

# STATES OF JERSEY ORDER PAPER

Tuesday, 25th June 2002

**A. COMMUNICATIONS BY THE BAILIFF**

**B. TABLING OF SUBORDINATE LEGISLATION**

*(Explanatory note attached)*

Island Planning (Designation of Sites of Special Interest)  
(No. 7) (Jersey) Order 2002. R & O 57/2002.  
*Planning and Environment Committee.*

**C. MATTERS RELATING TO COMMITTEE MEMBERSHIP**

**D. PRESENTATION OF PAPERS**

**(a) Papers for information**

**Matters presented under Standing Order 6A(1)(a)**

Island Plan (P.69/2002): second P.69/2002.  
amendments (P.69/2002 Amd(2)) – Amd(2)Com  
comments.  
*Planning and Environment Committee.*

Draft Sea Fisheries (Amendment) (Jersey) P.95/2002. Com  
Law 200- (P.95/2002) - comments.  
*Human Resources Committee*

Office of Fair Trading: establishment. P.97/2002. Com  
(P.97/2002) - comments  
*Human Resources Committee*

Manpower report for the period 1st October 2001 to 31st December 2001. R.C.23/2002.  
*Industries Committee.*

States of Jersey Audit Commission: annual report for 2001.  
*Finance and Economics Committee.*

Jersey Telecom: annual report and accounts 2001.  
*Telecommunications Board.*

**Matters presented under Standing Order 6A(1)(b)**

**(b) Notification of Standing Order decisions**

19th June 2002

Decisions under delegated functions.  
*Finance and Economics Committee.*

**(c) Notification of acceptance of tenders**

**(d) Papers to be lodged “au Greffe” under Standing Order 17A(1)(a)**

Island Plan (P.69/2002): fourth P.69/2002.  
amendments. Amd.(4)  
*Senator L. Norman.*

Island Plan (P.69/2002): fifth P.69/2002.  
amendments. Amd.(5)  
*Connétable of St. Brelade.*

Island Plan (P.69/2002): sixth P.69/2002.  
amendments. Amd.(6)  
*Deputy of St. Martin.*

Island Plan (P.69/2002): seventh P.69/2002.  
amendments. Amd.(7)  
*Planning and Environment Committee.*

- (e) **Notification of Papers lodged “au Greffe” under Standing Order 17A(1)(b)**
- (f) **Papers for consideration by the States in Committee under Standing Order 38A**

**E. STATEMENTS AND PROPOSITIONS RELATING TO THE ARRANGEMENT OF PUBLIC BUSINESS AT THIS OR ANY SUBSEQUENT MEETING**

THE STATES are asked to agree that the following matters lodged ‘au Greffe’ be considered at their next meeting on 2nd July 2002 -

Housing Committee Strategic Policy P.2/2002.  
Report 2002 - 2006.  
Presented: 8th January 2002.  
*Housing Committee.*

Housing Committee Strategic Policy P.2/2002. Com.  
Report 2002 - 2006 (P.2/2002): comments.  
Presented: 5th February 2002.  
*Finance and Economics Committee.*

Housing Committee Strategic Policy P.2/2002. Com.  
Report 2002 - 2006 (P.2/2002): comments. (2)  
Presented: 11th June 2002.  
*Human Resources Committee.*

Housing Committee Strategic Policy P.2/2002. Amd.  
Report 2002 - 2006 (P.2/2002);  
amendment.  
Lodged: 23rd April 2002.  
*Senator C. Stein.*

Housing Committee Strategic Policy P.2/2002.  
Report 2002 - 2006 (P.2/2002); Amd.Com.  
amendment (P.2/2002 Amd.)- comments.  
Presented: 11th June 2002.  
*Human Resources Committee.*

Housing Committee Strategic Policy P.2/2002. Amd.  
Report 2002-2006 (P.2/2002); second (2)  
amendment.  
Lodged: 14th May 2002.  
*Deputy J.A. Martin of St. Helier.*

Housing Committee Strategic Policy P.2/2002. Amd.  
Report 2002 - 2006 (P.2/2002): second (2) Com.  
amendment (P.2/2002 Amd.(2))-  
comments.  
Presented: 28th May 2002.  
*Housing Committee.*

