

**PROPOSED AMENDMENTS TO THE  
REVISED DRAFT JERSEY ISLAND PLAN**

**FURTHER EXAMINATION IN PUBLIC**

**GUIDANCE NOTES FOR  
PARTICIPANTS AND OBSERVERS**

*Further Examination Commences: 23 May 2011*

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## 1. Introduction

- 1.1 Jersey has by law a 'plan led' system to guide future development. The existing Island Plan was adopted by the States in 2002 and now needs to be replaced by an up to date Plan for the period 2010 to 2020. Following studies the States published a Strategic Options Green Paper in 2008 for public consultation, followed by a new (Draft) Jersey Island Plan published in September 2009 for public consultation. The period allowed for comments on the Draft Island Plan closed at the end of March 2010.
- 1.2 This was followed by an independent examination by Planning Inspectors; an Examination in Public was held between 21 September and 8 October 2010. The Inspectors submitted their report to the Minister on 25 November 2010. The Minister published that report on 1 December 2010; the report can be viewed at <http://www.gov.je/Government/Pages/StatesReports.aspx?ReportID=487>
- 1.3 The Minister for Planning and Environment has now carefully considered all of the matters raised during the various stages of consultation and scrutiny of the initial Draft Island Plan, including the Inspectors' Report. He has now lodged a [revised draft Island Plan](#) in the States ([P.48/2011](#)) and has also published a schedule of amendments, setting out the changes that have been made. (see <http://consult.gov.je/file/1730996>)
- 1.4 States Members have now had an opportunity to review the (Revised Draft) Island Plan 2009 and to lodge their own proposed amendments to it. Before the matter is due to be debated by the States, scheduled for 21 June 2011, the Minister for Planning and Environment has publicised those proposed amendments put forward by other States Members and, where they raise matters not yet considered as part of the Draft Island Plan Review to-date, to invite comment on them from members of the public or any other interested parties. The closing date for public comments is the 15 May 2011. All of the proposed amendments to the Revised Draft Island Plan can be found on the [States Assembly](#) web site <http://www.statesassembly.gov.je/propositions.asp>
- 1.5 These Notes have been prepared to assist those individuals and organisations who have been selected to participate in, or who wish to observe, the Further Examination in Public.

### *The Examination in Public (EiP)*

- 1.6 This Further EiP will not be an opportunity to reconsider the Draft Island Plan as published in 2009, nor to consider the Minister's Proposed Revised Draft Island Plan as published on 29 March 2011, which was itself prepared having regard to the Inspectors' earlier report following the previous EiP. The scope of this Further EiP is limited to affording an opportunity for debate on Amendments to the Minister's Revised Draft Island Plan proposed by other States' Members, including any subsequent amendments to those amendments which might be raised by States' Members or comments on the States Members' Amendments that are raised by members of the public. **Participants must limit their contributions to these matters and not seek to raise additional topics. Please note that the Minister is not consulting on those amendments, proposed by States Members, which raise matters that were the subject of debate at the previous EiP, as he considers that these do not raise any new evidence, beyond that presented and discussed at the initial EiP, and so therefore do not require any further consultation.** A list of the amendments not being consulted upon is attached at Appendix A. Participants who agree or disagree with aspects of the Inspectors' previous report, relevant to the topics being considered, are free to say so, but should give reasons and in particular identify new evidence in support of their position, which was not available at the previous EiP.

- 1.7 Subject to the preceding paragraph, the Inspectors are happy to discuss any of the other amendments which States Members or other parties wish to raise in front of them; but they do not expect that it will be necessary to deal with all matters through hearings. There will be many which they will be able to deal with on the basis of the written submissions. On those matters which relate to the policies in the Plan they may in a small number of cases, as before, select participants in order to ensure that all views are represented, but limiting the participants to a group which will enable a round-table discussion to take place efficiently and effectively. In the case of individual sites which have been raised the Inspectors do not anticipate that any limit on numbers will be necessary.
- 1.8 The Inspectors will report to the Minister on all the matters (relevant to the scope of this Further EiP) which have been raised in representations, whether or not they have been the subject of debate at the EiP. Written representations will be considered as seriously as oral representations.

## **2. Inspectors and Programme Officer**

### *Inspectors*

- 2.1 The States of Jersey have appointed Chris Shepley CBE BA DipTP MRTPI as the Inspector and Alan Langton DipTP CEng MRTPI MICE MCIHT as the Assistant Inspector. Both Inspectors are independent of all Participants at the Examination. They will divide matters between them, taking account of their respective areas of expertise.

