

**THE STATES assembled on Wednesday  
27th February 2008, at 09.30 a.m. under  
the Presidency of the Deputy Bailiff,  
Mr. Michael Cameron St. John Birt Esquire.**

All members were present at roll call with the exception of –

Senator Stuart Syvret – en défaut  
Senator Frank Harrison Walker – en défaut (défaut raised at 10.04 a.m.)  
Connétable Thomas John du Feu of St. Peter– ill  
Deputy Peter Nicholas Troy of St. Brelade– ill  
Deputy Carolyn Fiona Labey of Grouville – en défaut  
Deputy John Alexander Nicholas Le Fondré of St. Lawrence– en défaut  
Deputy Shona Pitman of St. Helier– en défaut

Prayers read by the Deputy Greffier of the States

**Deputy of Grouville – attendance**

THE STATES rejected a proposition by Deputy Jacqueline Jeannette Huet of St. Helier, made in accordance with Standing Order 53(3), that the reason for the absence of the Deputy of Grouville was such that she should be excused attendance.

**Service at Gouray Church**

The Deputy Bailiff, on behalf of all members, thanked the Dean, the Very Reverend Robert Key and Canon Dr. Peter Williams for arranging the service of remembrance, which had taken place at Gouray Church the previous evening, for the alleged victims of abuse at the Haut de la Garenne children's home.

**Waterfront Skateboard and Youth and Community Centre P.8/2008**

THE STATES, having resumed consideration of a proposition of Deputy John Benjamin Fox of St. Helier concerning the provision of a Waterfront Skateboard and Youth and Community Centre, rejected a proposition of the Deputy of St. Martin to refer the matter back for further information, in accordance with Standing Order 83(1).

Members present voted as follows –

**POUR: 11**

Senator L. Norman  
Senator T.A. Le Sueur  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Connétable of St. Ouen  
Connétable of St. Martin  
Deputy of St. Martin  
Deputy G.C.L. Baudains (C)  
Deputy C.J. Scott Warren (S)  
Deputy A.J.D. Maclean (H)  
Deputy of St. John

**CONTRE: 30**

Senator F.H. Walker  
Senator P.F. Routier  
Senator M.E. Vibert  
Senator B.E. Shenton  
Senator J.L. Perchard  
Connétable of St. Mary  
Connétable of St. Clement  
Connétable of St. Helier  
Connétable of Trinity  
Connétable of St. Lawrence  
Connétable of Grouville  
Connétable of St. Brelade  
Connétable of St. John  
Deputy R.C. Duhamel (S)

**ABSTAIN: 2**

Senator F.E. Cohen  
Deputy of St. Mary

Deputy A. Breckon (S)  
 Deputy J.J. Huet (H)  
 Deputy R.G. Le Hérissier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy S.C. Ferguson (B)  
 Deputy of St. Ouen  
 Deputy P.J.D. Ryan (H)  
 Deputy J.A. Hilton (H)  
 Deputy G.W.J. de Faye (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy D.W. Mezbourian (L)  
 Deputy S.S.P.A. Power (B)  
 Deputy K.C. Lewis (S)  
 Deputy I.J. Gorst (C)

THE STATES, adopting the proposition of Deputy John Benjamin Fox of St. Helier, agreed to request that the Council of Ministers –

- (a) take all necessary steps, in conjunction with the Waterfront Enterprise Board if necessary, (and if appropriate the proposed Jersey Enterprise Board Limited) to ensure that a skateboard park was established on the old TNT warehouse site on the New North Quay by a target date of December 2008;
- (b) take all necessary steps, in conjunction with the Waterfront Enterprise Board if necessary, (and if appropriate the proposed Jersey Enterprise Board Limited) to ensure that a Youth and Community Centre was established on part of the area on top of the Waterfront multi-storey car park by a target date of 2011.

