



**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 24TH MAY, 2023**

**The States resolved as follows concerning Billet d'État No VII
dated 28th April, 2023**

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

**THE GUERNSEY LEGAL AID SERVICE - APPOINTMENT OF THE LEGAL AID COMMISSIONER
P.2023/27**

- I. After consideration of the Policy Letter entitled "The Guernsey Legal Aid Service - Appointment of the Legal Aid Commissioner", dated 6th April 2023, they are of the opinion:
 1. To appoint Advocate Lisa Claire Evans as the Legal Aid Commissioner, with effect from 1st June 2023, pursuant to section 16(1) of the Legal Aid (Guernsey and Alderney) (Schemes and Miscellaneous Provisions) Ordinance, 2018 ("the Ordinance"),
 2. To note that the Committee *for* Employment & Social Security has agreed with Advocate Evans that she will hold office for a period of five years, with effect from that date, pursuant to section 17(1) of the Ordinance,
 3. To agree that the Ordinance be amended to enable the Committee *for* Employment & Social Security to appoint one or more Deputy Legal Aid Commissioners to carry out the functions of the Commissioner when the Commissioner is not available or is unable to act for any other reason, and
 4. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

PRESIDING OFFICER

**LADIES' COLLEGE BOARD OF GOVERNORS
P.2023/30**

II.

- (1) To re-elect Deputy H. J. R. Soulsby MBE as a member of the Ladies' College Board of Governors, who has been nominated in that behalf by the Chairman, the two States-appointed Governors and the two Governors appointed by the States on the nomination of the Committee *for* Education, Sport & Culture, on the expiry of her current term of office on the 31st May 2023.
- (2) To re-elect Mr Brian Acton as a member of the Ladies' College Board of Governors, who need not be a member of the States, on the expiry of his current term of office on 31st May 2023, in accordance with Rule 16 of The Rules of Procedure of the States of Deliberation, as set out in Section 1 of The Rules of Procedure of the States of Deliberation and their Committees.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

No. 17 of 2023

THE HIGH HEDGES (GUERNSEY) (AMENDMENT) REGULATIONS, 2023

In pursuance of section 34(6) of the High Hedges (Guernsey) Law, 2016, "The High Hedges (Guernsey) (Amendment) Regulations, 2023", made by the Development & Planning Authority on 15th March, 2023, were laid before the States.

No. 18 of 2023

THE LAND PLANNING AND DEVELOPMENT (IMMUNITY CERTIFICATE FEE) REGULATIONS, 2023

In pursuance of section 89(4) of the Land Planning and Development (Guernsey) Law, 2005, "The Land Planning and Development (Immunity Certificate Fee) Regulations, 2023, made by the Development & Planning Authority on 15th March, 2023, were laid before the States.

No. 19 of 2023

THE REGULATION OF INVESTIGATORY POWERS (PRESCRIPTION OF OFFICES, RANKS AND POSITIONS) (AMENDMENT) REGULATIONS, 2023

In pursuance of sections 20(2), 25, 28(1), 36(4), 41 and 65 of the Regulation of Investigatory Powers (Bailiwick of Guernsey) Law, 2003, section 20(c)(iv) of the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, the Regulation of Investigatory Powers (Prescription of Offices, Ranks and Positions) (Amendment) Regulations, 2023 made by the Committee *for* Home Affairs on 20 March 2023, was laid before the States.

No. 20 of 2023

**THE REFORM (GUERNSEY) (AMENDMENT) LAW, 2022 (COMMENCEMENT) REGULATIONS,
2023**

In pursuance of section 4(1) of The Reform (Guernsey) (Amendment) Law, 2022, and all other powers enabling them in that behalf, “The Reform (Guernsey) (Amendment) Law, 2022 (Commencement) Regulations, 2023” made by the States’ Assembly & Constitution Committee on 23rd March 2023, were laid before the States.

