



**THE STATES assembled on Tuesday
28th June 2011, at 09.30 a.m. under
the Presidency of the Bailiff,
Michael Cameron St. John Birt Esquire.**

All members were present at roll call with the exception of –

Senator Terence Augustine Le Sueur – absent on States business
Senator Paul Francis Routier – absent on States business
Senator Ben Edward Shenton – excused attendance (arrived in the Chamber at 12.20 p.m.)
Senator James Leslie Perchard – excused attendance
Senator Sarah Craig Ferguson – en défaut
Senator Alan John Henry Maclean – en défaut (défaut raised at 9.20 a.m.)
Connétable Kenneth Priaulx Vibert of St. Ouen – en défaut (défaut raised at 9.23 a.m.)
Connétable Alan Simon Crowcroft of St. Helier – en défaut (défaut raised at 9.47 a.m.)
Connétable John Le Sueur Gallichan of Trinity – excused attendance
Connétable Silvanus Arthur Yates of St. Martin – excused attendance
Connétable Juliette Gallichan of St. Mary – excused attendance
Deputy Judith Ann Martin of St. Helier – excused attendance
Deputy Geoffrey Peter Southern of St. Helier – en défaut (défaut raised at 9.20 a.m.)
Deputy Carolyn Fiona Labey of Grouville – absent on States business
Deputy Shona Pitman of St. Helier – en défaut (défaut raised at 9.20 a.m.)
Deputy Ian Joseph Gorst of St. Clement – absent on States business
Deputy Trevor Mark Pitman of St. Helier – ill
Deputy Anne Teresa Dupré of St. Clement – excused attendance
Deputy Michael Roderick Higgins of St. Helier – excused attendance

Prayers read by the Greffier of the States

Documents presented or laid

North St. Helier Masterplan (P.73/2011): amendments (P.73/2011 Amds.) – comments. Presented: 28th June 2011. <i>Minister for Planning and Environment.</i>	P.73/2011. Amds. Com.
Land Transactions under Standing Order 168(3) – Mont Mado Shed Site, Rue de la Mare des Pres, St. John – proposed buy-back due to contaminated site. Presented: 28th June 2011. <i>Minister for Treasury and Resources.</i>	R.77/2011.

Notification of lodged propositions

Island Plan 2011: approval (P.48/2011): fifty-seventh amendment. Lodged: 28th June 2011. <i>Minister for Planning and Environment.</i>	P.48/2011. Amd.(57)
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Hand-held Devices in the States Chamber: trial (P.77/2011) – amendment. P.77/2011.
Lodged: 28th June 2011. Amd.
Deputy D.J. De Sousa of St. Helier.

Medium Term Financial Plan: minimum lodging period. P.120/2011.
Lodged: 28th June 2011.
Deputy G.P. Southern of St. Helier.

Withdrawal of lodged propositions

THE STATES noted that, in accordance with Standing Order 34(1), the proposers of the following propositions lodged “au Greffe” had informed the Greffier of the States that they had been withdrawn –

Island Plan 2011: approval (P.48/2011): amendment (P.48/2011 Amd.) – amendment. P.48/2011.
Lodged: 17th June 2011. Amd.Amd.
Minister for Planning and Environment.

Island Plan 2011: approval (P.48/2011): twenty-first amendment (paragraph 5). P.48/2011.
Lodged: 26th April 2011. Amd.(21)
Deputy of St. Mary.

Island Plan 2011: approval (P.48/2011): twenty-second amendment. P.48/2011.
Lodged: 26th April 2011. Amd.(22)
Deputy of St. Mary.

Island Plan 2011: approval (P.48/2011): twenty-fifth amendment. P.48/2011.
Lodged: 26th April 2011. Amd.(25)
Deputy I.J. Gorst of St. Clement.

Island Plan 2011: approval (P.48/2011): thirty-sixth amendment. P.48/2011.
Lodged: 26th April 2011. Amd.(36)
Deputy I.J. Gorst of St. Clement.

Island Plan 2011: approval (P.48/2011): thirty-seventh amendment (paragraph 5) P.48/2011.
Lodged: 26th April 2011. Amd.(37)
Deputy J.A.N. Le Fondré of St. Lawrence.

Island Plan 2011: approval (P.48/2011): thirty-seventh amendment P.48/2011.
(P.48/2011 Amd.(37)) – amendment (paragraph 6). Amd.(37)
Lodged: 10th May 2011. Amd.
Deputy of St. Mary.