### *Programme Officer*

- 2.2 The Programme Officer is Mrs Helen Wilson BA (Hons). Helen is responsible for the administrative arrangements up to and during the Examination. Her duties include drafting the Examination programme, maintaining the Library and ensuring that documents are distributed as necessary. Any queries regarding the programme, as well as all other general queries should be directed to the Programme Officer. In order to maintain their impartiality, the Inspectors will have no direct contact with any of the Participants outside of the Examination sessions, unless specifically arranged and publicised eg during any site visit which might need to be accompanied in order to gain access to land.
- 2.3 The Programme Officer has been appointed for the duration of the Examination process and is independent of all Participants involved; she works under the direction of the Inspectors
- 2.4 Contact details for the Programme Officer are provided at Appendix B.

## **3. Documentation**

- 3.1 The Inspectors will rely on the information submitted by Members in support of their amendments; the Minister's responses; and any duly made submissions from other parties. There will be no further written submissions following the end of the public consultation process on 15 May.
- 3.2 A list of the core documents to which reference was made at the previous EiP is available at <http://www.gov.je/Government/PublicInquiries/IPR/Pages/index.aspx> It is not expected that the whole of this Library will need to be made available; but parties wishing to refer to particular documents, or extracts, should inform the Programme Officer and she will ensure that they are available on the day.

## 4. Arrangements for the Examination

### *Programme*

- 4.1 The Examination will start on **Monday 23 May**, opening at 2.00 pm and is set to run until Wednesday 25 May. The order of business will follow the detailed timetable that will be issued by Wednesday 18 May.
- 4.2 The Inspectors will make every effort to keep to the programme; however, last minute changes may be unavoidable. Priority will be given to starting each Topic at the appointed time. It may be necessary to extend the afternoon session in order to complete a debate. There will normally be short breaks during the morning and afternoon sessions; the length and timing of breaks will be flexible depending on the progress of the debate. Participants will be informed by the Programme Officer of any changes to the programme; it remains, however the ultimate responsibility of Participants to ensure that they keep themselves up to date.

### *Venue*

- 4.3 The venue for the Examination is the Arthur Maurant Room, Societe Jersiaise, Pier Road, St Helier JE2 4XW

### *Photocopying*

- 4.4 During the Examination the Programme Officer will be available at the venue throughout the event and will be able to answer any queries or questions. Limited photocopying facilities will be available.

### *Access*

- 4.5 The venue will have access for disabled persons. If any special assistance or particular facilities are required at the Examination, Participants should contact the Programme Officer in advance to enable appropriate arrangements to be made.

### *Website*

- 4.6 The Programme Officer is currently setting up an Examination website, this will include information on the Examination venue, the latest programme and the up to date core document list. The site accessed via the States website is - <http://www.gov.je/Government/PublicInquiries/IPR/Pages/index.aspx> however this site will be independent of the States and under the control of the Programme Officer.

### *Refreshments*

- 4.7 Refreshments will be available.

### *Communications*

- 4.8 All mobile phones etc must be switched off while the Examination is in session. The Inspectors will request a donation of £10 to the Save the Children Fund should any mobile phone interrupt the proceedings. In case of emergency the Programme Officer will be available to take calls on behalf of Participants.

### *Attendance*

- 4.9 Participants are expected to attend sessions concerning the Topic(s) for which they have been invited. On arrival at the Examination venue, Participants are asked to sign the attendance register. Where an organisation has been invited to participate and is bringing a team of speakers and advisors, all members of the team should register.
- 4.10 Where Participants are unable to attend a session to which they have been invited, they are asked to notify the Programme Officer as soon as possible beforehand.

### *Seating*

- 4.11 For the policy debates, each organisation or individual participating in a particular session will have one speaking point at the table. This will be occupied by one spokesperson at a time. Participants may change the spokesperson occupying the speaking point as appropriate to the Topic under discussion. There will be one seat available behind the spokesperson for use by an assistant or colleague.
- 4.12 Participants will sit at tables arranged in a U-shape. The Inspectors will occupy a table situated at the open end of the U-shape. A seating plan will be prepared for each session and individual places will be identified by nameplates.