Housing Committee Strategic Policy P.2/2002. Amd.  
Report 2002 - 2006 (P.2/2002): second (2) Com.(2)  
amendment (P.2/2002 Amd.(2))-  
comments.  
Presented: 11th June 2002.  
*Human Resources Committee.*

Bonne Nuit packaged sewage treatment P.105/2002.  
plant: purchase of land.  
Lodged: 18th June 2002  
*Public Services Committee.*

Draft States of Jersey (Amendment No. 8) P.106/2002.  
Law 200-  
Lodged: 18th June 2002  
*Legislation Committee.*

Draft Air Transport Permits (Amendment) P.108/2002.  
(Jersey) Law 200-  
Lodged: 18th June 2002  
*Jersey Transport Authority.*

**F. PRESENTATION OF PETITIONS**

**G. QUESTIONS**

The Deputy of St. John will ask questions of the President of the Home Affairs Committee about the cost of an advertisement for the Jersey Police Authority and the Fire and Rescue Service Annual Report.

Deputy L.J. Farnham of St. Saviour will ask question of the President of the Health and Social Services Committee about the Committee's response to the Environmental Charter.

Deputy R.G. Le Hérisier of St. Saviour will ask questions of the President of the Public Services Committee about the school bus service.

Deputy P.F.C. Ozouf of St. Helier will ask question of the President of the Health and Social Services Committee about a possible development on the Stafford Hotel site.

Deputy S.M. Baudains of St. Helier will ask questions of the President of the Housing Committee about the Jersey Homes Trust.

The Deputy of St. John will ask questions of the President of the Home Affairs Committee about the policing of the British-Irish Council summit.

**H. MATTERS OF PRIVILEGE**

**I. PERSONAL STATEMENTS**

**J. COMMITTEE STATEMENTS**

**K. PUBLIC BUSINESS**

Population Policy: provision of P.102/2002.  
information and alternative proposals.  
Lodged: 11th June 2002.  
*Senator S. Syvret.*

Jersey Potato Export Marketing Scheme P.68/2002.  
2001.  
Lodged: 14th May 2002 and referred to  
the Agriculture and Fisheries Committee.  
*Connétable of St. Helier.*

Jersey Potato Export Marketing Scheme P.68/2002. Rpt.

2001 (P.68/2002) - report.  
Presented: 18th June 2002  
*Agriculture and Fisheries Committee.*

Draft Terrorism (Jersey) Law 200- P.75/2002.  
Lodged: 14th May 2002.  
*Home Affairs Committee.*

Draft Terrorism (Jersey) Law 200- P.75/2002. Com.  
(P.75/2002): comments.  
Presented: 11th June 2002.  
*Human Resources Committee.*

Draft Terrorism (Jersey) Law 200- P.75/2002. Com.  
(P.75/2002): comments. (2)  
Presented: 11th June 2002.  
*Finance and Economics Committee.*

Draft Social Security (Amendment  
No. 16) (Jersey) Law 200.  
Lodged: 11th June 2002.  
*Employment and Social Security  
Committee.*

P.99/2002.

Draft Telecommunications (Jersey) Law  
2002 (Appointed Day) Act 200-.  
Lodged: 11th June 2002.  
*Industries Committee.*

P.103/2002.

**C.M. NEWCOMBE**

**Greffier of the States**

20th June 2002

**Explanatory Note regarding subordinate legislation tabled at this meeting.**

**R & O 57/2002**

The purpose of this Order is to designate the Odeon Cinema in Bath Street, St. Helier to be a site of special interest by reason of the special architectural, cultural and historical interests that attach to it

The Order was made on 20th June 2002 and comes into force forthwith.



