



**THE STATES assembled on Tuesday,
22nd September 1998 at 9.30 a.m. under
the Presidency of the Bailiff,
Sir Philip Bailhache**

All members were present with the exception of –

Senator Pierre François Horsfall – out of the Island
Senator Leonard Norman – out of the Island
Enid Clare Quenault, Connétable of St. Brelade– out of the Island
Robert Lester Le Brocq, Connétable of St. Helier– out of the Island
Carlyle John Le Hérisssier Hinault, Connétable of St. John– out of the Island
Terence Augustine Le Sueur, Deputy of St. Helier– out of the Island
Shirley Margaret Baudains, Deputy of St. Helier– out of the Island
Margaret Anne Le Geyt, Deputy of St. Saviour– out of the Island
Evelyn Mabel Pullin, Deputy of St. Saviour– out of the Island.

Prayers

Tribute to the late Sir Frank Ereaut, former Bailiff of Jersey

The Bailiff paid tribute to the late Sir Frank Ereaut, a former Bailiff of Jersey.

THE STATES observed one minute's silence as a mark of respect.

Subordinate legislation tabled

The following enactments were laid before the States, namely –

Road Traffic (Saint John) (Amendment No. 4) (Jersey) Order 1998. R & O 9286.

Weights and Measures (Egg Grading Machines) (Amendment) (Jersey) Order 1998. R & O 9287.

Island Planning (Designation of Site of Special Interest) (No. 5) (Jersey) Order 1998. R & O 9289.

Lodging Houses (General Provisions) (Amendment No. 5) (Jersey) Order 1998. R & O 9290.

Road Traffic (Saint Brelade) (Amendment No. 8) (Jersey) Order 1998. R & O 9291.

Matters presented

The following matters were presented to the States –

Fiscal Review Working Group – interim report – R.C.41/98.
Presented by the Finance and Economics Committee.

Manpower report for the period 1st January 1998 to 30th June 1998 – R.C.42/98.
Presented by the Establishment Committee.

Jersey Consumer Council: report on legal charges and practices – R.C.43/98.

Presented by the Policy and Resources Committee.

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

Matters noted – land transactions

THE STATES noted an Act of the Finance and Economics Committee, dated 14th September 1998, 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 lease to the Jersey Electricity Company Limited of electricity sub-station No. 374 at the Sandybrook development, St. Helier, for period of 99 years at an annual rent of £1 payable in one lump sum on completion of the contract, with the granting to the company of wayleave rights free of charge in accordance with Plan No. 15H (reference P.1235) dated 22nd April 1998, on the basis that each party would be responsible for its own legal costs in relation to this transaction;
- (b) as recommended by the Public Services Committee, the assignment to G De Z Investments Limite of the remaining portion of the lease of the property known as 27 Hill Street/16 Queen St. Helier, thereby removing the Committee from all legal liabilities of the contract lease, including the payment of rent and undertaking repair and maintenance work necessary in order to comply with the terms of the lease, which sum was likely to be in excess of a three-figure amount, in association with which matter the Planning and Environment Committee had been recommended to sell to the company the party wall between 25/27 Hill Street and Morier House in order to clarify the boundaries between those properties.

Matter noted – acceptance of tender

THE STATES noted an Act of the Finance and Economics Committee, dated 14th September 1998, showing that, in pursuance of Rule 5 of the Public Finances (General) (Jersey) Rules 1967, as amended, the Committee had noted that the Public Services Committee had accepted the sole revised tender, namely that submitted by Jakob Stiefel GmbH (specialist contractors), in the sum of £509,100, for the replacement of the grate for the third stream of the Bellozanne Incinerator Plant.

Matters lodged

The following matters were lodged “au Greffe” –

Draft Probate (Jersey) Law 1998 (Appointed Day) Act 199 – P.191/98.

Presented by the Legislation Committee.

Draft Probate (General Provisions) (Jersey) Regulations 199 – P.192/98.

Presented by the Legislation Committee.

Draft Honorary Police (Parochial Domicile) (Jersey) Law 199 – P.193/98.

Presented by the Legislation Committee.

