



**THE STATES assembled on Thursday
14th December 2017, at 09.30 a.m. under
the Presidency of the Bailiff,
Sir William James Bailhache.**

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

Senator Paul Francis Routier, M.B.E. – ill
Senator Alan John Henry Maclean – en défaut (défaut raised at 10.10 a.m.)
Senator Ian Joseph Gorst – en défaut (défaut raised at 9.37 a.m.)
Senator Lyndon John Farnham – en défaut (défaut raised at 10.10 a.m.)
Senator Sir Philip Martin Bailhache – en défaut (défaut raised at 11.49 a.m.)
Senator Sarah Craig Ferguson – en défaut (défaut raised at 9.45 a.m.)
Connétable Deidre Wendy Mezbourian of St. Lawrence – en défaut
Connétable Juliette Gallichan of St. Mary – excused attendance
Deputy Judith Ann Martin of St. Helier – en défaut (défaut raised at 10.10. a.m.)
Deputy Geoffrey Peter Southern of St. Helier – en défaut (défaut raised at 10.10 a.m.)
Deputy Carolyn Fiona Labey of Grouville – en défaut (défaut raised at 9.43 a.m.)
Deputy Kevin Charles Lewis of St. Saviour – ill
Deputy Jeremy Martin Maçon of St. Saviour – en défaut (défaut raised at 9.45 a.m.)
Deputy Kristina Louise Moore of St. Peter – en défaut (défaut raised at 10.10 a.m.)
Deputy Richard John Rondel of St. Helier – ill
Deputy Andrew David Lewis of St. Helier – en défaut (défaut raised at 10.10 a.m.)
Deputy Peter Derek McLinton of St Saviour – en défaut (défaut raised at 9.45 a.m.)

Prayers read by the Greffier of the States

Jersey Infrastructure Levy: approval in principle P.100/2017

THE STATES, resuming consideration of a proposition of the Minister for the Environment entitled ‘Jersey Infrastructure Levy: approval in principle’ (P.100/2017), rejected part 1 of an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (P.100/2017 Amd.) that, in paragraph (a), after the word “Jersey,” there should be inserted the words “which will incentivise sustainable development predominantly on brown field sites and discourage the development of green field sites,”.

Members present voted as follows –

POUR: 11

Senator S.C. Ferguson
Connétable of St. John
Deputy of Grouville
Deputy J.A. Hilton (H)
Deputy J.A.N. Le Fondré (L)
Deputy J.M. Maçon (S)
Deputy A.D. Lewis (H)
Deputy L.M.C. Doublet (S)
Deputy S.M. Bree (C)
Deputy of St. Mary
Deputy G.J. Truscott (B)

CONTRE: 29

Senator A.J.H. Maclean
Senator I.J. Gorst
Senator A.K.F. Green
Connétable of St. Helier
Connétable of St. Clement
Connétable of St. Peter
Connétable of St. Ouen
Connétable of St. Brelade
Connétable of St. Martin
Connétable of St. Saviour
Connétable of Grouville
Connétable of Trinity

ABSTAIN: 1

Senator L.J. Farnham

Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of Trinity
 Deputy M. Tadier (B)
 Deputy E.J. Noel (L)
 Deputy of St. John
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy S.Y. Mézec (H)
 Deputy of St. Ouen
 Deputy R. Labey (H)
 Deputy S.M. Wickenden (H)
 Deputy M.J. Norton (B)
 Deputy T.A. McDonald (S)
 Deputy P.D. McLinton (S)

THE STATES rejected part 2 of the amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence (P.100/2017 Amd.) that, in paragraph (a), after the words “in principle,” there should be inserted the words “and subject to the provisions of paragraph (c),” and that, after paragraph (b), there should be inserted the following new paragraph –

“paragraphs (a) and (b) shall be void and have no effect until the Minister for the Environment and the Minister for Treasury and Resources have conducted and published an appraisal of the net funds estimated to be raised annually by the introduction of the Infrastructure Levy and the net funds estimated to be raised annually by the introduction of a Stamp Duty anti-avoidance provision and proposals on Stamp Duty – enveloped property, as set out on pages 12 and 31 of the Draft Budget Statement 2018 (P.90/2017), in the same time period, and that appraisal has shown that the proposed Infrastructure Levy is estimated to yield at least 10% more revenue than the proposals to reform Stamp Duty”.