**NOTIFICATION OF STANDING ORDER DECISIONS -  
FINANCE AND ECONOMICS COMMITTEE  
(delegated functions)**

19th June 2002

- (a) as recommended by the Harbours and Airport Committee, the entering into of a Deed of Arrangement, together with the Public Services Committee, with La Phare Holdings Limited in respect of Corbière Phare, St. Brelade, in relation to the boundaries between public land, administered by the Harbours and Airport Committee and the abovementioned property. The public would acquire from La Phare Holdings Limited two parcels of land for a nominal consideration of £5 each and, in turn, La Phare Holdings Limited would acquire from the public one parcel of land for a nominal consideration of £10. A new boundary line was to be created and the public's right of way over Corbière Phare was to be cancelled. New service clauses were to be implemented to cover all existing mains services (including drains) serving both properties. The cost of the production of the boundary drawings by Professional Hi-Tech Services Limited was to be shared equally between the public and La Phare Holdings Limited, with the two Committees each being required to pay £713.75 accordingly. Each party was to be responsible for the payment of its own legal expenses incurred in relation to this transaction;
- (b) as recommended by the Harbours and Airport Committee - (i) the annulment of the ground lease to British European Engineering of an area measuring 120 square feet adjacent to Gate Lounge 10, Jersey Airport; and (ii) the lease of the said area to Servisair (Jersey) Limited for a period of four years from 1st April 2002, at an annual rent of £168.48 (representing a rate of £1.40 a square foot), to be reviewed annually on 1st April in line with the Jersey Retail Price Index;
- (c) as recommended by the Harbours and Airport Committee, the lease to Spellbound Holdings Limited (trading as Hertz Rent-A-Car) of an additional room on the first floor of Alares House (designated as Airport Letting B004D), at Jersey Airport (measuring 180 square feet) for the period 1st April 2002 to 31st December 2006, at an annual rent of £2,235.60 (representing a rate of £12.42 a square foot), to be reviewed annually on 1st January throughout the term of the lease in line with the Jersey Retail Price Index. The new letting was to form an addendum to the original lease to the company and would be subject to the same terms and conditions;
- (d) as recommended by the Housing Committee, the entering into of a Deed of Arrangement with the Jersey Homes Trust in order to redefine the boundary and to exchange three strips of land situated between "Les Ronces" and No. 5 St. Clement's Road, St. Helier (the two areas of land to be acquired by the public amounted to 7.4 square metres, whilst that to be acquired by the Trust amounted to 4.6 square metres- as shown on Drawing No. 405821 prepared by Naish Waddington, architects for the project), for a total consideration of £10 each way, with each party to be responsible for its own legal costs arising from this transaction;

- (e) as recommended by the Public Services Committee, the acquisition from Cass Properties (Jersey) Limited of a strip of land (measuring 621 square feet) at Nos. 14 $\frac{1}{2}$  and 15 Union Street, St. Helier, required for road widening purposes, for the sum of £621 (representing a rate of £1 a square foot), with the public to be responsible for the vendor's reasonable legal costs arising from this transaction;
- (f) as recommended by the Public Services Committee, the assignment to Mr. Manuel Tomas Romao and Mrs. Maria Fatima Nunes Romao, née Nunes, of the remainder of the existing nine-year lease of the Howard Davis Park Tea Rooms in the name of Gabetty Limited (the current owners of the company, Mr. Gabriel de Silva Rodriguez and Mrs. Elizabeth Rodriguez, née de Freitas, who were seeking to sell-on their shares), so that the Landlord's consent might be issued by the Committee, on behalf of the public, to authorise the release of the existing guarantors and the acceptance of the new owners in respect of whom satisfactory personal, business and financial references had been obtained, on the basis that all legal fees incurred by the public in connexion with this matter would be met by the existing beneficial owners of the company;
- (g) as recommended by the Harbours and Airport Committee, the entering into of a Deed of Arrangement with Channel Islands Marine Properties Limited in order to amend the existing lease (deemed to have commenced on 8th October 1999, for a period of 21 years, in respect of land at La Collette boat maintenance park (Letting No. B3- measuring 6,563 square feet) for the purpose of constructing a self-funded marine servicing workshop, at an annual rent of £9,844.50 (representing a rate of £1.50 a square foot)), with all same terms and conditions as stated previously, in order to allow for hypothecation in favour of Barclays Bank.