Island Plan 2011: approval (P.48/2011): thirty-eighth amendment (paragraph 19). P.48/2011.
Lodged: 26th April 2011. Amd.(38)
Connétable of St. Helier.

Island Plan 2011: approval P.48/2011

THE STATES resumed consideration of the proposition of the Minister for Planning and Environment concerning the approval of the Island Plan 2011 (P.48/2011).

THE STATES, adopting a proposition of the Minister for Planning and Environment, agreed that, in accordance with the provisions of paragraph (4) of Article 4A of the Planning and Building (Jersey) Law 2002, an amendment to Amendment (54) lodged ‘au Greffe’ by the Minister for Planning and Environment (Amendment (54) Amendment) could be considered during the debate on the ‘Island Plan 2011: approval’.

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (54)), as amended, agreed that in the inserted “**Proposal 18 – Affordable Housing**”, after the words “following consultation with relevant stakeholders” there should be inserted the words “and the endorsement of the States.”.

After the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in the section relating to Affordable housing –

(a) in paragraph 6.119 (page 251) the following words should be deleted –

‘this case the commuted sum will equate to the difference in value between an affordable home and a market home of the same type. The amount of the commuted payment should be capable of purchasing at least as much affordable housing as that which would have been provided on-site, or may be pooled to fund the construction of affordable homes elsewhere’;

(b) in paragraph 6.120 (page 251) the following words should be deleted –

‘again, the commuted sum will equate to the difference in value between an affordable home and a market home of the same type. The amount of the commuted payment should be capable of purchasing at least as much affordable housing as that which would have been provided on-site, or may be pooled to fund the construction of affordable homes elsewhere.’;

(c) paragraph 6.131 (page 253).” should be deleted.

[Note – to be deleted – “6.131 When applying this policy, should the proportion result in a ‘part-dwelling’, the number of affordable homes will be rounded upwards.”]

After the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in the section relating to Affordable housing, after paragraph 6.132 (page 253) there should be inserted the following new proposal 18 –

‘Proposal 18: Affordable Housing

The Minister for Planning and Environment will carry out consultation, adopt and publish supplementary planning guidance on the operation of Policy H3: affordable housing. This will provide detail on the calculation of on-site and commuted sum values for any given housing development, together with practical information on the application of the policy, the use of planning obligation agreements, and policy procedure.

Policy H3 will not be applied until such a time that this guidance has been approved and published by the Minister for Planning and Environment, following consultation with relevant stakeholders and the endorsement of the States.”.

and the subsequent proposals renumbered accordingly.”.

Members present voted as follows –

POUR: 35**CONTRE: 2****ABSTAIN: 0**

Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy A.E. Jeune (B)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

Deputy G.P. Southern (H)
 Deputy M. Tadier (B)

Senators Philip Francis Cyril Ozouf and Bryan Ian Le Marquand and Deputy Montfort Tadier of St. Brelade, in accordance with the provisions of Standing Order 106(c), declared an interest not being of a direct financial nature and remained in the Chamber for the duration of the debate on the amendment of the Minister for Planning and Environment (Amendment (54)).

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (42)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“, except that, in paragraph 6.129, (page 253), for the words ‘but which is likely to be initially set at two years’ there should be substituted the words ‘but which will be initially set at three years, and reviewed thereafter over the Plan period’.”

POUR: 32**CONTRE: 0****ABSTAIN: 0**

Senator T.J. Le Main
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator F.du H. Le Gresley
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of Senator Terence John Le Main (Amendment (1)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy H3 Affordable Housing (page 255) paragraph 3, after the words ‘supplementary planning guidance’ there should be inserted the words ‘which, amongst other matters, will provide that the validity of such permissions will normally be limited to 3 years, with any extension being conditional upon the full ground works being completed during the 3 year period’.”.

Members present voted as follows –

POUR: 36**CONTRE: 0****ABSTAIN: 0**

Senator T.J. Le Main
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson

Senator A.J.H. Maclean
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Deputy of St. Mary (Amendment (20), Paragraph 3), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in the Indicators SCO1 – Social, community and open space indicators (page 271) after indicator 3 there should be inserted a new indicator as follows –

‘4 Extent to which deficiencies identified by the Open Space Strategy (see proposal 18 on page 283) are made good.’ ”.

Members present voted as follows –

POUR: 34

CONTRE: 0

ABSTAIN: 0

Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator F.du H. Le Gresley
 Connétable of St. Helier

Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES commenced consideration of an amendment of the Deputy of St. Martin (Amendment (5)) and, adopting an amendment of the Minister for Planning and Environment (Amendment (5) Amendment), agreed that in sub-paragraph 3, after the words “can be identified” there should be inserted the following words –

“and where the rezoning of land for this purpose is approved by the States as a draft revision of the Island Plan”.

