

**THE STATES assembled on Thursday,  
26th October 2006 at 9.30 a.m. under  
the Presidency of the Greffier of the States,  
Mr. Michael Nelson de la Haye.**

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

Senator Paul Francis Routier – en défaut (défaut raised at 09.42 a.m.)  
Senator Michael Edward Vibert – absent on States business  
Senator Philip Francis Cyril Ozouf – en défaut (défaut raised at 10.02 a.m.)  
Senator Frederick Ellyer Cohen – en défaut (défaut raised at 09.49 a.m.)  
Senator James Leslie Perchard – en défaut (défaut raised at 09.45 a.m.)  
Connétable Philip Francis Ozouf of St. Saviour–excused (arrived in the Chamber at 10.24 a.m.)  
Connétable Kenneth Alan Le Brun of St. Mary– en défaut  
Connétable Thomas John du Feu of St. Peter– absent due to illness  
Connétable John Le Sueur Gallichan of Trinity– en défaut (défaut raised at 10.24 a.m.)  
Connétable Richard Edward Norwood Dupré of St. John– en défaut (défaut raised at 09.52 a.m.)  
Connétable Michael Keith Jackson of St. Brelade– en défaut  
Deputy Alan Breckon of St. Saviour– absent on States business  
Deputy Geoffrey Peter Southern of St. Helier– en défaut (défaut raised at 09.42 a.m.)  
Deputy John Alexander Nicholas Le Fondré of St. Lawrence– en défaut (défaut raised at 10.01 a.m.)  
Deputy Alan John Henry Maclean of St. Helier– en défaut

Prayers read by the Deputy Greffier of the States

**Composting facilities at La Collette, St. Helier: cessation- P. 76/2006**  
**Comments**

THE STATES resumed consideration of the proposition of Deputy Gerard Clifford Lemmens Baudains of St. Clement requesting the Minister for Transport and Technical Services to cease the composting of all greer waste at La Collette, St. Helier, until such time as the composting could be undertaken in a strictly odourless fashion, and agreed that the Deputy be permitted to withdraw the proposition.

**Arrangement of business for the present meeting**

THE STATES rejected a proposition of Deputy Peter Nicholas Troy of St. Brelade, made in accordance with the provisions of Standing Order 87(2)(b), that the following four items be deferred to the next meeting as, in each case, the Minister was ‘en défaut’ –

Draft Waste Management (OECD Revised Decision) (Jersey) Regulations P.97/2006.  
200-.  
Lodged: 1st August 2006.  
*Minister for Planning and Environment.*

Draft Waste Management (Jersey) Law 2005 (Appointed Day) Act 200-. P.98/2006.  
Lodged: 1st August 2006.  
*Minister for Planning and Environment.*

Draft Consumer Safety (Jersey) Law 2006 (Appointed Day) Act 200-.  
Lodged: 5th October 2006.  
*Minister for Economic Development.*

P.122/2006.

Members present voted as follows –

**POUR: 6**

Deputy P.N. Troy (B)  
Deputy G.P. Southern (H)  
Deputy P.V.F. Le Claire (H)  
Deputy S.S.P.A. Power (B)  
Deputy S. Pitman (H)  
Deputy of St. John

**CONTRE: 31**

Senator L. Norman  
Senator F.H. Walker  
Senator W. Kinnard  
Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator T.J. Le Main  
Senator B.E. Shenton  
Senator J.L. Perchard  
Connétable of St. Ouen  
Connétable of St. Clement  
Connétable of St. Lawrence  
Connétable of Grouville  
Connétable of St. Martin  
Deputy R.C. Duhamel (S)  
Deputy J.J. Huet (H)  
Deputy of St. Martin  
Deputy G.C.L. Baudains (C)  
Deputy C.J. Scott Warren (S)  
Deputy R.G. Le Hérisssier (S)  
Deputy J.B. Fox (H)  
Deputy J.A. Martin (H)  
Deputy of St. Ouen  
Deputy of Grouville  
Deputy of St. Peter  
Deputy J.A. Hilton (H)  
Deputy G.W.J. de Faye (H)  
Deputy D.W. Mezbourian  
(L)  
Deputy of Trinity  
Deputy K.C. Lewis (S)  
Deputy I.J. Gorst (C)  
Deputy of St. Mary

**ABSTAIN:**

THE STATES accordingly agreed to consider the above matters at the end of public business.

**Draft (Amendment No. 5) of the Standing Orders of the States of Jersey– P. 104/2006**

THE STATES, in pursuance of Article 48 of the States of Jersey Law 2005, made Amendment (No. 5) of the Standing Orders of the States of Jersey.

