

**THE STATES assembled on Wednesday  
18th July 2007, at 09.30 a.m. under  
the Presidency of the Bailiff  
Sir Philip Bailhache.**

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

Senator Stuart Syvret – en défaut (défaut raised at 10.24 a.m.)  
Senator Wendy Kinnard – ill  
Senator Frederick Ellyer Cohen – en défaut (défaut raised at 10.03 a.m.)  
Connétable Kenneth Priaux Vibert of St. Ouen– en défaut  
Connétable Philip Francis Ozouf of St. Saviour– ill  
Connétable Alan Simon Crowcroft of St. Helier– en défaut (défaut raised at 10.13 a.m.)  
Connétable Geoffrey William Fisher of St. Lawrence– en défaut  
Deputy Geoffrey Peter Southern of St. Helier– en défaut (défaut raised at 9.39 a.m.)

Prayers

**Tribute to the late Mr. Leslie Ernest Le Ruez, former member of the States**

The Bailiff paid tribute to the late Mr. Leslie Ernest Le Ruez, former Deputy of St. Mary. The States observed one minute's silence as a mark of respect.

**HRH The Princess Royal – visit**

The Bailiff advised the States that Her Royal Highness The Princess Royal would be visiting the Island on 19th and 20th September 2007, in order to open St. Clement's School and the new Day Surgery Unit at the General Hospital, and to visit the Durrell Wildlife Conservation Trust and St. John's Ambulance as their respective patron and Commandant-in-Chief and to attend the Animal Health Trust's 10th Anniversary Dinner.

**Subordinate enactments tabled**

The following enactments were tabled, namely –

Misuse of Drugs (Substances Useful for Manufacture) (Jersey) Order 2007. <i>Chief Minister for and on behalf of the Minister for Health and Social Services.</i>	R&O.91/2007
Terrorism (Proscribed Organizations) (Amendment No. 3) (Jersey) Order 2007. <i>Minister for Home Affairs.</i>	R&O.92/2007

**Documents presented or laid**

States of Jersey Law 2005: delegation of functions – Health and Social Services – medicines. Presented: 18th July 2007. <i>Minister for Health and Social Services.</i>	R.72/2007.
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States of Jersey Law 2005: delegation of functions – Health and Social Services – pharmacies. R.73/2007.  
Presented: 18th July 2007.  
*Minister for Health and Social Services.*

Land Transactions under Standing Order 168(3) – Assisted House Purchase Scheme – sale of La Douzieme Kimberley Lane, La Rue de la Ville es Renauds, Grouville. R.74/2007.  
Presented: 18th July 2007.  
*Minister for Treasury and Resources.*

### **Notification of lodged propositions**

Draft Public Elections (Amendment No. 2) (Jersey) Law 200. P.94/2007.  
Lodged: 18th July 2007.  
*Privileges and Procedures Committee.*

### **Withdrawal of lodged propositions**

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 –

Code of Practice for Scrutiny Panels and the Public Accounts Committee. P.77/2007.  
Lodged: 5th June 2007.  
*Chairmen’s Committee.*

### **Adjournment**

THE STATES rejected a proposition of Senator Frank Harrison Walker that the meeting be adjourned at 11.05 a.m. until 2 p.m., in order to enable members to attend the funeral of former Deputy Leslie Ernest Le Ruez

Members present voted as follows –

#### **POUR: 21**

Senator L. Norman  
Senator F.H. Walker  
Senator T.A. Le Sueur  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator F.E. Cohen  
Connétable of St. Mary  
Connétable of St. Peter  
Connétable of St. Helier  
Connétable of Trinity  
Connétable of St. Martin  
Deputy A. Breckon (S)  
Deputy C.J. Scott Warren (S)  
  
Deputy of St. Peter  
Deputy G.W.J. de Faye (H)  
Deputy J.A.N. Le Fondré (L)  
Deputy D.W. Mezbourian

#### **CONTRE: 25**

Senator S. Syvret  
Senator M.E. Vibert  
Senator B.E. Shenton  
Senator J.L. Perchard  
Connétable of St. Clement  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. John  
Deputy R.C. Duhamel (S)  
Deputy J.J. Huet (H)  
Deputy of St. Martin  
Deputy G.C.L. Baudains (C)  
Deputy P.N. Troy (B)  
Deputy R.G. Le Hérissier (S)  
Deputy J.B. Fox (H)  
Deputy J.A. Martin (H)

#### **ABSTAIN:**

(L)	Deputy G.P. Southern (H)
Deputy S. Pitman (H)	Deputy S.C. Ferguson (B)
Deputy K.C. Lewis (S)	Deputy P.J.D. Ryan (H)
Deputy I.J. Gorst (C)	Deputy of Grouville
Deputy of St. Mary	Deputy J.A. Hilton (H)
	Deputy P.V.F. Le Claire (H)
	Deputy S.S.P.A. Power (B)
	Deputy A.J.D. Maclean (H)
	Deputy of St. John

**Composition of the States: revised structure and referendum – P.75/2007**

THE STATES resumed consideration of a proposition of the Privileges and Procedures Committee concerning proposed revisions to the structure and composition of the States and rejected an amendment of Deputy Gerard Clifford Lemmens Baudains of St. Clement that–

(1) For sub-paragraph (a)(ii) there should be substituted the following sub-paragraph –

“(ii) 36 Deputies elected as at present on a Parish or constituency basis;”.