Members present voted as follows –

POUR: 29

CONTRE: 0

ABSTAIN: 0

Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator F. du H. Le Gresley
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)

Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.A. Vallois (S)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Deputy of St. Martin (Amendment (5)), as amended, agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy SCO2 Healthcare facilities (page 277) after the words ‘2. within the Built-up Area,’ there should be inserted the following words –

‘or where;

2. in exceptional circumstances, the provision of other specialist healthcare facilities is supported by the Health and Social Services Department, where it can be demonstrated that no other suitable site within the grounds of existing healthcare facilities or the Built-up Area can be identified and where the rezoning of land for this purpose is approved by the States as a draft revision of the Island Plan’.”.

Members present voted as follows –

POUR: 32

CONTRE: 0

ABSTAIN: 0

Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin

Deputy R.G. Le Hérissier (S)
Deputy J.B. Fox (H)
Deputy G.P. Southern (H)
Deputy of St. Ouen
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy J.A.N. Le Fondré (L)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy A.E. Jeune (B)
Deputy of St. Mary
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

In accordance with Standing Order 106(1)(c), Deputy Paul Vincent Francis Le Claire of St. Helier declared an interest but remained in the Chamber for the duration of the debate.

THE STATES, adopting a proposition of the Minister for Planning and Environment, agreed that, in accordance with the provisions of paragraph (4) of Article 4A of the Planning and Building (Jersey) Law 2002, Amendment (57) lodged 'au Greffe' by the Minister for Planning and Environment could be considered during the debate on the 'Island Plan 2011: approval'.

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment 57), agreed that after the words "the revised draft Island Plan 2011" there should be inserted the words –

- (a) "except that in the Social, Community and Open Space chapter (page 278) after the words 'Proposal 13 'Local Development Plans'.' There should be inserted the following paragraph, and those that follow renumbered accordingly –

'7.38 To ensure and enable the development of community facilities which would benefit from a harbour-side location, to include the development of a new headquarters facility for the Jersey Sea Cadets, it is considered appropriate to safeguard some land at St. Helier harbour specifically for this purpose.';

- (b) and in Policy SCO3 Community facilities (pages 278–279) after the words 'within the Built-up Area;' there should be inserted the following paragraph –

'To address deficiencies in the provision of community facilities, the following site is safeguarded for the development of community facilities, to include development of a building suitable to accommodate the headquarters facility for the Jersey Sea Cadets –

Les Galots site, Old South Pier, St. Helier';

- (c) and the Proposals Map updated accordingly."

Members present voted as follows –

POUR: 34

CONTRE: 0

ABSTAIN: 0

Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

Following the adoption of the amendment of the Minister for Planning and Environment (Amendment (57)), the Bailiff informed the Assembly that the amendment of Deputy Ian Joseph Gorst of St. Clement (Amendment (25)) was deemed to have been withdrawn.

THE STATES adopting an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (Amendment (28)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

- (a) in the Proposals Map forming part of the Plan, the area surrounding the community building at La Providence, La Vallée de St. Pierre, St. Lawrence, which is currently in the Built-up Area, should be included within the Green Zone as shown in the Map attached at the Appendix;
- (b) in Policy SCO3 – Community facilities (pages 278–279) after the words ‘to meet the needs of the local community’ there should be inserted the words ‘There will be a presumption against the alternative development of community facilities that do not lie in the Built-up Area.’ ”.

THE STATES commenced consideration of an amendment of the Deputy of St. Mary (Amendment (20), Paragraph 4) and, adopting an amendment of the Minister for Planning and Environment (Amendment (20), Paragraph 4 Amendment), agreed that in paragraph 4 of the amendment, for the words ‘including for’ there should be substituted the words ‘which include considerations of safety, convenience and ease of access, with particular regard given to’.

Members present voted as follows –

POUR: 30

CONTRE: 0

ABSTAIN: 0

Senator P.F.C. Ozouf
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy A.E. Jeune (B)
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES resumed consideration of the amendment of the Deputy of St. Mary (Amendment (20), Paragraph 4) as amended and agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Proposal 18 – Open Space Strategy (page 283), in the second bullet point, after the words ‘accessibility of open space’ there should be inserted the words ‘which include considerations of safety, convenience and ease of access, with particular regard given to the mobility-impaired and the elderly when living communally’ ”.

