

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 29TH DAY OF JULY, 2014**

**The States resolved as follows concerning Billet d'État No XVI
dated 20th June 2014**

**THE SUPPLEMENTARY BENEFIT (IMPLEMENTATION) (AMENDMENT)
ORDINANCE, 2014**

- I.- To approve the draft Ordinance entitled “The Supplementary Benefit (Implementation) (Amendment) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

**THE ALDERNEY (APPLICATION OF LEGISLATION) (SUPPLEMENTARY
BENEFIT) (AMENDMENT) ORDINANCE, 2014**

- II.- To approve the draft Ordinance entitled “The Alderney (Application of Legislation) (Supplementary Benefit) (Amendment) Ordinance, 2014”, 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, 2014**

- III.- To approve the draft Ordinance entitled “The Housing (Control of Occupation) (Amendment of Housing Register) Ordinance, 2014” and to direct that the same shall have effect as an Ordinance of the States.

**THE INCOME TAX (GUERNSEY) (APPROVAL OF AGREEMENT WITH
MONACO) ORDINANCE, 2014**

- IV.- To approve the draft Ordinance entitled “The Income Tax (Guernsey) (Approval of Agreement with Monaco) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

**THE TERRORISM AND CRIME (BAILIWICK OF GUERNSEY)
(AMENDMENT) ORDINANCE, 2014**

- V.- To approve the draft Ordinance entitled “The Terrorism and Crime (Bailiwick of Guernsey) (Amendment) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

**THE LIMITED LIABILITY PARTNERSHIPS (REGISTRAR)
(FEES AND PENALTIES) REGULATIONS, 2014**

In pursuance of section 113(4) of the Limited Liability Partnerships (Guernsey) Law, 2013, The Limited Liability Partnerships (Registrar) (Fees and Penalties) Regulations, 2014 made by the Registrar of Limited Liability Partnerships on 12th May, 2014, were laid before the States.

**THE CONTROL OF POISONOUS SUBSTANCES (GUERNSEY)
REGULATIONS, 2014**

In pursuance of section 4(1)(c) of the Poisonous Substances (Guernsey) Law, 1994, the Control of Poisonous Substances (Guernsey) Regulations, 2014, made by the Commerce and Employment Department on 6th May, 2014, were laid before the States.

**THE LIMITED LIABILITY PARTNERSHIPS (GUERNSEY) LAW, 2013
(COMMENCEMENT) REGULATIONS, 2014**

In pursuance of section 113(4) of the Limited Liability Partnerships (Guernsey) Law, 2013, The Limited Liability Partnerships (Guernsey) Law, 2013 (Commencement) Regulations, 2014 made by the Commerce and Employment Department on 12th May 2014, were laid before the States.

THE LIMITED LIABILITY PARTNERSHIPS (FEES) REGULATIONS, 2014

In pursuance of section 113(4) of the Limited Liability Partnerships (Guernsey) Law, 2013, The Limited Liability Partnerships (Fees) Regulations, 2014 made by the Commerce and Employment Department on 12th May, 2014, were laid before the States.

**THE LIMITED LIABILITY PARTNERSHIPS (INSPECTION AND COPYING
OF DOCUMENTS) (FEES) REGULATIONS, 2014**

In pursuance of section 113(4) of the Limited Liability Partnerships (Guernsey) Law, 2013, The Limited Liability Partnerships (Inspection and Copying of Documents) (Fees) Regulations, 2014 made by the Commerce and Employment Department on 12th May, 2014, were laid before the States.

**THE CARER'S ALLOWANCE (GUERNSEY) (AMENDMENT)
REGULATIONS, 2014**

In pursuance of Section 24 of The Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 1984, The Carer's Allowance (Guernsey) (Amendment) Regulations, 2014 made by the Social Security Department on 15th April, 2014, were laid before the States.

**THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL
BENEFIT) (AMENDMENT NO. 3) REGULATIONS, 2014**

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, 2014 made by the Social Security Department on 15th April, 2014, were laid before the States.

