

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 27th DAY OF NOVEMBER, 2019**

**The States resolved as follows concerning Billet d'État No XXII
dated 18th October, 2019**

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

No. 92 of 2019

THE AIRPORT FEES (GUERNSEY AND ALDERNEY) REGULATIONS, 2019

In pursuance of the powers conferred upon it by section 2(1) of the Airport Fees Ordinance, 1987, as amended, and as delegated to it by section 1(1)(d) of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 12th September, 2019, were laid before the States.

No. 93 of 2019

THE PILOTAGE DUES (GUERNSEY) REGULATIONS, 2019

In pursuance of the powers conferred upon it by sections 1, 2, 3 and 8 of the Pilotage Dues and Fees Ordinance, 1987 and sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 12th September, 2019, were laid before the States.

No. 94 of 2019

THE MOORING CHARGES (GUERNSEY) REGULATIONS, 2019

In pursuance of section 2 of the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007 made by the States Trading Supervisory Board on 12th September, 2019, were laid before the States.

No. 95 of 2019

THE HARBOUR DUES AND FACILITIES CHARGES (GUERNSEY) REGULATIONS, 2019

In pursuance of the powers conferred upon it by sections 2 and 3 of the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957, section 33 of the Harbours Ordinance, 1988, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 12th September, 2019, were laid before the States.

No.96 of 2019

THE SINGLE EURO PAYMENTS AREA (GUERNSEY) (AMENDMENT) REGULATIONS, 2019

In pursuance of section 60 of the Single Euro Payments Area (Guernsey) Ordinance, 2016, "The Single Euro Payments Area (Guernsey) (Amendment) Regulations, 2019", made by the Committee for Economic Development on 12th September, 2019, were laid before the States.

POLICY & RESOURCES COMMITTEE

THE REFORM (GUERNSEY) LAW, 1948 (AMENDMENT) ORDINANCE, 2019
P.2019/98

- I: To approve the draft Ordinance entitled "The Reform (Guernsey) Law, 1948 (Amendment) Ordinance, 2019", and to direct that the same shall have effect as an Ordinance of the States.

POLICY & RESOURCES COMMITTEE

THE INCOME TAX (GUERNSEY) (APPROVAL OF AGREEMENT WITH BERMUDA) ORDINANCE,
2019
P.2019/99

- II: To approve the draft Ordinance entitled "The Income Tax (Guernsey) (Approval of Agreement with Bermuda) Ordinance, 2019" (subject to the amendment below), and to direct that the same shall have effect as an Ordinance of the States.

Amendment:

In section 3 of the draft Ordinance entitled "The Income Tax (Guernsey) (Approval of Agreement with Bermuda) Ordinance, 2019" for "11th November, 2019" substitute "2nd December, 2019".

POLICY & RESOURCES COMMITTEE

COMMITTEE OPERATIONAL RESPONSIBILITIES
AND

THE ORGANISATION OF STATES' AFFAIRS (TRANSFER OF FUNCTIONS AND CONSEQUENTIAL MATTERS) ORDINANCE, 2019
P.2019/88

- III: After consideration of the Policy Letter entitled 'Committee Operational Responsibilities and the Organisation of States' Affairs (Transfer of Functions and Consequential Matters) Ordinance, 2019 dated 4th September 2019:-

1. To note the contents and to agree the schedules of operational responsibilities for the various States' Committees as set out in the Appendix to Amendment 3.
2. To agree that Rule 58 of the Rules of Procedure of the States of Deliberation and their Committees, to read as follows,

“The Policy & Resources Committee has the power to allocate operational functions to Committees, and to transfer them between Committees, as set out in Annex Two to the mandates of the Committees of the States, without requiring the approval of the States;

Provided that:

the allocation or transfer has the agreement of all Committees concerned and also provided that neither mandates of Committees of the States nor Annex One attached thereto may be amended without resolution of the States;

Provided also that:

the power to transfer shall not apply to an operational function conferred on a Committee by legislation.”

- 2A. To delete “(b)6 Property and real estate owned or leased by the States;” and “(b)8 States’ corporate engineering and architectural services” from the mandate of the States’ Trading Supervisory Board in Appendix A to the Rules of Procedure of the States of Deliberation and their Committees.
3. To approve the draft Ordinance entitled ‘The Organisation of States' Affairs (Transfer of Functions and Consequential Matters) Ordinance, 2019’ and to direct that the same shall have effect as an Ordinance of the States subject to the following amendment -

(a) After section 10 insert –

"Plant Health Legislation.

11. (1) The functions, rights and liabilities of the States Committee *for* Economic Development and of its President or Vice-President arising under or by virtue of the enactments set out in subsection (3) are transferred to and vested in the States Committee *for the* Environment & Infrastructure or (as the case may be) its President or Vice-President.

(2) For any reference in any enactment referred to in subsection (1) to the States Committee *for* Economic Development or its President or Vice-President, however expressed, there is substituted a reference to the States Committee *for the* Environment & Infrastructure or (as the case may be) its President or Vice-President.

(3) The enactments are –

- (a) the Loi relative au doryphore (anglicé Colorado Beetle), 1933,
- (b) the Colorado Beetle (Bailiwick of Guernsey) Law, 1956 (insofar as it relates to Guernsey),
- (c) the Plant Health (Enabling Provisions) (Guernsey) Law, 2014,
- (d) Ordonnance relative à la Vente, au Déplacement et a Transport de Plantes Contaminées,
- (e) the Ordonnance relative au Doryphore (anglicé Colorado Beetle), 1933,
- (f) the Narcissus Pests Ordinance, 1938,
- (g) the Potatoes (Wart Disease) Ordinance, 1950,
- (h) the Colorado Beetle (Export of Potatoes) Ordinance, 1952,
- (i) the Road Traffic (Conveyance of Plant Material) Ordinance, 1976,
- (j) the Control of Diseased Plant Material Ordinance, 1976,
- (k) the Plant Pests Ordinance, 1982,
- (l) the Tree Pests Ordinance, 1982,
- (m) the Import and Export (Plant Health) Ordinance, 1982,
- (n) the Import and Export of Trees, Wood and Bark (Health) Ordinance, 1982, and
- (o) the Plant Health (Guernsey) Ordinance, 2019.", and

- (b) renumber sections 11 and 12 as 12 and 13 respectively."

COMMITTEE FOR HOME AFFAIRS

AMENDMENTS TO CRIMINAL JUSTICE LEGISLATION IN RESPECT OF MONEY LAUNDERING AND TERRORIST FINANCING P.2019/100

IV: After consideration of the Policy Letter dated 2nd September, 2019:-

1. To agree to amend the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999, the Drug Trafficking (Bailiwick of Guernsey) Law, 2000, the Criminal Justice (International Cooperation) (Bailiwick of Guernsey) Law, 2001 the Terrorism and Crime (Bailiwick of Guernsey) Law, 2002 and the Disclosure (Bailiwick of Guernsey) Law, 2007 to enable the delegation of the functions and powers of Her Majesty's Procureur under those Laws to a Crown Advocate or another Advocate of the Royal Court.
2. To agree to amend the Terrorism and Crime (Bailiwick of Guernsey) Law, 2002 and the Disclosure (Bailiwick of Guernsey) Law, 2007 to extend the prohibition on tipping off to all requests for information made under those Laws.

C. FOSTER

HER MAJESTY'S DEPUTY GREFFIER