

STATES OF JERSEY



DRAFT HOWARD DAVIS FARM (ABROGATION OF COVENANT) (AMENDMENT OF LAW) (JERSEY) REGULATIONS 201- (P.67/2010): ADDENDUM TO REPORT – LETTERS OF SUPPORT

**Presented to the States on 14th July 2010
by the Minister for Treasury and Resources**

STATES GREFFE

ADDENDUM TO REPORT

LETTERS OF SUPPORT

Further to the 'Draft Howard Davis Farm (Abrogation of Covenant) (Amendment of Law) (Jersey) Regulations 201-', (P.67/2010) lodged *au Greffe* on 28th May 2010, correspondence in support of the proposal has been collated from the various interested parties.

The key items of correspondence are attached at the Appendix.

The attached correspondence includes a letter from Mrs. Aylwen Lyddell on behalf of the Davis family dated 17th June 2010, which confirms the family's agreement to the Proposition, subject to certain conditions. Jersey Property Holdings has confirmed to the family and the Howard Davis Farm Trust that these conditions are acceptable.

APPENDIX

Letters of support:

1. Letter from the Connétable of Trinity dated 26th May 2010.
2. Letter from Mrs. Jocelyn Butterworth of Acorn Enterprises dated 4th June 2010.
3. Letter from the Minister for Social Security dated 10th June 2010.
4. Letter from Mrs. Aylwen Lyddell on behalf of the Davis family dated 17th June 2010.¹

¹ On 14th June 2010, 4 members of the Davis family in South Africa held a conference meeting with the 4 local trustees of the Howard Davis Farm Trust. Aylwen Lyddell's letter of 17th June 2010 confirms the outcome of that meeting.



PARISH OF TRINITY

Trinity Parish Hall, Jersey, C.I. JE3 5JB

Tel: 01534 865345

Fax: 01534 864233

Our ref: JLeSG/nsn/11

26th May 2010

Mr P Ahier
Principal Property manager
Jersey Property Holdings
23 Hill Street
St Helier
JE2 4UA

JPH			
File: 0845			
28 MAY 2010			
1... PA ✓		3... JLeF	
Circulation			
2... DF		4.....	

Dear Philip

Re: Howard Davis Farm – Incinerator & Proposed JSPCA Pet Cremator

I write to confirm that since the new incinerator was installed some 18 or so months ago, the Parish has received no calls concerning smells or odours being discharged in the area. At the outset some neighbours did air their concerns of it being placed near to the Acorn Development. However, I am pleased to inform you that I have spoken to those concerned and they are now happy that it becomes permanent on the site.

I am also glad that you have the support of Acorn Enterprises, as they will benefit financially if it is not moved and this will benefit all those who work there.

I am fully supportive of (a) allowing the incinerator to remain, but tied to Acorn Enterprises continued use of the site and (b) the potential for the JSPCA cremator to be relocated to a building adjacent to the incinerator.

Could you please inform me when the plans for (b) are drawn up so that I am fully informed of the proposed position.

Kind regards.

J Le S Gallichan
Connétable



Jersey Employment Trust
workforce solutions

Acorn Enterprises

4th June 2010

Deputy J. Le Fondre
Number 3 Avenue Petit Felard
Mont Felard
St Lawrence JE3 1JE

JPH	
File:	0845
- 4 JUN 2010	
Circulation	1 PA 3 JLF
	2 DF 4

Dear Deputy Le Fondre

Re: Plans to redevelop Acorn Premises

I am pleased to be able to write to you on behalf of Acorn Enterprises. As you are aware Acorn Enterprises is the trading name for our horticultural training services that comes under the auspices of The Jersey Employment Trust (JET). Acorn is a key component of JET that provides employment training and support to people with disabilities.

I am aware that Stephen Platt the Chair of Trustees for JET has already sent correspondence on behalf of the board of trustees, confirming their agreement to the plans that have been put forward by Property Holdings. I am happy to add to this, by explaining some of the benefits that this development will provide to enhance the service we provide to people with disabilities.