Draft Community Provisions (Provisions relating to the introduction of the Euro) (Jersey) Regulations 199 – P.194/98.

Presented by the Finance and Economics Committee.

Draft Companies (Amendment No. 5) (Jersey) Law 199 – P.195/98.

Presented by the Finance and Economics Committee.

Le Geyt Centre: approval of drawings – P.196/98.

Presented by the Health and Social Services Committee.

Jersey Airport: future status and financing – P.197/98.

Presented by the Harbours and Airport Committee.

Strategic planning – population ceiling – P.198/98.

Presented by Deputy J.T. Johns of St. Helier and referred to the Policy and Resources Committee.

Senator F.H. Walker, Vice-President, Policy and Resources Committee, undertook that the Committee would present its report to the States not later than 2nd February 1999.

Assemblée Internationale de Parlementaires de Langue Française: Executive Committee (P.199/98): amendment – P.200/98.

Presented by Deputy P.J. Rondel of St. John.

Lodged on 15th September 1998 –

Beauvoir, Rue de la Croiserie, Trinity: Committee of Inquiry – P.190/98.

Presented by Senator R.J. Shenton and referred to the Planning and Environment Committee. Senator N.L. Quéree, President, Planning and Environment Committee, undertook that the Committee would present its report to the States on 29th September 1998.

Arrangement of public business for the next meeting on 6th October 1998

THE STATES confirmed that the following matters lodged “au Greffe” would be considered at the next meeting on 6th October 1998 –

Shops: Sunday trading – P.60/98.

Lodged: 31st March 1998.

Deputy A. Breckon of St. Saviour.

Shops – Sunday trading (P.60/98): amendment – P.85/98.

Lodged: 5th May 1998.

Connétable of St. Clement.

Provision of school milk: funding – P.128/98 Revised.

Lodged: 2nd June 1998.

Senator J.S. Rothwell.

Provision of school milk: funding (P.128/98): report – P.186/98.

Presented: 1st September 1998.

Finance and Economics Committee.

Teaching of Jèrriais in primary schools – P.131/98.

Lodged: 9th June 1998.

Education Committee.

Committees of the States: reorganisation – P.151/98 Revised, sub-paragraph (c).

Lodged: 30th June 1998, sub-paragraphs (a) and (b) already considered.

Policy and Resources Committee.

Draft Veterinary Surgeons (Jersey) Law 199 – P.153/98.

Lodged: 30th June 1998.

Agriculture and Fisheries Committee.

Draft Veterinary Surgeons (Jersey) Law 199 (P.153/98): amendments– P.182/98.
Lodged: 18th August 1998.
Agriculture and Fisheries Committee.

St. Helier Waterfront area: acquisition of possible interest– P.172/98.
Lodged: 28th July 1998.
Policy and Resources Committee.

Beauvoir, Rue de la Croiserie, Trinity: Committee of Inquiry – P.190/98.
Presented by Senator R.J. Shenton and referred to the Planning and Environment Committee.

Draft Probate (Jersey) Law 1998 (Appointed Day) Act 199 – P.191/98.
Lodged: 22nd September 1998.
Legislation Committee.

Draft Probate (General Provisions) (Jersey) Regulations 199 – P.192/98.
Lodged; 22nd September 1998.
Legislation Committee.

Draft Honorary Police (Parochial Domicile) (Jersey) Law 199 – P.193/98.
Lodged: 22nd September 1998.
Legislation Committee.

Extraordinary meeting

THE STATES agreed that they would meet in extraordinary session on 7th October 1998 if the business set down for 6th October 1998 was not completed on that day.

MRI Scanner – questions and answers (Tape No. 467)

Deputy Philip John Rondel of St. John asked Senator Richard Joseph Shenton, President of the Health and Social Services Committee, the following questions –

“Over recent months great effort was made by the public to raise funds for an MRI Scanner –

- (a) would the President inform members, and the many people who made donations, when the MRI Scanner is to be installed and made operational?
- (b) would the President also give details of manning arrangements for the MRI Scanner –
- (c) are the staff to be employed from within the existing work force and if so, what training will be given?
- (d) are the staff to be brought in from outside the Island?”