No. 21 of 2023

**THE INCOME TAX (PENSION AMENDMENTS) (REVOCATION) (GUERNSEY) REGULATIONS,
2023**

In pursuance of section 203 of The Income Tax (Guernsey) Law, 1975, as amended, “The Income Tax (Pension Amendments) (Revocation) (Guernsey) Regulations, 2023”, made by the Policy and Resources Committee on 28th March, 2023, were laid before the States.

No. 22 of 2023

THE PAROCHIAL ELECTIONS (ST PETER PORT) REGULATIONS, 2023

In pursuance of Articles 54(4) and 77C of the Reform (Guernsey) Law, 1948^a and all other powers enabling it in that behalf, “The Parochial Elections (St Peter Port) Regulations, 2023” made by the States’ Assembly & Constitution Committee on 23rd March, 2023, were laid before the States.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

**THE SOCIAL INSURANCE (RATES OF CONTRIBUTIONS AND BENEFITS ETC.) ORDINANCE,
2022 (AMENDMENT) ORDINANCE, 2023
P.2023/22**

- III. That the proposition to approve the draft Ordinance entitled “The Social Insurance (Rates of Contributions and Benefits etc.) Ordinance, 2022 (Amendment) Ordinance, 2023” be withdrawn.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

**THE INCOME SUPPORT (IMPLEMENTATION) (AMENDMENT) ORDINANCE, 2023
P.2023/23**

- IV. That the proposition to approve the draft Ordinance entitled “The Income Support (Implementation) (Amendment) Ordinance, 2023” be withdrawn

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

THE LONG-TERM CARE INSURANCE (GUERNSEY) (RATES) ORDINANCE, 2023 P.2023/24

- V. That the proposition to approve the draft Ordinance entitled “The LongTerm Care Insurance (Guernsey) (Rates) Ordinance, 2023” be withdrawn.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

THE SEVERE DISABILITY BENEFIT AND CARER’S ALLOWANCE ORDINANCE, 2022 (AMENDMENT) ORDINANCE, 2023 P.2023/25

- VI. That the proposition to approve the draft Ordinance entitled “The Severe Disability Benefit and Carer’s Allowance Ordinance, 2022 (Amendment) Ordinance, 2023” be withdrawn.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

THE FAMILY ALLOWANCES ORDINANCE, 2023 P.2023/26

- VII. That the proposition to approve the draft Ordinance entitled “The Family Allowances Ordinance, 2023” be withdrawn.

COMMITTEE FOR HOME AFFAIRS

THE CRIMINAL JUSTICE (DEFENCE CASE STATEMENTS) (BAILIWICK OF GUERNSEY) ORDINANCE, 2023 P.2023/31

- VIII. To approve the draft Ordinance entitled "The Criminal Justice (Defence Case Statements) (Bailiwick of Guernsey) Ordinance, 2023", and to direct that the same shall have effect as an Ordinance of the States.

