

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 30th DAY OF JULY 2008**

**The States resolved as follows concerning Billet d'État No XI
dated 11th July 2008**

PROJET DE LOI

entitled

THE AVIATION (BAILIWICK OF GUERNSEY) LAW, 2008

I.- To approve the Projet de Loi entitled "The Aviation (Bailiwick of Guernsey) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

POLICY COUNCIL

and

COMMERCE AND EMPLOYMENT DEPARTMENT

**GUERNSEY FINANCIAL SERVICES COMMISSION –
CLARIFICATION OF FUNCTIONS**

II.- After consideration of the Report dated 2nd June, 2008, of the Policy Council and the Commerce and Employment Department:-

1. To approve the proposals set out in that Report.
2. To approve the draft Projet de Loi entitled "The Financial Services Commission (Bailiwick of Guernsey) (Amendment) (No. 2.) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

PROJET DE LOI

entitled

**THE ROAD TRAFFIC (COMPULSORY THIRD-PARTY INSURANCE)
(AMENDMENT) (GUERNSEY) LAW, 2008**

III.- To approve the Projet de Loi entitled "The Road Traffic (Compulsory Third-Party Insurance) (Amendment) (Guernsey) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

PROJET DE LOI

entitled

THE GUERNSEY BAR (BAILIWICK OF GUERNSEY) (AMENDMENT) LAW, 2008

IV.- To approve the Projet de Loi entitled "The Guernsey Bar (Bailiwick of Guernsey) (Amendment) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

THE GAMBLING (GAMING AND LOTTERIES) (AMENDMENT) ORDINANCE, 2008

V.- To approve the draft Ordinance entitled "The Gambling (Gaming and Lotteries) (Amendment) Ordinance, 2008" and to direct that the same shall have effect as an Ordinance of the States.

THE HOUSING (CONTROL OF OCCUPATION) (AMENDMENT OF HOUSING REGISTER) ORDINANCE, 2008

VI.- To approve the draft Ordinance entitled "The Housing (Control of Occupation) (Amendment of Housing Register) Ordinance, 2008" and to direct that the same shall have effect as an Ordinance of the States.

PROJET DE LOI

entitled

THE BANKING SUPERVISION (BAILIWICK OF GUERNSEY) (AMENDMENT) (NO. 2) LAW, 2008

VII.- To approve, subject to the following amendments, the Projet de Loi entitled "The Banking Supervision (Bailiwick of Guernsey) (Amendment) (No. 2) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

AMENDMENTS

1. in clause 2 (printed at pages 18 and 19 of the Brochure) immediately after "subsection (12)", insert "or section 47(1)(b) (but only in relation to a requirement imposed by or under this section)",
2. in clause 3 (printed at pages 19 and 20 of the Brochure) immediately after "subsection (5)", insert "or section 47(1)(b) (but only in relation to a requirement imposed by or under this section)",

3. in clause 4 (printed at pages 20 and 21 of the Brochure) immediately after "subsection (8)", insert "or section 47(1)(b) (but only in relation to a requirement imposed by or under this section)",
4. in clause 5 (printed at pages 21 and 22 of the Brochure) immediately after "subsection (3)", insert "or section 47(1)(b) (but only in relation to a requirement imposed by or under this section)", and
5. in clause 6 (printed at pages 22 and 23 of the Brochure) immediately after "subsection (5)", insert "or section 47(1)(b) (but only in relation to a requirement imposed by or under this section)".

PROJET DE LOI

entitled

THE HOUSING (CONTROL OF OCCUPATION) (GUERNSEY) (AMENDMENT) LAW, 2008

VIII.- To approve the Projet de Loi entitled "The Housing (Control of Occupation) (Guernsey) (Amendment) Law, 2008" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

PAROCHIAL ECCLESIASTICAL RATES REVIEW COMMITTEE

NEW MEMBER

IX.- To elect Deputy S L Langlois as a member of that Committee to replace Deputy T M Le Pelley, who has been elected Chairman of that Committee.

CULTURE AND LEISURE DEPARTMENT

ELECTION OF NON-VOTING MEMBERS

X.- To elect as non-voting members of the Culture and Leisure Department,

Mrs Hannah Mercedes Beacom
Mr Jeffrey Vidamour

who have been nominated in that behalf by that Department, to serve until May 2012 in accordance with Rule 4 (2) of the Constitution and Operation of States Departments and Committees.

HEALTH AND SOCIAL SERVICES DEPARTMENT

ELECTION OF NON-VOTING MEMBER

XI.- To elect as a non-voting member of the Health and Social Services Department, Mr Bruce Anthony Mansell, who has been nominated in that behalf by that Department, to serve until May 2012 in accordance with Rule 4 (2) of the Constitution and Operation of States Departments and Committees.

ELIZABETH COLLEGE BOARD OF DIRECTORS

NEW MEMBER

XII.- To elect Mr Nicolas Louis Guillemette as a member of the Elizabeth College Board of Directors to complete the unexpired portion of the term of office of the late Mr J Burton, namely to 5th January, 2012.

POLICY COUNCIL

OVERSEAS AID COMMISSION – ELECTION OF MEMBERS

XIII.- After consideration of the Report dated 16th June, 2008, of the Policy Council:-

To elect –

Mrs José Day
Mr Mike Dene, MBE
Mr Glyn Allen
Mr Ian MacRae
Mr Steve Mauger
Mr Tim Peet

to serve as ordinary members of the Overseas Aid Commission from July 2008 to July 2012.