Members present voted as follows –

**POUR: 26**

Senator F.H. Walker  
 Senator P.F. Routier  
 Senator M.E. Vibert  
 Senator B.E. Shenton  
 Senator J.L. Perchard  
 Connétable of St. Ouen  
 Connétable of St. Mary  
 Connétable of St. Clement  
 Connétable of St. Helier  
 Deputy R.C. Duhamel (S)  
 Deputy A. Breckon (S)  
 Deputy J.J. Huet (H)  
 Deputy of St. Martin  
 Deputy C.J. Scott Warren (S)  
 Deputy R.G. Le Hérissier (S)  
 Deputy J.B. Fox (H)  
 Deputy J.A. Martin (H)  
 Deputy G.P. Southern (H)  
 Deputy S.C. Ferguson (B)  
 Deputy of St. Ouen  
 Deputy J.A. Hilton (H)  
 Deputy G.W.J. de Faye (H)  
 Deputy P.V.F. Le Claire (H)  
 Deputy D.W. Mezbourian (L)  
 Deputy of St. John

**CONTRE: 11**

Senator L. Norman  
 Senator P.F.C. Ozouf  
 Senator T.J. Le Main  
 Connétable of St. Lawrence  
 Connétable of Grouville  
 Connétable of St. Brelade  
 Connétable of St. Martin  
 Connétable of St. John  
 Deputy S.S.P.A. Power (B)  
 Deputy A.J.D. Maclean (H)  
 Deputy K.C. Lewis (S)

**ABSTAIN: 6**

Senator T.A. Le Sueur  
 Senator F.E. Cohen  
 Connétable of Trinity  
 Deputy G.C.L. Baudains (C)  
 Deputy of Trinity  
 Deputy of St. Mary

Deputy I.J. Gorst (C)

### **Declaration of interest**

Senator Frederick Ellyer Cohen, in accordance with the provisions of Standing Order 106(b), declared an interest in this matter in view of his responsibility as Minister for Planning and Environment, but remained in the Chamber for the duration of the debate.

### **Goods and Services Tax: restriction on amendment of 3% rate P.19/2008**

THE STATES rejected a proposition of Deputy Geoffrey Peter Southern of St. Helier –

- (a) amend the restriction in Article 8(4) of the Goods and Services Tax (Jersey) Law 2007 that prevented the Regulation-making power in Article 8(1) being used for 3 years after the introduction of the 3% GST rate, to allow for the rate to be reduced below 3% within the 3 year period; and
- (b) request the Minister for Treasury and Resources to bring forward for approval the necessary amendment to Article 8(4) of the Law to give effect to the proposal.

Members present voted as follows –

#### **POUR: 17**

Senator L. Norman  
Senator B.E. Shenton  
Connétable of St. Clement  
Connétable of St. Helier  
Connétable of St. Brelade  
Connétable of St. Martin  
Deputy A. Breckon (S)  
Deputy of St. Martin  
Deputy G.C.L. Baudains (C)  
Deputy C.J. Scott Warren (S)  
Deputy J.A. Martin (H)  
Deputy G.P. Southern (H)  
Deputy J.A. Hilton (H)  
Deputy P.V.F. Le Claire (H)  
Deputy D.W. Mezbourian (L)  
Deputy A.J.D. Maclean (H)  
Deputy K.C. Lewis (S)

#### **CONTRE: 23**

Senator T.A. Le Sueur  
Senator P.F. Routier  
Senator P.F.C. Ozouf  
Senator T.J. Le Main  
Senator J.L. Perchard  
Connétable of St. Mary  
Connétable of Trinity  
Connétable of St. Lawrence  
Connétable of Grouville  
Connétable of St. John  
Connétable of St. Saviour  
Deputy R.C. Duhamel (S)  
Deputy J.J. Huet (H)  
Deputy R.G. Le Hérisier (S)  
Deputy S.C. Ferguson (B)  
Deputy of St. Ouen  
Deputy P.J.D. Ryan (H)  
Deputy of St. Peter  
Deputy G.W.J. de Faye (H)  
Deputy of Trinity  
Deputy S.S.P.A. Power (B)  
Deputy I.J. Gorst (C)  
Deputy of St. Mary

