



13 December 2021

Request

With reference to Freedom of Information request dated 21 July 2021.

I would now like to know exactly how much Mr Karl Sutton of the Hideout Cafe has cost the Parishioners of St Brelade in legal costs less the rentals received from his peppercorn rent, originally agreed under former Constable Steve Pallet, since the Hideout Cafe commenced operations at La Pulente?

I would also like to know what terms his other connected Off the Rails Cafe at the Elephant Park is also bringing in financially for the Parishioners of St Brelade. Namely what rent was agreed again under former Constable Steve Pallet and what length of time is in place before the Lease arrangement at the Elephant Park is up for renewal?

Response

Hideout Café –

- the legal costs amount to £61,469.25 (including the payment of £24,188.75 to the applicant arising from the judgment in Sutton v The Connétable of St Brelade [2021]JRC173).
- A Places of Refreshment Permit (to open on a Sunday, Good Friday or Christmas Day) is charged on an annual basis which amounts to £105 (£15 per year from 2015 to 2021).
- “Rental” is charged by way of a Choses Publiques (a permit authorising exclusive occupation of any land over which the public customarily has the right to pass without let or hindrance) granted under the Customary Law (Choses Publiques) (Jersey) Law 1993 (see jerseylaw.je). The fees for the Choses Publiques permits were introduced in 2020 and amount to £5,360 per annum (these fees have not been settled as yet).
- Parking Place permits granted under Article 2(3) of the Road Traffic (Public Parking Places) (Jersey) Order 2006 are also referred to in the judgement. The fees paid for 2016 to 2019 amount to £4,671.24; subsequent payments have still to be settled.
- Places of Refreshment permit fees are credited to the revenues of the Parish and the other fees are applied towards the cost of maintenance of the by-roads of the parish, in accordance with the legislation.

Off the Rails Café – the Parish receives no rental income from this establishment as the landlord is Jersey Property Holdings and therefore the information may be held by a States Department. A Places of Refreshment Permit (to open on a Sunday, Good Friday or Christmas Day) will be charged on an annual basis at £15 per year and the fees are credited to the revenues of the Parish. To make an FOI request to a States Department please refer to [Freedom of Information \(FOI\) \(gov.je\)](http://Freedom of Information (FOI) (gov.je))