

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 14th DAY OF DECEMBER, 2017**

(adjourned from the 13th December, 2017)

**The States resolved as follows concerning Billet d'État No XXIV
dated 1st December, 2017**

**COMMITTEE FOR THE ENVIRONMENT & INFRASTRUCTURE
AND
STATES' TRADING SUPERVISORY BOARD**

**WASTE STRATEGY IMPLEMENTATION - HOUSEHOLD CHARGING MECHANISMS
P.2017/115**

XIII: After consideration of the joint Policy Letter of the Committee *for the* Environment & Infrastructure and the States' Trading Supervisory Board entitled "Waste Strategy Implementation – Household Charging Mechanisms", dated 10th November 2017, they are of the opinion:-

1. To rescind Resolution 2a) of 10th December 2014 on Article X of Billet d'État XXVI of 2014, to the extent that it directs the preparation of legislation necessary to give effect to proposals:-
 - a) that relate to the period from which the Parish Waste Rate will apply and within which it is payable and the calculation of any penalty of late payment as set out in paragraphs 3.17, 3.20 and 3.21; and
 - b) for the calculation and levying of the Waste Disposal Authority waste charges, as set out in paragraphs 3.32 to 3.61,

of the report dated 22nd September, 2014 of the former Public Services Department.
2. To approve that in relation to the Parish Waste Rate:-
 - a) the rate may be levied on and from the first day of the year to which it relates or the date of the granting of the Royal Court Order authorising the levying of the rate, whichever is later and that once the Order is granted the rate may be levied in respect of any period of the year;
 - b) a fixed penalty charge of £25 per month or interest at 10% per annum (whichever is higher) can be levied in the event of late payment;
 - c) payment must be made within 30 days of an invoice and unpaid debts, including interest, will be recoverable by the Parish Douzaine as a civil debt; and

- d) such transitional arrangements shall be made as are appropriate in relation to the transition from the current refuse rate.
3. To agree that the Waste Disposal Authority charge for households will comprise:-
- a) a charge per residual waste bag to be levied on the sale of official States of Guernsey tags or bags and with a zero rated charge initially for bags or other receptacles used for recyclables; and
 - b) an annual fixed charge per household and per business, the premises of which is admitted into the parish waste collection and transfer service, to be-
 - (i) calculated for the year in question to recover the projected total costs to the Waste Disposal Authority and the States of providing waste management services, minus the projected income derived from the per bag charge on residual waste and any financing under Proposition 4, and
 - (ii) divided equally between all persons liable to pay the charge.
4. To direct the Committee for the Environment & Infrastructure and the States' Trading Supervisory Board to consult with the Policy & Resources Committee and return to the States as soon as possible with proposals for financing all or part of the capital elements of the waste strategy from the Capital Reserve and to repay all or part of any borrowing incurred so far in this respect.
5. To agree that the owner(s) of:-
- a) a dwelling or a lodging house; and
 - b) any business, the premises of which is admitted into the parish waste collection and transfer service,
- will be the person liable to pay the Parish Waste Rate for households, but with a right for the owner of a dwelling house, lodging house or business to recover the Parish Waste Rate levied from the current occupier as a civil debt as set out in paragraphs 6.5 and 6.15 of the Policy Letter.
6. To direct the preparation of such legislation as is necessary to give effect to their above decisions.
7. To direct the States' Trading Supervisory Board and the Committee for the Environment & Infrastructure, when returning to the States as directed by Proposition 4, to provide a range of options relating to the per bag charge on residual waste, including an option that zero-rates the annual fixed charge.

**COMMITTEE FOR THE ENVIRONMENT & INFRASTRUCTURE
AND
STATES' TRADING SUPERVISORY BOARD**

THE INERT WASTE STRATEGY AND
A PROPOSAL FOR A NEW FACILITY FOR MANAGING RESIDUAL INERT WASTE
P.2017/109

XIV: After consideration of the Policy Letter entitled 'The Inert Waste Strategy and a Proposal for a new Facility for Managing Residual Inert Waste' of the Committee *for the* Environment & Infrastructure and the States' Trading Supervisory Board:-

1. To direct the Committee *for the* Environment & Infrastructure and the States' Trading Supervisory Board to identify two sites from their shortlist of possible options for Inert Waste management, each to be the subject of a detailed Environmental Impact Assessment and Environmental Statements setting out the findings of the Assessment, as described in paragraph 7.3 of the policy letter;
2. To direct the Committee *for the* Environment & Infrastructure and the States' Trading Supervisory Board to report back to the States with the findings of both Environmental Impact Assessments as soon as practicable, and to recommend a 'preferred way forward' for the management of inert waste in the medium term and seek States' authorisation to progress that 'preferred way forward' through the remainder of the 'Analysis and Design' stage to completion of an Outline Business Case;
3. To delegate authority to the Policy & Resources Committee to approve expenditure on the 'Analysis and Design' stage of the Inert Waste project, as identified in paragraphs 7.1 to 7.6 of the policy letter and including the simultaneous conduct of two detailed Environmental Impact Assessments (one for each of the two sites identified), up to a maximum of £1.6 million, funded from the Solid Waste Trading Account;
4. To note that the Committee *for the* Environment & Infrastructure and the States' Trading Supervisory Board intend that an Outline Business Case will be submitted to the States for approval, consistent with the States' procurement rules and paragraph 7.4 of the policy letter, and to direct them to include in that policy letter an update on their proposed approach to delivering Inert Waste management solutions throughout the full twenty-year life of the Strategy;
5. To direct the States' Trading Supervisory Board and the Committee *for the* Environment & Infrastructure to carry out, as soon as reasonably possible, any necessary steps required under section 31 of the Environmental Pollution (Guernsey) Law, 2004, in order to lay before the States a revised draft of the Waste Management Plan to replace the current Waste Management Plan approved by Resolution 1 of 1st August, 2014 on Article IX of Billet d'État No. XVI of 2014 to reflect-

- (a) the above proposals in relation to the strategy for managing inert waste, and
- (b) the changes approved to the detail of the Solid Waste Strategy by the Resolutions of 16th February 2017 on Article III of Billet d'État No. V of 2017.

POLICY & RESOURCES COMMITTEE

**SCHEDULE FOR FUTURE STATES' BUSINESS
P. 2017/120**

XV: After consideration of the Schedule for future States' business, which sets out items for consideration at the Meeting of the 17th January, 2018 and subsequent States' Meetings, to approve the Schedule.

J TORODE

HER MAJESTY'S GREFFIER