The President of the Health and Social Services Committee replied as follows –

“(a) I am pleased to confirm that substantial progress is being made in making ready the facilities that will be required to accommodate the MRI Scanner. Considerable building work is involved so that we may ensure an appropriate area within the existing X-Ray Department is prepared and this must be achieved without disrupting the smooth and proper functioning of the existing X-Ray services, which are currently also being refurbished.

My Committee is due to receive detailed responses to the tender exercise currently being undertaken

at its next meeting.

The scheduled programme of the building works and installation should be complete by early autumn 1999.

- (b) As identified above, the facility is to be accommodated and operated from within the existing X-Ray Department. Therefore, economies in manpower will be achieved. However, the equivalent of four full-time staff will be required when the facility is fully operational.

These posts will include three additional radiographers and some clerical and administrative support.

- (c) The clinical staff who will operate the MRI facility will probably be staff currently employed in the service who have undergone additional training.
- (d) The current members of staff who will operate the MRI Scanner will need replacing. Therefore, it is likely the three additional radiographers required will need to be recruited on five-year contracts from the United Kingdom.”

Airport redevelopment and proposed relocation of the airport taxiway – questions and answers – (Tape No.467)

Senator Stuart Syvret asked Deputy James Thomas Johns of St. Helier, President of the Harbours and Airport Committee, the following questions –

- “1. Would the President provide a chronology outlining each stage of the decision-making process in respect of the airport redevelopment project, and will he include in this chronology –
 - (a) an account of the bodies involved in making the decisions?
 - (b) a description of the financially relevant information presented to these bodies?
 - (c) the dates upon which they received this information?
- 2. Would the President inform members when his Committee first became aware of the possible requirement to relocate the airport taxiway?
- 3. Would the President inform members of –
 - (a) the final total projected cost of the entire airport redevelopment?
 - (b) the amount so far budgeted for the airport redevelopment?”

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

- “1. A considerable amount of research will be necessary in order to provide the correct information in order to answer Question 1. I shall respond at the earliest opportunity.
- 2. A survey of various aspects of Jersey airport was carried out after the appointment of the Airport Director in 1984. The Committee was advised during winter 1985/spring 1986 that the runway would require resurfacing in 1990, that the Bravo taxiway would require resurfacing in 1995 and that the Alpha taxiway would require resurfacing in the year 2000. Work was put in hand so that the airport runway project could be completed at the required time.

During the detailed planning for the runway resurfacing, further investigative work was carried out with regard to the two taxiways. The Committee was informed in 1989 that both the Bravo taxiway

in the west and the Alpha taxiway in the east would have to be relocated in order to satisfy national and international safety requirements. Airlines using Jersey Airport and the Jersey Aero Club were consulted and informed of this at that time.

3. I propose to deal with Question 3 at the same time as the response to question 1.

However, in case there is any doubt in members' minds, the runway and taxiway projects are not part of the Airport Development Project. The title Airport Development Project was given to the construction of the John Le Fondré departures area, construction of a new arrivals hall, the refurbishment of the ground floor of the 1937 building in order to join it to the two new buildings, the demolition of certain old structures and, lastly, the construction of a new public car park, roadways and forecourt. Members will be provided with a full list of capital projects required for a number of years ahead as part of the information on Projet P.197/98 concerning the Future Structure and Financing of Jersey Airport."

Standard of service rendered by lawyers – questions and answers – (Tape No. 467)

Senator Stuart Syvret asked Deputy Imogen Stephanie Nicholls of Grouville, President of the Legislation Committee, the following questions –

- “1. Would the President provide members with a detailed explanation of what, if any, consumer protection mechanisms are available to members of the public in respect of the standard of service rendered by lawyers?
2. Would the President explain how this compares and contrasts with the service provided by lawyers in the United Kingdom?”

The President of the Legislation Committee replied as follows –

- “1. I believe that there are three separate areas which fall within the question –

1. Standard of legal skills.
2. Fees.
3. Disciplinary procedures.

1. Standard of legal skills

It is an implied term of any contract between lawyer and client that the lawyer will exercise reasonable skill and care in the performance of his duties. Should the lawyer fail to do so, he will be liable in damages to the client for any loss which has been caused to the client as a result of the lawyer's negligence. The claim, if not admitted, would have to be brought before the Courts in the ordinary way.

