

THE STATES assembled on Tuesday,
1st February 1994 at 9.30 a.m. under
the Presidency of the Bailiff,
Sir Peter Crill, C.B.E.

All Members were present with the exception of -

Senator Reginald Robert Jeune - out of the
Island.
Robin Ernest Richard Rumboll, Deputy of St.
Helier - out of the Island.
Paul Francis Routier, Deputy of St.
Helier - out of the Island.

Prayers

Subordinate legislation tabled

The following enactments were laid before the
States, namely -

1. Building Loans (Prescribed Rate
of Interest) (Jersey) Order 1994. R & O
8645.
2. Public Service Vehicles
(Conditions of Fitness) (Amendment
No. 4) (Jersey) Order 1994. R & O
8646.
3. Motor Vehicles (Construction and
Use) (Amendment No. 32) (Jersey) Order
1994. R & O 8647.
4. Airport Dues (Tariff)
(Amendment) (Jersey) Order 1994. R & O
8648.

Manpower report for the period 1st January to 30th June 1993 - R.C.1

The Establishment Committee, by Act dated 13th January 1994, presented to the States the Manpower report for the public service for the period 1st January to 30th June 1993.

THE STATES ordered that the said report be printed and distributed.

Births, marriages and deaths in 1993:
Statement - R.C.2

The Etat Civil Committee, by Act dated 18th January 1994, presented to the States a statement of statistics of births, marriages and deaths registered during the year 1993.

THE STATES ordered that the said report be printed and distributed.

Housing: States rental waiting list and development programme as at 1st January 1994 - R.C.3

The Housing Committee, by Act dated 14th January 1994, presented to the States the current waiting list for States rental accommodation and the rental accommodation development programme as at 1st January 1994.

THE STATES ordered that the said report be printed and distributed.

Matters noted - land transactions

THE STATES noted an Act of the Finance and Economics Committee dated 24th January 1994, showing that in pursuance of Standing Orders relating to certain transactions in land, the Committee had approved -

- (a) as recommended by the Education Committee, the lease from Mr. Henry Bell of No. 27 Manor Close, Samarès, St. Clement, a semi-detached three-bedroom property, for a further two years to coincide with the lessee's five year contract termination date of 31st December 1995, at an annual rent

of £7,200, being an increase of 9.4 per cent over the previous three years;

- (b) as recommended by the Education Committee, a Deed of Arrangement in respect of the proposed fire escape arrangements outlined in a report, dated 21st September 1993, prepared by the Education Department, in order to allow guests at the Woodville Hotel, St. Saviour's Road, St. Helier, to have access onto land at Victoria College, on the basis that the public did not incur any costs relating to the proposal and that all access and egress points were only operable from the hotel side and would be kept locked at all times, except in cases of extreme emergency;
- (c) as recommended by the Education Committee, the lease to the Jersey Electricity Company Limited of an area within the basement of the new extension at Rouge Bouillon School for a period of 99 years, commencing 22nd November 1993, at an annual rent of £1, payable in total 10 days after completion of the lease, for the sole purpose of constructing an electricity sub-station, and the grant, free of charge, to the company of the necessary wayleave;
- (d) as recommended by the Harbours and Airport Committee, the renewal of the lease to Huelin- Renouf Shipping Limited of 280 square feet of office accommodation on the first floor of the Airport Freight Building (Letting No. B 132) for a period of three years, commencing 1st January 1994, at an annual rent of £2,000, being a rate of £7.14 a square foot, subject to annual review;
- (e) as recommended by the Harbours and Airport Committee, the lease to Channel Island Handling Limited of offices at the Albert Pier (Lettings Nos. A18 and A19) for a further period of three years, commencing 1st November 1993, at an annual rent of £4,338.04, payable six-monthly in advance and subject to annual review;

