

STATES OF JERSEY ORDER PAPER

Tuesday, 23rd October 2001

A. COMMUNICATIONS BY THE BAILIFF

B. TABLING OF SUBORDINATE LEGISLATION

(Explanatory note attached)

Hospital Charges (Long-Stay Patients) (Amendment) (Jersey)
Order 2001. R & O 143/2001.

Health and Social Services Committee.

C. MATTERS RELATING TO COMMITTEE MEMBERSHIP

Resignation of Deputy J.B. Fox of St. Helier from the Overseas
Aid Committee.

D. PRESENTATION OF PAPERS

(a) Papers for information

Matters presented under Standing Order 6A(1)(a)

Funding of welfare (P.135/2001): comments. P.135/2001.
Human Resources Committee. Com.

Matters presented under Standing Order 6A(1)(b)

Presented on 16th October 2001

Public Sector Manpower Report for the period 1st January 2001 to 30th June 2001. R.C.35/2001.
Human Resources Committee.

Stabilisation of Property Prices and the Provision of Affordable Residential Accommodation P.68/2001.
(P.68/2001): comments. Com.(2)
Policy and Resources Committee.

(b) Notification of Standing Order decisions

10th October 2001

Decisions under delegated functions.
Finance and Economics Committee.

(c) Notification of acceptance of tenders

(d) Papers to be lodged "au Greffe" under Standing Order 17A(1)(a)

6 Plaisance Terrace, La Route du Fort, P.159/2001.
St. Saviour: transfer of administration.
Health and Social Services Committee.

States members' income support and expense allowance: annual increases. P.160/2001.
House Committee.

Hotel Cristina, Mont Félard, St. Lawrence: P.161/2001.
development in the Green Zone.
Planning and Environment Committee.

Draft Shipping (Jersey) Law 200-. P.162/2001.
Harbours and Airport Committee.

**(e) Notification of Papers lodged “au Greffe” under
Standing Order 17A(1)(b)**

Lodged on 16th October 2001

Meetings of the States of Jersey in 2002: P.149/2001.
suspension of Standing Order 4(1).
House Committee.

Draft Gambling (Betting) (Amendment No. 11) P.150/2001.
(Jersey) Regulations 200-.
Gambling Control Committee.

Projet d'Acte (200-) mettant en vigueur la Loi (2001) (Amendement No. 8) réglant la procédure criminelle. <i>Comité de Législation.</i>	P.151/2001.
Draft Law Reform (Disclosure and Conduct Before Action) (Jersey) Law 1999 (Appointed Day) Act 200-. <i>Legislation Committee.</i>	P.152/2001.
Draft Criminal Justice (International Co-operation) (Jersey) Law 2001 (Appointed Day) Act 200-. <i>Finance and Economics Committee.</i>	P.153/2001.
Draft Criminal Justice (International Co-operation) (Jersey) Regulations 200-. <i>Finance and Economics Committee.</i>	P.154/2001.
Draft Collective Investment Funds (Amendment No. 3) (Jersey) Law 200. <i>Finance and Economics Committee.</i>	P.155/2001.
Draft Banking Business (Amendment No. 3) (Jersey) Law 200-. <i>Finance and Economics Committee.</i>	P.156/2001.
Draft Insurance Business (Amendment No. 3) (Jersey) Law 200-. <i>Finance and Economics Committee.</i>	P.157/2001.
Draft Financial Services (Amendment) (Jersey) Law 200-. <i>Finance and Economics Committee.</i>	P.158/2001.

(f) Papers for consideration by the States in Committee under Standing Order 38A

E. STATEMENTS AND PROPOSITIONS RELATING TO THE ARRANGEMENT OF PUBLIC BUSINESS AT THIS OR ANY SUBSEQUENT MEETING

THE STATES are asked to agree that the following matters lodged "au Greffe" be considered at the next meeting on 30th October 2001 -

Meetings of the States of Jersey in 2002: P.149/2001.
suspension of Standing Order 4(1).
Lodged: 16th October 2001.
House Committee.

Draft Gambling (Betting) (Amendment No. 11) P.150/2001.
(Jersey) Regulations 200-.
Lodged: 16th October 2001.
Gambling Control Committee.