**Draft Maintenance Orders (Enforcement) (Amendment No. 2) (Jersey) Law 200 P. 105/2006**

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Maintenance Orders (Enforcement) (Amendment No. 2) (Jersey) Law 200.

**Draft Lois sur la Société de Bienfaisance de la Marine Marchande de Jersey(Repeals) (Jersey) Law 200-P.106/2006**

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Lois sur la Société de Bienfaisance de la Marine Marchande de Jersey(Repeals) (Jersey) Law 200-.

**Draft Data Protection (Appeals) (Jersey) Regulations 200- P.108/2006**

THE STATES, in pursuance of Articles 28, 48 and 67 of the Data Protection (Jersey) Law 2005, made Regulations entitled the Data Protection (Appeals) (Jersey) Regulations 2006.

**Draft Customs and Excise (Jersey) Law 1999 (Appointed Day) (No. 2) Act 200 P. 120/2006**

THE STATES, in pursuance of Article 74 of the Customs and Excise (Jersey) Law 1999, made an Act entitled the Customs and Excise (Jersey) Law 1999 (Appointed Day) (No. 2) Act 2006.

**Draft Consumer Safety (Jersey) Law 2006 (Appointed Day) Act 200- P.122/2006**

THE STATES, in pursuance of Article 36 of the Consumer Safety (Jersey) Law 2006, made an Act entitled the Consumer Safety (Jersey) Law 2006 (Appointed Day) Act 2006.

**Draft Waste Management (OECD Revised Decision) (Jersey) Regulations 200- P.97/2006**

THE STATES, in pursuance of Articles 108 and 110 of the Waste Management (Jersey) Law 2005, made Regulations entitled the Waste Management (OECD) Revised Decisions (Jersey) Regulations 2006.

**Draft Waste Management (Jersey) Law 2005 (Appointed Day) Act 200- P. 98/2006**

THE STATES, in pursuance of Article 113 of the Waste Management (Jersey) Law 2005, made an Act entitled the Waste Management (Jersey) Law 2005 (Appointed Day) Act 2006.

**Draft Weights and Measures (Amendment) (Jersey) Law 200- P.103/2006**

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Weights and Measures (Amendment) (Jersey) Law 200-.

**Withdrawal of lodged proposition**

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

Policing commercial and profit-making events: new ‘user pays’ charge.

P.94/2006.

Lodged: 21st July 2006.

*Minister for Home Affairs.*

**Arrangement of public business for future meetings**

THE STATES agreed the following arrangement of public business for future meetings proposed, as amended, by the Chairman of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88 (3) –

**7th November 2006**

Provision of Pedestrian Crossings. Lodged: 23rd May 2006. <i>Connétable of St. Helier.</i>	P.60/2006.
Provision of Pedestrian Crossings (P.60/2006): comments. Presented: 20th June 2006. <i>Minister for Transport and Technical Services.</i>	P.60/2006. Com.
Code of Practice for Scrutiny Panels and the Public Accounts Committee. Lodged: 15th August 2006. <i>Chairmen's Committee.</i>	P.101/2006.
Code of Practice for Scrutiny Panels and the Public Accounts Committee (P.101/2006): comments. Presented: 1st September 2006. <i>H.M. Attorney General.</i>	P.101/2006. Com.
Code of Practice for Scrutiny Panels and the Public Accounts Committee (P.101/2006): amendment. Lodged: 6th September 2006. <i>Chairmen's Committee.</i>	P.101/2006. Amd.
Code of Practice for Scrutiny Panels and the Public Accounts Committee (P.101/2006): second amendment. Lodged: 13th September 2006. <i>Council of Ministers.</i>	P.101/2006. Amd.(2)
Draft Housing (General Provisions) (Amendment No. 23) (Jersey) Regulations 200-. Lodged: 13th September 2006. <i>Minister for Housing.</i>	P.109/2006.
Draft Rates (Apportionment) (Jersey) Regulations 200-. Lodged: 13th September 2006. <i>Comité des Connétables.</i>	P.110/2006.
Draft Electronic Communications (Amendment) (Jersey) Law 200-. Lodged: 14th September 2006. <i>Minister for Economic Development.</i>	P.111/2006.
St. Aubin: proposed land reclamation and improvements– impact assessment. Lodged: 21st September 2006. <i>Deputy S.C. Ferguson of St. Brelade.</i>	P.113/2006.
Draft Amendment (No. 6) of the Standing Orders of the States of Jersey. Lodged: 25th September 2006. <i>Privileges and Procedures Committee.</i>	P.116/2006
Draft Public Employees (Retirement) (Amendment No. 6) (Jersey) Law 200-.	P.118/2006.

