

**DRAFT LICENSED PREMISES (EXCLUSION OF CERTAIN  
PERSONS) (JERSEY) LAW 199 (P.17/98): AMENDMENTS**

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**Lodged au Greffe on 24th February 1998  
by Deputy F.J. Hill of St. Martin**

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**STATES OF JERSEY**

**STATES GREFFE**

## Report

Having advocated the reintroduction of legislation to exclude certain persons from licensed premises, I welcome the Defence Committee's proposed legislation.

However, what is being proposed is too narrow in that an exclusion order can only be imposed for an offence committed on licensed premises. I believe the Defence Committee has failed to take the opportunity of introducing legislation to deter those who are guilty of unruly behaviour in a public place whilst under the influence of alcohol.

I believe the court should have the option of imposing an exclusion order on any person who is guilty of an act of violence or disorder whether on licensed premises or in a public place.

I am of the opinion that by broadening the scope of the legislation it will act as a greater deterrent and will hopefully lead to less anti-social behaviour in our Island and in St. Helier in particular.

AMENDMENTS OF DRAFT LICENSED PREMISES (EXCLUSION  
OF CERTAIN PERSONS) (JERSEY) LAW 199  
(P.17 of 1998)

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PAGE 9, ARTICLE 2 -

- (a) *in paragraph (1), for the words “paragraph (2)” substitute the words “paragraph (3)”;*
- (b) *renumber paragraphs (2), (3) and (4) respectively as paragraphs (3), (4) and (5) and insert after paragraph (1) the following paragraph -*

“(2) Where the court by or before which a person is convicted of an offence committed in a public place is satisfied that, when committing the offence, the person was in a drunken state it may, subject to paragraph (3), make an exclusion order prohibiting him from entering any specified premises.”;

- (c) *in paragraph (5), after the words “paragraph (1)” insert the words “or (2)”;*
- (d) *after paragraph (5) add the following paragraph -*

“(6) For the purposes of paragraph (2) ‘public place’ includes any road and any other premises or place to which, at the time of commission of the offence, the public had or were permitted to have access, whether on payment or otherwise.”.

DEPUTY F.J. HILL OF ST. MARTIN