ORDINANCE LAID BEFORE THE STATES

THE COMPANIES (GUERNSEY) LAW, 2008 (AMENDMENT) ORDINANCE, 2008

In pursuance of the provisions of the proviso to Article 66 (3) of the Reform (Guernsey) Law, 1948, as amended, the Companies (Guernsey) Law, 2008 (Amendment) Ordinance, 2008, made by the Legislation Select Committee on the 16th June, 2008, was laid before the States.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

THE IMMIGRATION (BAILIWICK OF GUERNSEY) RULES 2008

In pursuance of Section 3 (2) of the Immigration Act 1971 as extended to the Bailiwick of Guernsey by the Immigration (Guernsey) Order 1993, the Immigration (Bailiwick of Guernsey) Rules 2008, made by the Home Department on 28th April 2008, were laid before the States.

THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL BENEFIT) (AMENDMENT NO. 3) REGULATIONS, 2008

In pursuance of section 35 of The Health Service (Benefit) (Guernsey) Law, 1990, the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment No. 3) Regulations, 2008, made by the Social Security Department on 21st May, 2008, were laid before the States.

THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL BENEFIT) (AMENDMENT NO. 4) REGULATIONS, 2008

In pursuance of section 35 of The Health Service (Benefit) (Guernsey) Law, 1990, the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment No. 4) Regulations, 2008, made by the Social Security Department on 18th June, 2008, were laid before the States.

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 31st DAY OF JULY 2008**

(Meeting adjourned from 30th July 2008)

**The States resolved as follows concerning Billet d'État No XI
dated 11th July 2008**

PUBLIC SERVICES DEPARTMENT

RESIDUAL WASTE TREATMENT

XIV.- After consideration of the Report dated 30th May, 2008, of the Public Services Department:-

1. To endorse the proposed shortlist of potential bidders.
2. To note the proposed form of DB250 Contract, Invitation to Tender and Tender Evaluation Model.
3. To endorse the principle for the funding of the project from a loan to be repaid, with interest, from the receipt of gate fees and any income received from energy sales over the period of the DB250 Contract.
4. To direct the Public Services Department to report back to the States of Deliberation giving full details of its recommended bidder in order that the States may endorse the Department's recommendation before the tender is formally accepted.

IN THE STATES OF THE ISLAND OF GUERNSEY ON THE 1st DAY OF AUGUST 2008

(Meeting adjourned from 31st July 2008)

**The States resolved as follows concerning Billet d'État No XI
dated 11th July 2008**

POLICY COUNCIL

DEVELOPING THE GOVERNMENT BUSINESS PLAN DURING THE 2008-2012 STATES TERM

XV.- After consideration of the report dated 26th June, 2008, of the Policy Council:-

To note the contents of that Report including the intention to update the States again through a further report in February 2009.

TREASURY AND RESOURCES DEPARTMENT

PROPOSED TAXATION OF BENEFITS IN KIND THROUGH THE EMPLOYEES TAX INSTALMENT ("ETI") SCHEME – INFORMATION EXCHANGE BETWEEN THE INCOME TAX OFFICE AND SOCIAL SECURITY DEPARTMENT

XVI.- After consideration of the report dated 28th May, 2008, of the Treasury and Resources Department:-

1. To approve the proposals concerning income tax, as set out in that Report, and to agree that legislation shall be enacted accordingly.
2. To direct the preparation of such legislation as may be necessary to give effect to their above decision.
3. Considering it expedient in the public interest so to do, to declare, pursuant to section 1 of the Taxes and Duties (Provisional Effect) (Guernsey) Law 1992, that a Projet de Loi enacted to implement the proposals contained in part 2 of that Report shall have effect from 1 January 2009, as if it were a law sanctioned by Her Majesty in Council and registered on the records of the island of Guernsey.

TREASURY AND RESOURCES DEPARTMENT

INTERIM FINANCIAL REPORT

XVII.- After consideration of the Report dated 2nd June, 2008, of the Treasury and Resources Department:-

To note that Report.

HOME DEPARTMENT

AMENDMENT TO THE CRIMINAL JUSTICE (MISCELLANEOUS PROVISIONS) (BAILIWICK OF GUERNSEY) LAW, 2006

XVIII.- After consideration of the Report dated 16th June, 2008, of the Home Department:-

1. To approve the Department's proposals for amending the Criminal Justice (Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2006 as set out in that Report, subject to the modification that it should not be made an offence to sell, offer for sale or attempt to sell a knife or knife blade to a person aged at least 16 but under 18 years, if the knife or blade is designed for domestic use.
2. To approve the Department's proposals for amending the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2004 as set out in that Report.
3. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

PUBLIC SERVICES DEPARTMENT

GUERNSEY HARBOURS – FUTURE CRANE AND QUAY STRATEGY

XIX.- After consideration of the Report dated 19th June, 2008, of the Public Services Department:-

1. To note that Report.
2. To direct the Public Services Department to progress the Future Crane and Quay Strategy, including the necessary remedial works to the quay infrastructure, which are essential for the long-term viability of the Harbour and of the Bailiwick in general.
3. To direct the Public Services Department to report back to the States once tenders for the above works have been received.

HOUSE COMMITTEE

PROPOSED CHANGE OF NAME OF COMMITTEE

XX.- After consideration of the Report dated 5th June, 2008, of the House Committee:-

1. That the committee presently styled "House Committee" be renamed "States Assembly and Constitution Committee".
2. To direct the preparation of such legislation as may be necessary to give effect to their above decision.

HOUSE COMMITTEE

POLICY COUNCIL SUB-GROUPS

XXI.- After consideration of the Report dated 19th June, 2008, of the House Committee:-

TO NEGATIVE THE PROPOSITION to direct that an amendment to the Rules relating to the Constitution and Operation of States Departments and Committees be prepared, on the lines set out in paragraph 8 of that Report.

K H TOUGH
HER MAJESTY'S GREFFIER