



**THE STATES assembled on Tuesday  
12th July 2011, at 09.00 a.m. under  
the Presidency of the Deputy Bailiff,  
William James Bailhache, Esquire.**

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

Senator Paul Francis Routier – en défaut (défaut raised at 10.13 a.m.)  
Senator Terence John Le Main – en défaut (défaut raised at 9.14 a.m.)  
Senator Frederick Ellyer Cohen – absent on States business  
Senator Alan John Henry Maclean – absent on States business  
Senator Bryan Ian Le Marquand – en défaut (défaut raised at 9.25 a.m.)  
Connétable Michael Keith Jackson of St. Brelade – en défaut (défaut raised at 9.24 a.m.)  
Connétable Graeme Frank Butcher of St. John – excused attendance  
Connétable Deirdre Wendy Mezbourian of St. Lawrence – en défaut (défaut raised at 9.26 a.m.)  
Deputy Geoffrey Peter Southern of St. Helier – en défaut (défaut raised at 9.12 a.m.)  
Deputy Paul Vincent Francis Le Claire of St. Helier – en défaut (défaut raised at 9.10 a.m.)  
Deputy Shona Pitman of St. Helier – en défaut (défaut raised at 9.26 a.m.)  
Deputy Kevin Charles Lewis of St. Saviour – en défaut (défaut raised at 9.14 a.m.)  
Deputy Montfort Tadier of St. Brelade – en défaut (défaut raised at 9.14 a.m.)  
Deputy Trevor Mark Pitman of St. Helier – en défaut (défaut raised at 12.48 a.m.)  
Deputy Michael Roderick Higgins of St. Helier – excused attendance  
Deputy Jeremy Martin Maçon of St. Saviour – excused attendance (arrived in the Chamber at 2.18 p.m.)

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Prayers read by the Deputy Greffier of the States

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**Ambassador of the Grand Duchy of Luxembourg – welcome**

The Presiding Officer, on behalf of all members, welcomed His Excellency Mr. Hubert Wurth, Ambassador of the Grand Duchy of Luxembourg to the Court of St. James.

**Documents presented or laid**

Roads and Pavements: legal liability in case of negligence (P.75/2011) – comments. Presented: 11th July 2011. <i>Minister for Treasury and Resources.</i>	P.75/2011. Com.(2)
Prison Board of Visitors: composition (P.84/2011) – comments. Presented: 11th July 2011. <i>Minister for Home Affairs.</i>	P.84/2011. Com.
Draft Civil Partnership (Jersey) Law 201- (P.85/2011): comments. Presented: 11th July 2011. <i>Education and Home Affairs Scrutiny Panel.</i>	P.85/2011. Com.

School Milk: restoration of funding (P.115/2011) – report of the Minister for Economic Development. Presented: 11th July 2011. <i>Minister for Economic Development.</i>	P.115/2011. Rpt.
Jersey Safety Council: Report and Financial Statements for the year ended 31st December 2010. Presented: 12th July 2011. <i>Minister for Social Security.</i>	R.80/2011.
Planning Development Control – Process Improvement Programme (PIP) – Political Steering Group Report July 2011. Presented: 12th July 2011. <i>Minister for Planning and Environment.</i>	R.81/2011.
Meetings of the States in 2012. Presented: 12th July 2011. <i>Privileges and Procedures Committee.</i>	R.82/2011.
States of Jersey Development Company: Selection Process (S.R.8/2011) – response of the Minister for Treasury and Resources. Presented: 12th July 2011. <i>Minister for Treasury and Resources.</i>	S.R.8/2011. Res.

### Notification of lodged propositions

Draft The Law Society of Jersey (Amendment No. 3) Law 201-. Lodged: 12th July 2011. <i>Chief Minister.</i>	P.122/2011.
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### Minister for Planning and Environment

Deputy Robert Charles Duhamel of St. Saviour was nominated by the Chief Minister.  
Deputy Edward James Noel of St. Lawrence was nominated by the Deputy of Grouville.  
The Deputy of St. Peter was nominated by the Connétable of Grouville.  
Senator Francis Du Heaume Le Gresley was nominated by Deputy Roy George Le Hérisier of St. Saviour.

In accordance with Standing Order 117, each candidate made a speech and was questioned prior to a ballot being held.

THE STATES, having proceeded to a secret ballot, were informed of the following results by the Presiding Officer –

Deputy Robert Charles Duhamel of St. Saviour	11
Deputy Edward James Noel of St. Lawrence	12
The Deputy of St. Peter	8
Senator Francis Du Heaume Le Gresley	16

In accordance with Standing Order 117(11), the Deputy of St. Peter, the candidate in receipt of the lowest number of votes, withdrew and a second secret ballot was then held.

