

**THE STATES assembled on Tuesday,
30th November 1999 at 9.30 a.m. under
the Presidency of the Bailiff,
Sir Philip Bailhache.**

**His Excellency the Lieutenant Governor,
General Sir Michael Wilkes, K.C.B., C.B.E.,
was present**

All members were present with the exception of-

Senator John Stephen Rothwell - out of the Island
Senator Wendy Kinnard - ill
Imogen Stéphanie Nicholls, Deputy of Grouville - ill
Philip John Rondel, Deputy of St. John - out of the Island

Prayers

Subordinate legislation tabled

The following enactments were laid before the States, namely -

Road Traffic (Saint Clement) (Amendment No. 14) (Jersey) Order 1999. R & O 9472.

Road and Sand Racing (No. 2) (Jersey) Order 1999 R & O 9473.

Potatoes (Precautions against Blight) (Amendment No. 9) (Jersey) Order 1999 R & O 9474.

Matters presented

The following matters were presented to the States -

La Sirene Guest House, St. Helier (P.155/99): report - P.155/99 Rpt.
Presented by the Housing Committee.

St. Helier Waterfront Leisure Complex: lease to CTP Limited - rescindment (P.156/99): report - P.156/99 Rpt.
Presented by the Policy and Resources Committee.

The following matter was presented on 23rd November 1999 -

States Members' expense allowance and minimum income - R.C.42/99.
Presented by the Finance and Economics Committee.

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 15th November 1999 recording the following decisions of the Treasurer of the States under delegated powers, in pursuance of Standing Orders relating to certain transactions in land -

- (a) as recommended by the Health and Social Services Committee, the renewal of the lease from Mr. Lawrence John Goodall, of the three-bedroom property Le Chatelet, Wellington Road, St. Saviour for a period of two years from 1st September 1999, with an option to renew for a further year, at an annual rent commencing at £10,074.64 to be increased in line with the Jersey Retail Prices Index as at 1st September each year, payable quarterly in advance, on the

basis that the Committee would be responsible for both parties' legal fees arising from the transaction;

- (b) as recommended by the Finance and Economics Committee (on behalf of the Probation Committee), the renewal of the leases from Mrs. Elsie Louisa Cadoret, née Le Breton, of the properties known as the Agricultural Shed and Field No. 95, Bareada, Rue à Georges, St Mary, for a period of one year from 20th May 1999, with the Committee having an option to extend the lease for a further two-year period upon giving the landlord three months notice in writing, at an annual rent of £19,500 which would remain constant throughout the term of the lease, on the basis that all other terms and conditions of the lease would remain the same, and with each party being responsible for its own legal costs arising from the transaction;
- (c) as recommended by the Planning and Environment Committee, the renewal of the lease from Mr. William Bertram Payn of No. 4 Beachside, La Rue du Pont, Grouville, for continued occupation by a senior planner, for a period of one year from 1st September 1999, at an annual rent of £15,000 payable quarterly in advance, on the basis that all other terms and conditions of the lease would remain the same, and with the Committee being responsible for both parties' legal costs arising from the transaction.

Matter lodged

The following matter was lodged "au Greffe" -

Draft Parish Welfare (Appeals) (Jersey) Regulations 199 - P.194/99.

Presented by the Connétable of St. Lawrence.

The following matters were deemed to have been lodged on 23rd November 1999 -

Draft Family Allowances (Jersey) Regulations 199 - P.190/99.

Presented by the Employment and Social Security Committee.

Draft The Lloyds TSB (Jersey) Law 1997 (Appointed Day) Act 199 - P.191/99.

Presented by the Finance and Economics Committee.

Draft Amendment (No. 22) to the Tariff of Harbour and Light Dues - P.192/99.

Presented by the Harbours and Airport Committee.

Draft Amendment (No. 23) to the Tariff of Harbour and Light Dues - P.193/99.

Presented by the Harbours and Airport Committee.

Arrangement of public business for the next meeting on 7th December 1999

THE STATES confirmed that the following matters lodged "au Greffe" would be considered at the next meeting on 7th December 1999 -

Draft Trade Marks (Jersey) Law 199 - P.153/99.

Lodged: 12th October 1999.

Finance and Economics Committee.

Draft Education (Jersey) Law 1999 (Appointed Day) Act 199 - P.186/99.

Lodged: 16th November 1999.

Education Committee.

Draft Establishment Committee (Change of Name) (Jersey) Act 199 - P.187/99.

Lodged: 16th November 1999.

Establishment Committee.

Draft Family Allowances (Jersey) Regulations 199 - P.190/99.

Lodged: 23rd November 1999.

Employment and Social Security Committee.

Draft The Lloyds TSB (Jersey) Law 1997 (Appointed Day) Act 199 - P.191/99.
Lodged: 23rd November 1999.
Finance and Economics Committee.

