

**THE STATES assembled on Thursday,
5th December 2002 at 9.30 a.m. under the
Presidency of Michael Nelson de la Haye Esquire,
Greffier of the States.**

All members were present with the exception of -

Francis Herbert Amy, Connétable of Grouville - ill
Imogen Stephanie Nicholls, Deputy of Grouville - absent

Prayers read by the Deputy Greffier of the States

First meeting of the newly constituted Assembly - media presence

THE STATES agreed to a request by the media to film the commencement of the first meeting of the newly constituted Assembly to be held on 12th December 2002, until voting for Presidents commenced.

Budget 2003

THE STATES resumed consideration of the Budget 2003.

THE STATES allowed the Comptroller of Income Tax and the Deputy Agent of the Impôts to be present in the Chamber during the debate.

THE STATES having noted that the President of the Agriculture and Fisheries Committee had withdrawn an amendment that the estimate of income from Vehicle Registration Duty be reduced by £100,000 by exempting agricultural vehicles from duty, agreed the estimates of income to be produced from indirect taxation appearing on page 2 of the Budget as follows -

Impôts on spirits	3,847,000	
Impôts on wines	4,875,000	
Impôts on cider	492,000	
Impôts on beer	4,833,000	
Impôts on tobacco	11,509,000	
Impôts on motor fuel	17,009,000	
Impôts on goods imported	250,000	
Vehicle Registration Duty	<u>3,000,000</u>	
		45,815,000

Members present voted as follows -

“Pour” (39)

Senators

Horsfall, Le Maistre, Stein, Quérée, Bailhache, Syvret, Walker, Le Sueur, Le Claire.

Connétables

St. Martin, St. Ouen, St. Saviour, St. Brelade, St. Lawrence, St. Mary, St. John, St. Peter, St. Cle Trinity.

Deputies

St. Mary, S. Baudains(H), Trinity, Duhamel(S), Routier(H), Huet(H), St. Martin, Le Main(H), Vibert(F St. Peter, Dubras(L), St. Ouen, Troy(B), Voisin(L), Scott Warren(S), Farnham(S), Ozouf(H), Fox(H Bridge(H), Martin(H).

“Contre” (6)

Senator

Norman.

Deputies

Breckon(S), St. John, G. Baudains(C), Dorey(H), Southern(H).

The States also agreed the estimate of income to be produced from income tax appearing on page 2 of the budget in the sum of £375,000,000, and, therefore, the total estimated income from indirect and direct tax in the sum of £429,815,000.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Finance (Jersey) Law 200- (P.220/2002 lodged “au Greffe” on 19th November 2002).

THE STATES, in pursuance of Article 25 of the Public Finances (Administration) (Jersey) Law 1967, as amended, declared that the Bill to amend further the Customs and Excise (Jersey) Law 1999 so as to introduce excise duty payable on the registration of motor vehicles and to increase excise duty on alcoholic beverages, tobacco and hydrocarbon oils; and to amend further the Stamp Duties and Fees (Jersey) Law 1998 so as to vary the rates of duty payable in respect of judicial hypothecs and certain immovable property transactions; and for connected purposes (which Bill was this day passed by the States as the Finance (Jersey) Law 200-) should immediately have effect as if it were a Law passed by the States and sanctioned by Her Majesty in Council.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Income Tax (Amendment No. 22) (Jersey) Law 200 (P.219/2002 lodged “au Greffe” on 19th November 2002).

THE STATES, in pursuance of Article 25 of the Public Finances (Administration) (Jersey) Law 1967, as amended, declared that the Bill to amend further the Income Tax (Jersey) Law 1961 regarding separate assessment for husbands and wives; the treatment for tax purposes of certain types of pension schemes; an exemption from income tax of certain superannuation funds for overseas employees; and the taxation of certain benefits in kind (which Bill was this day passed by the States as the Income Tax (Amendment No. 22) (Jersey) Law 200-) should immediately have effect as if it were a Law sanctioned by Her Majesty in Council.