THE STATES were informed of the following results by the Presiding Officer –

Deputy Robert Charles Duhamel of St. Saviour	18
Deputy Edward James Noel of St. Lawrence	13
Senator Francis Du Heume Le Gresley	16

In accordance with Standing Order 117(11), Deputy Edward James Noel of St. Lawrence, the candidate in receipt of the lowest number of votes, withdrew and a third secret ballot was then held.

THE STATES were informed of the following results by the Presiding Officer –

Deputy Robert Charles Duhamel of St. Saviour	26
Senator Francis Du Heume Le Gresley	21

The Presiding Officer accordingly declared that Deputy Robert Charles Duhamel of St. Saviour had been duly elected as the Minister for Planning and Environment.

### **Changes in Presidency**

The Deputy Bailiff retired from the Chamber during the question period pertaining to the nomination of the Deputy of St. Peter as the Minister for Planning and Environment and the meeting continued under the presidency of Mr. Michael Nelson de la Haye, Greffier of the States.

### **Rate Appeal Board: appointment of members P.93/2011**

THE STATES, adopting a proposition of the Minister for Treasury and Resources, and in pursuance of Article 44 of the Rates (Jersey) Law 2005, appointed the following as members of the Rate Appeal Board, for the period ending 31st May 2014 –

Jeremy James Robin Johnson  
Brian Ahier.

Members present voted as follows –

**POUR: 45**

**CONTRE: 0**

**ABSTAIN: 0**

Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator B.E. Shenton  
Senator J.L. Perchard  
Senator A. Breckon  
Senator S.C. Ferguson  
Senator B.I. Le Marquand  
Senator F. du H. Le Gresley  
Connétable of St. Ouen  
Connétable of St. Helier  
Connétable of Trinity  
Connétable of Grouville  
Connétable of St. Brelade

Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisssier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (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 J.A.N. Le Fondré (L)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy I.J. Gorst (C)  
 Deputy of St. John  
 Deputy M. Tadier (B)  
 Deputy A.E. Jeune (B)  
 Deputy of St. Mary  
 Deputy A.T. Dupré (C)  
 Deputy E.J. Noel (L)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**Health Service Disciplinary Tribunal: appointment of Chairman and members P.111/2011**

THE STATES, adopting a proposition of the Minister for Social Security, appointed, in accordance with the provisions of Schedule 2 to the Health Insurance (Jersey) Law 1967, the following persons as Chairman, Deputy Chairman and lay members of the Health Services Disciplinary Tribunal for a period of 3 years from 1st August 2011 –

Advocate David Eldon Le Cornu – Chairman  
 Mr. Conrad Coutanche – Deputy Chairman  
 Mr. Colin Henry Letto – Lay Member  
 Mr. Philip J.A. Le Claire – Lay Member  
 Mr. Nigel Collier-Webb – Lay Member.

Deputy Paul Vincent Francis Le Claire of St. Helier, in accordance with the provisions of Standing Order 106(c), declared an interest, but remained in the Chamber for the duration of the debate.

**Arrangement of business for the present meeting**

THE STATES, adopting a proposition of the Chairman of the Privileges and Procedures Committee, agreed to take the Draft Civil Partnership (Jersey) Law 201- (P.85/2011) as the next item of public business.

Members present voted as follows –

**POUR: 29**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator S.C. Ferguson  
 Senator B.I. Le Marquand  
 Connétable of St. Ouen  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Peter  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy of St. Ouen  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy E.J. Noel (L)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**CONTRE: 15**

Senator P.F.C. Ozouf  
 Senator T.J. Le Main  
 Senator B.E. Shenton  
 Senator J.L. Perchard  
 Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of St. Brelade  
 Deputy R.C. Duhamel (S)  
 Deputy P.V.F. Le Claire (H)  
 Deputy J.A.N. Le Fondré (L)  
 Deputy of St. John  
 Deputy M. Tadier (B)  
 Deputy A.E. Jeune (B)  
 Deputy of St. Mary  
 Deputy A.T. Dupré (C)

**ABSTAIN: 0****Draft Civil Partnership (Jersey) Law 201- P.85/2011**

THE STATES commenced consideration of the Draft Civil Partnership (Jersey) Law 201- and adopted the principles.

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Articles 1 to 26 and Schedules 1 to 3.

THE STATES adopted Articles 27 to 67.