- (f) as recommended by the Harbours and Airport Committee, the lease to George Troy and Sons Limited of office accommodation on the New North Quay (Letting No. N20) for a period of three years, commencing 1st January 1994, at an annual rent of £10,502.76, payable six-monthly in advance and subject to annual review;
- (g) as recommended by the Harbours and Airport Committee, the lease to Huelin-Renouf Shipping Limited of office accommodation on the New North Quay (Letting Nos. N19 and N19A) for a period of three years, commencing 1st January 1994, at an annual rent of £10,926.58 for Letting No. N19 and £1,336.59 for Letting No. N19A, payable six-monthly in advance and subject to annual review;
- (h) as recommended by the Island Development Committee, the sale to Mrs. Rachel Margaret Jane Gillies, née Christie, of approximately 1,000 square feet of land forming part of Field No. 141, La Rue Horman, Grouville, for a consideration of £10, and the construction by Mrs. Gillies of a 1.3 metre wide pavement along the western boundary of the said Field with a granite-faced wall at the rear of the pavement; the newly constructed wall and the existing length of wall to be in the ownership of Mrs. Gillies without relief with each party being responsible for the payment of its own legal fees.

Matters lodged

The following subjects were lodged ``au Greffe" -

1. Draft Royal Court (Amendment No. 7) (Jersey) Law 1993 (Appointed Day) Act 199 - P.11/94.
Presented by the Legislation Committee.
2. Draft Policing of Roads, Parks and Sea Beaches (Application of Fines) (Amendment No. 4) (Jersey) Law 199 -

P.12/94.
Presented by the Legislation
Committee.

3. Audit Commission: appointment -
P.13/94.
Presented by the Finance and
Economics Committee.

4. Draft Motor Traffic (No. 4)
(Jersey) Regulations 199 - P.14/94.
Presented by the Defence
Committee.

5. Draft Public Service Vehicles
(Fees) (Amendment No. 4) (Jersey)
Regulations 199 - P.15/94.
Presented by the Defence
Committee.

6. Financial support for unemployed
persons - reimbursement from general
revenues (P.183/93): amendment -
P.16/94.
Presented by Deputy L. Norman of
St. Clement.

Arrangement of public business for present
meeting

THE STATES confirmed that the following subjects
lodged ``au Greffe" should be considered at the
present meeting -

Draft Regulation of Undertakings
and Development (Amendment No. 6) (Jersey)
Law 199 - P.202/93.
Lodged: 7th December 1993.
Finance and Economics Committee.

Draft Hire Cars (No. 5)
(Jersey) Regulations 199 - P.203/93.
Lodged: 7th December 1993.
Defence Committee.

Draft Public Service Vehicles (Fees)
(Amendment No. 3) (Jersey) Regulations
199 - P.204/93.
Lodged: 7th December 1993.
Defence Committee.

THE STATES acceded to the request of the
Connétable of St. John that consideration of his

proposition regarding the Parish Rates Review lodged ``au Greffe" on 24th August 1993 (P.124/93) be deferred from the present meeting to a later date.

Arrangement of business for next meeting

THE STATES confirmed that the following subjects lodged ``au Greffe" should be considered at their next meeting on 15th February 1994 -

Draft Royal Court (Amendment No. 7) (Jersey) Law 1993 (Appointed Day) Act 199 - P.11/94.
Legislation Committee.

Draft Policing of Roads, Parks and Sea Beaches (Application of Fines) (Amendment No. 4) (Jersey) Law 199 - P.12/94.
Legislation Committee.

Draft Motor Traffic (No. 4) (Jersey) Regulations 199 - P.14/94.
Defence Committee.

Draft Public Service Vehicles (Fees) (Amendment No. 4) (Jersey) Regulations 199 - P.15/94.
Defence Committee.

Field 153A, La Rue des Niemes, St. Peter: agricultural buildings in Green Zone - P.8/94.
Lodged: 18th January 1994.
Island Development Committee.

Financial support for unemployed persons: reimbursement from general revenues - P.183/93.
Lodged: 16th November 1993.
Deputy L. Norman of St. Clement.

Financial support for unemployed persons - reimbursement from general revenues (P.183/93): amendment - P.16/94.
Lodged: 1st February 1994.
Deputy L. Norman of St. Clement.

Financial support for unemployed persons - reimbursement from general revenues (P.183/93): comments of the Finance and Economics Committee - P.206/93

Lodged: 7th December 1993.
Finance and Economics
Committee.

Projets withdrawn

THE STATES noted that -

- (a) in pursuance of Standing Order 17(6)
the following subject, which was lodged
``au Greffe" had been withdrawn -

Jersey Gas Company Limited:
protection of public interest -
P.61/92.

Lodged: 28th April 1992 (and
referred to the Policy and
Resources Committee).
Senator R.J. Shenton.