Projet d'Acte (200-) mettant en vigueur la Loi P.151/2001.
(2001) (Amendement No. 8) réglant la procédure
criminelle.
Logé au Greffe le 16 octobre 2001.
Comité de Législation.

Draft Law Reform (Disclosure and Conduct P.152/2001.
Before Action) (Jersey) Law 1999 (Appointed
Day) Act 200-.
Lodged: 16th October 2001.
Legislation Committee.

Draft Criminal Justice (International Co- P.153/2001.
operation) (Jersey) Law 2001 (Appointed Day)
Act 200-.
Lodged: 16th October 2001.
Finance and Economics Committee.

Draft Criminal Justice (International Co- P.154/2001.
operation) (Jersey) Regulations 200-.
Lodged: 16th October 2001.
Finance and Economics Committee.

Draft Collective Investment Funds (Amendment P.155/2001.
No. 3) (Jersey) Law 200.
Lodged: 16th October 2001.
Finance and Economics Committee.

Draft Banking Business (Amendment No. 3) P.156/2001.
(Jersey) Law 200-.
Lodged: 16th October 2001.
Finance and Economics Committee.

Draft Insurance Business (Amendment No. 3) P.157/2001.
(Jersey) Law 200-.
Lodged: 16th October 2001.
Finance and Economics Committee.

Draft Financial Services (Amendment) (Jersey) P.158/2001.
Law 200-.
Lodged: 16th October 2001.
Finance and Economics Committee.

THE STATES are asked to agree in principle that the following matter lodged "au Greffe" be considered on 6th November 2001 -

Draft Parish Rate (Administration) (Jersey) Law 200- . P.143/2001.
Lodged: 9th October 2001.
Legislation Committee.

Draft Piercing and Tattooing (Jersey) Law 200- P.144/2001.
Lodged: 9th October 2001.
Health and Social Services Committee.

In accordance with Standing Order 17(6) the following Papers are deemed to be withdrawn -

St. Helier Waterfront: value of capital projects. P.176/2000.
Lodged: 10th October 2000.
Senator S. Syvret.

Draft Bankruptcy (Désastre) (Amendment No. 5) P.179/2000.
(Jersey) Law 200-
Lodged: 24th October 2000.
Finance and Economics Committee.

In accordance with Standing Order 22(3) the President of the House Committee has instructed the Greffier of the States to withdraw the proposition regarding States members income support and expense allowance: annual increases (P.74/2001 lodged "au Greffe" on 8th May 2001), the Committee having lodged "au Greffe" a revised proposition (P.160/2001) at the present meeting.

F. PRESENTATION OF PETITIONS

G. QUESTIONS

Deputy R.G. Le Hérisssier of St. Saviour will ask a question of the President of the Harbours and Airport Committee regarding management.

Deputy P.F.C, Ozouf of St. Helier will ask questions of the President of the Agriculture and Fisheries Committee regarding current proposals and its Policy Report 2001 (P.126/2001).

H. MATTERS OF PRIVILEGE

I. PERSONAL STATEMENTS

J. COMMITTEE STATEMENTS

The President of the Etat Civil Committee will make a statement regarding the Census.

PUBLIC BUSINESS

K.

Draft Public Elections (Jersey) Law 200- Lodged: 28th August 2001. <i>(Preamble and Articles 1 to 6 and 7 as amended adopted on 9th October 2001.)</i> <i>Legislation Committee.</i>	P.132/2001.
Draft Public Elections (Jersey) Law 200- (P.132/2001): comments. Presented: 25th September 2001. <i>Human Resources Committee.</i>	P.132/2001. Com.
Draft Public Elections (Jersey) Law 200- (P.132/2001): comments. Presented: 9th October 2001. <i>Finance and Economics Committee.</i>	P.132/2001. Com.(2)
Draft Public Elections (Jersey) Law 200- (P.132/2001): amendments. Lodged: 18th September 2001. <i>(Amendments to Article 6 rejected on 9th October 2001.)</i> <i>Deputy J.L. Dorey of St. Helier.</i>	P.132/2001. Amd.
Draft Public Elections (Jersey) Law 200- (P.132/2001): third amendments. Lodged: 9th October 2001. <i>Deputy P.F. Routier of St. Helier.</i>	P.132/2001. Amd.(3)
Draft Public Elections (Jersey) Law 200- (P.132/2001): fourth amendment. Lodged: 9th October 2001. <i>Connétable of St. Helier.</i>	P.132/2001. Amd.(4)
Stabilisation of Property Prices and the Provision of Affordable Residential Accommodation. Lodged: 24th April 2001. <i>Deputy A. Breckon of St. Saviour.</i>	P.68/2001.