Lodged: 26th September 2006.  
*Chief Minister.*

Waterfront Enterprise Board: appointment of Chairman – publication of transcript of *in camera* debate. P.119/2006.  
Lodged: 29th September 2006.  
*Deputy P.V.F. Le Claire of St. Helier.*

Waterfront Enterprise Board: appointment of Chairman – publication of transcript of *in camera* debate (P.119/2006) – amendment P.119/2006.  
Lodged: 25th October 2006. Amd.  
*Connétable of St. Helier.*

### **21st November 2006**

Ministerial Government: review of first 12 months. P.77/2006.  
Lodged: 20th June 2006.  
*Senator B.E. Shenton.*

Draft Restriction on Smoking (Workplaces) (Jersey) Regulations 200-. P.114/2006.  
Lodged: 22nd September 2006.  
*Minister for Health and Social Services.*

Wireless Telegraphy Act 2006: extension to Jersey. P.117/2006.  
Lodged: 26th September 2006.  
*Chief Minister.*

Le MaraisLow Rise Redevelopment Phase 2: redefinition of boundaries. P.121/2006.  
Lodged: 3rd October 2006.  
*Minister for Housing.*

Draft Family Allowances (Jersey) Regulations 200-. P.123/2006.  
Lodged: 5th October 2006.  
*Minister for Social Security.*

Draft Bankruptcy (Désastre) (Pensions) (Jersey) Regulations 200-. P.124/2006.  
Lodged: 10th October 2006.  
*Minister for Economic Development.*

Draft Administrative Decisions (Review) (Amendment No. 2) (Jersey) Law 2006 P.127/2006.  
(Appointed Day) Act 200-.  
Lodged: 20th October 2006.  
*Privileges and Procedures Committee.*

### **5th December 2006**

Budget 2007. P.130/2006  
Lodged: 24th October 2006.  
*Minister for Treasury and Resources.*

Draft Finance (Jersey) Law 200-. P.131/2006  
Lodged: 24th October 2006.  
*Minister for Treasury and Resources.*

Draft Income Tax (Amendment No. 26) (Jersey) Law 200-. P.132/2006  
Lodged: 24th October 2006.

*Minister for Treasury and Resources.*

Establishment of a Stabilisation Fund and Policy for Strategic Reserve. P.133/2006  
Lodged: 24th October 2006.  
*Minister for Treasury and Resources.*

Draft The Law Society of Jersey Law 2005 (Appointed Day) Act 200-. P.115/2006.  
Lodged: 25th September 2006.  
*Chief Minister.*

Draft States of Jersey (Transfer of Functions No. 2) (Planning and Environment to P.125/2006.  
Economic Development) (Jersey) Regulations 200.  
Lodged: 18th October 2006.  
*Chief Minister.*

Draft Health Insurance (Medical Benefit) (Amendment) (Jersey) Regulations 200- P.129/2006  
Lodged: 24th October 2006.  
*Minister for Social Security.*

Draft Public Employees (Contributory Retirement Scheme) (New Members) P.136/2006.  
(Amendment No. 11) (Jersey) Regulations 200.  
Lodged: 24th October 2006.  
*Chief Minister.*

Draft Public Employees (Contributory Retirement Scheme) (Existing Members) P.137/2006.  
(Amendment No. 8) (Jersey) Regulations 200.  
Lodged: 24th October 2006.  
*Chief Minister.*

Draft Amendment (No. 31) to the Tariff of Harbour and Light Dues. P.138/2006.  
Lodged: 24th October 2006.  
*Minister for Economic Development.*

Draft Harbours (Amendment No. 40) (Jersey) Regulations 200. P.139/2006.  
Lodged: 24th October 2006.  
*Minister for Economic Development.*

**16th January 2007**

Draft States of Jersey (Amendment No. 3) Law 200. P.126/2006.  
Lodged: 20th October 2006.  
*Privileges and Procedures Committee.*

Draft Employment (Amendment No. 2) (Jersey) Law 200. P.128/2006.  
Lodged: 20th October 2006.  
*Deputy G.P. Southern of St. Helier.*

Draft Employment (Amendment No. 3) (Jersey) Law 200. P.134/2006  
Lodged: 24th October 2006.  
*Minister for Social Security.*

Draft Employment Tribunal (Amendment) (Jersey) Regulations 200-. P.135/2006  
Lodged: 24th October 2006.  
*Minister for Social Security.*

THE STATES rose at 10.55 a.m.

**A.H. HARRIS**

*Deputy Greffier of the States*