### *Public*

- 4.13 All sessions will be open to the public to observe. Participants may attend, as observers, any session to which they have not been invited, but they will not be able to take part in the discussion.

### *Site Visits*

- 4.14 The Inspectors will carry out site visits, normally unaccompanied, before the Examination begins.

## **5. Conduct of the Examination**

### *Procedure*

- 5.1 For some of the more complex policy debates, the Examination will take the form of a discussion led by one of the Inspectors and based on the relevant amendments. This is most likely to arise in relation to the housing issues, but at this stage the Inspectors are not clear as to the degree of public interest in particular topics. The Inspectors will introduce each topic, highlighting the issues that need to be explored. The Inspectors will expect Participants to have read the documents relevant to a particular session. The reading out of prepared statements, or the formal presentation of evidence already submitted will not normally be appropriate.
- 5.2 The Inspectors will ask one participant to open the debate, and that person will be given notice of that intention shortly before the session. Discussion will then proceed with all Participants able to contribute or respond, as they indicate their wish to do so. Participants wishing to speak should signal their desire to the Inspectors by standing their nameplate on end. The States will be represented at all sessions and will be given the opportunity to respond to points made.
- 5.3 For most of the debates however, and for the sessions dealing with site specific issues, the process will be informal and will normally involve small numbers of Participants. They will be invited to elaborate on their representations and the States will be invited to respond.

- 5.4 The Inspectors will adopt an inquisitorial approach, exploring issues by questioning Participants. There may be no need for every Participant to speak during a discussion. For example there will be no need to take time repeating or agreeing with matters that have already been covered by others, or in the written material already deposited. Contributions to the debates should be kept brief and be relevant to the Topic under discussion. In order to facilitate a meaningful discussion the Inspectors will curtail any contributions that are excessively long, or go into irrelevant matters or inappropriate detail.
- 5.5 The informal nature of the sessions means that it will not be necessary for Participants to have legal representation. There will be no formal cross-examination of Participants. Any questions concerning statements made by other Participants should be raised through the Inspectors.
- 5.7 It will not be possible or appropriate to accommodate videos, slides and overhead projectors. Participants will not be permitted to circulate additional material at the Examination, unless this results from a request by the Inspectors. Such material should be given to the Programme Officer.
- 6. After the Examination**
- 6.1 The Inspectors will produce a report with recommendations to the Minister. Their aim is to produce this report by 6 June.

## Appendix A

### Amendments not the subject of consultation

<a href="#"><u><b>2nd Amendment (P48./2011) – Netherlee, Chemin des Maltieres, Grouville</b></u></a>	Amendment by Connetable of Grouville
<a href="#"><u><b>3rd Amendment (P48./2011) – Policy GD7 Design Quality</b></u></a>	Amendment by Deputy B.J. Fox of St Helier
<a href="#"><u><b>4th Amendment (P48./2011) – Longueville Nurseries, New York Lane, St. Saviour</b></u></a>	Amendment by Senator J.L. Perchard
<a href="#"><u><b>9th Amendment, part (c) (P48./2011) - Coastal National Park (Plémont Holiday Village)</b></u></a>	Amendment by Senator F. Du H. Le Gresley
<a href="#"><u><b>10th Amendment (P48./2011) - Policy EIW1: Provision of light industrial and warehouse land</b></u></a>	Amendment by Senator J.L. Perchard
<a href="#"><u><b>12th Amendment (P48./2011) - Samarès Nursery, La Grande Route de St. Clément</b></u></a>	Amendment by Deputy P.V.F. le Claire
<a href="#"><u><b>20th Amendment (P48./2011) - Part 1 –policy E1</b></u></a>	Amendment by Deputy of St Mary
<a href="#"><u><b>26th Amendment (P48./2011) – Climate Change</b></u></a>	Amendment by Senator S.C. Ferguson
<a href="#"><u><b>29th Amendment (P48./2011) – Field 189, St Peter &amp; Field 287, St. Peter</b></u></a>	Amendment by Connetable of St. Peter



## **Appendix B**

### *How to contact the Programme Officer*

The Programme Officer may be contacted prior to the Examination as follows:

Helen Wilson  
32 Pennyford Close  
Brockhill  
Redditch  
Worcestershire  
B97 6TW

Telephone/Fax: 01527 65741

Mobile: 07879 443035

Website: <http://www.gov.je/Government/PublicInquiries/IPR/Pages/index.aspx>