<p>Stabilisation of Property Prices and the Provision of Affordable Residential Accommodation (P.68/2001): comments. Presented: 4th September 2001. <i>Finance and Economics Committee.</i></p>	<p>P.68/2001. Com.</p>
<p>Stabilisation of Property Prices and the Provision of Affordable Residential Accommodation (P.68/2001): comments. Presented: 16th October 2001. <i>Policy and Resources Committee.</i></p>	<p>P.68/2001. Com.(2)</p>
<p>Jersey Child Care Trust: five year strategy (2002-2006) and the provision of funding. Lodged: 31st July 2001. <i>Education Committee.</i></p>	<p>P.121/2001.</p>
<p>Jersey Child Care Trust: five year strategy (2002-2006) and the provision of funding (P.121/2001): amendment. <i>Deputy J-A. Bridge of St. Helier.</i> <i>Attached.</i></p>	
<p>Draft Firearms (Jersey) Law 2000 (Appointed Day) Act 200-. Lodged: 2nd October 2001. <i>Home Affairs Committee.</i></p>	<p>P.141/2001.</p>
<p>Draft Firearms (Amendment) (Jersey) Law 2000 (Appointed Day) Act 200-. Lodged: 2nd October 2001. <i>Home Affairs Committee.</i></p>	<p>P.142/2001.</p>

Draft Health Care (Registration) (Amendment) P.145/2001.
(Jersey) Law 200-
Lodged: 9th October 2001.
Health and Social Services Committee.

C.M. NEWCOMBE

Greffier of the States

18th October 2001

Explanatory Note regarding subordinate legislation tabled at this meeting.

R & O 143/2001

The purpose of this Order is to increase the weekly and daily hospital charges for long-stay patients over the age of 65 from £248.40 to £259 and from £35.50 to £37 respectively.

The Order was made on 18th October 2001 and comes into force on 1st November 2001.

**NOTIFICATION OF STANDING ORDER DECISIONS -
FINANCE AND ECONOMICS COMMITTEE
(delegated functions)**

10th October 2001

- (a) as recommended by the Planning and Environment Committee, a Deed of Arrangement with Newchurch Limited (the owner of Sacré Coeur, Rouge Bouillon, St. Helier) to cancel the existing rights relating to the boundaries between the formed Summerland premises and the Sacré Coeur, and to establish more appropriate and clearly defined rights and obligations for both parties (as set out in a letter dated 4th June 2001 from the Director of Property Services), with the Committee to be responsible for both parties' legal costs arising from this transaction;
- (b) as recommended by the Planning and Environment Committee, the renewal of the sub-lease to BMI Health Services of the ground floor office suite (left-hand side) at Axminster House, Devonshire Place, St. Helier, for the period from 23rd March 2001 to 31st December 2002, at a commencing annual rent of £17,533.56 payable quarterly in advance, with all other terms and conditions to remain the same as the existing agreement, on the basis that each party will be responsible for its own legal costs arising from this transaction;
- (c) as recommended by the Health and Social Services Committee, the renewal of the lease from Mrs. Monica Billot Cotillard, née Le Quesne, of the property known as L'Hermitage Farm Flat, Les Varines, St. Saviour, for a period of three years from 24th April 2001 at a revised annual rent of £11,700 (£225 a week) payable quarterly in advance, with an option to extend for an additional 12 months to 23rd April 2005, if required, subject to annual rent reviews in line with the Jersey Retail Price Index, and subject also to three months notice on behalf of the tenant Committee only, with the Health and Social Services Committee to be responsible for the payment of both parties' legal costs in relation to the preparation of the lease documentation, and with all other terms and conditions to remain as contained in the existing lease;
- (d) as recommended by the Health and Social Services Committee, the renewal of the lease from Mrs. Evelyn Hefford, née Hervé, of the property known as 17 Court Drive, La Route de la Haule, St. Lawrence for a further period of two years from 1st August 2001, at a revised annual rent of £15,000 (£288.46 a week) payable quarterly in advance, subject to annual rent reviews in line with the Jersey Retail Price Index, and subject also to three months notice on behalf of the tenant Committee only, with each party to be responsible for its own legal costs arising from this transaction, and with all other terms and conditions to remain as contained in the existing lease;
- (e) as recommended by the Public Services Committee, a Deed of Arrangement with the Channel Islands Co-Operative Society Limited in respect of a boundary wall between the Bellozanne Scrap Metal Plant, Bellozanne Valley, St. Helier and the neighbouring property owned by the Company, in order to recognise the alteration of the boundary wall by the construction of a new walkway by the Company as part of a new building being erected on the site, on the basis of terms and conditions set out in a letter dated 1st August 2001 from the Director of Property Services, with the Company to be responsible for both