Members present voted as follows –

**POUR: 31**

**CONTRE: 0**

**ABSTAIN: 0**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator B.E. Shenton  
 Senator J.L. Perchard  
 Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Martin  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy of St. Ouen  
 Deputy of Grouville  
 Deputy P.V.F. Le Claire (H)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy I.J. Gorst (C)  
 Deputy M. Tadier (B)  
 Deputy A.E. Jeune (B)  
 Deputy A.T. Dupré (C)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

THE STATES adopted Articles 68 to 70.

THE STATES commenced consideration of Article 71 and, adopting an amendment of the Education and Home Affairs Scrutiny Panel, agreed that for Article 71 there should be substituted the following –

**“71 Power to make further provision in connection with civil partnerships**

- (1) The States may by Regulations amend this Law so as to permit the solemnization of civil partnerships –
  - (a) in any building used as a place of worship by an established and recognized religion or church;
  - (b) by persons authorized to solemnize civil partnerships in any such building.
- (2) Regulations made under paragraph (1) may include provisions concerning –

- (a) the registration of a building, or a part of a building, permitted to be used for the solemnization of a civil partnership pursuant to this Law, as amended by paragraph (1);
  - (b) the payment of such fees to the Superintendent Registrar in respect of any application, notice or certificate issued for the registration of such a building, or the attendance of any person at that building, as may be prescribed by Order;
  - (c) the authorization of a person or persons to solemnize or register civil partnerships in such a building;
  - (d) the duties required to be performed by an authorized person in connection with the solemnization of civil partnerships; and
  - (e) any other provision the States consider appropriate for the purposes of paragraph (1).
- (3) The States may by Regulations make such amendments to any enactment, including any provision of Schedule 4 that is not in force, as appear to the States to be expedient –
- (a) for the general purposes, or any particular purpose, of this Law;
  - (b) in consequence of any provision made by or under this Law; or
  - (c) for giving full effect to this Law or any provision of it.”.

Members present voted as follows –

**POUR: 30**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator B.E. Shenton  
 Senator J.L. Perchard  
 Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of St. Ouen  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisssier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy of Grouville  
 Deputy P.V.F. Le Claire (H)  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy of St. Mary  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**CONTRE: 6**

Deputy of St. Ouen  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy I.J. Gorst (C)  
 Deputy A.E. Jeune (B)  
 Deputy A.T. Dupré (C)

**ABSTAIN: 0**

THE STATES adopted Articles 71 (as amended by substitution) and Articles 72 and 73.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Civil Partnership (Jersey) Law 201-.

Members present voted as follows –

**POUR: 33****CONTRE: 0****ABSTAIN: 3**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator B.E. Shenton  
 Senator J.L. Perchard  
 Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of St. Ouen  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisssier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy of Grouville  
 Deputy J.A. Hilton (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy of St. Mary  
 Deputy E.J. Noel (L)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

Deputy I.J. Gorst (C)  
 Deputy A.E. Jeune (B)  
 Deputy A.T. Dupré (C)

**Changes in Presidency**

Mr. Michael Nelson de la Haye, Greffier of the States, retired from the Chamber during consideration of the amendment of the Education and Home Affairs Scrutiny Panel to Article 71 of the Draft Civil Partnership (Jersey) Law 201- (P.85/2011) and the meeting continued under the presidency of the Deputy Bailiff.



**Debt Collection Agencies: establishment of a Working Party P.102/2011**

THE STATES, adopting a proposition of Deputy Montfort Tadier of St. Brelade, requested the Minister for Economic Development –

- (a) to establish a Working Party to examine the current operation of debt collection agencies in Jersey and to consider the creation of a code of practice for such agencies to ensure that they operated according to best practice;
- (b) to appoint at least 2 States members as members of the Working Party and to take the necessary steps to appoint other members with relevant skills and experience, including representatives of the debt collection industry and representatives of groups representing the interests of consumers;
- (c) to present the report of the Working Party to the States once the Working Party had concluded its work.

Members present voted as follows –

**POUR: 37**

**CONTRE: 0**

**ABSTAIN: 0**

Senator B.E. Shenton  
 Senator A. Breckon  
 Senator S.C. Ferguson  
 Senator F. du H. Le Gresley  
 Connétable of St. Ouen  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 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 S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy I.J. Gorst (C)  
 Deputy M. Tadier (B)  
 Deputy A.E. Jeune (B)  
 Deputy of St. Mary  
 Deputy T.M. Pitman (H)

Deputy A.T. Dupré (C)  
 Deputy E.J. Noel (L)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**Draft Education (Nursery Fees) (Jersey) Regulations 201- P.86/2011**

THE STATES commenced consideration of the Draft Education (Nursery Fees) (Jersey) Regulations 201- and adopted the principles.

