

THE STATES assembled on Tuesday,
25th April, 1989 at 10.15 a.m.
under the Presidency of the Bailiff,
Sir Peter Crill, C.B.E.

All Members were present with the exception
of -

Senator Anne Baal - out of the Island.
Senator Peter Geoffrey Kevitt Manton -
absent.
Margaret Sylvia Rose Beadle, Deputy of
St. Brelade - out of the Island.
Terence Augustine Le Sueur, Deputy of
St. Helier - out of the Island.

Prayers

Falkland Islands.

The Bailiff, on his return from a
visit to the Falkland Islands to open a
housing development financed by Jersey,
passed on to the States Members and people
of Jersey the greetings and thanks of the
Governor and the Falkland Islanders.

Queen's award for Industry -
Computer Patent Annuities.

The Bailiff, on behalf of the
Assembly, congratulated Computer Patent
Annuities on receiving the Queen's Award
for Industry for export achievement, the
first company to do so in the Channel
Islands.

Subordinate legislation tabled.

The following enactments were laid

before the States, namely -

1. Export of Agricultural Produce (Amendment No. 8) (Jersey) Order, 1989. R & O 7906.
2. Court of Appeal (Fees) (Amendment No. 2) (Jersey) Rules, 1989. R & O 7907.
3. Court of Appeal (Transcripts) (Jersey) Rules, 1989. R & O 7908.
4. Collective Investment Funds (Permit Fees) (Jersey) Order, 1989. R & O 7909.

Clairvoyance and astrology for gain (P.91/88): report. P.49/89.

The Legislation Committee by Act dated 10th April, 1989, presented to the States a report on clairvoyance and astrology for gain.

THE STATES ordered that the said report be printed and distributed.

Annual accounts of the States of Jersey for 1988.

The Finance and Economics Committee by Act dated 3rd April, 1989, and in pursuance of Article 21(3) of the Public Finances (Administration) (Jersey) Law, 1967, as amended, presented to the States the annual accounts of the States for the financial year ended 31st December, 1988.

THE STATES ordered that the said accounts be printed and distributed.

Petition of Mr. B.R. Cooper asking that the States reconsider a report of the Prison Board in the light of a Court of Appeal Judgment: report. R.C.8.

The Prison Board by Act dated 19th April, 1989, presented to the States a report on the Petition of Mr. B.R. Cooper asking that the States reconsider a report of the Prison Board in the light of a Court of Appeal Judgment.

THE STATES ordered that the said report be printed and distributed.

Matters lodged.

The following subjects were lodged
"au Greffe" -

1. Draft Health Insurance (Medical Benefit) (Amendment No. 34) (Jersey) Regulations, 198 . P.45/89.
Presented by the Social Security Committee.
2. 12-20 Dorset Street, St. Helier: approval of drawings. P.46/89.
Presented by the Housing Committee.
3. 79 Rouge Bouillon, St. Helier: approval of drawings. P.47/89.
Presented by the Housing Committee.

The States decided to take the abovementioned subjects into consideration on 16th May, 1989.

4. Social Security registration cards (P.43/89): amendment. P.48/89.
Presented by Senator Terence John Le Main.
5. Swimming pools at Les Quennevais and Fort Regent. P.50/89.
Presented by the Education Committee. The States decided to take this subject into consideration on 30th May, 1989.
6. Draft Use of former site of Maternity Hospital (Jersey) Law, 198 . P.51/89.
Presented by the Public Health Committee. The States decided to take this subject into consideration on 16th May, 1989.

The following subjects were lodged on 18th April, 1989 -

1. Social Security registration cards. P.43/89.
Presented by Senator Terence John Le Main.

2. Draft Road Traffic (No. 33)
(Jersey) Regulations, 198 .
P.44/89.
Presented by the Defence
Committee. The States decided to
take this subject into
consideration on 16th May, 1989.

Attendance Allowance: legislation.
P.49/88.

THE STATES noted that in
pursuance of Standing Order 17(6) the
Proposition relating to Attendance
Allowance: legislation (lodged on 19th
April, 1988) had been withdrawn.