#### **ABSTAIN: 0**

### **Manual Workers' Joint Council: Employers' Side Membership P.24/2008**

THE STATES, adopting a proposition of the Chief Minister, agreed, in accordance with their Act dated 9th November 1961, as amended, concerning the membership of the Manual Workers' Joint Council, to appoint the following 4 representatives of the States to serve as members of the Employers' Side of the Council for 2008 –

Deputy Ian Joseph Gorst of St. Clement  
Senator James Leslie Perchard

Mr. John Michael Pollard, Chief Executive, Health and Social Services  
Mr. John Richardson, Chief Executive Officer, Transport and Technical Services.

## **Draft Distance Selling (Jersey) Law 2007 (Appointed Day) Act 200- P.26/2008**

THE STATES, in pursuance of Article 26(2) of the Distance Selling (Jersey) Law 2007, made an Act entitled Distance Selling (Jersey) Law 2007 (Appointed Day) Act 2008.

### **Arrangement of public business for future meetings**

THE STATES agreed the following arrangement of public business for future meetings proposed, as amended, by the Chairman of the Privileges and Procedures Committee in accordance with the provisions of Standing Order 88(3) –

#### **11th March 2008**

Code of Practice for Scrutiny Panels and the Public Accounts Committee. P.198/2007.  
Lodged: 28th December 2007.  
*Chairmen's Committee.*

Code of Practice for Scrutiny Panels and the Public Accounts Committee P.198/2007.  
(P.198/2007): comments. Com.  
Presented: 4th February 2008.  
*H.M. Attorney General.*

Code of Practice for Scrutiny Panels and the Public Accounts Committee P.198/2007.  
(P.198/2007): amendment. Amd.  
Lodged: 12th February 2008.  
*Council of Ministers.*

Draft Taxation (Land Transactions) (Jersey) Law 200-. P.185/2007.  
Lodged: 4th December 2007.  
*Minister for Treasury and Resources.*

Draft Taxation (Land Transactions) (Jersey) Law 200- (P.185/2007): amendments. P.185/2007.  
Lodged: 26th February 2008. Amd.  
*Minister for Treasury and Resources.*

Draft Public Elections (Amendment No. 2) (Jersey) Law 2008 (Appointed Day) Act P.12/2008.  
200-.  
Lodged: 25th January 2008.  
*Privileges and Procedures Committee.*

Draft Public Elections (Amendment No. 2) (Jersey) Regulations 200. P.13/2008.  
Lodged: 25th January 2008.  
*Privileges and Procedures Committee.*

Draft Price Indicators (Jersey) Regulations 200-. P.14/2008.  
Lodged: 28th January 2008. (re-issue)  
*Minister for Economic Development.*

Draft Price Indicators (Jersey) Regulations 200- (P.14/2008): amendments. P.14/2008.  
Lodged: 6th February 2008. Amd.  
*Senator L. Norman.*

Draft Price Indicators (Jersey) Regulations 200- (P.14/2008): second amendments. P.14/2008.  
Lodged: 26th February 2008. Amd.(2)  
*Minister for Economic Development.*