Members present voted as follows –

**POUR: 35**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator J.L. Perchard  
 Senator S.C. Ferguson  
 Senator B.I. Le Marquand  
 Senator F. du H. Le Gresley  
 Connétable of St. Ouen  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérissier (S)  
 Deputy J.B. Fox (H)  
 Deputy of St. Ouen  
 Deputy of Grouville  
 Deputy of St. Peter  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy S. Pitman (H)  
 Deputy I.J. Gorst (C)  
 Deputy of St. John  
 Deputy A.E. Jeune (B)  
 Deputy A.T. Dupré (C)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**CONTRE: 8**

Senator A. Breckon  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy of St. Mary  
 Deputy J.M. Maçon (S)

**ABSTAIN: 0**

THE STATES, having been informed that the relevant scrutiny panel had indicated that it did not wish to scrutinise the draft legislation, adopted Regulations 1 and 2.

Members present voted as follows –

**POUR: 32**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator J.L. Perchard  
 Senator S.C. Ferguson  
 Senator B.I. Le Marquand  
 Senator F. du H. Le Gresley  
 Connétable of St. Ouen  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Clement  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy R.G. Le Hérisssier (S)  
 Deputy of St. Ouen  
 Deputy of St. Peter  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy I.J. Gorst (C)  
 Deputy A.E. Jeune (B)  
 Deputy of St. Mary  
 Deputy A.T. Dupré (C)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy D.J. De Sousa (H)

**CONTRE: 8**

Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)  
 Deputy T.M. Pitman (H)  
 Deputy J.M. Maçon (S)

**ABSTAIN: 0**

THE STATES, in pursuance of Article 9 of the Education (Jersey) Law 1999, made Regulations entitled the Education (Nursery Fees) (Jersey) Regulations 2011.

Members present voted as follows –

**POUR: 34**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator J.L. Perchard  
 Senator S.C. Ferguson  
 Senator B.I. Le Marquand

**CONTRE: 8**

Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy S. Pitman (H)  
 Deputy K.C. Lewis (S)  
 Deputy M. Tadier (B)

**ABSTAIN: 0**

Senator F. du H. Le Gresley  
Connétable of St. Ouen  
Connétable of St. Helier  
Connétable of Trinity  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. Martin  
Connétable of St. Saviour  
Connétable of St. Clement  
Connétable of St. Lawrence  
Connétable of St. Mary  
Deputy R.C. Duhamel (S)  
Deputy of St. Martin  
Deputy R.G. Le Hérisssier (S)  
Deputy of St. Ouen  
Deputy of St. Peter  
Deputy J.A. Hilton (H)  
Deputy of Trinity  
Deputy S.S.P.A. Power (B)  
Deputy I.J. Gorst (C)  
Deputy of St. John  
Deputy A.E. Jeune (B)  
Deputy of St. Mary  
Deputy A.T. Dupré (C)  
Deputy E.J. Noel (L)  
Deputy T.A. Vallois (S)  
Deputy A.K.F. Green (H)  
Deputy D.J. De Sousa (H)

Deputy T.M. Pitman (H)  
Deputy J.M. Maçon (S)

**Uplifts in land values: Land Development Tax or equivalent mechanism(s) P.90/2011**

THE STATES commenced consideration of a proposition of the Deputy of St. Mary –

- (a) to bring forward for approval, as part of the draft Budget 2012, proposals for a land development tax or an equivalent charging mechanism or mechanisms of any kind to raise revenue for the States from any significant uplift in the value of land when it was rezoned and/or when planning permission was granted;
- (b) to agree that it was the wish of the Assembly that the proposals in paragraph (a) should also be designed to have the effect of capturing uplifts in the value of land arising between the date of this debate and the coming into force of the necessary legislation as part of the Budget 2012 and to request the Minister for Treasury and Resources, having sought appropriate advice, to take the necessary steps to achieve this objective if possible.

THE STATES, adopting a proposition of Senator Philip Francis Cyril Ozouf, agreed, in accordance with Standing Order 85, that the Assembly should move to the consideration of the next item on the Order Paper.

