

ORDINANCE LAID BEFORE THE STATES

THE DRIVING LICENCES (GUERNSEY) (AMENDMENT) ORDINANCE, 2020

In pursuance of the provisions of the proviso to Article 66A(1) of The Reform (Guernsey) Law, 1948, as amended, "The Driving Licences (Guernsey) (Amendment) Ordinance, 2020", made by the Policy & Resources Committee on the 21st July, 2020, is laid before the States.

EXPLANATORY MEMORANDUM

This Ordinance permits moped riders and motorcyclists whose provisional licences expired during the recent lockdown caused by the Covid-19 pandemic to renew those licences after their expiry and, after renewal, to drive on the public highway until they have passed a Compulsory Basic Training ("CBT") test, provided that they pass that test by a specified date. The dates are not set out on the face of the Ordinance, but will instead be set by resolution of the Committee for the Environment & Infrastructure ("the Committee"). This will allow the Committee to make similar provision in future should there be another lockdown or other similar event, but without the need to enact further amendments. Secondly, this Ordinance permits the Committee to extend, in exceptional circumstances, the period to successfully undertake a CBT test for moped riders and motorcyclists whose provisional licences had not expired during the specified date, but who could not undertake that test due to the lockdown. Finally, this Ordinance permits the Committee in its discretion to grant or renew licences for short periods (to a maximum period of 12 months) where payment has not been made for example, due to the closure of the Driving and Vehicle Licensing office, as a result of another lockdown or other similar event.

The Ordinance was approved by the Legislation Review Panel on the 20th July, 2020 and made by the Policy & Resources Committee in exercise of its powers under Article 66A(1) of the Reform (Guernsey) Law, 1948. Under the proviso to the said Article 66A(1), the States of Deliberation have the power to annul the Ordinance.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

The States of Deliberation have the power to annul the Statutory Instruments detailed below.

No. 66 of 2020

THE EMERGENCY POWERS (CORONAVIRUS) (GENERAL PROVISION) (BAILIWICK OF GUERNSEY) (NO. 4) (AMENDMENT) REGULATIONS, 2020

In pursuance to Sections 12(1), 14 and 19 of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012, "The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No 4) (Amendment) Regulations, 2020" made by the Civil Contingencies Authority on 23rd July 2020, is laid before the States:-

EXPLANATORY NOTE

These Regulations are emergency regulations made by the Civil Contingencies Authority under Part 3 of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012 ("the Law"). They are made on the occurrence of an emergency, within the meaning of the Law, in the Bailiwick, arising from the urgent need to prevent, control or mitigate the spread of the virus Severe Acute Respiratory Syndrome Coronavirus 2 and the disease caused thereby, COVID-19 (referred to together in these regulations as coronavirus). They are prefaced with a statement by the Civil Contingencies Authority, as required by section 12(2) of the Law. COVID-19 was made a notifiable disease for the purposes of the Public Health Ordinance, 1936 on 10th February 2020.

These Regulations amend the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 4) Regulations, 2020. They provide for offences under the Regulations to be assigned matters (within the meaning of the Customs and Excise (General Provisions) (Bailiwick of Guernsey) Law, 1972), including for the purposes of Schedule 5 to the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2003. This means that the provisions of that latter Law relating to the investigation of offences conducted by police officers shall apply to investigations of those offences conducted by customs officers.

These Regulations also revoke provisions relating to schools and the cutting of seaweed, the effect of which has expired.

These Regulations will come into force on the 23rd July, 2020 and shall have temporary effect only in accordance with the provisions of section 16 (duration and scrutiny of emergency regulations) of the Law.

No. 58 of 2020

THE POLLING STATIONS (HOURS OF OPENING) (REVOCATION) REGULATIONS, 2020

In pursuance of Article 77C of the Reform Law (Guernsey) Law, 1948, and all other powers enabling it in that behalf, “The Polling Stations (Hours of Opening) (Revocation) Regulations, 2020” made by the States’ Assembly & Constitution Committee on 2nd June 2020, are laid before the States.

EXPLANATORY NOTE

These Regulations revoke the Polling Station (Hours of Opening) Regulations, 2020, following the decision to delay the holding of the 2020 General Election. They came into force on being made.

No. 67 of 2020

THE POLLING STATIONS (HOURS OF OPENING) (NO. 2) REGULATIONS, 2020

In pursuance of Article 77C of the Reform Law (Guernsey) Law, 1948, and all other powers enabling it in that behalf, “The Polling Stations (Hours of Opening) (No. 2) Regulations, 2020” made by the States’ Assembly & Constitution Committee on 21st July 2020, are laid before the States.

EXPLANATORY NOTE

These Regulations replace the Polling Stations (Hours of Opening) Regulations, 2020, which were revoked by the Polling Stations (Hours of Opening) (Revocation) Regulations, 2020 following the change of date of the general election. They provide for polling stations in the 2020 General Election to be open between 8am and 8pm. The polling stations are set out in the Schedule to the Advance Polling and Super Polling Stations Ordinance, 2020. These Regulations were made on 21st July 2020 and came into force on the day they were made.

The full text of the legislation can be found at:

<http://www.guernseylegalresources.gg/>