2. Fees

Where a client is dissatisfied at the level of fees, he may refer the matter to the Committee of the Jersey Law Society which will, with the agreement of the parties, look into whether the fees are reasonable. However the Law Society has no power to enforce its decisions and if either party is not willing to accept the decision, the matter would have to be resolved by the Court.

3. Disciplinary Procedures

In the event of misconduct of a more serious nature which would amount to professional

misconduct, initial complaint can be made to the Law Society. However the Law Society is not an incorporated body and it has no disciplinary powers over its members. In the case of advocates, it is only the Royal Court which has power to impose disciplinary measures such as reprimand, censure, suspension or striking off. In the case of solicitors there is a Disciplinary Committee constituted under the Advocates and Solicitors (Jersey) Law 1997 consisting of five solicitors who may reprimand or censure a solicitor. Any more serious sanction can only be imposed by the Royal Court.

The system for dealing with complaints was reviewed in considerable detail in Chapters 6 and 7 of the Report of the Legal Practice Committee (R.C.35/93) chaired by Sir Godfray Le Quesne QC. It found the present system to be unsatisfactory in many respects. The Committee made a number of recommendations for reform which are to be included in a new Law Society of Jersey Law and a Legal Practitioners Law. I understand that first drafts of these two pieces of legislation have now been prepared by the Law Draftsman and it is the intention of my Committee to bring the necessary legislation before the States as soon as possible.

The Report of the Jersey Consumer Council presented today (R.C.43/98) also contains certain recommendations which will be considered by my Committee.

2. It is not possible to answer this question in detail because, in the short time available since notice of the question was given, the Law Officers Department has not been able to undertake the required research as to the position in the United Kingdom. However I am advised that, in general terms, the position is thought to be broadly similar to that in Jersey, in that complaints of negligence have to be brought before the Courts whereas complaints of professional misconduct are dealt with by the profession's disciplinary bodies. The difference is that, in England, the professional bodies are duly constituted with adequate disciplinary powers both in respect of solicitors and barristers. In addition there is a Legal Services Ombudsman, appointed by the Lord Chancellor, who may investigate how the respective professional disciplinary bodies have dealt with complaints which have been made to them."

Town drainage scheme – questions and answers – (Tape No. 467)

Senator Stuart Syvret asked Senator Vernon Amy Tomes, President of the Public Services Committee, the following questions –

- “1. Would the President inform the Assembly whether the town drainage scheme is sufficiently connected to the Bellozanne treatment works to enable the town drainage scheme to operate at 100 per cent capacity and efficiency?
2. If the town drainage scheme is not sufficiently connected, would the President provide members with an estimate of the costs of any further works that may be necessary?”

The President of the Public Services Committee replied as follows –

- “1. The Senator has referred to the town drainage scheme, and by this I am sure that he is referring to the Weighbridge to Town Centre Surface Water Link and Storage Tank Scheme. I can confirm that this scheme is connected to the Bellozanne treatment works by a pumping main from Snow Hill to the foul sewer in Hill Street, and thence through the sewers to First Tower and Bellozanne. There is a problem with the operational capacity of the scheme, but it is not in the connection to Bellozanne.

The problem is with the pipes carrying the foul sewage which overflows in times of heavy rainfall at the Weighbridge. These pipes are fixed inside the surface water tunnel from Snow Hill to the Weighbridge, and carry the foul sewage to the Cavern at Snow Hill.

During the recent maintenance inspection of the surface water tunnel, it was identified that some of

the holding down brackets on the ductile iron pipes in the tunnel from the Weighbridge to Snow Hill had come loose, allowing the pipes to float to the top of the tunnel. The pipes are one metre in diameter, and, as they are empty for most of the time, they are subject to flotation (caused by the surface water in the tunnel), and have to be held down by steel straps which are bolted to the floor of the tunnel. Detailed inspections have revealed that the holding down bolts on 31 of the 72 straps have pulled loose, over a length of 170 metres of the 437 metre long tunnel. The contractor, Balfour Beatty, has been instructed to investigate the reason for the failures and to submit proposals to rectify the situation.