(2) For sub-paragraph (d)(i) there should be substituted the following sub-paragraph –

“(i) “proposals on the distribution of the 36 Deputies’ seats to ensure an allocation of seats across the 12 Parishes that is as equitable as possible;”.

Members present voted as follows –

**POUR: 15**

Senator L. Norman  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. John  
 Deputy R.C. Duhamel (S)  
 Deputy A. Breckon (S)  
 Deputy J.J. Huet (H)  
 Deputy G.C.L. Baudains (C)  
 Deputy C.J. Scott Warren (S)  
 Deputy S.C. Ferguson (B)  
 Deputy of St. Ouen  
 Deputy P.V.F. Le Claire (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy D.W. Mezbourian  
 (L)  
 Deputy I.J. Gorst (C)

**CONTRE: 27**

Senator S. Syvret  
 Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator M.E. Vibert  
 Senator P.F.C. Ozouf  
 Senator T.J. Le Main  
 Senator B.E. Shenton  
 Senator F.E. Cohen  
 Senator J.L. Perchard  
 Connétable of St. Clement  
 Connétable of St. Helier  
 Connétable of Grouville  
 Deputy of St. Martin  
  
 Deputy P.N. Troy (B)  
 Deputy R.G. Le Hérisssier  
 (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy P.J.D. Ryan (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy G.W.J. de Faye (H)  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)

**ABSTAIN: 0**

Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)  
Deputy of St. John

THE STATES, adopting an amendment of Deputy Geoffrey Peter Southern of St. Helier, agreed that after paragraph (b) there should be inserted the following new paragraph and the remainder renumbered accordingly–

“(c) to charge the Privileges and Procedures Committee, in conjunction with the Comité des Connétables, to conduct a thorough review of the electoral register and the voter registration process and to report to the States with recommendations to ensure the accuracy of the register by 2010 at the latest;”.

Members present voted as follows –

**POUR: 35**

**CONTRE: 1**

**ABSTAIN: 0**

Senator S. Syvret  
Senator L. Norman  
Senator P.F. Routier  
Senator M.E. Vibert  
Senator P.F.C. Ozouf  
Senator B.E. Shenton  
Senator J.L. Perchard  
Connétable of St. Clement  
Connétable of St. Helier  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. John  
Deputy R.C. Duhamel (S)  
Deputy A. Breckon (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 G.P. Southern (H)  
Deputy S.C. Ferguson (B)  
Deputy of St. Ouen  
Deputy P.J.D. Ryan (H)  
Deputy of Grouville  
Deputy J.A. Hilton (H)  
Deputy G.W.J. de Faye (H)  
Deputy P.V.F. Le Claire (H)  
Deputy J.A.N. Le Fondré (L)  
Deputy D.W. Mezbourian (L)  
Deputy S.S.P.A. Power (B)  
Deputy S. Pitman (H)  
Deputy A.J.D. Maclean (H)  
Deputy of St. John  
Deputy I.J. Gorst (C)

Deputy K.C. Lewis (S)

THE STATES rejected an amendment of Deputy John Alexander Nicholas Le Fondré of St. Lawrence concernin proposed revisions to the structure and composition of the States, and rejected the proposal that in paragraph (c)

for the word “voting” there be substituted the words “eligible to vote”.

Members present voted as follows –

**POUR: 10**

Senator P.F.C. Ozouf  
Connétable of St. Brelade  
Connétable of St. John  
Deputy J.J. Huet (H)  
Deputy S.C. Ferguson (B)  
Deputy P.J.D. Ryan (H)  
Deputy G.W.J. de Faye (H)  
Deputy J.A.N. Le Fondré (L)  
Deputy of St. John  
Deputy I.J. Gorst (C)

**CONTRE: 35**

Senator S. Syvret  
Senator L. Norman  
Senator F.H. Walker  
Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator M.E. Vibert  
Senator B.E. Shenton  
Senator J.L. Perchard  
Connétable of St. Mary  
Connétable of St. Peter  
Connétable of St. Clement  
Connétable of St. Helier  
Connétable of Grouville  
Connétable of St. Martin  
Deputy R.C. Duhamel (S)  
Deputy A. Breckon (S)  
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 G.P. Southern (H)  
Deputy of St. Ouen  
Deputy of Grouville  
Deputy of St. Peter  
Deputy J.A. Hilton (H)  
Deputy P.V.F. Le Claire (H)  
Deputy D.W. Mezbourian  
(L)  
Deputy of Trinity  
Deputy S.S.P.A. Power (B)  
Deputy S. Pitman (H)  
Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)  
Deputy of St. Mary

**ABSTAIN: 0**

THE STATES, adopting an amendment of Deputy Geoffrey Peter Southern of St. Helier, agreed that in paragraph (e) for the words “consult as appropriate with Ministers and” there should be substituted the words “consult as appropriate with all members and”.