THE STATES, adopting paragraph 5 of an amendment of the Deputy of St. Mary (Amendment (20), Paragraph 5), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

- (a) in Proposal 18 – Open Space Strategy (page 283), after the fourth bullet point there should be inserted a new bullet point as follows –
 - ‘include a review of the ability of States-owned and privately-owned land to contribute towards the need for, and quality of, open space provision, particularly in St. Helier and other parts of the Built-up Area.’
- (b) in paragraph 8.127 (page 325) for the words ‘for other forms of built development’ substitute the words ‘for other forms of development, including the provision of open space’ ”.

Members present voted as follows –

POUR: 36

CONTRE: 0

ABSTAIN: 0

Senator P.F.C. Ozouf
 Senator B.E. Shenton
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)

Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting paragraph 6 of an amendment of the Deputy of St. Mary (Amendment (20), Paragraph 6), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy SCO6 – Allotments (page 290) there should be deleted the words ‘2. not on land required for agriculture in accord with Policy ERE1 ‘Safeguarding agricultural land’ and make a consequential change by removing the number ‘1’ from the remaining requirement’ ”.

Members present voted as follows –

POUR: 32

Senator P.F.C. Ozouf
 Senator B.E. Shenton
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)

CONTRE: 3

Connétable of Grouville
 Deputy A.E. Jeune (B)
 Deputy J.M. Maçon (S)

ABSTAIN: 0

Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (45)) agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in the section relating to Provision and enhancement of open space, paragraph 7.56, at the end of the third bullet point (page 286), after the words ‘but will not be publicly accessible’ there should be inserted the following words –

‘Public safety must remain the key consideration but the Minister for Planning and Environment will work with other stakeholders to achieve the maximum degree of public access that can be achieved without unacceptable risk.’ ”.

Members present voted as follows –

POUR: 35

CONTRE: 0

ABSTAIN: 0

Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)

Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy K.C. Lewis (S)
Deputy M. Tadier (B)
Deputy A.E. Jeune (B)
Deputy of St. Mary
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (40)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT1 – Protection of the Island’s footpaths and cycle network (page 299), after the words ‘of any part of the’ delete the word ‘existing’.

THE STATES, adopting paragraphs 1 and 2 of an amendment of the Deputy of St. Mary (Amendment (21), Paragraphs 1 and 2), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in paragraph 8.31 (page 299), after the words ‘the Institution of Highways and Transportation guidelines’ there should be inserted the words ‘, interpreted and modified as necessary to Jersey conditions, with such adaptations to be consulted on with users.’ ”.

After the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT1 – Protection of the Island’s footpaths and cycle network (page 299), after the words ‘other rights of way’ there should be inserted the words ‘or future development of these networks’ ”.

THE STATES, adopting paragraphs 16 and 17 of an amendment of the Connétable of St. Helier (Amendment (38), Paragraphs 16 and 17), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in section 8.36 – Footpath provision and enhancement (page 300) delete from the list of improvement lines to be abandoned ‘La Pouquelaye’ and ‘Tower Road’.”.

After the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT2 – Footpath provision and enhancement (page 301) –

- (a) In the title, after the word ‘enhancement’ there should be inserted the words ‘, and walking routes’;

(b) after the first paragraph, there should be inserted a new paragraph as follows –

‘The ability of development to contribute to the improvement of the Island’s provision of off-road walking routes will be pursued, especially where safe routes between residential areas, schools, play space, sporting and cultural facilities, et cetera. can be identified.’ ”.

Members present voted as follows –

POUR: 35

CONTRE: 0

ABSTAIN: 0

Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES commenced consideration of an amendment of the Deputy of Grouville (Amendment (19)) proposed in her absence on States business, and in accordance with Standing Order 70(1A)(b), by the Connétable of St. Helier and, adopting an amendment of the Deputy of St. Mary (Amendment (19) Amendment), agreed that in Appendix 1 on page 4 of the amendment, in paragraph 8.55, for the word “provide” there should be substituted the word “include” and for the first bullet point there should be substituted the following bullet point –

- ‘safe facilities, both on and off-road, which link centres of population and community facilities, particularly schools, in the east of the Island with each other and which provide a linear route to St. Helier; and’.

In Appendix 1 on page 4 of the amendment, in paragraph 8.58, for the words “enhancement of the route” there should be substituted the words “enhancement of the network”.

In Appendix 1 on page 4 of the amendment, in paragraph 8.59, for the words “cycle path” there should be substituted the words “cycle network”.