parties' legal costs arising from this transaction.

QUESTION PAPER

(See Item G)

Deputy R.G. Le Hérisssier of St. Saviour will ask the following question of the President of the Harbours and Airport Committee -

“Would the President -

- (a) identify the number of senior management posts in (i) the Harbours and (ii) the Airport, and the costs of (i) and (ii);
- (b) indicate what plans are in place to rationalise management positions in both areas or to use management positions across both areas.”

Deputy P.F.C. Ozouf of St. Helier will ask the following questions of the President of the Agriculture and Fisheries Committee -

- “1. (a) Would the President explain the background to the Industry's Indoor Tomato Exit Strategy, including if and when (including dates) the Committee discussed the plan and whether the Committee supports or otherwise the plan?
 - (b) if the Committee supports the Exit Strategy what actions does it intend to take, including a timetable?
- 2. Would the President outline the timetable and budget for the work being carried out for a new Potato Marketing Export Scheme and would he explain what the principal purpose of the proposed new scheme is?
- 3. Would the President explain the reason for setting up a special sub-committee to consider the services provided by his department, and advise members of the terms of reference, if any, and when it is due to report back to the Committee?
- 4. With regard to the Agriculture and Fisheries: policy report 2001 (P.126/2001), would the President inform members -
 - (a) whether the Oxford Policy Management been asked to comment on its policy report?
 - (b) of the advice given by OXERA on its policy report, and the Committee's response to that advice?
 - (c) of his Committee's understanding of the reason or reasons for the collapse of the inter-Committee working party on the policy report 2001 (P.126/2001)?
 - (d) if and when his Committee intends seeking a date for a debate for the lodged policy report 2001?
 - (e) whether the Committee expects or proposes that there will need to be any amendments to the strategy and if so would the President advise members what they are?
 - (f) what the reasons for the latest delays are and whether the delays are having any consequences

for farmers and growers?"

JERSEY CHILD CARE TRUST: FIVE YEAR STRATEGY (2002 -2006) AND THE PROVISION OF FUNDING
(P.121/2001) - AMENDMENTS

- (1) *After paragraph (a) of the proposition, insert the following paragraphs-*
- “(b) to request each Committee of the States listed in the Strategy to report annually to the Director of the Jersey Child Care Trust on progress made towards meeting the objectives set out in the Strategy;
 - (c) to request the Education Committee to present to the States each year the Annual Report of the Trust setting out progress in meeting the objectives identified in the Strategy”
- (2) *Re-letter paragraph (b) as paragraph (d).*

DEPUTY J-A. BRIDGE OF ST. HELIER

Report

The aim of this amendment is to ensure that Jersey Childcare Trust Five Year Strategy receives appropriate priority on each Committee's agenda in the next five years. In addition it seeks to ensure that, should there be constraints to progress, these are brought to the attention of the Assembly in order that the States may work towards a resolution.

There are no additional financial or manpower implications for the States as a result of this amendment.