THE STATES rejected the proposition of the Privileges and Procedures Committee, as amended, that –

- (a) the current composition of the States should be amended and that, from 2011, the elected membership of the States should be –
  - (i) the 12 Parish Connétables;
  - (ii) 36 other members, to be known as Deputies, elected in 6 new large electoral districts;

- (b) from 2011 all 48 members of the States should be elected on a single general election day and for a common term of office of 4 years;
- (c) the Privileges and Procedures Committee , in conjunction with the Comité des Connétables, should be charged to conduct a thorough review of the electoral register and the voter registration process and to report to the States with recommendations to ensure the accuracy of the register by 2010 at the latest;
- (d) the reform proposals set out in paragraphs (a) and (b) above should be submitted to the electorate in a referendum to be held as soon as practicable and that they should not be pursued unless supported by a majority of those voting in the referendum;
- (e) the Privileges and Procedures Committee should be charged to bring forward for approval by the States –
  - (i) proposals regarding the precise boundaries and size of the proposed 6 large electoral districts; and
  - (ii) legislation to give effect to the changes with appropriate transitional arrangements including, in particular, reducing the term of office of the 6 Senators to be elected in 2008 from 6 years to 3 years and ensuring that the terms of office of all Parish Connétables are managed to conclude on the single general election day in 2011.
- (f) the Privileges and Procedures Committee should be charged to consult as appropriate with all members and report to the States with recommendations on the feasibility of holding elections for the States in the Spring or early Summer;
- (g) the Privileges and Procedures Committee should be charged to undertake research on the merits of alternative methods of voting to replace the current ‘first past the post’ system and to report to the States with recommendations.

Members present voted as follows –

**POUR: 21**

Senator L. Norman  
 Senator F.H. Walker  
 Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator M.E. Vibert  
 Connétable of St. Clement  
 Connétable of St. Helier  
 Deputy A. Breckon (S)  
 Deputy P.N. Troy (B)  
 Deputy R.G. Le Hérisssier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy S.C. Ferguson (B)  
 Deputy of St. Ouen  
 Deputy J.A. Hilton (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy of St. John  
 Deputy of St. Mary

**CONTRE: 26**

Senator S. Syvret  
 Senator P.F.C. Ozouf  
 Senator B.E. Shenton  
 Senator F.E. Cohen  
 Senator J.L. Perchard  
 Connétable of St. Mary  
 Connétable of St. Peter  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. John  
 Deputy R.C. Duhamel (S)  
 Deputy J.J. Huet (H)  
 Deputy of St. Martin  
 Deputy G.C.L. Baudains (C)  
 Deputy P.J.D. Ryan (H)  
 Deputy of Grouville  
 Deputy of St. Peter  
 Deputy G.W.J. de Faye (H)  
 Deputy J.A.N. Le Fondré (L)

**ABSTAIN: 0**

Deputy D.W. Mezbourian  
(L)  
Deputy of Trinity  
Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)  
Deputy I.J. Gorst (C)

### **Change of Presidency**

The Bailiff retired from the Chair during the consideration of the amendment of Deputy Gerard Clifford Baudains of St. Clement to the proposition of the Privileges and Procedures Committee concerning the Composition of the States: revised structure and referendum – (P.75/2007) and the meeting continued under the Presidency of Mr. Michael Nelson de la Haye, Greffier of the States. The Bailiff took the Chair following the lunchtime adjournment.

### **Sir Henry Brooke – welcome**

The Bailiff, on behalf of all members, welcomed Sir Henry Brooke, Executive Vice-President of the Commonwealth Magistrates' and Judges' Association and a retired judge of the Court of Appeal of England and Wales, who was present in the public gallery.

### **Composition of the States: referendum – P.86/2007**

THE STATES commenced consideration of paragraphs (a) to (e) of a proposition of Senator James Leslie Perchard concerning the holding of a referendum to determine the future composition of the States, paragraph (f) having been withdrawn as a consequence of the decision of the States to reject the proposition of the Privileges and Procedures Committee concerning the Composition and Election of the States: revised structure and referendum (P.75/2007).

### **Adjournment**

THE STATES adjourned, and agreed to reconvene on Thursday 19th July 2007 to continue consideration of the Composition of the States: referendum (P.86/2007) and the outstanding items of public business.

THE STATES rose at 5.32 p.m.

**A.H. HARRIS**

*Deputy Greffier of the States*