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THE STATES assembled on Tuesday,  
12th September 1995 at 9.30 a.m. under  
the Presidency of the Bailiff,  
Philip Martin Bailhache, Esquire

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All Members were present with the exception of -

Senator John Stephen Rothwell - ill.  
Carlyle John Le Herissier Hinault,  
Connétable of St. John - out of the Island.  
John Nicolle Le Fondré, Deputy of St.  
Lawrence - ill.

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Prayers

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Defence Committee - appointment of member

THE STATES appointed Mrs. Iris Medora Le Feuvre,  
Connétable of St. Lawrence, as a member of the  
Defence Committee.

Employment and Social Security Committee -  
resignation of member

THE STATES noted the resignation of Deputy  
Evelyn Mabel Pullin of St. Saviour from the  
Employment and Social Security Committee.

Education Committee - appointment of  
members

Deputy Evelyn Mabel Pullin of St. Saviour,  
President of the Education Committee, nominated  
for appointment as members -

Senator Patricia Ann Bailhache  
Deputy Leonard Norman of St. Clement  
Deputy Shirley Margaret Baudains of St.  
Helier  
Deputy Philip Roy Cabot of Trinity  
Deputy Jacqueline Jeannette Huet of St.

Helier

Deputy Philip John Rondel of St. John.

Deputy Jeremy Laurence Dorey of St. Helier was proposed by Deputy Frank Harrison Walker of St. Helier and Deputy Imogen Stephanie Nicholls of Grouville was proposed by Senator Pierre François Horsfall.

THE STATES, having proceeded to a secret ballot, the Bailiff declared the following results -

Senator Bailhache - 41 votes  
Deputy Norman - 44 votes  
Deputy S. Baudains - 35 votes  
Deputy of Trinity - 40 votes  
Deputy Dorey - 34 votes  
Deputy Nicholls - 29 votes  
Deputy Huet - 32 votes  
Deputy of St. John - 44 votes.

The Bailiff accordingly declared that the following had been elected members of the Committee -

Senator Bailhache  
Deputy Norman  
Deputy S. Baudains  
Deputy of Trinity  
Deputy Dorey  
Deputy of St. John.

Harbours and Airport Committee - resignations

THE STATES noted the resignation of Senator Patricia Ann Bailhache and Deputy Leonard Norman of St. Clement from the Harbours and Airport Committee.

Defence Committee - resignation

THE STATES noted the resignation of Deputy Shirley Margaret Baudains of St. Helier from the Defence Committee.

Harbours and Airport Committee - appointment of member

THE STATES appointed Deputy Percy John Le Masurier of St. Ouen as a member of the Harbours and Airport Committee.

Matters presented

The following matters were presented to the States -

1. Overseas Aid: report for 1994.  
Presented by the Overseas Aid  
Committee.
2. Industrial Relations Advisory  
Service: report for 1994 - R.C.23/95.  
Presented by the Industrial  
Relations Committee.  
THE STATES ordered that the said report  
be printed and distributed.
3. Welfare benefits: revised rates  
from 1st October 1995 - R.C.24/95.  
Presented by the Finance and  
Economics Committee.  
THE STATES ordered that the said report  
be printed and distributed.

#### Matters noted - land transactions

THE STATES noted an Act of the Finance and Economics Committee dated 4th September 1995 showing that, in pursuance of Standing Orders relating to certain transactions in land, the Committee had approved -

- (a) as recommended by the Planning and Environment Committee, the entry into an annual tenancy with Mr. Bernard Albert Watton and Mrs. Patricia Odette Watton, née Poingdestre, for the residual strip of land measuring 1065 square feet adjacent to the bungalow 'Tarawera', First Tower, St. Helier, on the OTC site, First Tower, St. Helier, at an annual rent of £80;
- (b) as recommended by the Housing Committee, the lease of the sub-station located at Nicholson Park, (Phases 3 and 4), St. Helier, to the Jersey Electricity Company Limited, to commence on the passing of the relevant contract, at £1 a year for a period of 99 years, payable in the sum of £99 ten days after passing contract, with the granting of a wayleave free of charge, for cable routes, with each party being responsible for its own legal costs.

#### Matters lodged

The following matters were lodged ``au Greffe" -

1. Draft Licensing (Licence Fees)

(Jersey) Regulations 199 - P.122/95.  
Presented by the Tourism  
Committee.

2. Springfield Lane, St. Helier:  
purchase of roadway - P.123/95.  
Presented by the Planning and  
Environment Committee.

