

LEGISLATIVE ASSEMBLY

OF THE

FALKLAND ISLANDS



ORDER PAPER

09.00 AM

THURSDAY 26 MARCH 2015

IN THE COURT AND ASSEMBLY CHAMBER

STANLEY

LEGISLATIVE ASSEMBLY

THURSDAY 26 MARCH 2015

IN THE LEGISLATIVE ASSEMBLY CHAMBER

TOWN HALL

ORDER PAPER

09.00

1. Prayers
2. Confirmation of the Record of Legislative Assembly held on 26 February 2015
3. Papers to be laid on the Table by the Acting Chief Executive
4. Questions for Oral Response
5. Portfolio Reports:
 - The Honourable Roger Edwards
 - The Honourable Ian Hansen
6. Motion for Adjournment

LEGISLATIVE ASSEMBLY

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PAPERS LAID ON THE TABLE BY THE ACTING CHIEF EXECUTIVE

Copies of Subsidiary Legislation published in the Falkland Islands Gazette since the last sitting of the Legislative Assembly and Laid on the Table pursuant to section 35 (1) of the Interpretation and General Clauses Ordinance 1977.

- **41 Ross Road Jubilee Villas Designation Order 2015**
- **Children (Safeguarding Children Board) Regulations 2015**

Falkland Islands Government Financial Statements and Audit Reports Laid on the Table in accordance with the provisions of Section 57 of the Finance and Audit Ordinance for the year end 30 June 2014.

- Annual Governance Statement
- Falkland Islands Government Currency Fund
- Insurance Fund
- Pensions(Old Scheme) Fund
- Capital Equalisation Fund

SUBSIDIARY LEGISLATION

PLANNING AND BUILDING

41 Ross Road Jubilee Villas Designation Order 2015

S. R. & O. No: 1 of 2015

Made: 16 February 2015

Published: 28 February 2015

Coming into force: upon publication

I make the following order under section 65(1) of the Planning Ordinance (Title 55.3) —

- (a) on the advice of Executive Council;
- (b) having first given an opportunity to the owner and occupier of the building to make written representations under section 65(2)(a); and
- (c) on the recommendation of the Historic Buildings Committee (composed as required by section 63(2)), as required by section 65(2)(b) —

1. Title

This Order is the 41 Ross Road Jubilee Villas Designation Order 2015.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. Designation of 41 Ross Road, Jubilee Villas

(1) Subject to subparagraph (2), the main building at 41 Ross Road, Jubilee Villas is designated as a building of special architectural and historic interest.

(2) The designation —

(a) relates to the main building only in respect of its external appearance and excludes the internal features;

(b) relates to all land within the perimeter of 41 Ross Road, Jubilee Villas and all boundary features; and

(c) excludes the entirety of the outbuildings located to the rear of the main building.

(3) The location of 41 Ross Road, Jubilee Villas is shown on the map set out in the Schedule.

(4) In this paragraph “boundary features” includes garden walls and gate posts.

SCHEDULE

MAP SHOWING THE LOCATION OF 41 ROSS ROAD, JUBILEE VILLAS



Made 16 February 2015

C. Roberts C.V.O.,
Governor.

EXPLANATORY NOTE

(This note is not part of the order)

This Order designates the main building at 41 Ross Road, Jubilee Villas as a building of special architectural and historic interest.

The designation is limited to the external appearance of the main building and therefore excludes the internal features. Included also are boundary features (such as garden walls and gate posts) and all land within the perimeter of the property. However, the designation does not relate to any of the outbuildings, all of which are located to the rear of the main building.

Planning permission or consent is required for its demolition, alteration or extension.

SUBSIDIARY LEGISLATION

FAMILY LAW

Children (Safeguarding Children Board) Regulations 2015

S. R. & O. No. 2 of 2015

Made: 16 February 2015

Published: 28 February 2015

Coming into force: on publication

I make the following regulations under section 83 of the Children Ordinance 2014 (No. 7 of 2014) on the advice of Executive Council.

1. Title

These regulations are the Children (Safeguarding Children Board) Regulations 2015.

2. Commencement

These regulations come into force on publication in the *Gazette*.

3. Interpretation

In these regulations —

“the Ordinance” means the Children Ordinance; and

“Safeguarding Board” means the Safeguarding Children Board continued under section 82 of the Ordinance.

4. Appointment of Safeguarding Board Chairperson

(1) The Safeguarding Board must appoint a Chairperson from among its members.

(2) The Chairperson appointed under sub-regulation (1) must be appointed for a period of 2 years and is eligible for re-appointment.

(3) The Chairperson must preside at every meeting of the Safeguarding Board.

