

**THE STATES assembled on Thursday  
19th 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 9.50 a.m.)  
Senator Wendy Kinnard – ill  
Senator Michael Edward Vibert – excused  
Senator Terence John Le Main– en défaut (défaut raised at 9.40 a.m.)  
Senator Frederick Ellyer Cohen – en défaut (défaut raised at 9.50 a.m.)  
Connétable Kenneth Priaulx Vibert of St. Ouen– en défaut  
Connétable Kenneth Alan Le Brun of St. Mary– en défaut (défaut raised at 9.50 a.m.)  
Connétable Alan Simon Crowcroft of St. Helier– en défaut (défaut raised at 10.59 a.m.)  
Connétable Geoffrey William Fisher of St. Lawrence– en défaut  
Deputy Celia Joyce Scott Warren of St. Saviour– ill  
Deputy Sarah Craig Ferguson of St. Brelade– en défaut (défaut raised at 9.50 a.m.)  
Deputy Anne Enid Pryke of Trinity – ill

Prayers read by the Greffier of the States

**Connétable Philip Francis Ozouf of St. Saviour– welcome back/retirement**

The Bailiff welcomed the Connétable of St. Saviour back to the Assembly following a period of absence through ill-health. He paid tribute to the Connétable's courage and fortitude in dealing with his illness and, referring to his impending retirement, thanked him on behalf of the States for his services to the Island over many years and conveyed to him the best wishes of the Assembly for his retirement.

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

THE STATES, having resumed consideration of a proposition of Senator James Leslie Perchard concerning holding a referendum on the composition of the States, rejected the proposition of Deputy Paul Vincent Francis Le Claire of St. Helier that, in accordance with Standing Order 85(1), the States should move to consideration of the next item of business on the Order Paper.

Members present voted as follows –

**POUR: 13**

Connétable of Trinity  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. Martin  
Connétable of St. John  
Deputy R.C. Duhamel (S)  
Deputy A. Breckon (S)  
Deputy G.W.J. de Faye (H)  
Deputy P.V.F. Le Claire (H)

**CONTRE: 29**

Senator S. Syvret  
Senator L. Norman  
Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator B.E. Shenton  
Senator F.E. Cohen  
Senator J.L. Perchard

**ABSTAIN: 0**

Deputy J.A.N. Le Fondré (L)	Connétable of St. Saviour
Deputy S.S.P.A. Power (B)	Connétable of St. Mary
Deputy A.J.D. Maclean (H)	Connétable of St. Peter
Deputy of St. Mary	Connétable of St. Clement
	Deputy J.J. Huet (H)
	Deputy of St. Martin
	Deputy G.C.L. Baudains (C)
	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 of St. Ouen
	Deputy P.J.D. Ryan (H)
	Deputy of Grouville
	Deputy J.A. Hilton (H)
	Deputy D.W. Mezbourian (L)
	Deputy S. Pitman (H)
	Deputy K.C. Lewis (S)
	Deputy I.J. Gorst (C)

THE STATES rejected a proposition of Senator James Leslie Perchard that –

- (a) a referendum should be held to seek the views of the electorate on 4 options for the future composition of the States, namely –
  - (i) an Assembly comprised of the 12 Connétables and 36 Deputies elected on a Parish or constituency basis;
  - (ii) an Assembly comprised of the 12 Connétables and 36 Deputies elected in 6 new large electoral districts;
  - (iii) an Assembly comprised of 12 Senators elected on an Island-wide basis and 36 Deputies elected on a Parish or constituency basis;
  - (iv) an Assembly comprised of 48 Deputies elected on a Parish or constituency basis;
- (b) the Privileges and Procedures Committee should be charged to bring forward for approval by the States, at least 2 months before a referendum is held in accordance with paragraph (a)–
  - (i) proposals regarding the precise boundaries and size of the proposed 6 large electoral districts;
  - (ii) proposals on the distribution of Deputies' seats to ensure an allocation of seats across the 12 Parishes that is as equitable as possible;
- (c) no proposals asking the States to agree the categories of membership of the Assembly should be debated until the result of the referendum referred to in paragraphs (a) and (b) above is known;
- (d) the Privileges and Procedures Committee should be charged to bring forward for approval the necessary Act under the Referendum (Jersey) Law 2002 to enable the referendum to be held as soon as practicable;
- (e) as soon as reasonably practicable, 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.