THE STATES, having terminated the discussion on the Budget, agreed the summary of the estimated income and revenue expenditure for 2003 appearing on page 73 of the Budget as follows-

INCOME	£	£	£
Income Tax			375,000,000
Impôts Duties			45,815,000

Other Income		7,000,000
Return from the Financial Services Commission		3,900,000
Trading Committees		

Expenditure	88,172,200	
Income	117,347,800	
		29,175,600
Estimated Transfer to Trading Funds		22,881,600
Net Revenue		<u>6,294,000</u>
Expenditure return from Trading Committees		438,009,000

LESS

**Non-Trading
Committees**

Revenue	456,795,530
expenditure	
Revenue Income	<u>90,526,530</u>
Total Non- Trading Committee	366,269,000

Cash Limit

Appropriation to General Reserve	27,731,000
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**Total Net
Revenue
Expenditure of
Non-Trading
Committees
before Capital
Servicing**

394,000,000

**Capital
Servicing**

Repayment of Capital Debt	28,000,000
Interest Received on Capital Debt	634,600
Net Capital Repayments	27,365,400
Total Net Revenue Expenditure of Non-Trading Committees after Capital Servicing	

421,365,400

Estimated Surplus on General Funds for the Year	16,643,600
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Add: Estimated Surplus/Deficit in General Funds brought forward at 1st January 2003	13,966,090
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Balance to be transferred to the Capital Fund	<u>30,609,690</u>
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THE STATES further agreed the estimated transactions of the capital fund for 2003 as follows -

	£	£	£
Revised estimate of balance in hand at 1st January 2003			26,830,900
Transfer to Strategic Reserve			-
Capital repayments and receipts			29,059,800
Transfer to the income of the revenue account			<u>30,609,690</u>
			86,500,390
Capital Expenditure as recommended by the Finance and Economics Committee	46,248,000		
Less: Projects funded by Loan sanctions	(1,000,000)		
	<hr/>	45,248,000	
Add: Loan sanction repayments		5,000,000	
Unallocated minor works		14,000	
			<u>50,262,000</u>
Estimated balance in hand at 31st December 2003			£36,238,390

Training and Employment Partnership: transfer of responsibility from the Employment and Social Security Committee to the Economic Development Committee - P.197/2002

THE STATES, adopting a proposition of the Employment and Social Security Committee, referred to their Act dated 23rd November 1994 in which they agreed to constitute a new agency to be called the Training and Employment Partnership to promote training and employment matters in the Island, and agreed that the new agency should be responsible to the Employment and Social Security Committee, and -

agreed that responsibility for the Training and Employment Partnership (TEP) should be transferred from the Employment and Social Security Committee to the new Economic Development Committee with effect from 1st January 2003 in accordance with the arrangements described in the report of the Employment and Social Security Committee dated 17th October 2002.

Draft Parish Rate (Administration) (Jersey) Law 200. P.199/2002

THE STATES commenced consideration of the draft Parish Rate (Administration) (Jersey) Law 200- and adopted the Preamble and Articles 1 to 16.

Articles 17 to 27 were adopted.

Members present voted as follows -

“Pour” (41)

Senators

Le Maistre, Stein, Bailhache, Syvret, Norman, Kinnard, Le Claire, Lakeman.

Connétables

St. Martin, St. Ouen, St. Saviour, St. Brelade, St. Lawrence, St. Mary, St. John, St. Peter, St. Cle
St. Helier, Trinity.

Deputies

H. Baudains(C), St. Mary, Duhamel(S), Routier(H), St. Martin, St. John, Le Main(H), Vibert(
St. Peter, Dubras(L), St. Ouen, G. Baudains(C), Dorey(H), Voisin(L), Scott Warren(S), Farnham(
Le Hérissier(S), Ozouf(H), Fox(H), Bridge(H), Martin(H), Southern(H).

“Contre” (1)

Deputy

Troy(B).

Articles 28 to 53 were adopted.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Parish Rate (Administration) (Jersey) Law 200-.