Members present voted as follows –

**POUR: 29**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator J.L. Perchard  
 Senator S.C. Ferguson  
 Senator B.I. Le Marquand  
 Connétable of St. Helier  
 Connétable of Trinity  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. Saviour  
 Connétable of St. Lawrence  
 Connétable of St. Mary  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin  
 Deputy J.B. Fox (H)  
 Deputy J.A. Hilton (H)  
 Deputy of Trinity  
 Deputy S.S.P.A. Power (B)  
 Deputy K.C. Lewis (S)  
 Deputy I.J. Gorst (C)  
 Deputy of St. John  
 Deputy A.E. Jeune (B)  
 Deputy A.T. Dupré (C)  
 Deputy E.J. Noel (L)  
 Deputy T.A. Vallois (S)  
 Deputy A.K.F. Green (H)  
 Deputy J.M. Maçon (S)

**CONTRE: 10**

Senator F. du H. Le Gresley  
 Connétable of St. Clement  
 Deputy R.G. Le Hérisier (S)  
 Deputy J.A. Martin (H)  
 Deputy of St. Ouen  
 Deputy P.V.F. Le Claire (H)  
 Deputy S. Pitman (H)  
 Deputy M. Tadier (B)  
 Deputy of St. Mary  
 Deputy T.M. Pitman (H)

**ABSTAIN: 0**

The Deputy of St. John, in accordance with the provisions of Standing Order 106(b), declared an interest not being of a direct financial nature.

**Council of Ministers' meetings: public access P.103/2011**

THE STATES rejected a proposition of Deputy Montfort Tadier of St. Brelade to request the Council of Ministers to hold its meetings in public, except when the Council was discussing any matter which, by virtue of any enactment or code, it was entitled to discuss in private.

Members present voted as follows –

**POUR: 13**

Senator A. Breckon  
 Senator F. du H. Le Gresley  
 Connétable of St. Helier  
 Deputy R.C. Duhamel (S)  
 Deputy of St. Martin

**CONTRE: 28**

Senator T.A. Le Sueur  
 Senator P.F. Routier  
 Senator P.F.C. Ozouf  
 Senator J.L. Perchard  
 Senator S.C. Ferguson

**ABSTAIN: 1**

Deputy of St. Mary

Deputy R.G. Le Hérisssier (S)	Senator B.I. Le Marquand
Deputy J.A. Martin (H)	Connétable of St. Ouen
Deputy G.P. Southern (H)	Connétable of Trinity
Deputy P.V.F. Le Claire (H)	Connétable of Grouville
Deputy S. Pitman (H)	Connétable of St. Brelade
Deputy M. Tadier (B)	Connétable of St. Saviour
Deputy T.M. Pitman (H)	Connétable of St. Clement
Deputy D.J. De Sousa (H)	Connétable of St. Peter
	Connétable of St. Lawrence
	Connétable of St. Mary
	Deputy J.B. Fox (H)
	Deputy of St. Ouen
	Deputy J.A. Hilton (H)
	Deputy of Trinity
	Deputy S.S.P.A. Power (B)
	Deputy K.C. Lewis (S)
	Deputy I.J. Gorst (C)
	Deputy of St. John
	Deputy A.E. Jeune (B)
	Deputy A.T. Dupré (C)
	Deputy E.J. Noel (L)
	Deputy A.K.F. Green (H)
	Deputy J.M. Maçon (S)

### **Changes in Presidency**

The Deputy Bailiff retired from the Chamber during consideration of the proposition of Deputy Montfort Tadier of St. Brelade entitled ‘Council of Ministers’ meetings: public access’ (P.103/2011) and the meeting continued under the presidency of Mr. Michael Nelson de la Haye, Greffier of the States.

### **Migration and Population Policy: Review P.104/2011**

THE STATES commenced consideration of a proposition of the Deputy of St. Mary –

- (a) to suspend the present policy of net inward migration of 150 households each year until a debate had taken place on the future migration and population policy and in the meantime to aim for zero population growth;
- (b) to request the Council of Ministers to commission an independent review into why the population policy of the last Strategic Plan 2006 – 2010 was not adhered to, how the mechanisms for controlling the population failed, and the implications of that failure to comply with the decision of the States, and to report the findings to the States;
- (c) to request the Council of Ministers to lodge its three-yearly revision of the policy on population as stipulated in the current Strategic Plan, for States’ debate in 2012.

**Adjournment**

THE STATES adjourned, having agreed to reconvene on Wednesday 13th July 2011 to continue consideration of the proposition of the Deputy of St. Mary entitled 'Migration and Population Policy: Review' (P.104/2011) and the outstanding items of public business.

THE STATES rose at 6.03 p.m.

**A.H. HARRIS**

*Deputy Greffier of the States*