

| General Information | |
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| Ministerial Decision Type | Miscellaneous |
| Report Title | Amendment to the Police Act 1997 (Criminal Records and Registration) (Jersey) Regulations 2010 |
| Minister | Justice and Home Affairs |
| Signatory | Minister |
| Lead Department | Justice and Home Affairs (JHA) |
| Ministerial Decision Summary: Public or Absolutely/Qualified Exempt | Public Select if more than one Absolutely/Qualified Exemption. |
| Date decision made if different to date 'Ministerial Decision Summary' signed. | Select date. |
| Report and Supplemental Report Details | |
| Date of Report | 11/12/2024 |
| Ministerial Decision Report: Public or Absolutely/Qualified Exempt | Public Select if more than one Absolutely/Qualified Exemption. |
| Associated Law(s) and/or Subordinate Legislation | The Police Act 1997 (Criminal Records and Registration) (Jersey) Regulations 2010 |
| Action required if recommendation agreed | Government of Jersey officers to inform the UK Home Office that the decision has been made. |
| Resource Implications | There are no new financial and/or manpower implications. |

Background

Criminal records certificates are issued in respect of Jersey residents by the Disclosure and Barring Service (DBS), which is based in the UK.

The UK Home Office has consulted with the Government of Jersey regarding an increase in fees charged by the DBS for criminal records certificates.

The Police Act 1997 (Criminal Records) (Amendment) Regulations 2024 were made on 5 November 2024, and came into force on 2 December 2024, giving effect to the following increase in fees:

- Enhanced certificate: from £38 to £49.50
- Standard certificate: from £18 to £21.50
- Basic certificate: from £18 to 21.50

These fees will be changed for applicants in England and Wales, and in all of the crown dependencies.

Part 5 of the Police Act 1997 was extended to Jersey by the Police Act 1997 (Criminal Records) (Jersey) Order 2010. This includes the power to make fees regulations under extended section 125 of the Police Act 1997.

The Police Act 1997 (Criminal Records and Registration) (Jersey) Regulations 2010 provide for the fees to be charged in Jersey under Regulation 3. The Regulations were last amended in 2022.

The Minister is asked to confirm whether she is content for Regulations made by the Secretary of State, under the powers conferred by Police Act 1997 as extended to Jersey, to be registered by the Royal Court.

The Regulations will amend the Police Act 1997 (Criminal Records and Registration) (Jersey) Regulations 2010 to give effect to the fee increase for Jersey applicants for DBS certificates.

Recommendation

That the Minister confirm she is content for the Regulations to be registered in the Royal Court.