

**THE STATES assembled on Tuesday,  
24th October 2006 at 9.30 a.m. under  
the Presidency of the Bailiff,  
Sir Philip Bailhache.**

**His Excellency the Lieutenant Governor,  
Lieutenant-General Andrew Peter Ridgway, C.B., C.B.E.,  
was present**

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

Senator Stuart Syvret – en défaut (défaut raised at 10.09 a.m.)  
Senator Paul Francis Routier – absent due to illness (arrived in the Chamber at 2.40 p.m.)  
Senator Philip Francis Cyril Ozouf – en défaut (défaut raised at 09.40 a.m.)  
Connétable Kenneth Alan Le Brun of St. Mary– en défaut  
Connétable Thomas John du Feu of St. Peter– absent due to illness  
Deputy Alan Breckon of St. Saviour– absent on States’ business  
Deputy Geoffrey Peter Southern of St. Helier– en défaut (défaut raised at 09.40 a.m.)

Prayers

**Subordinate enactments tabled**

The following enactments were tabled, namely –

Sand Racing (No. 2) (Jersey) Order 2006. <i>Minister for Transport and Technical Services.</i>	R&O 101/2006.
Residential Homes (General Provisions) (Amendment No. 13) (Jersey) Order 2006. <i>Minister for Health and Social Services.</i>	R&O 102/2006.
Food Safety (Ice-Cream Stalls etc.) (Amendment No. 27) (Jersey) Order 2006. <i>Minister for Health and Social Services.</i>	R&O 103/2006.
Nursing Agencies (General Provisions) (Amendment No. 22) (Jersey) Order 2006. <i>Minister for Health and Social Services.</i>	R&O 104/2006.
Nursing Homes and Mental Nursing Homes (General Provisions) (Amendment No. 14) (Jersey) Order 2006. <i>Minister for Health and Social Services.</i>	R&O 105/2006.

**Documents presented or laid**

Fields 190 and 192, Rue de la Sergente, St. Brelade (P.75/2006): comments. Presented: 24th October 2006. <i>Minister for Planning and Environment.</i>	P.75/2006. Com.
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Goods and Services Tax: exempt or zero-rated items (P.86/2006) – comments. Presented: 16th October 2006. <i>Minister for Treasury and Resources.</i>	P.86/2006. Com.
Land Transactions under Standing Order 168(3) – proposed central refuge island at Longueville Road – acquisition of land at Miladi Parade. Presented: 12th October 2006. <i>Minister for Treasury and Resources.</i>	R.82/2006.
Land Transactions under Standing Order 168(3) – Elizabeth Harbour: Warehouse E25 – lease to DFDS Transport Ltd. Presented: 13th October 2006. <i>Minister for Treasury and Resources.</i>	R.83/2006.
States of Jersey Law 2005: delegation of functions – Customs and Excise (Import and Export Control) (Jersey) Order 2006. Presented: 17th October 2006. <i>Minister for Home Affairs.</i>	R.84/2006.
Land Transactions under Standing Order 168(3) – 9 Hue Street, St. Helier: sale of freehold interest. Presented: 20th October 2006. <i>Minister for Treasury and Resources.</i>	R.85/2006.
Goods and Services Tax Review: Interim Report. Presented: 18th October 2006. <i>Corporate Services Scrutiny Panel.</i>	S.R.6/2006.

### **Notification of lodged propositions**

Draft States of Jersey (Transfer of Functions No. 2) (Planning and Environment to Economic Development) (Jersey) Regulations 200. Lodged: 18th October 2006. <i>Chief Minister.</i>	P.125/2006.
Draft States of Jersey (Amendment No. 3) Law 200. Lodged: 20th October 2006. <i>Privileges and Procedures Committee.</i>	P.126/2006.
Draft Administrative Decisions (Review) (Amendment No. 2) (Jersey) Law 2006 (Appointed Day) Act 200-. Lodged: 20th October 2006. <i>Privileges and Procedures Committee.</i>	P.127/2006.
Draft Employment (Amendment No. 2) (Jersey) Law 200. Lodged: 20th October 2006. <i>Deputy G.P. Southern of St. Helier.</i>	P.128/2006.
Draft Health Insurance (Medical Benefit) (Amendment) (Jersey) Regulations 200-. Lodged: 24th October 2006. <i>Minister for Social Security.</i>	P.129/2006.
Budget 2007. Lodged: 24th October 2006.	P.130/2006.

*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 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.*

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 P.137/2006.  
Members) (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.*

### **Withdrawal of lodged propositions**

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

Draft Howard Davis Farm (Removal of Covenant) (Jersey) Law 200-. P.65/2006.  
Lodged 30th May 2006.  
*Minister for Treasury and Resources.*

Howard Davis Farm, Trinity: part of Fields 562, 827 and 828 – sale of land. P.68/2006.  
Lodged: 5th June 2006.  
*Minister for Treasury and Resources.*