These plans will enable funds totalling £1,147,000, to be made available to the trust, enabling us to redevelop the site that Acorn Enterprises occupies. This will include a new purpose built training facility and replacement polythene-tunnel. This will not only directly benefit all our existing clients but also enable us to expand our operations on this site enabling the trust to provide services to more people with disabilities.

The new building will contain much needed training rooms, workshop space, modern rest rooms and canteen facilities to replace the current dilapidated buildings which have fallen into such an awful state of disrepair.

I am confident that this improved facility will be something that the States of Jersey, the Davis Family and the Jersey Employment Trust will be proud of in the years to come and I am happy to be able to support the plans.

Yours sincerely

Jocelyn Butterworth
Executive Officer
The Jersey Employment Trust

The Jersey Employment Trust
The Oakfield Building
La Rue du Froid Vent
St Saviour, Jersey JE2 7LJ

Tel: 01534 788900 Fax: 01534 788901

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Social Security Department

Minister

P.O. Box 55, La Motte Street,
St. Helier, Jersey, JE4 8PE
Tel: +44 (0)1534 445505
Fax: +44 (0)1534 445525

Mr D Flowers
Director of Jersey Property Holdings
23 Hill Street
St Helier
JE2 4UA

J P H	
File:	OBAS
10 JUN 2010	
Circulation	1 PA - 3 JLF
	2 DF 4 10 June 2010

Our ref: POL100139(A) (4.1.7)

Dear David

Howard Davis Farm – Incinerator and Proposed JSPCA pet Cremator

I write in connection with the proposal to amend the 'Howard Davis Farm Abrogation of Covenant (Jersey) Law 2008' to:

- (a). allow the existing incinerator to remain on site, but tied to Acorn Industries' continued use of its site, and
- (b). the potential for the JSPCA cremator to be located in a building adjacent to the TTS unit and also tied to Acorn Industries' continued occupation,

as per P67/2010 lodged au Greffe on 28 May and due for debate on 19 July.

I confirm that in my capacity as Minister for Social Security with an interest in the Jersey Employment Trust (operating as Workforce Solutions/Acorn Industries), I am supportive of this proposal. The funding which was originally set aside to relocate the incinerator can now be used to construct Acorn a new building and associated works on its site as approved by the Planning Minister on 06 May 2010. However, this is all subject to the approval of the proposition, which I understand you wish to supplement (prior to the debate) with letters of support from all parties concerned.

The new facilities will be of significant benefit to Acorn and the work undertaken by the adults under its care. I therefore support the incinerator remaining on site, with the release of funding to provide much needed new facilities for Acorn Industries and am very grateful for the constructive proposals which have brought us to the current position for the benefit of all parties concerned.

Yours sincerely



**Deputy Ian Gorst
Minister**

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17 June 2010

Deputy John Le Fondre

Jersey Property Holdings Limited.
23 Hill Street
St Helier
Jersey
JE2 4UA

JPH			
File: <u>OB45</u>			
29 JUN 2010			
Circulation			
1	<u>PA</u>	3	<u>JLF</u>
2	<u>DF</u>	4	

Dear John

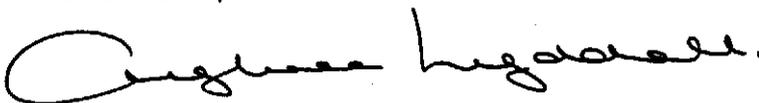
Thank you for your letter dated 11 June.

As you know, we have been very concerned at the change from the original commitment to remove the animal incinerator within the two year period. But I have now discussed the subject with the family and the trustees of the Jersey trust and I am pleased to let you know that the family is willing to support the change to the Abrogation law on three conditions:

- A. That both incinerators are granted new leases for exactly the 25 year period that will cover the proposed new lease to Acorn.
- B. The new leases for the incinerators are at full market rent.
- C. Both these leases contain a "break" clause stipulating that, should Acorn ever leave the site before the end of their 25 year lease, the incinerators would also be moved out within two years.

We are happy to leave you to discuss the detailed agreements on the leases and rentals with Paul and Richard. Please forward to them the draft leases for Acorn and both incinerators, including the TTS shed as soon as you have them.

Yours sincerely



Mrs Aylwen Lyddell