

COUNCIL OF MINISTERS

(33rd Meeting)

4th March 2010**PART A**

All members were present, with the exception of Senator P.F.C. Ozouf, Minister for Treasury and Resources, Senator T.J. Le Main, Minister for Housing, from whom apologies had been received.

Senator T.A. Le Sueur, Chief Minister
 Senator F.E. Cohen, Minister for Planning and Environment (with the exception of item B4)
 Senator A.J.H. Maclean, Minister for Economic Development
 Senator B.I. Le Marquand, Minister for Home Affairs
 Connétable M.K. Jackson of St. Brelade, Minister for Transport and Technical Services
 Deputy J.G. Reed, Minister for Education, Sport and Culture
 Deputy J.A.N. Le Fondré, Assistant Minister for Treasury and Resources
 Deputy A.E. Pryke, Minister for Health and Social Services (with the exception of item A1)
 Deputy S. Power, Assistant Minister for Housing
 Deputy I.J. Gorst, Minister for Social Security

In attendance -

Connétable K.P. Vibert, Chairman, Comité des Connétables
 Deputy R.C. Duhamel, Assistant Minister for Planning and Environment (for item B4)
 Deputy J.A. Hilton, Assistant Minister for Home Affairs (for item B4)
 Deputy K.C. Lewis, Assistant Minister for Transport and Technical Services (for item B4)
 Deputy A.E. Jeune, Assistant Minister for Social Security (for item B4)
 Deputy A.T. Dupre, Assistant Minister for Education, Sport and Culture (for item B4)
 W.D. Ogley, Chief Executive, States of Jersey
 T.J. Le Cocq, Q.C, H.M. Attorney General
 A. Scate, Chief Officer, Planning and Environment Department (for item B5)
 R. Bell, Chief Officer, Social Security Department (for item B3)
 S. Turnbull, Deputy Medical Officer of Health (for item B3)
 R. Foster, Assistant Director – Finance and Strategy, Jersey Property Holdings (for item A3)
 D. Houseago, Assistant Director, Planning and Environment (for item B1)
 J. Jackson, Agricultural Adviser, Planning and Environment Department (for item B1)
 J. Lane, Director of Regulatory Services (for item B2)
 D. Evans, Legal and Intelligence Manager, Economic Development Department (for item B2)
 J. Morris, Policy and Research Manager
 M.N. de la Haye, Greffier of the States
 I. Clarkson, Clerk to the Council of Ministers

Note: The Minutes of this meeting comprise Part A and Part B.

Minutes.

A1. The Minutes of the meetings held on 21st January (Parts A and B), 4th February (Parts A and B) and 11th February (Part A), having been circulated previously, were taken as read and were confirmed.

Deputy A.E. Pryke was not present for this item.

States
business.
1240/7/1(1)

A2. The Council, with reference to its Minute No. A1 of 4th February 2010, reviewed the list of public business scheduled for consideration by the States Assembly during the remainder of the First Session of 2010. Particular consideration was given to the following –

- (a) **Ann Court site: petition (P.202/2009)** – the Council resolved to support the proposition;
- (b) **Draft Police Procedures and Criminal Evidence (Jersey) Law 2003 (Appointed Day) (No. 5) Act 201- (P.16/2010)** – the Council endorsed the proposition. It nevertheless noted that the Minister for Home Affairs would advise the States Assembly why certain financial and manpower implications would arise following a decision to adopt the proposition;
- (c) **Public Holidays falling at the weekend: review (P.19/2010)** – the Council approved a comment affirming its support for the proposition;
- (d) **Property and Infrastructure Regeneration: the States of Jersey Development Company Limited (as amended) (P.79/2009)** – the Council requested that the proposition be listed for debate on 25th May 2010 ;
- (e) **Draft Wills and Successions (Amendment) (Jersey) Law 201- (P.7/2010)** – the Council noted that a technical amendment to the proposition would be lodged in early course;
- (f) **Public Holidays: designation of May 9th if on a Sunday (P.18/2010)** – the Council approved a comment to the proposition; and
- (g) **Independent Jersey Police Authority: establishment (P.23/2010)** – the Council was minded to support the proposition.

Other items of forthcoming business were considered under the Council's Part B (confidential) agenda.

New Capital
Head of
Expenditure –
Field No.
690A,
Maufant, St.
Martin.
1446/1(84)

A3. The Council, with R. Foster, Assistant Director – Finance and Strategy, Jersey Property Holdings in attendance, considered a report proposing the creation of a new capital head of expenditure to receive receipts in the sum of £530,000 from the sale of access rights to Field No. 690A, Maufant, St. Martin.

The Council recalled that on 5th April 2005 the States had adopted a proposition of the then Housing Committee entitled, 'Field 690A, Maufant, St. Martin: sale of rights' (P.20/2005 refers) which, amongst other things, had –

- (a) approved the sale of rights by the public in order to grant the necessary access and service rights to enable the construction of new homes, subject to the necessary development permissions, for a consideration of £100,000 plus £10,000 per unit to be built upon the

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re-zoned site, together with the Public's reasonable professional fees;

- (b) approved the gift by the Public of certain roadways, footpaths, landscaped areas and street-lighting at Maufant Village to the parishes of St. Martin and St. Saviour with the public to be responsible for all legal and professional fees associated with the transactions; and
- (c) authorised the Treasurer of the States to receive any payments to the public as they became due.

The Council, having endorsed Ministerial Decision No. MD-TR-2009-0192 of the Minister for Treasury and Resources, approved the creation of the new capital head of expenditure.

BBC Radio
Jersey
broadcast on
7th March
2010.
569/4(52)

A4. The Council received a brief oral report from the Chief Executive concerning a planned broadcast by BBC Radio Jersey on the morning of Sunday 14th March 2010.

It was reported that BBC Radio Jersey intended to broadcast an edition of its 'Talkback' programme during which the roles, functions and responsibilities of the Civil Service and the Elected Representatives under Ministerial Government would be examined. A report entitled, 'Functions and Responsibilities of Ministers and Chief Officers' had been forwarded to BBC Radio Jersey to inform the discussion.

The Council noted the position.