

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 25TH DAY OF JUNE, 2014**

**The States resolved as follows concerning Billet d'État No XII
dated 16th May 2014**

THE SUPPLEMENTARY BENEFIT (GUERNSEY) (AMENDMENT) LAW, 2014

- I.- To approve the draft Projet de Loi entitled “The Supplementary Benefit (Guernsey) (Amendment) Law, 2014”, and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

**THE INCOME TAX (GUERNSEY) (APPROVAL OF AGREEMENTS WITH
COSTA RICA, MAURITIUS, THE SEYCHELLES, THE UNITED STATES OF
AMERICA AND THE UNITED KINGDOM) ORDINANCE, 2014**

- II.- To approve the draft Ordinance entitled “The Income Tax (Guernsey) (Approval of Agreements with Costa Rica, Mauritius, the Seychelles, the United States of America and the United Kingdom) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

THE FOUNDATIONS (GUERNSEY) (STRIKE OFF) REGULATIONS, 2014

In pursuance of Section 51(4) of the Foundations (Guernsey) Law, 2012, The Foundations (Guernsey) (Strike Off) Regulations, 2014, made by the Commerce and Employment Department on 18th March 2014, were laid before the States.

**THE FOUNDATIONS (ANNUAL RENEWAL) (GUERNSEY) REGULATIONS,
2014**

In pursuance of Section 51(4) of the Foundations (Guernsey) Law, 2012, The Foundations (Annual Renewal) (Guernsey) Regulations, 2014, made by the Commerce and Employment Department on 18th March 2014, were laid before the States.

**THE COPYRIGHT (APPLICATION TO THE UNITED KINGDOM)
(BAILIWICK OF GUERNSEY) REGULATIONS, 2014**

In pursuance of Section 221(3) of the Copyright (Bailiwick of Guernsey) Ordinance, 2005, The Copyright (Application to the United Kingdom) (Bailiwick of Guernsey) Regulations, 2014, made by the Commerce and Employment Department on 18th February 2014, were laid before the States.

THE BOARDING PERMITS FEES ORDER, 2014

In pursuance of Section 17 of the Tourist Law, 1948 as amended, The Boarding Permits Fees Order, 2014, made by the Commerce and Employment Department on 4th February 2014, was laid before the States.

**POLICY COUNCIL / COMMERCE AND EMPLOYMENT DEPARTMENT /
TREASURY AND RESOURCES DEPARTMENT**

GUERNSEY ELECTRICITY SUPPLY - FUTURE STRATEGY

- III.- After consideration of the Report dated 28th April, 2014, of the Policy Council, the Commerce and Employment Department and the Treasury and Resources Department:-
1. To continue the States of Guernsey's present policy of requiring there to be local generation, but with the expectation that there will also be enhancements to the Island's electricity connections to other jurisdictions which will allow local generation to take a secondary role to electricity imported through cable connections in the normal provision of electricity to the community as detailed in section 11 and outlined in sections 22.3 to 22.5 of that Report.
 2. To agree a framework that does not seek to control importation infrastructure but does ensure adequate local generation capacity exists to meet maximum demand as detailed in section 11 and outlined in sections 22.6 to 22.10 of that Report.
 3. To agree to apply security criterion to local electricity generation only and to maintain the current "N-2" approach as detailed in section 4.2 and outlined in sections 22.6 to 22.10 of that Report.
 - 3A. To direct the Policy Council to lay before the States, no later than March 2015, a Report containing recommended policies for improving energy efficiency and the means of enabling such policies to be effected.
 4. To continue the present mandate for the Commerce and Employment Department to investigate and prepare for the use of renewable energy as part of the Island's energy mix as detailed in section 17 of that Report.

5. To adopt the “80/80 criterion”, as defined in section 22.12 of that Report, to ensure that a base of low operating cost plant continues to be installed locally.
6. To continue the existing practice of electricity infrastructure being funded entirely by electricity users as outlined in sections 22.14 and 22.15 of that Report.

HEALTH AND SOCIAL SERVICES DEPARTMENT

INTRODUCTION OF RESPONSIBLE OFFICER LEGISLATION TO STRENGTHEN MEDICAL PRACTITIONER QUALITY ASSURANCE

- IV.- After consideration of the Report dated 7th April, 2014, of the Health and Social Services Department:-
1. To introduce a Responsible Officer regime in Guernsey, as set out in paragraphs 12 to 24 of that Report.
 2. To amend or replace the regime for registration of medical practitioners in Guernsey, as set out in paragraph 21 of that Report; including to require medical practitioners not employed by the States of Guernsey to pay registration and/or annual fees, to be prescribed by Regulations.
 3. To require the Health and Social Services Department through the Chief Officer of the Department to monitor the functioning of the Responsible Officer regime as set out in paragraph 23 of that Report.
 4. That no new offences or statutory penalties be introduced at this stage, other than those relating to registration or maintaining annual registration.
 5. To direct the preparation of such legislation as may be necessary to give effect to the recommendations in paragraphs 12 to 31 of that Report.
 6. To approve the proposal for funding the Responsible Officer regime as set out in paragraphs 25 to 31 of that Report.