## QUESTION PAPER

(See Item G)

The Deputy of St. John will ask the following questions of the President of the Home Affairs Committee -

- “1. In May 2002 advertisements for a Chairman of the Jersey Police Authority appeared in the Jersey Evening Post. Will the President advise members of the cost of these advertisements and the reason why it was found necessary for them to be so large?
2. On 28th May, the Annual Report 2001 of the States of Jersey Fire and Rescue Service was distributed to members. Will the President advise members of the cost of this publication, and explain why it was considered necessary to have this report presented in glossy format?”

Deputy L.J. Farnham of St. Saviour will ask the following question of the President of the Health and Social Services Committee -

“Would the President -

- (a) set out how the Committee reviews all its plans, programmes and services to promote conservation and the sustainable use of resources in order to comply with States policy as set out in the Environmental Charter adopted by the States on 30th April 1996?
- (b) indicate how many times since 1st January 2000 the Committee has received a report on this subject?
- (c) list specific achievements of the Committee, quantified to the extent practicable, since 1st January 2000, pursuant to the policy goal on sustainability in the Environmental Charter.”

Deputy R.G. Le Hérisier of St. Saviour will ask the following question of the President of the Public Services Committee -

“Would the President identify for members -

- (a) the revenues, costs and any subsidies granted to the School Bus service in the last three financial years
- (b) what policies are in place, or are expected to be put in place, to remedy any financial deficits in the operation of the service?”

Deputy P.F.C. Ozouf of St. Helier will ask the following question of the President of the Health and Social Services Committee -

Would the President -

- (a) confirm that a private developer has offered to provide a development linked to the hospital on the site of the Stafford Hotel in Kensington Place, which would include up to 50 beds for the elderly, together with other hospital related facilities, within two years?

- (b) confirm that he attended a presentation in the developers' offices in January 2002 when the scheme was fully described to him, and inform members whether he, or officers of the Committee, has received further information and drawings since that meeting?
- (c) inform the Assembly whether he, or one of the Committee's officers, have responded to the developer, even if only to acknowledge the existence of the proposal, since the meeting in January?
- (d) confirm whether he is aware that a developer currently holds a valid Planning Permit for the provision of self-catering on the site in question?
- (e) inform members how the Committee intends to solve the bed block problem, in what timescale, and at what capital cost, in the event that the Committee does not intend to avail itself of the potential offered by the developers of the Stafford Hotel within two years?
- (f) undertake to provide States members with a full report on the proposal for the redevelopment of the Stafford Hotel site?"

Deputy S.M. Baudains of St. Helier will ask the following questions of the President of the Housing Committee -

- “1. Would the President inform the Assembly of the total annual cost to the taxpayer of enabling the Jersey Homes Trust to provide subsidised social housing?
- 2. During supplementary questions in the States on 18th June 2002, the President stated that the Trusts had ‘the right to refuse anyone who did not deserve housing.’ Would the President explain the meaning of the word ‘deserve’ in this context?
- 3. Would the President provide an explanation as to how the Housing Committee defines ‘deserving social need’?
- 4. Given that the allocation of up to 80 per cent of accommodation within any new developments undertaken by the Trust is based on a list of ‘satisfactory tenants’ provided by the Housing Department, being persons in need of alternative accommodation more suited to their needs as a result of changed circumstances, is the President content that the Trust should base its selection principally upon the outcome of the credit checks it commissions, even in circumstances where a judgement may have been obtained as long ago as five years previously?
- 5. Is the President satisfied that the Trust takes sufficient steps to ensure that its allocation policies are not discriminatory in any way?”

The Deputy of St. John will ask the following question of the President of the Home Affairs Committee -

On the occasion of the British Irish Council Summit several

members of the honorary police who had been pre-warned that they would be required for police duty on that occasion were notified prior to the summit that they would not be required as sufficient States police officers had agreed to work additional hours to cover this event. Would the President inform the Assembly -

- (a) of the number of officers who worked additional hours on the day of the summit?
- (b) the cost in additional wages paid to all officers who were called for additional duties?
- (c) how many additional hours in police manpower were required to arrange all aspects of police work for this event including evaluation of requirements, planning the security operation, rehearsals and any other costs, prior to the summit?
- (d) the total cost to the Home Affairs budget of having to police this summit?