Magistrate’s Court, Union Street, St. Helier: approval of drawings- P.202/2002

THE STATES, adopting a proposition of the Finance and Economics Committee -

(a) approved revised architects’ drawings Nos. -

B/2002/0260/

A: Location plan
D: North elevation
L: Section C
R: North elevation
T: Union Street elevation
AA: Landscaping

CC: Section D-D
DD: Section B-B
EE: Section E-E
FF: Section F
GG: Ground floor plan
HH: Mezzanine floor plan
II: First floor plan
JJ: Second floor plan
KK: Roof plan
LL: Lemprière Street elevation
MM: Section A
NN: West elevation

showing the proposed Magistrate's Court and Probation Offices;

(b) authorised the Greffier of the States to sign the said drawings on behalf of the States.

Draft Hire Cars (No. 12) (Jersey) Regulations 200 P.213/2002

THE STATES, in pursuance of Article 22A of the Hire Cars (Jersey) Law 1964, as amended, made Regulations entitled the Hire Cars (No. 12) (Jersey) Regulations 2002.

Arrangement of public business for the next meeting on 10th December 2002

THE STATES confirmed that the following matters lodged "au Greffe" would be considered at the next meeting on 10th December 2002 -

Le Talus, La Rue du Nord, St. John, sale of land, and at Fremont Headland, St. John, acquisition of land-
P.200/2002.

Lodged: 5th November 2002.

Public Services Committee.

Le Talus, La Rue du Nord, St. John, sale of land, and at Fremont Headland, St. John, acquisition of land-
P.200/2002 Com.

Presented: 3rd December 2002.

Finance and Economics Committee.

Le Chemin du Douet, St. Ouen: acquisition of track.

Lodged: 19th November 2002 - P.214/2002.

Public Services Committee.

Le Chemin du Douet, St. Ouen: acquisition of track.

Presented: 3rd December 2002 - P.214/2002 Com.

Finance and Economics Committee.

Election of Committee Presidents - P.215/2002.

Lodged: 19th November 2002.

Privileges and Procedures Committee.

Draft Health Insurance (Medical Benefit) (Amendment No. 57) (Jersey) Regulations 200 P.216/2002.

Lodged: 19th November 2002.

Employment and Social Security Committee.

Draft Family Allowances (Jersey) Regulations 200- P.217/2002.

Lodged: 19th November 2002.
Employment and Social Security Committee.

Draft Public Employees (Contributory Retirement Scheme) (Amendment No. 17) (Jersey) Regulations 200- P.224/2002.

Lodged: 26th November 2002.
Human Resources Committee.

Draft Public Employees (Contributory Retirement Scheme) (Existing Members) (Amendment No. 6) (Jersey) Regulations 200- P.225/2002.

Lodged: 26th November 2002.
Human Resources Committee.

Draft Public Employees (Contributory Retirement Scheme) (Former Hospital Scheme) (Amendment No. 4) (Jersey) Regulations 200- P.226/2002.

Lodged: 26th November 2002.
Human Resources Committee.

Draft Public Employees (Contributory Retirement Scheme) (General) (Amendment No. 8) (Jersey) Regulations 200- P.227/2002.

Lodged: 26th November 2002.
Human Resources Committee.

Draft Public Employees (Contributory Retirement Scheme) (New Members) (Amendment No. 8) (Jersey) Regulations 200- P.228/2002.

Lodged: 26th November 2002.
Human Resources Committee.

Draft Social Security (Amendment No. 15) (Jersey) Law 2002 (Appointed Day) Act 2002- P.229/2002.

Lodged: 26th November 2002.
Employment and Social Security Committee.

Draft Boats and Surf-Riding (Control) (Amendment No. 24) (Jersey) Regulations 200- P.231/2002.

Lodged: 26th November 2002.
Harbours and Airport Committee.

Draft Harbours (Amendment No. 35) (Jersey) Regulations 200- P.232/2002.

Lodged: 26th November 2002.
Harbours and Airport Committee.

Mortgage Interest Relief: Interest (P.194/1997) - withdrawn

THE STATES noted that in accordance with Standing Order 22(3) Deputy Alan Breckon of St. Saviour has instructed the Greffier of the States to withdraw the proposition regarding mortgage interest relief: limit (P.194/97 lodged "au Greffe" on 9th December 1997).

THE STATES rose at 3.28 p.m.

A.H. HARRIS

Deputy Greffier of the States.