

Resolutions

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 23rd DAY OF FEBRUARY, 2005

The States resolved as follows concerning Billet d'État No II
dated 4th February, 2005

TREASURY & RESOURCES DEPARTMENT

THE INCOME TAX (GUERNSEY) (EMPLOYEES TAX INSTALMENT SCHEME)
(AMENDMENT) REGULATIONS, 2005

I.- After consideration of the Report dated 7th January, 2005, of the Treasury and Resources Department: -

In pursuance of the provisions of subsection (5) of section 81A of the Income Tax (Guernsey) Law, 1975, as amended, to approve the Regulations entitled "The Income Tax (Guernsey) (Employees Tax Instalment Scheme) (Amendment) Regulations, 2005" made by the Treasury and Resources Department on the 7th January, 2005.

COMMERCE AND EMPLOYMENT DEPARTMENT

ANNUAL REPORT AND ACCOUNTS OF THE
OFFICE OF UTILITY REGULATION

II.- After consideration of the Report dated 21st December, 2004, of the Commerce and Employment Department: -

1. To accept the Annual Report and Accounts for 2003 of the Office of Utility Regulation.
2. To note that the Treasury and Resources and Commerce and Employment Departments' joint review of commercialisation will provide a forum for debate on issues surrounding utility regulation.
3. To note the intention of the Commerce and Employment Department to recommend to the States changes to the Utilities Appeal Tribunal.

EDUCATION DEPARTMENT

REORGANISATION OF SECONDARY EDUCATION
STAGE 1: THE BUILDING OF LES NICOLLES SECONDARY SCHOOL AND
CO-LOCATED SECONDARY SPECIAL EDUCATION SCHOOL

III.- After consideration of the Report dated 12th January, 2005, of the Education Department:-

1.
 - (1) To approve the construction of a new Secondary School and a new Special Educational Needs Secondary School at Les Nicolles as set out in that Report at a cost not exceeding £46,974,000.
 - (2) To transfer the sum of £12,750,000 from the Capital Reserve to the capital allocation of the Education Department to be added to the Education Department's existing capital allocation balance of £23.30 million plus the planned £12.75 million allocation in January 2006, subject to affordability and availability, for the purpose of funding the construction of a new Secondary School and a new Special Educational Needs Secondary School at Les Nicolles as set out in that Report.
 - (3) To authorise the Treasury and Resources Department to approve the issue and acceptance of tenders and other professional services in connection with these works.
2.
 - (1) To approve the inclusion of a 6 lane swimming pool as set out in that Report rather than a 4 lane swimming pool within the new secondary school facilities at Les Nicolles at a total additional cost to the overall project not exceeding £1,000,000.
 - (2) To authorise the Treasury and Resources Department to approve the issue and acceptance of tenders and other professional services in connection with these additional works.
 - (3) To authorise the Treasury and Resources Department to transfer an appropriate amount from the Capital Reserve to the capital allocation of the Culture and Leisure Department for the purpose of carrying out these additional works.
 - (4) To authorise the Treasury and Resources Department to approve a capital vote not exceeding £1,000,000 for these additional works, such sum to be charged to the capital allocation of the Culture and Leisure Department.

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 24th DAY OF FEBRUARY, 2005

(Meeting adjourned from 23rd February, 2005)

The States resolved as follows concerning Billet d'État No I
dated 7th January, 2005

INHERITANCE LAW REVIEW COMMITTEE

FIRST REPORT

IV.- After consideration of the Report dated 10th December, 2004, of the Inheritance Law Review Committee:-

1. That all discrimination in inheritance to both Guernsey immovable and moveable property against illegitimate children shall be removed and that the law shall be reformed as set out in Section B of that Report.
2. That a scheme of administration of Guernsey immovable property by which, without interfering with the customary law principles of inheritance, such property may be administered and sold and good title given and obtained, notwithstanding some uncertainty as to the ownership of the property, be introduced in Guernsey as set out in Section C of that Report.
3.
 - (a) That a will made in Guernsey disposing of Guernsey immovable property and moveable property by the same document shall not, on that ground alone, be deemed invalid.
 - (b) That a person may continue to make his will of Guernsey immovable property separate from his will of moveable property.
 - (c) That a will disposing of Guernsey immovable property whether or not also disposing of moveable property, is validly attested by two witnesses who may, but need not be, Jurats.
4. That the *Loi relative aux Prescriptions, 1909* be amended to provide that the period of prescription operative in the case where purchasers have bought from heirs, whether testate or intestate, in good faith but have not required an administrator to be appointed, be reduced from 20 years to 6 years.
5. That retraits lignagers be abolished in Guernsey.
6. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.
7. To publish the legislation for consultation before it is laid before the States in the form of a Report.

PUBLIC ACCOUNTS COMMITTEE

CONTROLLING EXPENDITURE ON OFF-ISLAND PLACEMENTS

V.- After consideration of the Report dated 23rd December, 2004, of the Public Accounts Committee:-

1. To note the Report.
2. To recommend the relevant Departments to review their policies and procedures in relation to off-Island placements in response to the Report's conclusions, and to request the Public Accounts Committee to monitor the action taken by the relevant departments in response to the Report's conclusions and to report back when appropriate.

ORDINANCE LAID BEFORE THE STATES

THE BAR (AMENDMENT) ORDINANCE, 2005

In pursuance of the provisions of the proviso to Article 66(3) of the Reform (Guernsey) Law, 1948, as amended, the Bar (Amendment) Ordinance, 2005, made by the Legislation Select Committee on the 12th January, 2005, was laid before the States.

S. M. D. ROSS
HER MAJESTY'S DEPUTY GREFFIER