Members present voted as follows –

**POUR: 13**

Senator L. Norman  
Senator P.F. Routier  
Senator J.L. Perchard  
Deputy A. Breckon (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)  
Deputy J.A. Hilton (H)  
Deputy S.S.P.A. Power (B)

**CONTRE: 32**

Senator S. Syvret  
Senator F.H. Walker  
Senator T.A. Le Sueur  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator B.E. Shenton  
Senator F.E. Cohen  
Connétable of St. Saviour  
Connétable of St. Mary  
Connétable of St. Peter  
Connétable of St. Clement  
Connétable of Trinity  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. Martin  
Connétable of St. John  
Deputy R.C. Duhamel (S)  
Deputy G.P. Southern (H)  
Deputy S.C. Ferguson (B)  
Deputy of St. Ouen  
Deputy P.J.D. Ryan (H)  
Deputy of Grouville  
Deputy of St. Peter  
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. Pitman (H)  
Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)  
Deputy I.J. Gorst (C)  
Deputy of St. Mary

**ABSTAIN: 0**

**Composition and Election of the States Assembly: election for Connétables – P.54/2007  
Comments**

THE STATES, adopting a proposition of the Comité des Connétables –

- (a) agreed that the 12 parish Connétables should all be elected on a single election day –
  - (i) for a term of office of 4 years;
  - (ii) with the first such election to take place in the autumn of 2008;
  - (iii) on a day that is neither an election day for Senators nor Deputies under the States of Jersey Law 2005;
- (b) requested the Privileges and Procedures Committee to bring forward for approval the necessary legislation to give effect to the proposal including appropriate transitional arrangements to ensure that all 12 Connétables can be elected on a single election day by December 2008 at the latest.

Members present voted as follows –

**POUR: 35**

Senator S. Syvret  
Senator T.A. Le Sueur  
Senator P.F. Routier  
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. Saviour  
Connétable of St. Mary  
Connétable of St. Peter  
Connétable of St. Clement  
Connétable of St. Helier  
Connétable of Trinity  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. Martin  
Connétable of St. John  
Deputy R.C. Duhamel (S)  
Deputy A. Breckon (S)  
Deputy P.N. Troy (B)  
Deputy R.G. Le Hérisier (S)  
Deputy J.B. Fox (H)  
Deputy S.C. Ferguson (B)  
Deputy of St. Ouen  
Deputy of Grouville  
Deputy of St. Peter  
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 S.S.P.A. Power (B)  
Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)  
Deputy I.J. Gorst (C)

**CONTRE: 12**

Senator L. Norman  
Senator F.H. Walker  
Deputy J.J. Huet (H)  
Deputy of St. Martin  
Deputy G.C.L. Baudains (C)  
Deputy J.A. Martin (H)  
Deputy G.P. Southern (H)  
Deputy P.J.D. Ryan (H)  
Deputy D.W. Mezbourian  
(L)  
Deputy S. Pitman (H)  
Deputy of St. John  
Deputy of St. Mary

**ABSTAIN: 0**

**La Carrière redevelopment and rock face stabilisation works – P.78/2007**

THE STATES, adopting a proposition of the Minister for Housing –

- (a) authorised the Public to enter into contracts or deeds of arrangement with the owners of various properties forming parts of the northern, western and southern boundaries of La Carrière Estate, Grands Vaux, St. Helier; in order to redefine those boundaries prior to the stabilisation of the rock face;
- (b) agreed rights of access to undertake the stabilisation works, with the Public being responsible for any costs associated with enclosing any of the boundaries and all resultant legal fees;
- (c) authorised the Attorney General and the Greffier of the States to pass the necessary contracts on behalf of the Public of the Island.

## **Change of Presidency**

The Bailiff retired from the Chair during consideration of La Carrière redevelopment and rock face stabilisation works (P.78/2007) and the Greffier of the States, Mr. Michael Nelson de la Haye, presided for the duration of this item.

## **Draft Financial Services (Amendment of Law) (Jersey) Regulations 200- P.79/2007**

THE STATES, in pursuance of Article 4 of the Financial Services (Jersey) Law 1998, made Regulations entitled the Financial Services (Amendment of Law) (Jersey) Regulations 2007.

## **Jersey Financial Services Commission: appointment of Commissioner – P.88/2007**

THE STATES commenced consideration of a proposition of the Minister for Economic Development concerning the appointment of a Commissioner to the Jersey Financial Services Commission and, in accordance with Articles 3 and 4 of the Financial Services Commission (Jersey) Law 1998, relating to the appointment of Commissioners, and the provisions of Standing Order 82 relating to arrangements for conducting business in camera, the Presiding Officer ordered all strangers to withdraw from the precincts of the States and the doors of the Chamber to be closed.

THE STATES, having concluded the debate in camera, and, in accordance with the provisions of Standing Order 82(3) requiring them to vote in public session, adopted the proposition of the Minister for Economic Development that, in pursuance of Article 3 of the Financial Services Commission (Jersey) Law 1998, Sir Nigel Wicks be appointed as a Commissioner of the Jersey Financial Services Commission for a period of 3 years.

