

STATES OF JERSEY ORDER PAPER

Tuesday 3rd December and
Wednesday 4th December 2002

SUPPLEMENTARY

B. TABLING OF SUBORDINATE LEGISLATION

(Explanatory note attached)

Royal Court (Remuneration of Commissioners) (Jersey)
Order 2002. R&O 149/2002.

Finance and Economics Committee.

Court of Appeal (Remuneration of Ordinary Judges)
(Jersey) Order 2002. R&O 150/2002.

Finance and Economics Committee.

Companies (Subsidiaries) (Transitional Provisions) (No. 2)
(Jersey) Order 2002. R&O 151/2002.

Finance and Economics Committee.

D. PRESENTATION OF PAPERS

(a) Papers for information

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

Le Talus, La Rue du Nord, St. John, sale P.200/2002.
of land and Fremont Headland, St. John: Com.
acquisition of land (P.200/2002) -
comments.

Finance and Economics Committee.

Le Chemin du Douet, St. Ouen: P.214/2002.
acquisition of track (P.214/2002) - Com.
comments.

Finance and Economics Committee.

Budget 2003: amendment (P.212/2002) - P.212/2002.
comments. Com.(2)

Finance and Economics Committee.

Budget 2003: amendment (P.212/2002) - P.212/2002.
amendment (P.212/2002 Amd.)- Amd.Com.(2)
comments.

Finance and Economics Committee.

Budget 2003: second amendment P.218/2002.
(P.218/2002) - comments. Com.

Finance and Economics Committee.

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

Draft Advocates and Solicitors P.233/2002.
(Amendment No. 3) (Jersey) Law 200.

Legislation Committee.

G. QUESTIONS

The Deputy of St. John has given notice that he wishes to defer his question of the Agriculture and Fisheries Committee regarding the production of organic milk until further notice.

K. PUBLIC BUSINESS

Budget 2003: third amendment.
Agriculture and Fisheries Committee.
(Attached)

M.N. DE LA HAYE

Greffier of the States

29th November 2002

Explanatory Note regarding subordinate legislation tabled at this meeting.

R&O 149/2002

This Order increases the daily rate of remuneration for Commissioners of the Royal Court -

- (a) from £603 to £624 with effect from 1st April 2002; and
- (b) from £624 to £651 with effect from 1st April 2003.

The Order was made by the Finance and Economics Committee on 29th November 2002, after consultation with the Bailiff.

R&O 150/2002

This Order increases the daily rate of remuneration for ordinary judges of the Court of Appeal -

- (a) from £603 to £624 with effect from 1st April 2002; and
- (b) from £624 to £651 with effect from 1st April 2003.

The Order was made by the Finance and Economics Committee on 29th November 2002.

R&O 151/2002

The effect of this Order is to provide that until 31st May 2003, rights attached to shares held by way of security on 1st September 2002 shall continue to be treated for the purposes of Article 2 of the Companies (Jersey) Law 1991 (which relates to the definitions “subsidiary”, wholly-owned subsidiary” and “holding body”) as being held by the person providing the security.

The Order was made by the Finance and Economics Committee on 29th November 2002, after consultation with the Jersey Financial Services Commission.

The Agriculture and Fisheries Committee has given notice that it will present the following amendment to the Budget 2003 on 3rd December 2002 -

BUDGET 2003: THIRD AMENDMENT

PAGE 2 -

Estimates of income from Indirect Tax - Vehicle Registration Duty £3,000,000 -

Reduce the estimate by £100,000 by exempting agricultural vehicles from the duty.

AGRICULTURE AND FISHERIES COMMITTEE

Report

What is an "Agricultural vehicle"?

Driver and Vehicle Standards Department uses the same classification as the U.K. DVLA, the classification depends on the main use of the vehicle. The list is as follows:-

- Agricultural machines
- Agricultural material handlers
- Agricultural tractors
- Livestock carriers
- Combine harvesters
- Root crop harvesters
- Forage harvesters
- Sprayers
- Viners/pickers
- Mowing machines
- Windrower

All of the above can be self propelled and, therefore, can be measured by engine capacity. With the exception of material handlers (e.g. forklifts) and tractors (most farms will have both), the number of self propelled agricultural vehicles on the Island are very small (e.g. there are only four or five sprayers).

In 2000, 41 new and used tractors were registered and in 2001 there were 44. During the first ten months of 2002, 53 agricultural vehicles were registered (compared to 7510 motor cars) as follows:-

- 47 tractors
- 5 mowing machines
- 1 combine harvester

An analysis of engine capacity shows that 36 (68%) of these would attract the highest level of the proposed duty i.e. £2,500. The best estimate from the Customs and Excise Department is that the loss in duty would be approximately £100,000.

Why should agricultural vehicles be exempt from VRD?

An analysis of the financial state of the industry over the past five years shows a pattern of deteriorating trading results in all sectors. This has resulted in severe pressure being placed on funds available for re-investment with a number of units going out of the industry.

Now is not the time to place any extra burden on the industry.

Manpower implications

The Committee is advised that there are no manpower implications to this amendment.