Until such time as the problem has been resolved, surface water has been diverted back into the old brook and sewer system, and the overflow of foul sewage from the Weighbridge, which cannot be conveyed to the Cavern, has been diverted back to its original outlet, which discharges to sea to the east of the new Marina entrance. Hence, the town sewerage system is currently operating as it did for many years prior to the commissioning of the new surface water tunnel and the Cavern, and the overflows of foul sewage, in times of heavy rainfall, are discharging to sea.

2. As I have just reported to members, the contractor has been instructed to submit proposals to rectify the problems with the pipe fixing system.

The contractor is required, under the terms of the contract, to carry out the remedial works, with the question of who is responsible for the cost of the repairs to be resolved later. However, it is the opinion of the engineer's team that the contractor has been responsible for faulty installation of the holding down bolts, and will be responsible for the cost of the repairs."

Dual rôle of President of the Finance and Economics Committee and Chairman of the Jersey Financial Services Commission – statement

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

"There have been a number of recent comments made regarding my dual rôle as President of the Finance and Economics Committee and Chairman of the Jersey Financial Services Commission. I would like this morning to clarify the position for members.

The Financial Services Commission (Jersey) Law 1998 states that the Chairman of the Commission shall be, for the time being, a member of the Finance and Economics Committee. The appointment of the Chairman is made by the Committee and notified to the States. The inclusion of the wording for the time being in the Law allows the flexibility to implement a change in the Chairman's status, should the Committee and Commission feel it appropriate. An amendment to the Law would, however, be required.

In discussion with Mr. Andrew Edwards– who is conducting a review of the financial legislation and regulatory systems of the Crown Dependencies of Jersey, Guernsey and the Isle of Man – he commented that a non-political Chairman may prove beneficial to the Commission in reinforcing its independence. We are currently awaiting his report.

The Committee and Commission will be jointly considering the matter of the Chairmanship, when the Commission has had the opportunity to reflect upon its role in the light of current international best practice and the Edwards report."

Assemblée Internationale de Parlementaires de Langue Française: Executive Committee – P.199/98

THE STATES commenced consideration of a proposition of Senator Jean Amy Le Maistre regarding the appointment of members of the Executive Committee of the Jersey Branch of the Assemblée Internationale de Parlementaires de Langue Française. After discussion, and on the proposition of Deputy Philip John Rondel of St. John, the proposition was lodged "au Greffe".

Maintenance Orders (Enforcement) (Jersey) Law 199 – P.176/98

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Maintenance Orders (Enforcement) (Jersey) Law 199 .

Hire Cars (Amendment No. 8) (Jersey) Regulations 1998– P.139/98

THE STATES, in pursuance of Article 22A of the Hire Cars (Jersey) Law 1964, as amended, made Regulations entitled the Hire Cars (Amendment No. 8) (Jersey) Regulations 1998.

Public Service Vehicles (Fees) (Amendment No. 9) (Jersey) Regulations 1998– P.140/98

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. 9) (Jersey) Regulations 1998.

Dangerous Wild Animals (Jersey) Law 199 – P.154/98 and amendments – P.183/98

THE STATES commenced consideration of the draft Dangerous Wild Animals (Jersey) Law 199 and adopted the Preamble.

Article 1 was adopted, the States having accepted an amendment of the Agriculture and Fisheries Committee that in sub-paragraph (1) for the words “Article 22” in the definition of “enactment” there should be substituted the words “Article 23”.

Articles 2 to 10 were adopted.

Article 11 was adopted, the States having accepted an amendment of the Agriculture and Fisheries Committee that in sub-paragraph (1)(a) after the words “any matter” there should be inserted the words “or circumstances”.

Article 12 was adopted, the States having accepted an amendment of the Agriculture and Fisheries Committee that in sub-paragraph (1), for sub-paragraph (c) there should be substituted the following–

“(c) that it is contrary to the public interest, on the grounds of the safety of human beings or animals (whether or not they are dangerous wild animals) or of nuisance or on any other grounds, that his licence should remain in force.”.