HOME DEPARTMENT

PROPOSED AMENDMENTS TO THE FIRE SERVICES (GUERNSEY) LAW, 1989

- V.- After consideration of the Report dated 28th April, 2014 of the Home Department:-

1. To agree that the Fire Services (Guernsey) Law, 1989, be amended (and any consequential amendments to other legislation be made and any other necessary legislation made):
 - (a) to require occupiers (or owners in the case of controlled premises in multiple occupation) to notify the Home Department (Fire Service) only in the following circumstances:
 - when premises that are not controlled premises become controlled premises;
 - when premises that are controlled premises cease to be controlled premises; or
 - when premises are erected that are controlled premises;
 - (b) to require the notification be made within 14 days of the occurrence of any event mentioned in paragraph (a);
 - (c) to require a fee be paid each time a notification is made in respect of:
 - premises that are not controlled premises becoming controlled premises; or
 - premises having been erected that are controlled premises;
 - (d) to cease to require the public register of controlled premises to include names and addresses of occupiers of controlled premises and the use to which such premises are put;
 - (e) to provide for the Home Department (Fire Service) to withhold its views on applications for registration of child-care premises that are currently required to be provided to the Health and Social Services Department under section 24(2) of the Fire Services (Guernsey) Law, 1989, or on any other applications that fall within the scope of that provision, until fees or charges are paid to the Home Department (Fire Service);
 - (f) to provide for the Home Department (Fire Service) to enter into agreements with any person and impose a fee or charge -
 - (i) for the hire or loan of any equipment or the provision of any services in connection with any equipment (regardless whether or not the equipment or services are in any way connected with fire);
 - (ii) for the provision of services in connection with the following (including written reports where necessary but excluding fire safety education as part of the School's Education Programme) -

- inspection, testing or maintenance of, and consultation in relation to, fire alarm systems (including alarm receiving centres) or emergency lighting systems;
- inspection, testing or maintenance of, and consultation in relation to, any equipment or other thing or substance used for fire-fighting, for preventing fires or restricting the spread of fire or otherwise related to fire;
- inspection of, and consultation in relation to, controlled premises on which the systems or equipment, things or substances mentioned above are installed or proposed to be installed;
- training or consultation in relation to fire safety, preventing fires or restricting the spread of fire, or otherwise related to fire; or
- preliminary assessments and consultation on drafts of plans of controlled premises proposed to be deposited with the Environment Department (as mentioned in section 24(1) of the Fire Services (Guernsey) Law, 1989) or on applications proposed to be made to an Authority (as mentioned in section 24(2) of the Fire Services (Guernsey) Law, 1989);

- (g) to authorise the States of Deliberation to amend by Ordinance the types of equipment or services which could be provided by the Home Department (Fire Service) on a fee-charging basis, as provided by paragraph (f);
- (h) to provide for the fees or charges, or rates for calculating the fees or charges, mentioned in paragraphs (c), (e) and (f) to be prescribed by regulations made by the Home Department;
- (i) to provide for the Home Department to waive or reduce any fee or charge mentioned in paragraph (c), (e) or (f), at its discretion;
- (j) to provide that nothing in the proposed amendments to the Fire Services (Guernsey) Law, 1989, restricts or otherwise affects agreements which are in existence (or which may in future be made) for the Fire Service to provide assistance to Sark and Alderney; and
- (k) to exclude equipment and services provided by commercial agreement (as mentioned in paragraph (f)) from the scope of the exclusion of liability provided for under section 25 of the Fire Services (Guernsey) Law, 1989.

2. To direct the preparation of such legislation to give effect to the above decisions.

PANEL OF MEMBERS

(Constituted by the Administrative Decisions (Review) (Guernsey) Laws, 1986-1993)

REPORT OF THE REVIEW BOARD FOR 2013

- VI.- After consideration of the Report dated 7th April, 2014 of the Panel of Members (constituted by the Administrative Decisions (Review) (Guernsey) Laws, 1986-1993), to note the contents of the Report.

J. TORODE
HER MAJESTY'S GREFFIER