Maternity Hospital premises, St.
Helier: conversion. P.79/88.

THE STATES noted that the
President of the Public Health Committee
had withdrawn the Proposition relating to
the conversion of the Maternity Hospital
premises (lodged on 21st June, 1988).

Howard Davis Park tea gardens:
supplementary vote of credit. P.172/88.

THE STATES acceded to the request
of the President of the Public Works
Committee that the Proposition regarding
the supplementary vote of credit for the
Howard Davis Park tea garden lodged on 13th
December, 1988) be considered at the
present Sitting immediately after
consideration of the approval of drawings
for the tea gardens.

Projet de Loi (198) pour abroger
la Loi (1907) touchant l'usage de timbres
de commerce. P.23/89.

THE STATES acceded to the request
of the President of the Legislation
Committee that the Projet de Loi (198)
pour abroger la Loi (1907) touchant l'usage
de timbres de commerce (lodged on 21st
February, 1989) be considered on 16th May,
1989.

Public employees: control of manpower. P.154/88.

THE STATES acceded to the request of the President of the Establishment Committee that the Proposition relating to public employees: control of manpower (lodged on 29th November, 1988) be considered on 16th May, 1989.

Elizabeth Harbour, west of Albert Pier: assistance for passengers and their baggage. Question and answer.

Senator Richard Joseph Shenton asked Senator Bernard Thomas Binnington, President of the Harbours and Airport Committee, the following question -

``Will the President inform the House what assistance is to be provided for passengers and their baggage at the Elizabeth Harbour, west of Albert Pier?''

The President of the Harbours and Airport Committee replied as follows -

``When the new Elizabeth Harbour is fully commissioned it is expected that a baggage service will be provided by the ferry companies with assistance from the Harbours Department.

British Channel Island Ferries have said that they are to provide baggage vehicles which will travel with the vessel so that foot passenger baggage can be collected at the time of embarkation and on arrival in Jersey transported from the ship and displayed in the baggage hall in the new terminal. Passengers wishing to carry their own bags will be assisted by the provision of baggage trolleys and porters will be on hand to give further assistance if necessary.

Whilst the distance that foot passengers have to travel from the ship on arrival in Jersey can in some cases be as great as 230 metres, considerable efforts have been made to ensure that the route is as convenient as possible for foot passengers with

the provision of covered gangways and walkways giving weather protection to the passengers, having no steps but shallow ramps where necessary. This will facilitate the use of baggage trolleys and help the disabled using wheelchairs."

Prices of alcoholic drinks -
enquiries made to breweries. Questions and answers.

Senator John Stephen Rothwell asked Senator Reginald Robert Jeune, President of the Finance and Economics Committee, the following questions -

1. "Will the President confirm that Ann Street Brewery and Randalls Brewery have refused to supply information to the Economic Adviser which he sought following my request for an enquiry into the very substantial increases in the prices of alcoholic drinks announced by the breweries in February of this year?
2. Will the President inform the House of the number of public houses controlled by Ann Street and Randalls and what percentage of the total number this represents?"

The President of the Finance and Economics Committee replied as follows -

- "1. I am not sure why the Senator has asked this question of me, but I have ascertained from the Economic Adviser to the States the following facts which I understand have already been made known to the Senator.

In February of this year publicity was given to increases in local alcohol prices following which Senator Rothwell asked the Economic Adviser to investigate the justification for those increases. The Economic Adviser

then wrote to Ann Street Brewery Limited and Randalls Brewery Limited asking for details of the background to the cost increases announced - that is, what increases in material costs, wage and salaries and any other costs had occurred since product prices were last increased. Ann Street Brewery Limited replied declining to provide the information, and Randalls Limited have not replied to date.

While not receiving any information from the companies themselves, a comparison has been made by the Economic Adviser of Jersey and United Kingdom price increases over the past year, as follows -

(i) Bitter price, public bar,
pence/pint

	Jersey	U.K.	U.K.
	(average)	(average)	range

March 1988	62	85	77-98
------------	----	----	-------

March 1989	67.5	94	83-105
------------	------	----	--------

	(+8.9%)	(+10.6%)	
--	---------	----------	--

(ii) Spirits price (whisky),
public bar, pence/tot

	Jersey	U.K.	U.K.
	(average)	(average)	range

March 1988	64	83	77-94
------------	----	----	-------

March 1989	71	86	79-98
------------	----	----	-------

	(+10.9%)	(+3.6%)	
--	----------	---------	--

Note: U.K. figures converted to Jersey measure.