3. OTC site, La Route es Nouaux,  
St. Helier: construction of car park -  
P.124/95.  
Presented by the Housing  
Committee.

4. Field 46, St. Brelade: transfer  
of administration - P.125/95.  
Presented by the Harbours and  
Airport Committee.

5. Victoria College: Board of  
Governors - P.126/95.  
Presented by Deputy F.J. Hill of  
St. Martin.

Arrangement of public business for the  
next meeting

THE STATES confirmed that the following matters  
lodged ``au Greffe" should be considered at the  
next meeting on 26th September 1995 -

St. Saviour's Hospital: charges for elderly  
long-stay patients - P.60/95 (Revised).  
Lodged: 16th May 1995.  
Public Health Committee.

Mortgage interest relief on Jersey  
residential property - P.80/95.  
Lodged: 13th June 1995.  
Deputy A. Breckon of St. Saviour.  
Report of the Finance and  
Economics Committee presented to the States  
on 11th July 1995 - P.91/95.

Draft Health Insurance  
(Amendment No. 9) (Jersey) Law 199 -  
P.90/95.  
Lodged: 11th July 1995.  
Employment and Social  
Security Committee.

Field No. 1002, Le Mont des Vignes,  
St. Peter: construction of dwelling -  
P.95/95.  
Lodged: 11th July 1995.  
Planning and Environment Committee.

Parish Rate Appeal Board: appointment  
of members. - P.101/95.  
Lodged: 25th July 1995.  
Finance and Economics Committee.

Draft Children (Amendment  
No. 5) (Jersey) Law 199 - P.103/95.  
Lodged: 8th August 1995.  
Education Committee.

Draft Gambling (Betting) (Amendment  
No. 9) (Jersey) Regulations 199 -  
P.104/95.  
Lodged: 8th August 1995.  
Gambling Control Committee.

Draft Health Insurance  
(Medical Benefit) (Amendment No. 44)  
(Jersey) Regulations 199 - P.106/95.  
Lodged: 8th August 1995.  
Employment and Social  
Security Committee.

Draft Interest on Debts and Damages  
(Jersey) Law 199 - P.108/95.  
Lodged: 15th August 1995.  
Legislation Committee.

Draft Public Health Committee (Change  
of Name) (Jersey) Act 199 - P.111/95.  
Lodged: 29th August 1995.  
Public Health Committee.

Draft Transfer of Functions (Health  
and Social Services Committee) (Jersey) Act  
199 - P.112/95.  
Lodged: 29th August 1995.  
Education Committee.

Draft Social Security  
(Amendment No. 12) (Jersey) Law 199 -  
P.113/95.  
Lodged: 29th August 1995.  
Employment and Social  
Security Committee.

Draft Health Insurance  
(Amendment No. 10) (Jersey) Law 199 -  
P.114/95.  
Lodged: 29th August 1995.  
Employment and Social  
Security Committee.

Draft Powers of Attorney (Jersey) Law  
1995 (Appointed Day) Act 199 - P.116/95.  
Lodged: 29th August 1995.  
Legislation Committee.

Arrangement of public business for the meeting  
on 10th October 1995

THE STATES agreed that the following matter be  
considered on 10th October 1995 -

Housing legislation - review:  
(a) Draft Housing (Amendment No. 8)  
(Jersey) Law 199 ; (b) Draft Housing  
(General Provisions) (Amendment No. 11)  
(Jersey) Regulations 199 - P.100/95.  
Lodged: 25th July 1995.  
Housing Committee.

Draft Housing (General Provisions)  
(Amendment No. 11) (Jersey) Regulations  
199 . (P.100/95(b)): amendment - P.110/95.  
Lodged: 15th August 1995.  
Deputy D.A. Carter of St. Helier.

H.M. Prison, La Moye, St. Brelade.  
Statement

The President of the Prison Board made a  
statement in the following terms -

``In view of the two recent tragic deaths  
at La Moye Prison, and now that the  
inquests have been concluded, the Prison  
Board wishes to report to the States on the  
current situation and its future  
intentions.

The Inquest Jury requested the Deputy  
Viscount to convey to the appropriate body  
(in this case the Prison Board) its view  
that, firstly, the assessment of prisoners  
potentially at risk of self-harm and,  
secondly, suicide prevention be the subject  
of urgent and thorough review in order to  
avoid a recurrence of similar fatalities.  
The Board appreciates the concern expressed  
by the Jury, and had already taken a number  
of immediate actions, and is currently  
investigating further measures and  
reviewing all aspects of prison conditions.