- (b) the following projets, lodged ``au
Greffe" in the names of former
Members, had been withdrawn -

Income tax: legislation -
P.109/92.

Lodged: 28th July 1992 (and
referred to the Finance and
Economics Committee).
Deputy M.C. Buesnel of St.
Helier.

Commerce, Industry and
Trade: creation of new Committee -
P.82/93.

Lodged: 22nd June 1993 (and
referred to the Policy and
Resources Committee).
Deputy T.J. Jordan of St.
Brelade.

- (c) Deputy Shirley Margaret Baudains of St.
Helier had withdrawn her proposition
regarding Surgical and medical
treatment in the United Kingdom, lodged
``au Greffe" on 13th April 1993 -
P.50/93.

Island's traffic problems - questions and
answers (Tape No. 220)

Deputy Evelyn Mabel Pullin of St. Saviour asked
Deputy Dereck André Carter of St. Helier,

President of the Public Services Committee, the following questions -

- ``1. Following the report in the Jersey Evening Post in mid-December, will the President confirm that some re-organisation has taken place in the Public Services Department to enable full consideration of the Island's traffic problems to take place?
2. If so, will the President inform the States of the composition of this group and the terms of reference to which it is working?
3. In view of the Island-wide concern over traffic, what measures are being taken by this group to invite public participation?
4. Will the President indicate the time scale to which the group is working?"

The President of the Public Services Committee replied as follows -

- ``1. No. No re-organisation had yet taken place. The newspaper report referred to by the Deputy quoted me as saying `The Department would be looking at rearranging the structure slightly to take account of the new traffic responsibilities.' I consider that minor matters of structural change should take second place to Committee decisions about policy direction.
2. The Deputy may be aware from further press reports that the new Committee has taken the strategic decision to look at policies of traffic restraint, and has requested the Officers of the Public Services Department to produce recommendations as to what practical measures can be taken in this regard, with a view to producing a report and proposition - or indeed a series of propositions - for States consideration.

I anticipate that recommendations as to restructuring would form part of those recommendations. In the meantime the

Committee will work with its existing organisation, headed by the Chief Engineer of Design Services, Mr. Les Winton.

3. The consultative process has started, and will continue, by the Committee being open with the public and with the States, about not only what it is doing, but how it is thinking and what direction it is considering taking. This enables the widest public participation, either by direct contact with the Department and the Committee, or, better yet, through the normal democratic process of lobbying their States Members.
4. Traffic policy is one of the new Committee's '100 day' target matters. Eight days have elapsed since the 100 days began. I can say that it is our intention to lodge proposals as to our general strategy, together with an initial tranche of practical measures to implement that strategy, within three months of today's date."

Taxation policy - statement

The President of the Finance and Economics Committee made a statement in the following terms -

"In my budget speech on 30th November 1993, I spoke of the need for fairness in the way the tax burden is spread between individual groups of taxpayers. Members will recall that with this in mind, and having regard to the decision to reinstate the so called marginal rate at 30 per cent, I indicated that my Committee proposed to tax the company car.

This proposal had been referred to in my two previous budget speeches in 1991 and 1992 and the only representations received as a result of those remarks had been supportive.

However, following the announcement in November a number of representations were received raising several matters which my Committee felt it needed to consider further. In addition, in the debate on the

budget, a number of States Members gave their support to alternative ways of introducing greater equity into the income tax system.

As a result my Committee has decided that, before taking any further action on the company car tax proposals, it would wish to review further all the options for achieving the objective of greater equity while at the same time wishing to avoid complex legislation. We have therefore asked the Chief Adviser, who last year chaired a Working Group of officers which explored the options for increasing revenues, together with the Treasurer and the Comptroller of Income Tax to review the options, and have asked them to include in their deliberations two or three tax advisers drawn from local firms of accountants and to consult with those bodies that have made representations on the subject. Owing to this further consultation the earliest potential date for collection of company car tax is now 1996 instead of 1995."