The price comparisons quoted above are affected by duty increases. If for spirits the duty adjustment is removed from the price the percentage increase over the year 1988/89 would be 9.4 per cent in Jersey. There was no increase in the duty on spirits in the United Kingdom budget in March 1988 or March 1989.

By comparison with the United Kingdom experience, and the general rate of inflation at some 8 per cent per annum, the increase in beer prices does not appear excessive, but this is not to say that it is cost justified. The recent report of the United Kingdom Monopolies and Mergers Commission's investigation into the supply of beer for retail sales concluded that the price of a pint of beer in a public house has risen too fast in the past few years. As far as spirits prices are concerned the Jersey price increase appears rather high in relation to that in the United Kingdom.

2. Ann Street Brewery and Randalls Brewery own or lease 79 establishments licensed under the 1st Category (i.e. the Taverners licence) and this number represents 46 per cent of all establishments so licensed."

Law reform and "dégrévement".
Questions and answers.

Senator Richard Joseph Shenton asked Deputy Edgar John Becquet of Trinity, President of the Legislation Committee, the following questions -

- "1. Will the President inform the House whether his Committee intends to introduce proposals for law reform on similar lines to the Lord

Chancellor's proposals currently under discussion in the United Kingdom?

2. Will the President inform the House of the likely date when the existing procedure known as 'dégrèvement' will be replaced by a more just form of procedure?"

The President of the Legislation Committee replied as follows -

1. The system of the administration of justice in Jersey differs very substantially from that which obtains in the United Kingdom.

The method of appointment of the judiciary is very different and the two branches of the legal profession are very closely integrated and unlike in the United Kingdom any citizen can instruct Counsel without the intervention of a Solicitor.

There would, therefore, be no purpose in introducing law reform on the lines of many of the Lord Chancellor's proposals currently under discussion in the United Kingdom.

2. My Committee, of which the Senator is a member, has not as far as I can recall, ever considered the possibility of replacing the existing procedure known as 'dégrèvement'. I believe that the matter has been under consideration by the Finance and Economics Committee but 'dégrèvement' is an integral part of Jersey's Real Property Law and any change would entail considerable revision of the existing Law."

Investigation into piped natural gas supply to Jersey. Statement.

The President of the Resources

Recovery Board made a statement in the following terms -

“The Resources Recovery Board through its Energy Sub-Committee has brought a number of major energy reports to the States from time to time. The first of these had as its main thrust, the heavy dependence of the Island on imported oil and the Report proposed diversifying into other forms of fuel as well as using fuels appropriate to their purpose.

The provision of a sub-marine electricity supply link met the first of these objectives but has had the result that electricity as a form of energy has been used to a degree in Jersey greater than in comparable communities.

The Board has for some time been concerned that the Island has been unable to enjoy the many benefits of natural gas which are widely available in the United Kingdom and in continental Europe. As well as providing a clean economical fuel for space heating and water heating, natural gas is now being used for the generation of electricity. This is because of its many environmental advantages as well as for sound technical and economic reasons.

Not unnaturally the Board has looked to the Island's energy companies to investigate and if necessary promote appropriate technological change. The Board was therefore surprised that the 'natural gas option' was not explored fully in the Jersey Electricity Company Resumé Report on Power Generation nor was it dealt with in any depth in the W.S. Atkins Report on the Jersey Electricity Company Proposals.

In the belief that a proper decision on future electricity supplies can only be made in the light of a consideration of all of the alternatives, the Board opened discussions with Gaz de France on the technical and economic feasibility of

bringing piped natural gas to the Island. The cost of this investigation was shared between Gaz de France and the Resources Recovery Board and the Board has now received a report on this study.

