

DRAFT HOUSING (AMENDMENT No. 9) (JERSEY) LAW 199

**Lodged au Greffe on 8th December 1998
by the Housing Committee**



STATES OF JERSEY

STATES GREFFE

175

1998

P.262

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Explanatory Note

The purpose of this Law is to amend the Housing (Jersey) Law 1949 so as to enable the Housing Committee, on the application of the owner or lessee or intended owner or lessee of a unit of dwelling accommodation, to consent to that accommodation becoming tourist accommodation provided that -

- (a) that the applicant is the owner or lessee of adjoining premises comprising tourist accommodation;
- (b) over the previous 3 years or such other period as the Committee considers appropriate there has been a net reduction in tourist accommodation and more tourist accommodation has become dwelling accommodation than vice versa (taking into account the current application); and
- (c) consent can be justified in the best interests of the community.

HOUSING (AMENDMENT No. 9) (JERSEY) LAW 199

A LAW to amend further the Housing (Jersey) Law 1949;
sanctioned by Order of Her Majesty in Council of the

(Registered on the day of 199)

STATES OF JERSEY

The day of 199

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law -

ARTICLE 1

After Article 10 of the Housing (Jersey) Law 1949, as amended,¹ there shall be inserted the following Article -

“ARTICLE 10A

Grant or variation of consent in certain cases of tourist and dwelling accommodation owned or leased by same person

(1) Notwithstanding any other provision of this Law or any Regulations made thereunder, where -

- (a) an applicant for consent under Article 10 of this Law to purchase or lease a unit of dwelling accommodation; or

¹Tome VII, page 539.

- (b) the owner or lessee of a unit of dwelling accommodation,

has applied to the Committee for consent to that accommodation becoming tourist premises, the Committee shall grant such consent if it is satisfied of the matters set out in paragraph (2) of this Article.

(2) The matters referred to in paragraph (1) of this Article are that -

- (a) the applicant is the owner or lessee of tourist premises which -

- (i) form part of;
- (ii) have a common boundary with; or
- (iii) are adjacent to,

the property which is the subject of the application;

- (b) over the three years prior to the application or such other period as the Committee considers appropriate -

- (i) there has been a net reduction in the number of tourist premises; and

- (ii) the number of tourist premises which have become units of dwelling accommodation, the occupation of which is restricted by virtue of Regulations made under this Law, is greater than the number of units of such accommodation which have or, if the application were granted, would, become tourist premises under this Article; and

- (c) consent can, in the best interests of the community, be justified.

(3) In this Article “tourist premises” means premises registered under the Tourism (Jersey) Law 1948, as amended.”.

ARTICLE 2

This Law may be cited as the Housing (Amendment No. 9) (Jersey) Law 199 .