## **Written Questions**

*(see Official Report)*

1. The Minister for Planning and Environment tabled an answer to a question asked by Deputy Kevin Charles Lewis of St. Saviour regarding the administration of drugs to horses and ponies.
2. The Minister for Home Affairs tabled an answer to a question asked by Deputy Kevin Charles Lewis of St. Saviour regarding the blocking of mobile phone calls to inmates at H.M. Prison La Moye.
3. The Minister for Social Security tabled an answer to a question asked by Deputy Geoffrey Peter Southern of St. Helier regarding a review of pensions legislation.
4. The Minister for Economic Development tabled an answer to a question asked by Deputy Geoffrey Peter Southern of St. Helier regarding the budget for eventled tourism events.
5. The Minister for Economic Development tabled an answer to a question asked by Deputy Geoffrey Peter Southern of St. Helier regarding the additional funding granted to the Battle of Flowers Association in 2006.
6. The Chief Minister tabled answers to questions asked by Deputy Geoffrey Peter Southern of St. Helier regarding the establishment of a population register.
7. The Minister for Treasury and Resources tabled an answer to a question asked by Deputy Geoffrey Peter Southern of St. Helier regarding recent changes to trust legislation.
8. The Minister for Home Affairs tabled an answer to a question asked by Deputy Gerard Clifford Lemmens Baudains of St. Clement regarding the States of Jersey Police Third Quarter 2006 Performance Report.
9. The Minister for Planning and Environment tabled answers to questions asked by Deputy Gerard Clifford Lemmens Baudains of St. Clement regarding local weather forecasting.
10. The Minister for Transport and Technical Services tabled an answer to a question asked by Deputy Roy George Le Hérissier of St. Saviour regarding the subsidy paid to Connex in respect of the operation of the bus service.

## **Oral Questions**

*(see Official Report)*

1. Deputy Geoffrey Peter Southern of St. Helier asked a question of the Minister for Treasury and Resource regarding the responses received to the request for information (RFI) over the implementation of the GST information management system.
2. Senator Ben Edward Shenton asked a question of the Minister for Transport and Technical Services regarding actions taken to recover the £186,802 paid to Connex in respect of shift allowance, (Recommendation 6 of the Committee of Inquiry into the tender process and award of the bus contract).
3. Deputy Shona Pitman of St. Helier asked a question of the Chief Minister regarding the recent speech given by the Bailiff to the Liechtenstein Dialogue on the Future of Financial Markets.
4. Deputy Judith Ann Martin of St. Helier asked a question of the Minister for Treasury and Resources regarding the issue to the majority of the working population of assessment notices showing the total income tax payable for 2005.
5. Senator James Lewis Perchard asked a question of the Minister for Transport and Technical Services regarding the recent tender process for the school and summer leisure bus services.
6. The Connétable of St. Helier asked a question of the Minister for Education, Sport and Culture regarding

plans to mark the 200th anniversary of Fort Regent.

7. Deputy G.P. Southern of St. Helier asked a question of the Minister for Treasury and Resources regarding the period referred to by the balance figure on the recently issued income tax assessment notices for 2005.
8. Deputy Kevin Charles Lewis of St. Saviour asked a question of the Minister for Economic Development regarding the impact on the local retail industry of the fact that the import of low value goods purchased via the internet shopping would not attract GST.
9. Deputy Deirdre Wendy Mezbourian of St. Lawrence asked a question of the Minister for Education, Sport and Culture regarding the minimum term of residency that was currently required before becoming eligible to receive funding towards university costs.
10. Senator James Lewis Perchard asked a question of the Minister for Transport and Technical Services regarding the average seating capacity of the vehicles being obtained by Connex for the school bus service.
11. Deputy Roy George Le Hérisier of St. Saviour asked a question of the Minister for Health and Social Services regarding procedures to deal with complaints made against senior officers of his Department.
12. Deputy Judith Ann Martin of St. Helier asked a question of the Assistant Minister for Social Security regarding the ability to ascertain from computer records information on how many people were currently working and paying social security contributions.”
13. The Connétable of St. Helier asked a question of the Minister for Transport and Technical regarding letters of 30th May and 10th August 2006 on the Parish of St. Helier Roads Committee’s Draft Cycling Strategy.
14. Deputy Celia Joyce Scott Warren of St. Saviour ask a question of the Minister for Treasury and Resource concerning the Citizens’ Fund and the funds available to the Community Savings and Credit Ltd.
15. Senator Ben Edward Shenton asked a question of the Minister for Economic Development regarding the increase in the grant to Jersey Finance Ltd. for 2007.
16. Deputy Kevin Charles Lewis of St. Saviour asked a question of the Minister for Home Affairs regarding the proposed anti-discrimination legislation.

#### **Oral Questions without notice**

[\*\(see Official Report\)\*](#)

The Minister for Treasury and Resources answered questions without notice from members.

The Minister for Home Affairs answered questions without notice from members.

#### **Withdrawal of the propositions relating to Howard Davis Farm, Trinity – statement**

[\*\(see Official Report\)\*](#)

The Minister for Treasury and Resources made a statement concerning the withdrawal of the propositions P.65/2006 and P.68/2006 relating to Howard Davis Farm, Trinity.

#### **Review of the Property Plan – statement**

[\*\(see Official Report\)\*](#)

The Chairman of the Public Accounts Committee made a statement concerning the review of the Property Plan.

**Goods and Services Tax: exempt or zero-rated items – P.86/2006  
Amendment and Comments**

THE STATES commenced consideration of paragraphs (a) to (d) and (f) and (g) of a proposition of Senator Stuart Syvret concerning Goods and Services Tax: exempt or zero-rated items together with an amendment of the proposer that after paragraph (g) there be inserted the following new paragraph–

“(h) domestic energy and fuel”.

In accordance with Standing Orders 106(1)(b) and (c) the following members declared an interest but remained in the Chamber for the duration of the debate –

Senator Stuart Syvret  
Senator Terence Augustine Le Sueur  
Senator Wendy Kinnard  
Senator James Leslie Perchard  
Senator Ben Edward Shenton  
Connétable of St. Brelade  
Deputy of St. Martin  
Deputy Celia Joyce Scott Warren of St. Saviour  
Deputy John Alexander Nicholas Le Fondré of St. Lawrence.

**Adjournment**

THE STATES adjourned, and agreed to reconvene on Wednesday 25th October 2006 to resume consideration of the proposition of Senator Stuart Syvret and the outstanding items of public business.

THE STATES rose at 5.40 p.m.

**M.N. DE LA HAYE**

*Greffier of the States*