

# STATES OF JERSEY



## DRAFT LOI (1914) SUR LA VOIRIE (AMENDMENT) (JERSEY) REGULATIONS 201-

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Lodged au Greffe on 14th January 2015  
by the Comité des Connétables

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STATES GREFFE





Jersey

## **DRAFT LOI (1914) SUR LA VOIRIE (AMENDMENT) (JERSEY) REGULATIONS 201-**

### **REPORT**

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The *Loi (1914) sur la Voirie* deals with the policing of public roads.

The cutting of the *branchage* and the holding of the bi-annual *Visites du Branchage* are important to ensure the safety of all road users, whether pedestrian or vehicular. It is also important to ensure that the penalties for failing to comply with the requirement to cut the *branchage* are adequate.

The current administrative penalties may not exceed £50 and were last reviewed in 1995, but since then the Retail Price Index has almost doubled. Based on this change, the Comité des Connétables is proposing that the administrative penalties be increased to an amount not exceeding £100.

#### **Financial and manpower implications**

There are no financial implications for the States or the parishes arising from the adoption of these Regulations unless the branchage is not cut and removed when directed.

There are no manpower implications for the States or the parishes arising from the adoption of these Regulations.

## Explanatory Note

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The Loi (1914) sur la Voirie (the “Loi”) provides for a civil penalty to be imposed –

- under Article 41(1)(c), on a person who has failed to comply with the Connétable’s notice to cut branchage prior to the Visite du Branchage; and
- under Article 45, on a person who has failed to comply with an order of the Connétable to have branchage cut and removed within the time prescribed by the Connétable.

These draft Regulations would, under –

- *Article 1* amend the Loi so as to increase the level of civil penalty imposed under each of Articles 41(1)(c) and 45 (last set in 1995) from a maximum penalty of £50 to a maximum penalty of £100;
- *Article 2* provide for their title and for their coming into force 7 days after they are made.



Jersey

## **DRAFT LOI (1914) SUR LA VOIRIE (AMENDMENT) (JERSEY) REGULATIONS 201-**

*Made* [date to be inserted]  
*Coming into force* [date to be inserted]

**THE STATES**, in pursuance of the Order in Council of 26th December 1851<sup>1</sup> and Article 47 of the Loi (1914) sur la Voirie<sup>2</sup>, have made the following Regulations –

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### **1 Amendment of the Loi (1914) sur la Voirie**

In Articles 41(1)(c) and 45 of the Loi (1914) sur la Voirie<sup>3</sup>, for the amount “£50” there is substituted the amount “£100”.

### **2 Citation and commencement**

These Regulations may be cited as the Loi (1914) sur la Voirie (Amendment) (Jersey) Regulations 201- and come into force 7 days after they are made.

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- <sup>1</sup> *chapter 23.350*  
<sup>2</sup> *chapter 25.950*  
<sup>3</sup> *chapter 25.950*