Members present voted as follows –

POUR: 16

Senator S.C. Ferguson
 Connétable of St. John
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy J.A. Hilton (H)
 Deputy J.A.N. Le Fondré (L)
 Deputy M. Tadier (B)
 Deputy of St. John
 Deputy J.M. Maçon (S)
 Deputy S.Y. Mézec (H)
 Deputy A.D. Lewis (H)
 Deputy of St. Ouen
 Deputy S.M. Wickenden (H)
 Deputy S.M. Bree (C)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)

CONTRE: 24

Senator A.J.H. Maclean
 Senator I.J. Gorst
 Senator A.K.F. Green
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Ouen
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of St. Saviour
 Connétable of Grouville
 Connétable of Trinity
 Deputy of Grouville
 Deputy of Trinity
 Deputy E.J. Noel (L)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy L.M.C. Doublet (S)

ABSTAIN: 1

Senator L.J. Farnham

Deputy R. Labey (H)
 Deputy M.J. Norton (B)
 Deputy T.A. McDonald (S)
 Deputy P.D. McLinton (S)

THE STATES, resuming consideration of a proposition of the Minister for the Environment, rejected the proposition to –

- (a) agree, in principle, to the introduction of an infrastructure levy in Jersey, to ensure that those who benefitted from an increase in land value arising from the award of planning permission made a small contribution to offset the impact of that development on the Island community; and
- (b) charge the Minister for the Environment to develop and bring forward, for approval, the necessary legislation to give effect to the above proposal.

Members present voted as follows –

POUR: 18

Senator I.J. Gorst
 Senator P.M. Bailhache
 Senator A.K.F. Green
 Connétable of St. Helier
 Connétable of St. Clement
 Connétable of St. Peter
 Connétable of St. Brelade
 Connétable of St. Martin
 Connétable of Grouville
 Deputy J.A. Hilton (H)
 Deputy of Trinity
 Deputy E.J. Noel (L)
 Deputy S.J. Pinel (C)
 Deputy of St. Martin
 Deputy R.G. Bryans (H)
 Deputy of St. Peter
 Deputy S.M. Wickenden (H)
 Deputy P.D. McLinton (S)

CONTRE: 21

Senator S.C. Ferguson
 Connétable of St. Ouen
 Connétable of St. John
 Connétable of Trinity
 Deputy J.A. Martin (H)
 Deputy G.P. Southern (H)
 Deputy of Grouville
 Deputy J.A.N. Le Fondré (L)
 Deputy M. Tadier (B)
 Deputy of St. John
 Deputy M.R. Higgins (H)
 Deputy S.Y. Mézec (H)
 Deputy A.D. Lewis (H)
 Deputy of St. Ouen
 Deputy L.M.C. Doublet (S)
 Deputy R. Labey (H)
 Deputy S.M. Bree (C)
 Deputy M.J. Norton (B)
 Deputy T.A. McDonald (S)
 Deputy of St. Mary
 Deputy G.J. Truscott (B)

ABSTAIN: 1

Senator L.J. Farnham

THE STATES noted that, in accordance with the provisions of Standing Order 106(1)(b), Senator Philip Francis Cyril Ozouf, Senator Lyndon John Farnham, the Connétable of St. Saviour and the Connétable of Grouville declared an interest but remained in the Chamber for the duration of the debate.

Hospital catering department: cancel relocation to an offsite location – petition P.124/2017

Senator Sarah Craig Ferguson presented to the States a petition to request the cancellation of the relocation of the Hospital catering department to an offsite location.

THE STATES referred the petition to the Minister for Health and Social Services and Senator Sarah Craig Ferguson lodged “au Greffe” a proposition to the effect that the prayer of the petition be granted.