After the words “there should be inserted the word ‘network’” there should be inserted the words “and for the words “development or enhancement of the route” there should be substituted the words “development or enhancement of the network”.

THE STATES, adopting an amendment of the Deputy of Grouville (Amendment (19)), as amended, agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

- for paragraphs 8.55 to 8.59 (pages 305 to 307) there should be substituted the revised paragraphs 8.55 to 8.60 set out in the attached Appendix 1 (as amended);
- in Policy TT3 – Cycle routes (page 307) for the words ‘Eastern Cycle Route Corridor’ there should be substituted the words ‘Eastern Cycle Route network area’ and after the words ‘contribute towards the further development of the Eastern Cycle Route’ there should be inserted the word ‘network’ and for the words “development or enhancement of the route” there should be substituted the words “development or enhancement of the network”;
- for Map 8.1 (page 306); there should be substituted the revised Map 8.1 set out in the attached Appendix 2;
- the Proposals Map be amended to reflect the adoption of (c).”.

Members present voted as follows –

POUR: 36

CONTRE: 0

ABSTAIN: 1

Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Clement
 Connétable of St. Peter

Connétable of Grouville

Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

Changes in Presidency

THE STATES re-assembled after the lunch adjournment under the Presidency of Mr. Michael Nelson De La Haye, Greffier of the States.

Island Plan 2011: approval P.48/2011

THE STATES commenced consideration of an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (Amendment (37), Paragraph 6) and, adopting an amendment of the Minister for Planning and Environment (Amendment (37), Paragraph 6) (Amendment 2), agreed that in 'Proposal 20 – Island path network', for the words 'development and maintenance of a network' there should be substituted the words 'improvement and expansion of the existing provision' and for the words 'across the Island, including the protection, improvement and expansion of the existing network.' there should be substituted the words 'aiming for Island-wide coverage, and a plan for developing a coherent network (both on-road and along the road side) for cyclists and walkers across the Island.'

Members present voted as follows –

POUR: 31

CONTRE: 0

ABSTAIN: 0

Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen

Connétable of St. Helier
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy of St. Ouen
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (Amendment (37), Paragraph 6), as amended, agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

- (a) after Policy TT3 (page 307) there should be inserted new paragraphs and a new Proposal as follows –

- ‘8.61 Whilst the earlier policies seek to protect the loss of the existing pedestrian or cycle network (or other rights of way), and also consider the potential to provide new or enhanced footpaths, or off road cycle facilities, there is also a recognition that there should be a holistic approach to such provision.
- 8.62 Accordingly the Minister will seek to produce a holistic plan of the network in order to complement and inform the existing policies and to complement existing provision within the Island.

Proposal 20 – Island path network

The Minister for Planning and Environment will, in partnership with all other relevant stakeholders, seek to develop a plan for the improvement and expansion of the existing provision of off-road footpaths, bridle paths and cycle routes across the Island, including the protection, improvement and expansion of the existing network.’

and the Plan be renumbered accordingly;

- (b) in Policy NE8 – Access and awareness (page 105) after the word ‘countryside’ there should be inserted the words ‘and particularly in order to contribute to the development of a comprehensive network of off road footpaths, bridle paths and cycle paths aiming for island-wide coverage, and a plan for developing a coherent network (both on-road and along the road side) for cyclists and walkers across the Island’.”.

THE STATES, adopting an amendment of the Deputy of St. Mary (Amendment (21), Paragraph 3), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words

“except that –

- (a) in paragraph 8.60 (page 307) after the words ‘off-road cycle facilities’, there should be inserted the words ‘and on-road treatments’;
- (b) in Policy TT3 – Cycle routes (page 307), in the first paragraph, after the words ‘off-road cycle facilities’ in both places where they occur, there should be inserted, on each occasion, the words: ‘and on-road treatments’ ”.

Members present voted as follows –

POUR: 33

CONTRE: 0

ABSTAIN: 0

Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)

Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Deputy of St. Mary (Amendment (21), Paragraph 4), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT5 – Road safety (page 309) there should be deleted the words ‘where possible’ ”.

THE STATES, adopting an amendment of the Connétable of St. Helier (Amendment (38), Paragraph 18), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT5 – Road safety (page 309) after the words: ‘pedestrian safety measures’ in the first paragraph there should be inserted the words ‘, including improved pedestrian crossing facilities’ ”.