POLICY & RESOURCES COMMITTEE

THE GRANT OF ROYAL ASSENT TO PROJETS DE LOI, COUNSELLORS OF STATE AND OTHER CONSTITUTIONAL MATTERS

P.2023/20

- IX. After consideration of the Policy Letter entitled 'The Grant of Royal Assent to Projets de Loi, Counsellors of State and other Constitutional Matters', they are of the opinion:
1. To agree that Royal Assent for Projets de Loi approved by a Bailiwick legislature may be granted by His Excellency the Lieutenant-Governor of the Bailiwick, on behalf of the King-in-Council (as set out in Section 7 of the Policy Letter).
 2. To direct the Policy & Resources Committee to liaise with the Lieutenant-Governor, the Bailiff, the Ministry of Justice and the authorities in Alderney and Sark on the practical and legislative arrangements that will be required to give effect to Proposition 1 and to authorise the Committee to agree to those arrangements on behalf of the States.
 3. To signify their agreement to the substance of the proposed Order in Council required to implement Proposition 1, for the purposes of Article 72A of the Reform (Guernsey) Law, 1948, as amended.
 4. In Resolution 1 of Article XV of Billet d'État No. I of 2016, relating to the Policy Letter entitled "Proposal to Achieve Greater Autonomy in the Legislative Process and International Affairs for Guernsey", to delete the words "the granting of Royal Sanction;".
 5. To acknowledge that the Counsellors of State Act 2022, regarding the addition of further Counsellors of State, has effect in Guernsey (and the whole Bailiwick of Guernsey) by necessary implication.
 6. To signify their agreement to the substance of the Counsellors of State Act 2022 insofar as it has effect in Guernsey by necessary implication, for the purposes of Article 72A of the Reform (Guernsey) Law, 1948, as amended.
 7. To note the contents of the remainder of the Policy Letter.
 8. To direct the Policy & Resources Committee to liaise with relevant parties, including the Lieutenant-Governor, the Ministry of Justice and the Government of Jersey in order to explore the viability of the Bailiwicks of Guernsey and Jersey having membership of the Privy Council and in due course representation on its Committee for the Affairs of Jersey and Guernsey

STATES ASSEMBLY & CONSTITUTION COMMITTEE

COMMISSIONER FOR STANDARDS - REVISIONS TO THE CODE OF CONDUCT P.2023/28

- X. After consideration of the policy letter entitled 'Commissioner for Standards – Revisions to the Code of Conduct' dated 17th March 2023, they are of the opinion:
1. To appoint in accordance with paragraph 2(1) of the First Schedule to the Reform (Guernsey) Law 1948, Dr Melissa McCullough as Commissioner for Standards with immediate effect and for a term ending on 26th April 2028.
 2. "2. For Parts II, and III of and Appendix 1 to the Code of Conduct for Members of the States of Deliberation, substitute the Part and Appendix set out in Appendix A to the Policy Letter subject to the following amendments – In Rule 30 delete the words "and, where the Committee does not agree with any recommendation of the Commissioner, any recommendations that the Committee may have", and Delete Rule 31.
 3. Renumber the sections of and cross references in the Code and Table of Contents accordingly.
 4. To direct the States Assembly & Constitution Committee to consult with the Commissioner and to revert to the States on or before October 2023 with a Policy Letter setting out recommendations for the inclusion in the Code of Conduct of an appeals procedure against decisions of the Commissioner.

COMMITTEE FOR HOME AFFAIRS

AMENDMENTS TO CRIMINAL JUSTICE LEGISLATION P.2023/29

- XI. After consideration of the Policy Letter entitled 'Amendments to Criminal Justice Legislation', dated 6th March 2023, they are of the opinion:
1. To agree to amend the Proceeds of Crime (Bailiwick of Guernsey) Law, 1991 and the Drug Trafficking (Bailiwick of Guernsey) Law, 2000 as set out in sections 4, 5, and 6 of this Policy Letter
 - 1A. To agree to make special provision by Ordinance in relation to the extradition of persons to Jersey and the Isle of Man, and that this process should be the same as that for rendition to the UK, as set out in Section 3 of this Policy Letter
 2. To agree to amend the Terrorism and Crime (Bailiwick of Guernsey) Law, 2002 as set out in section 6 of this Policy Letter

3. To agree to amend the Drug Trafficking (Bailiwick of Guernsey) Law, 2000, and any other necessary secondary legislation, as set out in Section 7 of this Policy Letter.
4. To agree to amend the Beneficial Ownership of Legal Persons (Guernsey) Law, 2017 as set out in Section 8 of this Policy Letter.
5. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

POLICY & RESOURCES COMMITTEE

SCHEDULE FOR FUTURE STATES' BUSINESS

P.2023/32

- XII. After consideration of the Schedule for Future States' Business, which sets out items for consideration at the Ordinary States Meeting on 21st June 2023, they are of the opinion to approve the Schedule.

S.M.D. ROSS
STATES' GREFFIER