where the matter would commit either the Comité or any of the members to any expenditure the matter should be done and decided by 10 votes in favour on the second occasion and accordingly the Comité confirmed the office budget for 2016/17, that parishes would contribute £75,000 and that this would be funded equally by parishes (£6,250 per parish).

Honorary Police – Comité des Chefs de Police budget for 2016/17

14. The Comité, with reference to its minute no. 7 of 18th July 2016, recalled that it had noted the accounts for the Comité des Chefs de Police for the year ended 30th April 2016 and it considered the budget of £1,500 proposed by that Comité to cover expenditure for 2016/17.

The Comité agreed that parishes should contribute £1,500 and that this should be funded equally by parishes (£125 per parish) but recalled its rules on voting required that where the matter would commit either the Comité or any of the members to any expenditure, the matter should be done and decided by 12 votes in favour on the first occasion and, as 12 members were not present, it agreed the matter should be considered again at the next meeting.

- Freedom of Information (Jersey) Law 2011 – 1 year statistics
15. The Comité, with reference to its minute no. 15 of 14th March 2016, noted that 29 requests for information had been received from September 2015 – August 2016 (28 were successful, 1 was withdrawn); 22 were from individuals with 7 from the media/legal profession/commercial/businesses. All responses had been issued within 20 days and were published on the parish websites; 6 had related to all parishes and the remainder to St Helier (12), St Peter (4), St Ouen (3), St Saviour and St Lawrence (2 each).
- David Kirch Charitable Trust vouchers
16. The Comité noted that parishes would distribute the David Kirch Charitable Trust Christmas vouchers to those aged 70 years or over from 1st – 16th December 2016 inclusive.
- Purple4Polio
17. The Comité noted the invitation to parishes to plant purple crocuses to highlight/participate in the Rotary Club of Jersey Purple4Polio project.
- Fixed Penalty Notice
18. The Comité, with reference to its minute no. 5 of 20th June 2016, noted that the Connétable of St Lawrence had chaired a first meeting to progress Fixed Penalty legislation and agreed that the work should be extended to consider penalty points for driving offences which the Department for Infrastructure wished to take forward further to the Road Safety Action Update Plan dated 5th August 2016.
- Criminal Justice – standard scale of fines
19. The Comité, with reference to its minute no. 14 of 8th December 2014, noted the coming into force on 20th September 2016 of the Criminal Justice (Miscellaneous Provisions) (Jersey) Law 2016 and of the Criminal Justice (Miscellaneous Provisions) (Jersey) Regulations 2016 which amended the standard scale of fines and references to fines in numerous pieces of legislation.

Chairman*L Norman*..... Date24/10/2016.....