Draft Amendment (No. 22) to the Tariff of Harbour and Light Dues - P.192/99.
Lodged: 23rd November 1999.
Harbours and Airport Committee.

Draft Amendment (No. 23) to the Tariff of Harbour and Light Dues - P.193/99.
Lodged: 23rd November 1999.
Harbours and Airport Committee.

La Sirene Guest House, St. Helier - P.155/99
Lodged: 12th October 1999.
Deputy A.S. Crowcroft of St. Helier.

La Sirene Guest House, St. Helier (P.155/99): report - P.155/99 Rpt.
Presented: 30th November 1999.
Housing Committee.

St. Helier Waterfront Leisure Complex: lease to CTP Limited - rescindment.
P.156/99
Lodged: 12th October 1999.
Deputy A.S. Crowcroft of St. Helier.

St. Helier Waterfront Leisure Complex: lease to CTP Limited - rescindment (P.156/99):
report P.156/99 Rpt.
Presented: 30th November 1999.
Policy and Resources Committee.

Television Licence Fee: rebate for senior citizens. P.180/99
Lodged: 2nd November 1999.
Senator R.J. Shenton.

The Inn on the Park, St. Helier: site of special interest - P.237/98. Withdrawn

THE STATES noted that, in accordance with Standing Order 17(6), the proposition of Deputy Terence John Le Main of St. Helier concerning The Inn on the Park, St. Helier: site of special interest (P.237/98, lodged "au Greffe" on 17th November 1998) had been withdrawn.

Budget 2000: amendment - P.184/99. Withdrawn

THE STATES granted leave to the President of the Sport, Leisure and Recreation Committee to withdraw the proposition concerning the Budget 2000: amendment (P.184/99 - lodged "au Greffe" on 16th November 1999).

Car parking facilities at the marinas in St. Helier - questions and answers (Tape No. 556)

Deputy Gerard Clifford Lemmens Baudains of St. Clement asked the Deputy of St. Mary, President of the Harbours and Airport Committee, the following questions -

- “1. Would the President explain to members why the Committee proposes to increase the cost of a marina gate pass from £12 to £25 per annum and why an increase of 108% is being imposed bearing in mind the States of Jersey inflation target of 2.5 per cent and the fact that a major review of costs at the Harbours is shortly to take place?
2. In view of the fact that the Elizabeth Marina car park is due to close and be replaced by a new multi-storey car park on the Waterfront with a 72 hour maximum stay limit and a height restriction, would the President advise members -
 - (a) where marine traders and owners of tall vehicles such as vans and cars with dinghies on the roof will be able to park?
 - (b) where boat owners will be able to park when they wish to be absent from the Island for periods exceeding 72 hours? Would he also state the position regarding boat owners who may exceed the time limit due to weather conditions delaying their return?”

The President of the Harbours and Airport Committee replied as follows -

- “1. First of all I would explain to members who are not boat owners that a marina gate pass allows the holder to have access to the parking areas around the marina where their boat is moored. So, for a mere £25.00 boat owners can park for no extra cost, all year round, whenever they are visiting their boat.

My Committee endorsed the increase that was proposed by the Committee as previously constituted, because we believed that the charge of £12.00 was derisory compared to the benefit that was being obtained, especially when compared with other parking charges. Next year we will be reviewing all charges including those for parking. In view of both the capital and revenue costs there could be further increases above the level of inflation.

The Retail Price Index basket of goods and services contains the Public Services parking charges, which are substantially higher than the harbour charges. I believe a monthly season ticket works out at around £700 a year.

- 2.(a) The current Elizabeth Marina open-air car park will close to make way for W.E.B. Ltd.’s contractor to build marina facilities. During that period marine traders with vehicles which exceed the height limit will be able to park immediately in front of the Phase I marina offices and facilities. At the moment I am unable to confirm the arrangements that will appertain during the subsequent phase. The Harbour Master has provided W.E.B. Ltd. with a detailed specification of requirements and suitable arrangements will be made when the time comes.

The Committee’s policy in respect of marine servicing is that only maintenance and work of a light nature should be carried out in the marinas. All heavy and industrial work should be done in the La Collette boat maintenance park. Therefore it is not necessary for large commercial vehicles of over 2.2 metres (7ft. 2ins.) in height, to have access to the Elizabeth Marina.

For those with dinghies on their car roof or those with heavy sails and equipment, arrangements have been made for a dropping-off area near to the head of the pontoons in the Elizabeth Marina.

- (b) The policy on parking in the Marina car park for a period not exceeding 72 hours has been in existence for a number of years. This has merely been extended to the new Elizabeth Marina car park. This restriction is to ensure that there is no selfish use of marina parking space which will deprive others of the opportunity of going to their boats. It has worked very successfully over the years and, in the case of delay or breakdown, my officers deal with such matters with discretion and common sense.”