This report confirms the technical feasibility of such a project and details potential routes, construction methods and pipe sizes. Several hypotheses are postulated regarding demographic growth and market penetration based on gas industry experience in the United Kingdom and in continental Europe. These hypotheses cover gas consumption with and without its use for electricity generation.

The conclusion of the report suggests single or twin 8 inch diameter welded steel pipelines, polyethylene coated and concrete covered throughout the sub-marine section as well as a dedicated land link to a point on the main Gaz de France artery at St. Lô.

The capital cost is estimated at #15 million for a single sub-marine line and #24 million for two sub-marine pipelines in addition to approximately #4.5 million for the land link to St. Lô.

The cost of the gas supplied through this pipeline depends on a detailed tariff negotiation but has been estimated to be comparable with costs in the United Kingdom and in continental Europe. The Board is reluctant to discuss these figures publicly since, as is apparently the case with the J.E.C./E.D.F. tariffs, a degree of commercial confidentiality is necessary to competitive price negotiation.

The Guernsey Gas Company has expressed keen interest in participating in the project and the Chairmen of both Jersey Gas Company and Guernsey Gas Company, while expressing certain reservations, take a joint view that the Resources Recovery Board should seek a mandate from the States to

pursue the matter further.

The Board therefore intends to bring a report and proposition to this effect to the States at the earliest possible moment with a view to creating a consortium of interests in pursuing the matter further. It is hoped that the Islands' Electricity Companies would participate in further investigations with the Resources Recovery Board and with the Islands' Gas Companies."

Supplementary and additional votes of credit.

THE STATES considered an Act of the Finance and Economics Committee dated 17th April, 1989, presenting Acts of the undermentioned Committees and, acceding to the requests contained therein, granted to the said Committees supplementary (S) and additional (A) votes of credit out of the general reserve as follows -

	S	A
	#	#
Finance and Economics Committee		
Crown Officers Department		
0311 Staff	30,400	
0313 Supplies and services	800	
0315 Establishment	2,500	

Police Court		
0341 Staff	1,900	
0343 Supplies and services	600	

carried forward 36,200

	S	A
	#	#
Finance and Economics Committee (cont'd)		
brought forward	36,200	

Impôts Department		
0363 Supplies and services	2,400	
0366 Monetary compensatory		
amounts		5,000

Economic Adviser's Department

0421 Staff 4,900
0423 Supplies and services 600

0425 Establishment 2,000

Commercial Relations Department

0432 Premises 3,300

Non-Departmental Expenditure

0605 Insurance 91,000
0609 Members' expenses 79,500

0640 Miscellaneous 10,000

Total request #234,900 229,900 5,000
=====

Defence Committee

Civil Emergency Office

1053 Supplies and services 20,500

Immigration and Nationality
Department

1101 Staff 22,500

Motor Traffic Office

1123 Supplies and services 1,200
Police

1203 Supplies and services 14,200

Total request 58,400
====

S A
#

Public Works Committee

Administration

2001 Staff 110,000

Coast Protection

2023 Supplies and services 300,000

Public Buildings

2082 Premises 20,000

Total request 430,000

=====

Education Committee

Vocational and Non-Vocational

2705 School supplies 30,600

Scholarships, Grants and cost of
Advanced Education

2857 Annual payment to the
Department of Education
and Science for Higher
Education in the U.K. 209,000

3080 Victoria College stone-
work 1,134,000

Total request 1,373,600

=====

Public Health Committee

Community Health Services

3201 Staff 80,800

carried forward 80,800

S A
#

Public Health Committee (cont'd)