Members present voted as follows –

POUR: 35

CONTRE: 0

ABSTAIN: 1

Senator B.E. Shenton
Senator F.E. Cohen
Senator A. Breckon
Senator S.C. Ferguson
Senator A.J.H. Maclean
Senator F.du H. Le Gresley
Connétable of St. Ouen
Connétable of St. Helier
Connétable of Grouville
Connétable of St. Brelade
Connétable of St. John
Connétable of St. Saviour
Connétable of St. Peter
Connétable of St. Lawrence
Deputy R.C. Duhamel (S)
Deputy of St. Martin
Deputy R.G. Le Hérisier (S)
Deputy G.P. Southern (H)
Deputy of St. Ouen
Deputy of St. Peter
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy of St. John
Deputy M. Tadier (B)
Deputy A.E. Jeune (B)
Deputy of St. Mary

Deputy J.B. Fox (H)

Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (51)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in the section relating to Park and ride/ transport hubs, at the end of paragraph 8.75 (page 311) there should be inserted the following words –

‘The Minister for Planning and Environment would expect that an appropriate evaluation of options for the provision of park and ride facilities is made in the development of any emergent proposals during the Plan period, to ensure that they are genuinely accessible by a choice of means of transport; and provide the greatest value and benefit relative to the objectives of the Sustainable Transport Policy (2010).’ ”

Changes in Presidency

Mr. Michael Nelson de la Haye, Greffier of the States, retired from the Chair during consideration of the amendment of the Minister for Planning and Environment (Amendment (51)) and the meeting continued under the Presidency of the Bailiff.

Island Plan 2011: approval P.48/2011

THE STATES commenced consideration of an amendment of Deputy Anne Teresa Dupré of St. Clement (Amendment (14)) proposed in accordance with Standing Order 70(1A)(b) by Deputy John Benjamin Fox of St. Helier, as she was excused attendance and, adopting an amendment of the Minister for Planning and Environment (Amendment (14) Amendment 2), agreed that after the words ‘undertaken during the Plan period’ there should be inserted the following words – “subject to the availability of funding”.

Members present voted as follows –

POUR: 35

Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John

CONTRE: 2

Deputy G.P. Southern (H)
 Deputy J.M. Maçon (S)

ABSTAIN: 0

Connétable of St. Saviour
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy of St. John
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)

THE STATES, adopting an amendment of the Deputy of St. Mary (Amendment (14) Amendment), agreed that after the word “feasibility” there should be inserted the words “and desirability”.

Members present voted as follows –

POUR: 25

Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Lawrence
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy G.P. Southern (H)
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)

CONTRE: 9

Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Deputy R.C. Duhamel (S)
 Deputy of St. Ouen
 Deputy of Trinity
 Deputy of St. John
 Deputy A.E. Jeune (B)

ABSTAIN: 1

Deputy J.B. Fox (H)

Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of Deputy Anne Teresa Dupré of St. Clement (Amendment (14)) as amended, agreed that for the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that paragraph 8.106 (page 320) should be deleted and replaced with the following Proposal –

‘Proposal 20: Snow Hill Car Park

A study to investigate the feasibility and desirability of increasing the capacity of Snow Hill car park will be undertaken during the Plan period subject to the availability of funding.’

and subsequent paragraphs and Proposals renumbered accordingly.”.

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (52)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT10 – Off Street public parking provision in St. Helier (page 322), after the first paragraph, there should be inserted a new paragraph, as follows –

‘During the Plan period, the Minister for Planning and Environment will support proposals that increase the proportion of short-stay off-street public parking and which limit or reduce the quantity of long-stay off-street public parking in St. Helier, in accord with the objectives of the Sustainable Transport Policy (2010), and in accord with the overall level of off-street public parking provision permitted.’ ”

Members present voted as follows –

POUR: 33

CONTRE: 0

ABSTAIN: 1

Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Lawrence

Connétable of St. Saviour

Deputy R.C. Duhamel (S)
Deputy of St. Martin
Deputy R.G. Le Hérissier (S)
Deputy G.P. Southern (H)
Deputy of St. Ouen
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy J.A.N. Le Fondré (L)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy of St. John
Deputy M. Tadier (B)
Deputy of St. Mary
Deputy E.J. Noel (L)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Minister for Planning and Environment (Amendment (41)); agreed that for the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT10 – Off-street public parking provision in St. Helier (page 322), in the paragraph beginning ‘All development proposals’ –

- (a) for the words ‘bi-annual’ there should be substituted the words ‘biennial (once every two years)’; and
- (b) after the words ‘bi-annual basis’ there should be inserted the words ‘in order that long-stay off-street public parking can be limited or reduced and/or the proportion of short-stay off-street parking increased, in accord with the objectives and performance of the Sustainable Transport Policy (2010).’ ”.