5. Functions of Safeguarding Board

(1) The functions of the Safeguarding Board in relation to its objective (as defined in section 83) are as follows —

(a) developing policies and procedures for safeguarding and promoting the welfare of children, including policies and procedures in relation to —

- (i) the action to be taken where there are concerns about a child's safety or welfare, including thresholds for intervention;
 - (ii) training of persons who work with children or in services affecting the safety and welfare of children;
 - (iii) recruitment and supervision of persons who work with children;
 - (iv) investigation of allegations concerning persons who work with children;
 - (v) safety and welfare of children who are hosted or who are the subject of private boarding;
 - (vi) co-operation with other governments' and organisations' children's services;
- (b) communicating with relevant persons and organisations in the Falkland Islands the need to safeguard and promote the welfare of children, raising awareness, promoting and encouraging those persons and organisations to take part in activities aimed at raising awareness;
- (c) monitoring and evaluating the effectiveness of what is done to safeguard and promote the welfare of children, and advising those concerned in the safeguarding of children on ways to improve what is done;
- (d) participating in the planning of services for children; and
- (e) undertaking reviews of serious cases and advising those concerned in the safeguarding of children on lessons to be learned.
- (2) For the purposes of sub-regulation (1)(e) a serious case is one where —
- (a) abuse or neglect of a child is known or suspected; and
 - (b) either —
 - (i) the child has died; or
 - (ii) the child has been seriously harmed and there is concern as to the way in which relevant persons have worked together to safeguard the child.
- (3) The Safeguarding Board may also engage in any other activity that facilitates, or is conducive to, the achievement of its objective.
- (4) The Safeguarding Board may issue guidelines and procedures as may be necessary to assist in the welfare and safeguarding of children.
- (5) Whenever the Safeguarding Board issues any guidelines or procedures, it must arrange for a notice to be published in the *Gazette* specifying —

- (a) that guidelines or procedures have been issued;
- (b) whether the guidelines or procedures are new or a replacement of existing ones; and
- (c) the date on which those guidelines or procedures come into force.

6. Further functions relating to child deaths

(1) The Safeguarding Board has, in addition to the functions referred to in regulation 5, the following functions in relation to the deaths of children —

- (a) collecting and analysing information about each death with a view to identifying —
 - (i) any case giving rise to the need for a review mentioned in regulation 5;
 - (ii) any matters of concern affecting the safety and welfare of children; and
 - (iii) any wider public health or safety concerns arising from a particular death or from a pattern of deaths; and
- (b) putting in place procedures for ensuring that there is a coordinated response by the relevant government departments and other relevant persons to an unexpected death.

7. Safeguarding Board procedures and meetings

(1) Subject to the provisions of these regulations, the Safeguarding Board will regulate its own proceedings.

(2) The Safeguarding Board must meet at least four times annually.

(3) The quorum at any meeting of the Safeguarding Board is a majority of the members of the Board (excluding observers).

(4) The Chairperson must preside at any meeting of the Safeguarding Board and in the absence of the Chairperson, the members present must elect a member to act as Chairperson for that meeting.

(5) A decision of the Safeguarding Board on any question must be by the majority of the members present and voting at the meeting and, in the event of an equality of votes, the member presiding has a casting vote in addition to that person's deliberative vote.

Made 16 February 2015

C. Roberts C.V.O.,
Governor.

EXPLANATORY NOTE
(This note is not part of the Regulations)

These Regulations are made under section 83 of the Children Ordinance (No. 7 of 2014).

Regulations 1, 2 and 3 deal with introductory matters; title, commencement and definitions;

Regulation 4 provides for the appointment of a chairperson to the Safeguarding Board;

Regulation 5 provides for the specific functions which the Safeguarding Board has to give effect to the objective;

Regulation 6 details the Safeguarding Board's specific functions relating to child deaths; and

Regulation 7 provides for the Safeguarding Board's procedures and meetings.

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QUESTION FOR ORAL RESPONSE

Question Number 04/15 by the Honourable Gavin Short

Could the Honourable Ian Hansen please inform the house of the following please.

Taken from the date of the last ever wages agreement between the Falkland Islands General Employees Union and the FIG covering the hourly paid employees, what was:

- a) the rate then for an 18 year old labourer at the time of the last agreement.
- b) What would that rate be today with compound inflation only added onto the (then) hourly rate.
- c) What the rate would be today if compound inflation and all actual wage increases was added to it.
- d) How would this rate, if in existence today, measure up against the minimum wage.

Question Number 05/15 by the Honourable Jan Cheek

Could the Honourable Michael Poole please explain to this House how the existing Retail Price Index is structured and calculated, and when it was last reviewed.

Question Number 06/15 by the Honourable Dr Barry Elsby

During preparations for this year's budget, initial work using census and financial data seems to suggest a significant gender imbalance in salaries of up to 27% in favour of men.

This may be a statistical quirk but does seem to match recent figures released in the UK. Can my Hon colleague give an assurance that this will be examined in greater depth over the coming months and that a report be brought to the House?

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Portfolio Reports:

The Honourable Roger Edwards

The Honourable Ian Hansen

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PROCEDURE FOR THE MOTION FOR ADJOURNMENT

CLERK	“Motion for Adjournment”
CHIEF EXECUTIVE	“Mr Speaker I beg to move that House stands adjourned sine die.” Honourable Members may speak to the Motion.
THE SPEAKER	“The House stands adjourned accordingly.” Mr Speaker then departs