It is considered significant that both  
suicides, the first in the history of La  
Moye Prison, occurred after the decision to  
increase sentences for certain drug related  
offences. There is a view amongst the  
prisoner population that these increased  
tariffs will be applied irrespective of the  
nature of the offences committed. Although  
such a view appears to have no substance,  
the new sentencing policy in relation to  
drug offenders can be expected to result in  
a considerable number of prisoners facing

or serving very long sentences. It is against this developing background that the Prison Board must seek to provide adequate resources and support for prison staff so that they, in turn, may provide a better service to inmates.

With regard to inmates considered at risk, the Prison Board has authorised continuous watches and this is currently in operation. Such measures are obviously staff intensive and must often be fulfilled by the use of overtime but it appears to be the only adequate measure available.

Both deaths occurred in the Segregation Unit and it seems reasonable to assume that this is the area requiring some modifications in order to reduce the possibility of further similar acts. Two physical approaches have been identified, the first being to modify the ground floor cells to hamper the possibility of the window bars being used to attach a ligature, and the second to improve the facilities for surveillance by the inclusion of CCTV monitoring in a small number of cells. The alterations will provide secondary glazing and a tempered air ventilation and extract system to 12 cells. This work has already commenced and should be completed in six weeks.

The Board will seek to assist the staff in this extremely difficult area by providing suicide awareness training in addition to the input already provided by the specialists employed on a part-time basis. However, the decisions to initiate and remove special watches must be the responsibility of the medical officer or the consultant psychiatrist. But a hospital officer has authority to give such instructions where he or she believes an inmate may present a suicide risk and the medical officer is not able to assess the inmate on the day of reception.

When the medical officer or consultant psychiatrist places an inmate under special supervision, he should provide written instructions to the hospital officer giving -

- (a) an assessment of the inmate's current state of mind;
- (b) any information relevant to the nature or degree of risk. e.g. recent suicide attempts or threats, or pressing

personal/domestic problems;

(c) a date for the next review of the case.

The Board is aware that imprisonment can emphasise the extremes of human feelings and that such feelings may be expressed in violence towards others or towards oneself but it can offer no simple explanation for these tragic deaths. It is our belief that, while efforts must continue to be directed to the improvement of the general quality of life within the prison, and the specific measures outlined may reduce the immediate risk of similar tragedies occurring, it must be emphasised that the prevention of such extreme behaviour will always be very difficult to predict.

The staffing implications arising from the Board's decisions will be assessed over a period but it is considered possible that they may exceed its existing resources.

The Board appreciates that the two suicides at La Moye Prison are a matter of public concern, and consequently, after consultation, it has decided to request the Bailiff to appoint one or more of the Jurats of the Royal Court to conduct an inquiry into the circumstances surrounding the recent two suicides at La Moye Prison.

The Board wishes to put on record its appreciation of the dedication of the governor, officers, doctors and other staff at La Moye, particularly at this trying time. Members of the Board also extend their thanks to the police, ambulancemen, and all others involved in the two incidents for the efficient and co-operative ways in which they performed their various duties.

Finally the Board offers to the two families involved its sympathy and understanding."

Strategic Policy Review 1995 - Part I ("2000 & Beyond") - P.107/95, P.118/95 and P.119/95

THE STATES commenced consideration of a proposition of the Policy and Resources Committee on the Strategic Policy Review 1995 - Part I ("2000 & Beyond").

THE STATES accepted an amendment of the Policy and Resources Committee that in clause (ii) of sub-paragraph (a) there should be added at the



end of clause (ii) the words ``with the deletion of the first of the action points proposed for the Housing Committee".

Sub-paragraph (a) was adopted as amended.

THE STATES accepted an amendment of the Planning and Environment Committee that in clause (i) of sub-paragraph (b) after the figures 6.6 there should be inserted the words ``with the substitution for the eleventh objective of the following -

to protect the Island's special architectural and archaeological heritage."

and rejected the amended amendments of Deputy Alastair John Layzell of St. Brelade that in clause (i) of sub-paragraph (b) after the figures 6.6 there should be inserted the words ``with the following amendments -

(a) in the fifth objective delete the words `economic and' and

(b) in the sixth objective for the word `discourage' substitute the word `prevent'."

Sub-paragraph (b) was adopted as amended.

THE STATES then adjourned until the next day, Wednesday, 13th September 1995 at 9.30 a.m.

THE STATES rose at 5.00 p.m.

G.H.C. COPPOCK

Greffier of the States.