Draft Harbours (Amendment No. 41) (Jersey) Regulations 200. Lodged: 29th January 2008. <i>Minister for Economic Development.</i>	P.15/2008.
Draft Boats and Surf-Riding (Control) (Amendment No. 27) (Jersey) Regulations 200. Lodged: 29th January 2008. <i>Minister for Economic Development.</i>	P.16/2008.
Draft Goods and Services Tax (International Services Entities) (Jersey) Regulations 200-. Lodged: 15th January 2008. <i>Minister for Treasury and Resources.</i>	P.10/2008.
Draft Goods and Services Tax (International Service Entities) (Jersey) Regulations 200- (P.10/2008): amendments. Lodged: 26th February 2008. <i>Minister for Treasury and Resources.</i>	P.10/2008. Amd.
Draft Goods and Services Tax (Amendment) (Jersey) Law 200-. Lodged: 29th January 2008. <i>Minister for Treasury and Resources.</i>	P.17/2008.
Draft Goods and Services Tax (Amendment) (Jersey) Law 200- (P.17/2008): amendments. Lodged: 26th February 2008. <i>Minister for Treasury and Resources.</i>	P.17/2008. Amd.
Draft Civil Aviation (Jersey) Law 200-. Lodged: 29th January 2008. <i>Minister for Home Affairs.</i>	P.18/2008.
Rear seat-belts and child booster seats. Lodged: 12th February 2008. <i>Deputy P.V.F. Le Claire of St. Helier.</i>	P.27/2008.
Jersey Charities Commission: Feasibility Study. Lodged: 12th February 2008. <i>Deputy I.J. Gorst of St. Clement.</i>	P.28/2008.
Appointments Commission: re-appointment of member. Lodged: 19th February 2008. <i>Chief Minister.</i>	P.30/2008.
<b><u>1st April 2008</u></b>	
Jersey Enterprise Board Limited: proposed establishment. Lodged: 19th December 2007. <i>Council of Ministers.</i>	P.194/2007.
Jersey Enterprise Board Limited: proposed establishment (P.194/2007) – amendment. Lodged: 28th December 2007. <i>Deputy J.B. Fox of St. Helier.</i>	P.194/2007. Amd.
Jersey Enterprise Board Limited: proposed establishment (P.194/2007) – third amendment. Lodged: 19th February 2008. <i>Public Accounts Committee.</i>	P.194/2007. Amd.(3)
Millennium Town Park: Funding from Strategic Reserve.	P.1/2008.

Lodged: 3rd January 2008. <i>Deputy G.P. Southern of St. Helier.</i>	
Millennium Town Park: Funding from Strategic Reserve (P.1/2008) – comments. Presented: 26th February 2008. <i>Minister for Treasury and Resources.</i>	P.1/2008. Com.
Draft Export Control (Jersey) Law 200-. Lodged: 5th February 2008. <i>Minister for Home Affairs.</i>	P.21/2008.
Draft Employment of States of Jersey Employees (Amendment No. 3) (Jersey) Regulations 200-. Lodged: 5th February 2008. <i>Chief Minister.</i>	P.22/2008.
Draft Act annulling the Motor Vehicles (Construction and Use) (Amendment No. 9) (Jersey) Order 2007. Lodged: 6th February 2008. <i>Deputy G.C.L. Baudains of St. Clement.</i>	P.23/2008.
Draft Political Parties (Registration) (Jersey) Law 200-. Lodged: 8th February 2008. <i>Privileges and Procedures Committee.</i>	P.25/2008.
Draft Proceeds of Crime (Supervisory Bodies) (Jersey) Law 200-. Lodged: 18th February 2008. <i>Minister for Economic Development.</i>	P.29/2008.
Draft Customs and Excise (Amendment No. 5) (Jersey) Law 200. Lodged: 19th February 2008. <i>Minister for Treasury and Resources.</i>	P.31/2008.
Census of Island's population. Lodged: 26th February 2008. <i>Deputy of Grouville.</i>	P.32/2008.
Rezoning of sites in the Green and Countryside Zones and Island Plan Review. Lodged: 26th February 2008. <i>Deputy of Grouville.</i>	P.33/2008.
Committee of Inquiry into the operation of Third Party Planning Appeals. Lodged: 26th February 2008. <i>Deputy C.J. Scott Warren of St. Saviour.</i>	P.35/2008.

**29th April 2008**

Draft Health Implementation (Jersey) Law 200-. Lodged: 26th February 2008. <i>Minister for Health and Social Services.</i>	P.34/2008.
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THE STATES rose at 12.40 p.m.

**A.H. HARRIS**

*Deputy Greffier of the States*