Senator Ben Edward Shenton, in accordance with the provisions of Standing Order 106(b), declared an interest and withdrew from the Chamber during consideration of this matter.

## **Arrangement of public business for future meetings**

THE STATES adopted a proposition of Deputy Alan Breckon of St. Saviour that the Annual Business Plan 2008 should be considered at a continuation meeting on 18th September 2007.

Members present voted as follows –

### **POUR: 28**

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  
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 R.G. Le Hérisser (S)  
Deputy J.B. Fox (H)

### **CONTRE: 18**

Senator S. Syvret  
Senator L. Norman  
Senator F.H. Walker  
Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator F.E. Cohen  
Connétable of St. Saviour  
Connétable of Trinity  
Connétable of St. Brelade  
Deputy of St. Martin  
Deputy P.N. Troy (B)  
Deputy P.J.D. Ryan (H)

### **ABSTAIN: 0**

Deputy J.A. Martin (H)  
Deputy G.P. Southern (H)  
Deputy S.C. Ferguson (B)  
Deputy of St. Ouen  
Deputy of Grouville  
Deputy of St. Peter  
Deputy G.W.J. de Faye (H)  
Deputy P.V.F. Le Claire (H)  
Deputy D.W. Mezbourian  
(L)  
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

Deputy J.A. Hilton (H)  
Deputy J.A.N. Le Fondré (L)  
Deputy of St. John  
Deputy I.J. Gorst (C)

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) –

**11th September 2007**

School Milk and Milk at a Reduced Rate: continued provision. P.45/2007.  
Lodged: 27th March 2007.  
*Deputy G.P. Southern of St. Helier.*

School Milk and Milk at a Reduced Rate: continued provision (P.45/2007) – P.45/2007. Amd.  
amendment.  
Lodged: 3rd July 2007.  
*Council of Ministers.*

Draft Amendment (No. 7) of the Standing Orders of the States of Jersey. P.80/2007.  
Lodged: 7th June 2007.  
*Deputy G.P. Southern of St. Helier.*

Draft Amendment (No. 7) of the Standing Orders of the States of Jersey P.80/2007. Com.  
(P.80/2007): comments.  
Presented: 29th June 2007.  
*Privileges and Procedures Committee.*

Draft Main Roads (Classification) (Amendment No. 28) (Jersey) Act 200. P.82/2007.  
Lodged: 14th June 2007.  
*Minister for Transport and Technical Services.*

Draft Health Care (Registration) (Amendment No. 3) (Jersey) Regulations 200. P.83/2007.  
Lodged: 14th June 2007.  
*Minister for Health and Social Services.*

Winter Fuel Payment. P.89/2007.  
Lodged: 4th July 2007.  
*Council of Ministers.*

Winter Fuel Payment (P.89/2007): amendment. P.89/2007. Amd.  
Lodged: 16th July 2007.  
*Council of Ministers.*

Winter Fuel Payment (P.89/2007): second amendment. P.89/2007. Amd.  
Lodged: 17th July 2007. (2)  
*Senator B.E. Shenton.*

**18th September 2007** (continuation of meeting of 11th September 2007)

Annual Business Plan 2008. P.93/2007.  
Lodged: 17th July 2007.  
*Chief Minister.*

**25th September 2007**

Draft High Hedges (Jersey) Law 200-. P.51/2007.  
Lodged: 13th April 2007.  
*Minister for Planning and Environment.*

Draft High Hedges (Jersey) Law 200- (P.51/2007): Amendments. P.51/2007. Amd.  
Lodged: 19th June 2007.  
*Deputy A.J.H. Maclean of St. Helier.*

Retail Strategy: Impact Assessment. P.84/2007.  
Lodged: 18th June 2007.  
*Economic Affairs Scrutiny Panel.*

Draft Road Traffic (No. 58) (Jersey) Regulations 200. P.87/2007.  
Lodged: 25th June 2007.  
*Minister for Transport and Technical Services.*

Draft Income Support (Jersey) Regulations 200-. P.90/2007.  
Lodged: 12th July 2007.  
*Minister for Social Security.*

Draft Income Support (Special Payments) (Jersey) Regulations 200-. P.91/2007.  
Lodged: 12th July 2007.  
*Minister for Social Security.*

Chief Minister election: advance notice of intention to stand. P.92/2007.  
Lodged: 13th July 2007.  
*Deputy S. Pitman of St. Helier.*

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

**Personal statements**

*(see Official Report)*

The Connétable of St. Saviour made a statement regarding his impending retirement from the States and thanked all members for their assistance during his service to the States.

THE STATES rose at 12.45 p.m.

**M.N. DE LA HAYE**

*Greffier of the States*