Jersey College for Girls New Preparatory School:
approval of drawings

THE STATES, adopting a proposition of the
Education Committee -

- (a) approved drawings Nos. Z, AA, BA, EA, FA, GA, IB, JB, KB, LB, MB, LC, MC, NC, OC, PC, QC, RC, TC, UC, XC, ZC, AD, BD, CD, DD, ED, LD, MD, ND, OD, PD, QD, RD, SD, TD, UD, VD, WD, XD, YD, ZD, AE, BE, CE, DE, EE, FE, GE, HE, IE, JE, KE, LE, ME, NE, OE, PE, QE, WE, XE, AF, BF, CF, DF, FF, GF, HF, IF, JF, KF, LF, MF, NF, OF, PF, QF, RF, SF, TF, showing the proposed Jersey College for Girls Preparatory School, Mont Millais, to accommodate 375 pupils aged between four and eleven years, together with a car park, dropping-off area and caretaker's housing;
- (b) authorised the Greffier of the States to sign the said drawings on behalf of the States.

The Jersey New Waterworks Company Limited:
appointment of directors

THE STATES, adopting a proposition of the Finance and Economics Committee referred to their Acts dated 24th August 1982, and 22nd February 1983, and approved the appointment of the undermentioned Members as Directors of The Jersey New Waterworks Company Limited, with effect from 1st April 1994, in accordance with Article 7(4) of the Articles of Association of the Company -

Jack Roche, Connétable of St. Saviour,
as a member of the Finance and
Economics Committee
Leonard Norman, Deputy of St. Clement
John Nicolle Le Fondré, Deputy of St.
Lawrence
Imogen Stephanie Nicholls, Deputy of
Grouville.

Finance (Jersey) Law 1994 - P.200/93

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Finance (Jersey) Law 1994.

Finance (No. 2) (Jersey) Law 1994 - P.207/93

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Finance (No. 2) (Jersey) Law 1994.

Health Insurance (Amendment No. 8) (Jersey) Law 1994 - P.5/94

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Health Insurance (Amendment No. 8) (Jersey) Law 1994.

Les Sillettes, La Ruelle Vaocluse, St. Helier:
development of hospice in Green Zone - P.6/94

THE STATES, adopting a proposition of the Island Development Committee, supported that Committee's intention to grant permission for the construction of a landscaped car park on Field No. 1494B, St. Helier, which measures some

1.6 vergées, associated with and contingent on the extension of the adjoining property, Les Sillettes, La Ruelle Vaucluse, St. Helier, and its change of use from a dwelling to a hospice, as shown on drawing No. 420/1, the whole of the land being situated within an area designated as Green Zone on the Island Plan.

Criminal Justice (Standard Scale of Fines)
(Jersey) Law 1993 (Appointed Day) Act 1994 -
P.9/94 (revised)

THE STATES, in pursuance of Article 4 of the Criminal Justice (Standard Scale of Fines) (Jersey) Law 1993, made an Act entitled the Criminal Justice (Standard Scale of Fines) (Jersey) Law 1993 (Appointed Day) Act 1994.

Departments of the Judiciary and the Legislature (Amendment No. 2) (Jersey) Law 1993 (Appointed Day) Act 1994 - P.10/94 (revised)

THE STATES, in pursuance of Article 7 of the Departments of the Judiciary and the Legislature (Amendment No. 2) (Jersey) Law 1993, made an Act entitled the Departments of the Judiciary and the Legislature (Amendment No. 2) (Jersey) Law 1993 (Appointed Day) Act 1994.

Regulation of Undertakings and Development (Amendment No. 6) (Jersey) Law 1994 - P.202/93

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Regulation of Undertakings and Development (Amendment No. 6) (Jersey) Law 1994.

Hire Cars (No. 5) (Jersey) Regulations 1994 -
P.203/93

THE STATES, in pursuance of Article 22A of the Hire Cars (Jersey) Law 1964, as amended, made Regulations entitled the Hire Cars (No. 5) (Jersey) Regulations 1994.

Public Service Vehicles (Fees) (Amendment No. 3) (Jersey) Regulations 1994 - P.204/93

THE STATES, in pursuance of Articles 49A and 54 of the Motor Traffic (Jersey) Law 1935, as amended, made Regulations entitled the Public Service Vehicles (Fees) (Amendment No. 3) (Jersey) Regulations 1994.

Bailiff's birthday

Senator Richard Joseph Shenton, on behalf of the Assembly, wished the Bailiff a happy birthday, to which the Bailiff responded.

THE STATES rose at 10.42 a.m.

G.H.C. COPPOCK

Greffier of the States.