Appointment of the Chairman of the Audit Commission - statement

Senator Frank Harrison Walker, President of the Finance and Economics Committee, made a statement in the following terms -

“The Finance and Economics Committee has received the resignation of Advocate Christopher Lakeman as Chairman of the Audit Commission.

In accordance with the Audit Commission’s terms of reference, the independent members of the Commission have elected Commissioner Mr Tim Dunningham as Chairman for the remainder of the term which expires in May 2000. Nominations for a Chairman of the Commission for the new term will be sought and presented to the States at that time.”

Budget 2000

THE STATES commenced consideration of the Budget for the financial year commencing 1st January 2000 which in accordance with Article 16 of the Public Finances (Administration) (Jersey) Law 1967, as amended, had been presented to the Assembly on 9th November 1999 and lodged “au Greffe” by the Finance and Economics Committee and comprised -

- (i) the estimate of the revenue income and of the expenditure of the States;
- (ii) the estimate of the transactions of the capital fund;
- (iii) the estimate of the transactions of the trading funds; and

the report of the Finance and Economics Committee thereon.

THE STATES, having considered the estimates of the revenue income and expenditure of the various Committees, decided to allow the amounts of the said estimates as detailed in the undermentioned pages of the Budget as follows -

Policy and Resources Committee - Page 6

Finance and Economics Committee - Pages 8 and 9

Establishment Committee - Page 12

Planning and Environment Committee - Page 15

Health and Social Services - Pages 18 and 19

Education Committee - Page 22

Public Services Committee - Page 25

Agriculture and Fisheries Committee - Page 28

Tourism Committee - Page 31

Defence Committee - Page 35

Employment and Social Security Committee - Page 38

Housing Committee - Page 41

House Committee - Page 43

Legislation Committee - Page 43

Sport, Leisure and Recreation Committee - Page 45

Prison Board - Page 48

Etat Civil - Page 52

Overseas Aid Committee - Pages 52

Gambling Control Committee - Page 52

Cottage Homes Committee - Page 52

Broadcasting Committee - Page 52

Harbours and Airport Committee - La Collette Reclamation Scheme - Page 52

Special Committee to consider the relationship between Committees and the States - Page 52

TRADING COMMITTEES

Harbours and Airport Committee

Harbours - Page 54

Airport - Page 57

Telecommunications Board - Page 60

Committee for Postal Administration - Page 63

Public Services Committee Car Parks Trading Account - Page 66.

THE STATES noted a credit of revenue expenditure for each of the undermentioned Committees as shown on page 3 of the Budget as follows -

	£
Policy and Resources Committee	2,228,800
Finance and Economics Committee	36,002,100
Establishment Committee	2,850,200
Planning and Environment Committee	2,486,000
Health and Social Services	83,550,000
Education Committee	63,890,000
Public Services Committee	17,700,000
Agriculture and Fisheries Committee	8,165,000
Tourism Committee	7,700,000
Defence Committee	23,300,000
Employment and Social Security Committee	61,500,000
Housing Committee	716,000
House Committee	4,000
Legislation Committee	48,000
Sport, Leisure and Recreation Committee	4,200,000
Prison Board	4,520,000
Etat Civil	200,000
Overseas Aid Committee	3,927,000
Gambling Control Committee	(15,000)
Cottage Homes Committee	176,000
Broadcasting Committee	20,000
Harbours and Airport Committee - La Collette Reclamation Scheme	(121,000)
Special Committee to consider the	

relationship between Committees and the States

10,000

THE STATES, referring to the summary of income and revenue expenditure appearing on page 71, agreed the total revenue expenditure in the sum of £464,431,900, being £394,992,200 from non-trading Committees and £69,439,700 from Trading Committees; the total income in the sum of £171,269,700 being £72,499,200 from non-trading Committees, £95,470,500 from Trading Committees and £3,300,000 return from the Financial Services Commission; and, having allowed for the total investment income in the sum £6,000,000 and the estimated transfer to trading funds of £20,494,800, agreed the amount to be transferred to the general reserve in the sum of £24,000,000.

THE STATES noted that, on the basis of levels of taxation proposed by the Finance and Economics Committee, the surplus on the revenue account to be transferred to the capital fund amounted to £65,912,800.

THE STATES further noted that, having allowed for a balance of £49,515,100 to be brought forward at 1st January 2000, the transfer to the strategic reserve of £4,000,000 and taking into account the capital repayments and receipts of £24,717,000 there would be available in the capital fund the sum of £136,144,900.

THE STATES then proceeded to consider the estimates of capital expenditure recommended by the Finance and Economics Committee on pages 68 and 69 of the Budget and -

NON-TRADING COMMITTEES

The estimate of the capital expenditure of the Policy and Resources Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Finance and Economics Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Establishment Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Planning and Environment Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Health and Social Services Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Education Committee appearing on page 68 of the Budget was allowed.

