

THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY

15th July, 2020

Proposition No. P.2020/54

MOTION UNDER ARTICLE 7(1)] OF THE REFORM (GUERNSEY) LAW, 1948

Proposed by: Deputy C.J. Green

Seconded by: Deputy P.T.R. Ferbrache

To suspend Rule 17(9) of the Rules of Procedure to the extent necessary to permit the Proposition set out below to be considered.

15th July, 2020

Proposition No. P.2020/54

COMMITTEE FOR HOME AFFAIRS

Justice Review Report

AMENDMENT

Proposed by: Deputy C.J. Green

Seconded by: Deputy P.T.R. Ferbrache

To insert the following proposition after Proposition 2:-

"3. To direct the Committee *for* Home Affairs –

(a) to undertake a review which shall include:

- (i) considering the merits and desirability of reforming the grounds upon which the Court of Appeal may allow an appeal against any criminal conviction in the Bailiwick under section 25 of the Court of Appeal (Guernsey) Law 1961;
- (ii) considering the merits of introducing new grounds upon which an appeal against any criminal conviction may be allowed along the lines of those under the law of England and Wales, i.e. in terms of whether a conviction is “safe”; and
- (iii) consulting with relevant stakeholders on the current statutory grounds upon which appeals against convictions may be allowed and any potential proposed changes.

(b) to report back to the States, no later than 31st July 2021 (i.e. approximately nine months after the General Election) by way of submission of a policy letter detailing the outcome of the review set out in Proposition 3(a) and any recommendations for change."