brought forward 80,800

General and Acute Services

3221 Staff 714,500

St. Saviour's Hospital

3241 Staff 228,500

Care of the Elderly

3251 Staff 153,300

Ambulance Service and Transport

3261 Staff 63,600

Laundry Trading Account

3271 Staff 2,400

Total request 1,243,100

=====

Resources Recovery Board

4006 Energy Research 15,000

====

Agriculture and Fisheries Committee

Subsidies and Grants

4139 Financial assistance for
the improvement of
producer/co-operative

marketing 74,200

4140 Advertising, market

research etc. 45,500

Total request 119,700

=====

S A
#

Tourism Committee

Administration

4601 Staff 20,200

====

Social Security Committee

Benefits of a Non-Contributory
Nature

4815 Milk at reduced rate 38,000

Services Related to Employment

4821A Employment of the
disabled 30,000

Total request 68,000

====

Establishment Committee

States Personnel Department

Personnel and Organisation Divisions

5102 Premises 5,000

5105 Establishment 5,700

5107 In-service training 44,000

Computer Services Division

5122 Premises 1,000

5123 Supplies and services 55,600

5140 Manual Workers Bonus

Buy-Out 20,10

0

Total request #131,400 111,300 20,100

=====

S A
#

Island Development Committee

5202 Premises 20,000
5206 Preparation of surveys,
development plans, con-
sultation fees, etc.
13,000
5208 Expenses, including rates,
on properties purchased 20,000

Total request 53,000
=====

Committee for Postal Administration

6100 Operating expenses 58,600
=====

MINOR COMMITTEES

Policy and Resources Committee

6501 General expenses
15,000

Occupation and Liberation Committee

6701 General expenses
15,000

Royal Visit Committee

6801 General expenses
125,000

Total request 155,000
=====

S A
#

CAPITAL VOTES OF CREDIT

Defence Committee

Police

C0143 Extension of garage and

additional offices 93,000
C0144 Provision of lift at
Police Headquarters 20,000

Fire

C0146 Replacement fire
appliance 1989 2,000

Total request 115,000
=====

Public Works Committee

C0353 States Buildings, Royal
Square modernisation,
preliminary work and
investigations 60,000
C0366 La Collette depôts
redevelopment 425,000

Total request 485,000
=====

Education Committee

C0509 Hostel for homeless
teenagers 20,000

carried forward 20,000

S A
#

Education Committee (cont'd)
brought forward 20,000

C2514 Victoria College
Preparatory - Library
extension 20,700
C2517 Le Squez Youth Club 20,000
C2519 St. Lukes School -
improvements 8,000
C2520 Les Landes School -
improvements 6,000

Total request 74,700
=====

Public Health Committee

C0644 General Hospital redevel-
opment fees - phase 2 75,000
C0682 General Hospital redevel-
opment phase 3 - X-Ray and

Accident and Emergency
Departments 180,000
C0688 General Hospital redevelop-
ment phase 3 - upgrade
theatres and existing
private wards 141,000
C0694 The Limes - staff
accommodation 74,500
Total request 470,500
=====

Resources Recovery Board

C0418 Reconditioning and/or
replacement of sewers 87,500
C0452 Sewer extensions 380,000
carried forward 467,500

S A
#

Resources Recovery Board (cont'd) brought forward 467,500

C0453 Surface water drainage 9,000
C0466 Incineration plant -
third stream 2,200,00
0

Total request 2,676,500
=====

Housing Committee

C1103 Building, purchase and
rehabilitation of
dwellings 1,096,400
=====

Fort Regent Development Committee

C1222 Rotunda development 393,000
=====

Harbours and Airport Committee

Harbours

C0240 Port of St. Helier -
general development 840,000
C0243 Development of freight
facilities and warehous-
ing - New North Quay 300,000

Airport

C2808 Distance measuring

equipment 75,000

Total request 1,215,000
=====

The total requests granted for the April Supply Day amounted to #10,487,000.

The deferred Supply item amounted to #20,000.

Swimming pool at Les Quennevais:
additional vote of credit. P.52/89.

THE STATES deferred consideration of the request of the Education Committee for an additional vote of credit in the sum of #20,000 for the planning vote for a swimming pool at Les Quennevais.

Howard Davis Park tea gardens:
approval of drawings.

THE STATES, adopting a Proposition of the Public Works Committee -

(a) approved Drawings Nos. 2816, 2816/4 and 2816/5 showing the construction of tea gardens at the Howard Davis Park, St. Helier;

(b) authorised the Greffier of the States to sign the said Drawings on behalf of the States.

Howard Davis Park tea gardens:
supplementary vote of credit. P.172/88.

