

To all to whom these present letters shall come

Timothy John Le Cocq
Deputy Bailiff, representing

WILLIAM JAMES BAILHACHE, Bailiff of the Island of Jersey under our Sovereign Lady Queen Elizabeth the Second by the Grace of God Queen of the United Kingdom of Great Britain and Northern Ireland and her other realms and territories Defender of the Faith sends greetings.

BE IT KNOWN that there appeared personally before us in the Royal Court of Jersey at Saint Helier on 12th June, 2015:

HER MAJESTY (which expression shall include Her heirs) represented by **DAVID MICHAEL PETT**, Her Majesty's Receiver General, acting pursuant to a Letter signed by the Lord Chancellor and Secretary of State for Justice dated 1st May, 2015 of the one part; and

THE PUBLIC OF THE ISLAND (the "Public" which expression shall include its successors in title) represented by **ROBERT JAMES MACRAE, Q.C.**, Her Majesty's Attorney General and **MICHAEL NELSON DE LA HAYE, O.B.E.**, Greffier of the States of Jersey acting pursuant to an authorisation dated 11th June, 2015 signed by the Assistant Minister for Treasury and Resources, of the other part.

HER MAJESTY has **GIVEN CEDED AND TRANSFERRED** in perpetuity to the Public all such title rights and interests of the Crown in right of the Bailiwick of Jersey in the hereditaments set out hereunder:

THE sea bed ("*le fond marin*") and all rocks reefs islands and islets found therein situate between the Low Water Mark of Tide ("*le niveau de la basse mer*") to the furthest extent of the Territorial Sea situate all around and adjacent to the Bailiwick of Jersey (the "Sea Bed");

ITEM, all and any abandoned wreck and materials of whatsoever nature or kind they may be and wheresoever situate on or in the Territorial Sea at the date hereof;

ITEM, all that Foreshore ("*rivage de la mer*") situate all around and adjacent to the said Bailiwick of Jersey and being all those parts of the land rocks reefs islands islets and beaches which are found thereon and lying between the said Low Water Mark of Tide and the said High Water Mark of Full Spring Tide ("*le niveau du plein de Mars*") of the other hereditaments now given ceded and transferred wheresoever that may be found (the "Foreshore");

ITEM, all rocks reefs islands islets seawalls sea defences harbours moorings slipways jetties dykes promenades and generally all and any other structures and appurtenances of whatever nature or kind as may presently be found upon or be constructed on the Sea Bed and the Foreshore together with all and any land which may lie between any of the aforesaid sea walls and sea defences constructed or found on any part of the Foreshore and the said High Water Mark of Full Spring Tide;

PROVIDED ALWAYS AND FOR THE AVOIDANCE OF ANY DOUBT all that land rocks and reefs situate above the High Water Mark of Full Spring Tide ("*le niveau du plein de Mars*") such as may be found on the reefs and islets of "Les Ecréhous" situate in the Parish of Saint Martin and "Les Minquiers" situate in the Parish of Grouville are hereby expressly reserved unto Her Majesty.

IT BEING agreed and understood between Her Majesty and the Public:

1. **THAT** neither the whole nor any part of the Sea Bed forming part of the Territorial Sea shall ever be sold ceded or transferred in perpetuity without the prior consent of Her Majesty which consent shall be withheld or granted on such terms as Her Majesty may in Her absolute discretion determine **PROVIDED ALWAYS** that the grant of any lease by the Public of any part of the said Sea Bed for a term not to exceed 150 years shall not require the prior

consent of Her Majesty and shall not constitute any breach of this restriction. **IT BEING FURTHER AGREED AND UNDERSTOOD** that no contract of alienation in perpetuity of any part of the Sea Bed shall be passed before the Royal Court of Jersey save and except one which shall include as a contracting party Her Majesty to confirm and ratify the terms and conditions thereof.

2. **THAT** any right of access or of exploitation exercised as a matter of longstanding habitual and recognised custom by the general public of the Island or by any member thereof shall be and remain unaffected by this contract of gift cession and transfer.
3. **THAT** for the avoidance of doubt the Lease of the Foreshore entered into between Her Majesty and the Public and passed before the Royal Court on the 18th March 2005 is from the date hereof cancelled and of no effect but without prejudice to anything done thereunder and in accordance with the terms thereof and to the continuance in force of any concession assignment or other right or interest properly granted or ceded thereunder.
4. **THAT** the Public by these presents indemnifies and shall keep indemnified and hold harmless Her Majesty against all or any liabilities, claims, actions, demands, costs and expenses whatsoever in respect of the hereditaments hereby given ceded and transferred.

THE WHOLE IN PERPETUITY.

5. **IT BEING** further understood and agreed between the parties that the understandings and agreements herein contained bind Her Majesty solely as Sovereign in right of the Bailiwick of Jersey.

THE hereditaments were given ceded and transferred with all such other rights, appurtenances and dependencies as may attach thereto in the state in which they were at

the date hereof with all their apparent or hidden defects ("vices cachés") if any situate in the aforesaid Island and Bailiwick of Jersey.

THE Public being bound to conform to all the clauses conditions and restrictions to which Her Majesty was subject for and on account of the title rights and interest of Her Majesty now given ceded and transferred of which Her Majesty has been possessed from time immemorial and by sovereign right.

THE hereditaments were given ceded and transferred with immediate possession.

THE whole without guarantee of title on the part of Her Majesty or Her successors.

IT WAS AGREED between Her Majesty and the Public that all and any rates periodic payments and rental due in respect of the hereditaments now given ceded and transferred for the current year together with any Goods and Services Tax which may be due thereon shall be payable by the Public.

AND the parties swore that they would neither act nor cause anyone to act against this present contract on pain of perjury.

IN WITNESS whereof we have sealed these present letters with the Seal of the Royal Court; present hereto

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