

**Adoption of roads located on the  
Waterfront;  
La Rue de Carteret, La Rue de L'Etau**

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**For consideration by the Parish Assembly  
on 30 April 2014 at 7.00pm**

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**PARISH OF ST HELIER**

**P.03/2014**



## PROPOSITION

**THE PARISHIONERS** are asked to take into consideration and if deemed advisable to approve a recommendation of the Roads Committee and Procureurs du Bien Public that La Rue de Carteret and La Rue de L'Etau at the Waterfront should be adopted as Parish by roads.

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### Proposal

On 31 July 2013 Parish Assembly approved a proposition that La Rue de Carteret and La Rue de L'Etau be transferred from the States of Jersey Development Company (SoJDC) to the Parish of St Helier subject to certain conditions. Those conditions and status are as follows:-

1. The roads and footpaths shall be subject to refurbishment and repair to the satisfaction of the Parish prior to transfer, including the laying of a wearing coat of tarmac to the carriageway. **Status** – COMPLETE.
2. That the States of Jersey Transport & Technical Services Department agree to adopt all foul and surface water drains underneath the land to be transferred. **Status** – TTS has issued a notice that all such apparatus will be transferred to their administration on 29 April 2014. The road drainage system incorporating gullies and associated pipework will transfer to the Parish in accordance with statutory arrangements but SoJDC will indemnify the Parish for a period of 25 years against deformation, settlement, subsidence etc as well as agreeing to an annual cleaning/jetting contract of the surface water drains for that period.
3. That the SoJDC will indemnify the Parish against any settlement, subsidence or deformation (of the roads and footpaths) for a period of 10 years from passing contract. The degree of settlement, subsidence or deformation to be defined in contract. **Status** – COMPLETE.
4. That the Parish's reasonable legal fees in respect of the court contract are met by SoJDC. **Status** – No court costs will be incurred as no contract required – see explanation below.

The Parish has been asked by SoJDC to accept their offer to cede ownership of the land to the Parish for the purpose of it becoming Parish by roads. Now that all conditions of the Assembly of 31 July 2013 have been met lawyers advise that the Parish may adopt the said roads via Assembly approval without contract based on precedent set by case history. This was not possible at the previous Assembly as conditions had been set but not met at that time. Effectively this means that if Assembly votes to approve the proposition the roads are vested in the Parish with immediate effect. To this end if approved the Parish will introduce parking restrictions as per the current installed markings and have the ability to police the roads as it does with others. This was always the intention of the agreement and will allow the unsightly barriers to be removed and appropriate administration of the roads to commence. Confirmation of the area to be adopted by the Parish is shown on the plan on the reverse, the whole of the area having been measured and all points fixed by survey coordinates.

## **Photographs of roads proposed to be adopted**



**La Rue de Carteret**



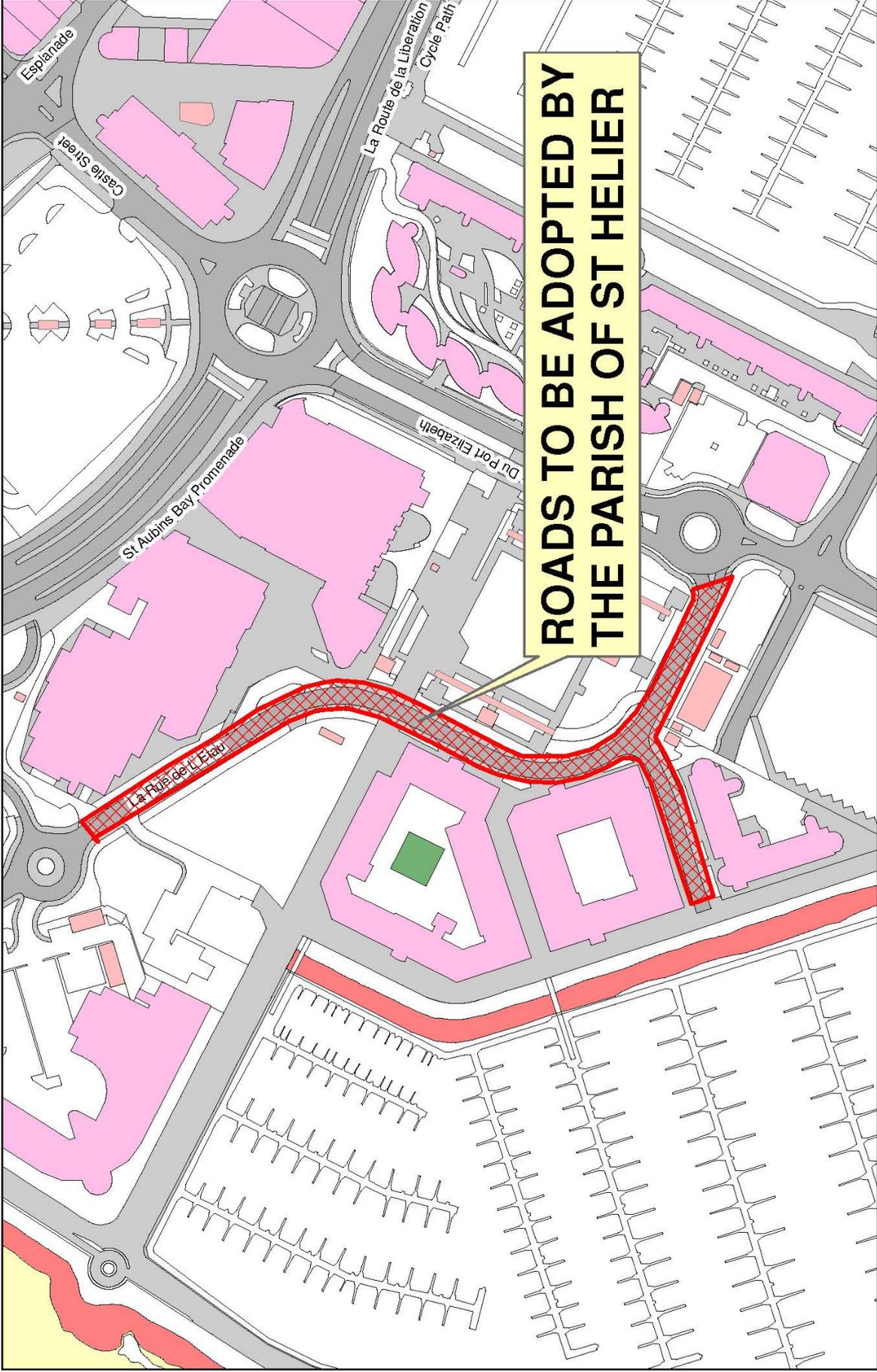
**La Rue de L'Étau**



**La Rue de L'Étau**



**La Rue de L'Étau**



**ROADS TO BE ADOPTED BY  
THE PARISH OF ST HELIER**

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