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) –

16th January 2018

(Meeting to commence at approximately 10.45 a.m. following a service at the Parish Church of St. Helier)

Draft Road Traffic (No. 63) (Jersey) Regulations 201-. Lodged: 17th July 2017. <i>Minister for Infrastructure.</i>	P.67/2017.
JT Group Limited: restructuring of enterprise. Lodged: 12th October 2017. <i>Senator S.C. Ferguson.</i>	P.96/2017.
JT Group Limited: restructuring of enterprise (P.96/2017) – comments. Presented: 13th November 2017. <i>Council of Ministers.</i>	P.96/2017. Com.
JT Group Limited: restructuring of enterprise (P.96/2017) – amendment. Lodged: 31st October 2017. <i>Senator S.C. Ferguson.</i>	P.96/2017. Amd.
Short-Term Incapacity Allowance: lower threshold. Lodged: 23rd October 2017. <i>Deputy G.P. Southern of St. Helier.</i>	P.102/2017.
Short-Term Incapacity Allowance: lower threshold (P.102/2017) – comments. Presented: 24th November 2017. <i>Minister for Social Security.</i>	P.102/2017. Com.
Independent Jersey Care Inquiry Report: implementation of recommendations. Lodged: 31st October 2017. <i>Chief Minister.</i>	P.108/2017.
Draft Connétables (Amendment No. 2) (Jersey) Law 201-. Lodged: 14th November 2017. <i>Privileges and Procedures Committee.</i>	P.112/2017.
Income Support: reinstatement of single parent component. Lodged: 15th November 2017. <i>Health and Social Security Scrutiny Panel.</i>	P.113/2017.
Jersey Gas Works site: development by Andium Homes Limited. Lodged: 21st November 2017. <i>Council of Ministers.</i>	P.114/2017.
Bellozanne Sewage Treatment Works: odour emissions. Lodged: 30th November 2017. <i>Deputy A.D. Lewis of St. Helier.</i>	P.115/2017.
Draft Data Protection (Jersey) Law 201-. Lodged: 5th December 2017. <i>Chief Minister.</i>	P.116/2017.

Data Protection Authority (Jersey) Law 201-. P.117/2017.
Lodged: 5th December 2017.
Chief Minister.

Draft Criminal Procedure (Jersey) Law 201-. P.118/2017.
Lodged: 5th December 2017.
Council of Ministers.

Draft Amendment (No. 34) of the Standing Orders of the States of Jersey. P.119/2017.
Lodged: 6th December 2017.
Privileges and Procedures Committee.

30th January 2018

Jersey Electricity plc.: referral of stand-by charges to the Channel Islands Competition P.88/2017.
and Regulatory Authorities.
Lodged: 26th September 2017.
Deputy of Grouville.

Draft Marriage and Civil Status (Amendment No. 4) (Jersey) Law 201-. P.91/2017.
Lodged: 3rd October 2017.
Chief Minister.

Draft States of Jersey (Appointment Procedures) (Jersey) Law 201-. P.97/2017.
Lodged: 13th October 2017. (re-issue)
Privileges and Procedures Committee.

Draft Liquor Licensing (Jersey) Law 201-. P.103/2017.
Lodged: 24th October 2017.
Minister for Economic Development, Tourism, Sport and Culture.

Social housing in Jersey: introduction of a regulatory framework. P.120/2017.
Lodged: 7th December 2017.
Minister for Housing.

Minimum Wage: amendment of States Act dated 21st April 2010. P.121/2017.
Lodged: 8th December 2017.
Deputy S.Y. Mézec of St. Helier.

E-Petitions: introduction. P.123/2017.
Lodged: 8th December 2017.
Privileges and Procedures Committee.

20th February 2018

States Employment Board: living wage 2017. P.122/2017.
Lodged: 8th December 2017.
Deputy G.P. Southern of St. Helier.

Hospital catering department: cancel relocation to an offsite location – petition. P.124/2017.
Lodged: 12th December 2017.
Senator S.C. Ferguson.

Compliments of the season

The Bailiff exchanged compliments of the season with all members, represented by Senator Philip Francis Cyril Ozouf on behalf of the Senators, the Connétable of St. Helier on behalf of the Connétables, and Deputy Judith Ann Martin of St. Helier on behalf of the Deputies.

THE STATES rose at 3.59 p.m.

DR. M. EGAN

Greffier of the States