Following the adoption of the amendments of the Minister for Planning and Environment (Amendments (52) and (41)), the Bailiff informed the Assembly that the amendments of the Deputy of St. Mary (Amendment (22)) and the Connétable of St. Helier (Amendment (38), Paragraph 19) were deemed to have been withdrawn.

THE STATES, adopting an amendment of the Connétable of St. Helier (Amendment (38), Paragraph 20) agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in paragraph 8.119 (page 323) after the words ‘the public realm’ there should be inserted the words ‘, including the provision of cycle routes’ ”.

THE STATES commenced consideration of an amendment of the Connétable of St. Helier (Amendment (38), Paragraph 21) and, adopting an amendment of the Minister for Planning and Environment (Amendment (38), Paragraph 21 Amendment) agreed that in paragraph 21, after the words ‘except where’ there should be added a semi-colon and a bullet point on a new line before the remaining words; after the words ‘core areas’ there should be inserted a semi-colon, and there should be inserted two further bullet points as follows –

- ‘such car parks replace an existing private non-residential car park within the Ring Road; and
- there is no net increase in the provision of private non-residential car parking spaces.’

Members present voted as follows –

POUR: 32**CONTRE: 3****ABSTAIN: 0**

Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A. Breckon
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy of Trinity
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy T.A. Vallois (S)
 Deputy D.J. De Sousa (H)

Connétable of St. Saviour
 Deputy A.K.F. Green (H)
 Deputy J.M. Maçon (S)

THE STATES resumed consideration of the amendment of the Connétable of St. Helier (Amendment (38), Paragraph 21), as amended and agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy TT11 – Private car parks in St. Helier (page 325) after the word ‘permitted’ there should be inserted the words ‘except where:

- the provision of such car parks will contribute to reducing vehicular penetration of, and congestion in, core areas;
- such car parks replace an existing private non-residential car park within the Ring Road; and
- there is no net increase in the provision of private non-residential car parking spaces.”

THE STATES, adopting an amendment of Deputy Jeremy Martin Maçon of St. Saviour (Amendment (31)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that –

- (a) in paragraph 8.136 (page 327), after the words ‘be excluded from using it’ there should be inserted the following words –

‘The Minister, thus, acknowledges that for some sections of the Island community the private vehicle remains the only practical transport option and that parking for commercial vehicles is also of significance to business.’;

- (b) in paragraph 8.137 (page 327), after the words ‘for broad classes of development’ there should be inserted the following words –

‘, including residential and commercial land uses and buildings, as well as for urban and rural parts of the Island.’

and subsequent paragraphs renumbered accordingly.”.

Members present voted as follows –

POUR: 34

CONTRE: 0

ABSTAIN: 0

Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator S.C. Ferguson
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. Saviour
 Connétable of St. Peter
 Connétable of St. Lawrence
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)

Deputy of St. Ouen
Deputy J.A. Hilton (H)
Deputy P.V.F. Le Claire (H)
Deputy J.A.N. Le Fondré (L)
Deputy of Trinity
Deputy S.S.P.A. Power (B)
Deputy S. Pitman (H)
Deputy K.C. Lewis (S)
Deputy of St. John
Deputy M. Tadier (B)
Deputy A.E. Jeune (B)
Deputy of St. Mary
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

THE STATES, adopting an amendment of the Connétable of St. Helier (Amendment (38), Paragraph 22), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Proposal 20 – Parking guidelines (page 327) after the word ‘develop’ there should be inserted the words ‘, consult upon, ’”.

THE STATES, adopting an amendment of the Deputy of St. Mary (Amendment (20), Paragraph 7), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy NR7 – Renewable energy in new developments (page 364) after the second exception there should be inserted a new exception as follows –

‘or,

3. at least an equivalent impact on carbon emissions can be met by alternative means’ ”.

THE STATES, adopting an amendment of the Connétable of St. Helier (Amendment (38), Paragraph 23), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that in Policy NR8 – Safety zones for hazardous installations (page 366) in the last paragraph –

- (a) after the word ‘public’, for the words ‘will be the overriding consideration’ there should be substituted the words ‘and the extent to which any risks can be managed or mitigated will be the overriding considerations’;
- (b) before the word ‘requirements’, there should be inserted the word, ‘reasonable’.”.