The estimate of the capital expenditure of the Public Services Committee appearing on page 69 of the Budget was allowed.

The estimate of the capital expenditure of the Defence Committee appearing on page 69 of the Budget was allowed.

The estimate of the capital expenditure of the Housing Committee appearing on page 69 of the Budget was allowed.

The estimate of the capital expenditure of the Sport, Leisure and Recreation Committee appearing on page 69 of the Budget was allowed.

The estimate of the capital expenditure of the Prison Board appearing on page 69 of the Budget was allowed.

THE STATES noted that the amount to be voted from the Capital Fund was £61,835,000.

THE STATES then proceeded to consider the estimates of capital expenditure to be financed from the trading

funds on page 70 of the Budget and -

The estimate of the capital expenditure of the Harbours and Airport Committee appearing on page 70 of the Budget was allowed.

The estimate of the capital expenditure of the Telecommunications Board on page 70 was allowed.

The estimate of the capital expenditure of the Committee for Postal Administration appearing on page 70 was allowed.

THE STATES, having noted the estimated transactions of the trading funds, decided to allow the said estimates as detailed in the undermentioned pages of the Budget as follows -

TRADING FUNDS

Harbours - Page 55

Airport - Page 58

Telecommunications Board - Page 61

Committee for Postal Administration - Page 64

Public Services Committee Car Parks Trading Account - Page 66

THE STATES considered the estimates of income to be produced from taxation appearing on page 2 of the Budget and agreed the estimate as follows -

	£	£
Impôts on spirits	4,108,000	
Impôts on wines	3,643,000	
Impôts on cider	299,000	
Impôts on beer	3,186,000	
Impôts on tobacco	13,093,000	
Impôts on motor fuel	12,361,000	
Goods imported into the Island	<u>100,000</u>	36,790,000
Income Tax		339,000,000

THE STATES adopted in second reading a Bill to continue certain expiring fiscal Laws; to prescribe the standard rate of income tax for the year two thousand; to amend further the Law relating to income tax regarding certain personal allowances and reliefs, the exemption of certain payments from income tax and deduction on account of social security contributions; and to amend the Laws relating to wines and spirits duty, beer duty, tobacco duty and oils and spirits duty.

The said Bill was lodged "au Greffe" in second reading.

THE STATES, in pursuance of Article 25 of the Public Finances (Administration) (Jersey) Law 1967, as amended, declared that the Bill to continue certain expiring fiscal Laws; to prescribe the standard rate of income tax for the year two thousand; to amend further the Law relating to income tax regarding certain personal allowances and reliefs, the exemption of certain payments from income tax and deduction on account of social security contributions; and to amend the Laws relating to wines and spirits duty, beer duty, tobacco duty and oils and spirit duty (which Bill was this day lodged "au Greffe") should immediately have effect as if it were a Law passed by the States and 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 2000 appearing on page 71 of the Budget as follows -

INCOME	£	£	£
Income Tax			339,000,000
Impots			36,790,000
Investment Income			<u>6,000,000</u>

381,790,000

**LESS
Non-Trading
Committees**

Revenue expenditure 371,392,200
capital servicing 23,600,000
394,992,200

**Authorised Revenue
Expenditure**

Revenue Income 71,362,200
Interest on advances from
Capital Fund 1,137,000
Income 72,499,200
322,493,000

Financial Services 3,300,000
Commission Return
319,193,000
62,597,000

Trading Committees

Expenditure 69,439,700
Income 95,470,500
26,030,800

Estimated transfer to
Trading Funds 20,494,800

5,536,000

68,133,000

Estimated surplus brought
forward at 1st January
2000 21,779,800

89,912,800

**Appropriation to
Reserves**

Net Appropriation to the
General Reserve (24,000,00)

Balance to be transferred
to Capital Fund 65,912,800

THE STATES further agreed the estimated transactions of the capital fund for 2000 as follows -

	£	£	£
Revised estimate of balance in hand at 1st January 2000			49,515,100
Transfer to Strategic Reserve			(4,000,000)
Capital repayments and receipts			24,717,000
Estimated balance on revenue account			<u>65,912,800</u>
			136,144,900
Capital Expenditure as recommended by the Finance and Economics Committee	61,835,000		
Less: Projects funded by Loan sanctions	-		
	<hr/>	61,835,000	
Add:			
Loan sanction repayments		3,000,000	
			<u>64,835,000</u>
Estimated balance in hand at 31st December 2000			<u>71,309,900</u>

Adjournment

THE STATES then adjourned, having agreed that consideration of the remaining items of public business should stand over until the next day, Wednesday 1st December 1999.

THE STATES rose at 6.24 p.m.

G.H.C. COPPOCK

Greffier of the States.