Articles 13 to 19 were adopted.

Article 20 was adopted, the States having accepted an amendment of the Agriculture and Fisheries Committee that after the words “any dangerous wild animal” there should be inserted the words “by or on behalf of the Committee, the States Veterinary Officer or any person who is authorized in writing for the purposes of Article 14 by the Committee”.

Articles 21 to 24 and the First Schedule were adopted.

The Second Schedule was adopted, the States having accepted an amendment of the Agriculture and Fisheries Committee that in paragraph 1 of Part B of Form 1 for the word “statement” there should be substituted the word “application”.

The Third Schedule was adopted.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the Dangerous Wild Animals (Jersey) Law 199 .

Police (Complaints and Discipline) (Jersey) Law 199 – P.162/98 and amendments – P.184/98

THE STATES commenced consideration of the draft Police (Complaints and Discipline) (Jersey) Law 199 and adopted the Preamble and Articles 1 to 13.

Article 14 was adopted, Deputy F.J. Hill of St. Martin having withdrawn subparagraph (b) of his amendment that in paragraph (2) after the word “Jurats” there should be inserted the words “, none of whom has previously been a member of the Force, port control officer, member of the Honorary Police or member of any other police force,”.

Articles 15 to 26 were adopted.

Article 27 was adopted, Deputy F.J. Hill of St. Martin having withdrawn subparagraph (b) of his amendment that in paragraph (2) after the word “Jurats” there should be inserted the words “, none of whom has previously been a member of the Force, port control officer, member of the Honorary Police or member of any other police force,”.

Articles 28 to 33 were adopted.

The Schedule was adopted, the States having rejected sub-paragraph (a) of the amendment of Deputy F.J. Hill of St. Martin that in paragraph 1 of the Schedule (“Constitution of the Authority”) in sub-paragraph (4)(a) there should be deleted the words “or has previously been”;

Members present voted as follows –

“Pour” (4)

Senators

Shenton, Tomes.

Connétable

St. Martin.

Deputy

St. Martin.

“Contre” (37)

Senators

Le Maistre, Stein, Quérée, Bailhache, Syvret, Walker, Kinnard.

Connétables

St. Clement, St. Lawrence, St. Mary, St. Peter, Grouville, St. Ouen, Trinity, St. Saviour.

Deputies

Wavell(S), H. Baudains(C), Coutanche(L), Trinity, Johns(H), Duhamel(S), Routier(H), Dorey(H), Layzel (B), Breckon(S), Grouville, Huet(H), St. John, Blampied(H), Rabet(H), Crowcroft(H), Vibert(B) de la Haye(B), Le Cornu(C), St. Peter, Dubras(L), S. Ouen.

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, adopted a Law entitled the

Police (Complaints and Discipline) (Jersey) Law 199 .

Road Traffic (Amendment No. 49) (Jersey) Regulations 1998– P.169/98

THE STATES, in pursuance of the powers conferred on them by the Order in Council of the twenty-sixth day of December 1851 and Article 49 of the Road Traffic (Jersey) Law 1956, as amended, made Regulations entitled the Road Traffic (Amendment No. 49) (Jersey) Regulations 1998.

Residential registration scheme – P.179/98

THE STATES rejected a proposition of Deputy Alan Breckon –

- (1) to establish a residential Registration Scheme;
- (2) to appoint a Special Committee –
 - (a) to conduct a full housing survey to establish the actual number of residents, together with their age and length of residency; and
 - (b) to investigate and make recommendations to the States for measures to control population growth to ensure a long-term sustainable population policy;
- (3) to request the Policy and Resources Committee, in consultation with the Finance and Economics and Establishment Committees, to provide the Special Committee with sufficient resources, both finance and manpower, to enable it to undertake its task within a reasonable period of time.

Members present voted as follows –

“Pour” (14)

Senators

Le Maistre, Bailhache, Syvret, Kinnard.

Connétables

St. Mary, St. Peter, Grouville, St. Martin.

