



Jersey

**STATES OF JERSEY (TRANSFER OF  
FUNCTIONS No. 8) (MISCELLANEOUS  
TRANSFERS) (JERSEY)  
REGULATIONS 2015<sup>12</sup>**

**Official Consolidated Version**

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Showing the law from 1 January 2019 to 4 October 2022



Jersey

# **STATES OF JERSEY (TRANSFER OF FUNCTIONS No. 8) (MISCELLANEOUS TRANSFERS) (JERSEY) REGULATIONS 2015**

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## **STATES OF JERSEY (TRANSFER OF FUNCTIONS No. 8) (MISCELLANEOUS TRANSFERS) (JERSEY) REGULATIONS 2015**

**THE STATES**, in pursuance of Article 29(2) and (3) of the [States of Jersey Law 2005](#), have made the following Regulations –

Commencement [[see endnotes](#)]

### **1 Interpretation**

In these Regulations –

“receiving Minister” means a Minister to whom functions are transferred by these Regulations;

“transferring Minister” means a Minister from whom functions are transferred by these Regulations.

### **2 Changes in description of some Ministers**

- (1) The Minister for Economic Development is to be described as the Minister for Economic Development, Tourism, Sport and Culture.
- (2) The Minister for Education, Sport and Culture is to be described as the Minister for Education.
- (3) The Minister for Planning and Environment is to be described as the Minister for the Environment.
- (4) The Minister for Transport and Technical Services is to be described as the Minister for Infrastructure.

### **3 Transfer of functions: Minister for Economic Development, Tourism, Sport and Culture to Minister for the Environment**

There shall be transferred to the Minister for the Environment the functions of the Minister for Economic Development, Tourism, Sport and Culture in respect of fisheries and other aquatic resources.

**4 Transfer of functions: Minister for Economic Development, Tourism, Sport and Culture to Chief Minister**

There shall be transferred to the Chief Minister the functions of the Minister for Economic Development, Tourism, Sport and Culture in respect of the following matters –

- (a) the digital sector of the economy (including the grant to Digital Jersey Limited);
- (b) communications and broadcasting;
- (c) competition;
- (d) intellectual property;
- (e) the Jersey Innovation Fund and the grant to Jersey Finance Limited.

**5 Transfer of functions: Minister for Education to Minister for Economic Development, Tourism, Sport and Culture**

There shall be transferred to the Minister for Economic Development, Tourism, Sport and Culture the functions of the Minister for Education in respect of sport and culture.

**6 Transfer of functions: Minister for Treasury and Resources to Minister for Infrastructure**

There shall be transferred to the Minister for Infrastructure the functions of the Minister for Treasury and Resources in respect of Jersey Property Holdings.

**7 Connected rights and liabilities transferred**

- (1) All rights enjoyed and liabilities incurred by a transferring Minister in connection with the functions transferred by any of Regulations 3 to 6 shall be transferred to the appropriate receiving Minister and become the rights and liabilities of that receiving Minister.
- (2) A provision of a contract or other instrument that specifies that a right or liability of a transferring Minister is incapable of transfer shall, to the extent that it applies to a right or liability transferred by paragraph (1), be of no effect.
- (3) The operation of paragraph (1) shall not be regarded –
  - (a) as a breach of contract or confidence or otherwise as a civil wrong;
  - (b) as a breach of any contractual provision prohibiting, restricting or regulating the assignment or transfer of rights or liabilities; or
  - (c) as giving rise to any remedy by a party to a contract or other instrument, as an event of default under any contract or other instrument or as causing or permitting the termination of any contract or other instrument, or of any obligation or relationship.

**8 Transitional provisions**

- (1) A transfer effected by any of Regulations 3 to 6 shall not prejudice the operation of any appointment, approval, authorization, consent, delegation, determination, direction, instruction, requirement or other thing that is, before these Regulations come into force, made, given or done by a transferring Minister in relation to the functions, rights and liabilities so transferred, but such matter shall, if then in force,

continue in force to the like extent and subject to the like provisions as if it had been duly made, given or done by the appropriate receiving Minister.

- (2) Anything commenced, before these Regulations come into force, by or under the authority of a transferring Minister may, so far as it relates to any of the functions, rights and liabilities transferred by Regulations 5 to 10, be carried on and completed by or under the authority of the appropriate receiving Minister.
- (3) Where, at the coming into force of these Regulations, any legal proceeding is pending to which a transferring Minister is a party and the proceeding has reference to any of the functions, rights and liabilities transferred by Regulations 3 to 7, the appropriate receiving Minister shall be substituted in the proceeding for the transferring Minister and the proceeding shall not abate by reason of the substitution.

## **9 Citation**

These Regulations may be cited as the States of Jersey (Transfer of Functions No. 8) (Miscellaneous Transfers) (Jersey) Regulations 2015.

## ENDNOTES

### Table of Legislation History

Legislation	Year and No	Commencement	*Projet No (where applicable)
States of Jersey (Transfer of Functions No. 8) (Miscellaneous Transfers) (Jersey) Regulations 2015	<a href="#">R&amp;O.158/2015</a>	1 January 2016	<a href="#">P.46/2015</a> (re-issue)
States of Jersey (Ministerial Offices) Order 2022	<a href="#">R&amp;O.92/2022</a>	4 October 2022	

\*Projets available at [www.statesassembly.gov.je](http://www.statesassembly.gov.je)

### Table of Renumbered Provisions

Original	Current
2(5)	spent, omitted
2(6)	spent, omitted
2(7)	spent, omitted
3(1)	3
3(2)	spent, omitted
4(1)	4
4(2)	spent, omitted
4(3)	spent, omitted
5(1)	5
5(2)	spent, omitted
6(1)	6
6(2)	spent, omitted
9	spent, omitted
10	9
Schedule 1	spent, omitted
Schedule 2	spent, omitted
Schedule 3	spent, omitted
Schedule 4	spent, omitted

### Table of Endnote References

- <sup>1</sup> Following the commencement of R&O.92/2022, these Regulations are to be treated as amended to apply Article 29A(4) to (6) of the States of Jersey Law 2005 to them and to disapply any provision to the extent that it is not compatible with that Article
- <sup>2</sup> These Regulations were spent by the States of Jersey (Ministerial Offices) Order 2022 on 4 October 2022