THE STATES, adopting a Proposition of the Finance and Economics Committee, acceded to the request for the following supplementary vote of credit to be voted out of the general reserve -

Public Works Committee

C0374 - Howard Davis Park tea gardens #21,200.

Field 1496, St. Ouen: purchase of land.

THE STATES, adopting a Proposition
of the Resources Recovery Board -

- (a) rescinded their Act dated 7th June, 1988 and approved the purchase by the public of the Island from Mr. Stanley John Morel of an area of land measuring 183 square feet being part of Field 1496 at St. Ouen, shown coloured red on the Drawing No. WS724, required for the construction of an air valve chamber to vent a rising main, for a consideration of #183 plus #160 compensation;
- (b) authorised the Greffier of the States to sign the said drawing on behalf of the States;
- (c) authorised the payment or discharge of the expenses to be incurred in connexion with the acquisition of the land and of all interests therein, including the commutation of any regional rights and the payment of all legal expenses out of the vote of credit granted to the Board under the heading "Reconstruction and replacement of sewers" - Vote No. C0418;
- (d) authorised the Attorney General and the Greffier of the States to pass on behalf of the public any contracts which it may be found necessary to pass in connexion with the purchase of the said land and any interest therein.

Respite care home for special
needs children. P.36/89.

THE STATES, adopting a Proposition
of the Education Committee -

- (a) approved, in principle, the provision of a respite care home for special needs children;
- (b) authorised the Treasurer of the States to pay the purchase price out of the Island Development

Committee's capital vote
'Acquisition of land - Major
Reserve' (No. C0904) if the
property is to be acquired by
purchase;

- (c) authorised the Attorney General
and the Greffier of the States to
pass the necessary contracts.

Queen's Valley Reservoir: Jersey
New Waterworks Company Limited loans:
P.37/89.

THE STATES, adopting a Proposition
of the Finance and Economics Committee -

- (a) agreed that unconditional
guarantees should be given by the
States for the repayment of loans
up to a maximum of #13m, and the
payment of interest on those
loans, to be negotiated by the
Jersey New Waterworks Company
Limited in relation to the
construction of a reservoir in
Queen's Valley;
- (b) authorised the Finance and
Economics Committee to make the
necessary arrangements in respect
of such guarantees;
- (c) authorised the Greffier of the
States to sign such guarantees on
behalf of the States.

Public Health staff accommodation.
P.38/89.

THE STATES, adopting a Proposition
of the Public Health Committee -

- (a) approved the purchase of
properties for conversion and
equipping for Public Health
Committee staff accommodation,
subject to the Finance and
Economics Committee's approval of
each transaction;
- (b) authorised the Treasurer of the
States to pay the necessary sum

out of the Public Health
Committee's capital vote "Staff
Accommodation" (C2730).

(c) authorised the Attorney General
and the Greffier of the States to
pass the necessary contracts.

Green zone sites: development.
P.39/89.

THE STATES, adopting a Proposition
of the Island Development Committee,
authorised that Committee to grant
development permission for dwellings on
three separate sites, notwithstanding that
the sites are located in the Green Zone,
at -

a site east of St. Anne's, Parc de
l'Oeillere, La Pulente, St. Brelade
(Drawing No. 12.222.2 refers)

4 Cowdray Drive, site adjoining, St.
Brelade (Drawing No. 12.222.3 refers)

Field 142, La Rue Horman, Grouville -
two dwellings (Drawing No. 04.222.1
refers).

Finance (No. 2) (Jersey) Law,
1989. P.40/89.

THE STATES, subject to the
sanction of Her Most Excellent Majesty in
Council, adopted a Law entitled the Finance
(No. 2) (Jersey) Law, 1989.

Act Operatoire

THE STATES, in pursuance of Article 25 of
the Public Finances (Administration)
(Jersey) Law, 1967, as amended, have
declared that the Bill to amend the law
relating to oil and spirits duty (which
Bill was this day passed by the States as
the Finance (No. 2) (Jersey) Law, 1989)
shall immediately have effect as if it were
a Law sanctioned by Her Majesty in Council.

THE STATES rose at 4.15 p.m.

E.J.M. POTTER

Greffier of the States.