Deputies

Johns(H), Duhamel(S), Breckon(S), St. Martin, St. John, Rabet(H).

“Contre” (24)

Senators

Rothwell, Stein, Quérée, Tomes, Walker.

Connétables

St. Clement, St. Lawrence, St. Saviour.

Deputies

H. Baudains(C), Coutanche(L), St. Mary, Trinity, Routier(H), Dorey(H), Layzell(B), Grouville, Huet(H), Blampied(H), Vibert(B), de la Haye(B), Le Cornu(C), St. Peter, Dubras(L), S. Ouen.

Licensing (Licence Fees) (Jersey) Regulations 1998 – P.180/98

THE STATES, in pursuance of Article 11 of the Licensing (Jersey) Law 1974, as amended, made Regulations entitled the Licensing (Licence Fees) (Jersey) Regulations 1998.

Elizabeth Harbour, St. Helier: lease of accommodation to Channel Express (C.I.) Limited– P.181/98

THE STATES, adopting a proposition of the Harbours and Airport Committee, referred to their Act dated 24th October 1995 in which they approved the lease to Channel Express (C.I.) Limited of the south-eastern corner of Phase 1 Warehouse (Letting No. E25), Elizabeth Harbour, St. Helier, measuring 4,810 square feet, for a period of three years commencing 1st July 1995, at an annual rental of £29,504.54, (representing a rate of approximately £6.13 a square foot), subject to annual review on 1st July 1996 and 1st July 1997; and

- (a) approved the lease to Channel Express (C.I.) Limited by way of an addendum to the above lease of an additional 2,781 square feet of accommodation in the south-eastern corner of the Phase 1 Warehouse, (Letting No. E25A), Elizabeth Harbour, St. Helier, comprising office accommodation and a cool room, for a period of two years commencing 1st July 1996, at an annual rental of £17,047.53 (representing a rate of £6.13 a square foot) subject to annual review on 1st July throughout the term of the lease;
- (b) approved an extension of the existing lease and addendum to Channel Express (C.I.) Limited of the combined area (Letting Nos. E25 and E25A, Elizabeth Harbour, St. Helier) measuring 7,591 square feet for a period of six years commencing 1st July 1998 at an annual rental of £51,770.62 (representing a rate of £6.82 a square foot) subject to annual review on 1st July throughout the term of the lease;
- (c) authorised the Greffier of the States to sign the necessary addendum and extension of lease; and
- (d) authorised the Treasurer of the States to receive the additional rent as it became due.

Human Rights legislation – P.189/98

THE STATES, adopting a proposition of the Policy and Resources Committee –

- (a) approved the enactment of a local Law to give effect in Jersey to the European Convention for the Protection of Human Rights and Fundamental Freedoms;
- (b) charged the Legislation Committee to prepare the draft Law and agreed that the drafting of the Law should have priority over all other matters currently receiving the attention of the Law Draftsman's Office.

Members present voted as follows –

“Pour” (35)

Senators

Rothwell, Le Maistre, Stein, Quérée, Bailhache, Syvret, Walker, Kinnard.

Connétables

St. Clement, St. Lawrence, St. Mary, St. Peter, Grouville, St. Martin, St. Saviour.

Deputies

H. Baudains(C), Coutanche(L), St. Mary, Trinity, Johns(H), Duhamel(S), Routier(H), Layzell(B), Brecko (S), Grouville, Huet(H), St. Martin, St. John, Rabet(H), Vibert(B), de la Haye(B), Le Cornu(C), St. Pe Dubras(L), St. Ouen.

“Contre” (0)

Adjournment

THE STATES then adjourned, having agreed that the following outstanding items of public business should be considered on Tuesday, 6th October 1998 –

British-Irish Council – P.185/98
Lodged: 1st September 1998
Policy and Resources Committee.

La Fontaine Hotel, La Route de Beaumont, St. Peter: Development in Aircraft Noise Zone 1– P.187/98
Lodged: 8th September 1998
Planning and Environment Committee.

THE STATES rose at 4.04 p.m.

G.H.C. COPPOCK

Greffier of the States.