THE STATES, adopting an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (Amendment (16)), agreed that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that after Policy IM1 – Plan, monitor and change (page 459) there should be inserted the following new Policy –

‘Policy IM2 – Governance

Procedures will be applied to ensure proper segregation of duties, particularly between –

Policy Planning – development of policy; site identification; production of development briefs, and

Development Control – interpretation of policy as applied to individual applications’ ”.

THE STATES commenced consideration of an amendment of Senator Sarah Craig Ferguson (Amendment (26)), that after the words “the revised draft Island Plan 2011” there should be inserted the words –

“except that the draft Plan be amended as set out in Appendix 2 to remove all references to climate change and carbon emissions”.

THE STATES, adopting a proposition of Senator Sarah Craig Ferguson, granted her leave to withdraw her amendment (Amendment (26)).

Members present voted as follows –

POUR: 31

CONTRE: 1

ABSTAIN: 0

Senator P.F.C. Ozouf
 Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F.du H. Le Gresley
 Connétable of St. Ouen
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérisssier (S)
 Deputy J.B. Fox (H)
 Deputy G.P. Southern (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy P.V.F. Le Claire (H)
 Deputy S.S.P.A. Power (B)

Deputy of St. John

Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy A.E. Jeune (B)
 Deputy of St. Mary
 Deputy E.J. Noel (L)
 Deputy T.A. Vallois (S)
 Deputy A.K.F. Green (H)
 Deputy D.J. De Sousa (H)
 Deputy J.M. Maçon (S)

THE STATES commenced consideration of an amendment of the Connétable of Grouville (Amendment (2)), that after the words “the revised draft Island Plan 2011” there should be inserted the words “except that in the Proposals Map forming part of the Plan, the entire curtilage of Netherlee, Chemin des Maltières, Grouville, part of which is currently in the Green Zone, should be included within the Built Up Area”.

THE STATES, adopting a proposition of the Connétable of Grouville, granted him leave to withdraw his amendment (Amendment (2)).

Members present voted as follows –

POUR: 34

CONTRE: 2

ABSTAIN: 0

Senator T.J. Le Main
 Senator B.E. Shenton
 Senator F.E. Cohen
 Senator S.C. Ferguson
 Senator A.J.H. Maclean
 Senator B.I. Le Marquand
 Senator F. du H. Le Gresley
 Connétable of St. Ouen
 Connétable of St. Helier
 Connétable of Grouville
 Connétable of St. Brelade
 Connétable of St. John
 Connétable of St. Saviour
 Connétable of St. Peter
 Deputy R.C. Duhamel (S)
 Deputy of St. Martin
 Deputy R.G. Le Hérissier (S)
 Deputy J.B. Fox (H)
 Deputy of St. Ouen
 Deputy of St. Peter
 Deputy J.A. Hilton (H)
 Deputy P.V.F. Le Claire (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy S.S.P.A. Power (B)
 Deputy S. Pitman (H)
 Deputy K.C. Lewis (S)
 Deputy M. Tadier (B)
 Deputy A.E. Jeune (B)

Senator P.F.C. Ozouf
 Deputy of St. John

Deputy of St. Mary
Deputy E.J. Noel (L)
Deputy T.A. Vallois (S)
Deputy A.K.F. Green (H)
Deputy D.J. De Sousa (H)
Deputy J.M. Maçon (S)

Changes in Presidency

The Bailiff retired from the Chamber during consideration of the amendment of the Connétable of Grouville (Amendment (2)) and the meeting continued under the presidency of Mr. Michael Nelson de la Haye, Greffier of the States.

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THE STATES commenced consideration of an amendment of Deputy Ian Joseph Gorst of St. Clement (Amendment (11)) proposed in his absence on States business, and in accordance with Standing Order 70(1A)(b), by Deputy John Alexander Nicholas Le Fondré of St. Lawrence, and an amendment to that amendment by Deputy Paul Vincent Francis Le Claire of St. Helier that field numbers 21A, 38, 38A, 39 and 59A should be deleted.

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(a), Deputy Edward James Noel of St. Lawrence declared an interest and withdrew from the Chamber for the duration of the debate on Amendment (11).

Adjournment

THE STATES, adopting a proposition of Senator Ben Edward Shenton, agreed to adjourn.

THE STATES adjourned, having agreed to reconvene on Wednesday 29th June 2011, to continue consideration of the proposition of the Minister for Planning and Environment regarding the approval of the Island Plan 2011 (P.48/2011) and the outstanding items of public business.

THE STATES rose at 5.55 p.m.

M.N. DE LA HAYE

Greffier of the States