POLICY COUNCIL

**MANAGING THE SIZE AND MAKE UP OF THE ISLAND'S POPULATION –
LONG TERM RESIDENCY**

VI.- After consideration of the Report dated 2nd June, 2014, of the Policy Council:-

1. To agree that if a person is born in Guernsey and his or her parent and that parent's parent were born in Guernsey, the person will be defined as a Permanent Resident, will acquire the right to live in Local Market accommodation in the Island permanently if he or she so chooses, and be entitled to hold a Permanent Resident Permit at birth, instead of after 14 years' lawful residence.
2. To agree that if a person is born in Guernsey and his or her parent is, or becomes, a Qualified or Permanent Resident, the person will be defined as a Permanent Resident, will acquire the right to live in Local Market accommodation in the Island permanently if he or she so chooses, and be entitled to hold a Permanent Resident Permit, after a minimum period of 8 years' lawful residence, instead of 14 years' lawful residence.
3. To agree that if a person is born outside Guernsey and his or her parent was born in Guernsey and is, or becomes, a Qualified or Permanent Resident, the person will be defined as a Permanent Resident, will acquire the right to live in Local Market accommodation in the Island permanently if he or she so chooses, and be entitled to hold a Permanent Resident Permit, after a minimum period of 8 years' lawful residence, instead of 14 years' lawful residence.

4. To agree that for any person who is born in Guernsey, or is first resident as a minor with his or her parents, the required residence period of 8 years or 14 years need not be continuous, such that shorter periods of residence can be combined so long as, overall, a period of 8 years' residence is achieved in an 18-year period, or 14 years' residence is achieved in a 24-year period.
5. To agree the Policy Council should return to the States with further detailed recommendations during the development of the new Population Management system.
6. To agree the Policy Council should take into account the effect of the above decisions on other areas of the Population Management system as further development work continues and that the relevant changes should be reflected when next reporting back to the States.
7. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

J TORODE
HER MAJESTY'S GREFFIER

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 30TH DAY OF JULY, 2014**

Adjourned from 29th July, 2014

**The States resolved as follows concerning Billet d'État No XVI
dated 20th June 2014**

POLICY COUNCIL

**THE GUERNSEY FINANCIAL SERVICES COMMISSION: 2013 ANNUAL
REPORT**

- VII.- After consideration of the Report dated 19th May, 2014, of the Policy Council, to note the Report and accounts of the Guernsey Financial Services Commission for the year ended 31st December 2013.

REQUÊTE

ISLAND WIDE VOTING

XVII.- Whether, after consideration of the undated Requête signed by Deputy M. P. J. Hadley and six other Members of the States:-

1. TO NEGATIVE THE PROPOSITION that with effect from the 2016 General Election, all deputies shall be elected on an island-wide basis and all voters shall have the same number of votes as there are deputies' seats subject to approval in a referendum to be held as expeditiously as possible.
2. TO NEGATIVE THE PROPOSITION to direct the States Assembly and Constitution Committee to report to the States as expeditiously as possible with the changes necessary, including changes to legislation, to give effect to Proposition 1.

**J TORODE
HER MAJESTY'S GREFFIER**

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 31ST DAY OF JULY, 2014**

Adjourned from 30th July, 2014

**The States resolved as follows concerning Billet d'État No XVI
dated 20th June 2014**

TREASURY AND RESOURCES DEPARTMENT

STATES CAPITAL INVESTMENT PORTFOLIO

VIII.- After consideration of the Report dated 3rd June, 2014, of the Treasury and Resources Department:-

1. To approve that the process contained within paragraphs 31 to 56 of that Report is adopted by the States as the Project Development and Approval Process and direct the Treasury and Resources Department to amend the Rules for Financial and Resource Management accordingly.
2. To approve the projects listed in Paragraph 168 Table 2 of that Report as the Capital Investment Portfolio, subject to costs being brought within available funding.
3. To delegate authority to the Treasury and Resources Department to open capital votes in relation to the Environment Department's Storm Damage Repairs projects, the Treasury and Resources Department's - Sir Charles Frossard House Roof and Longue Hougue Rock Armour projects and the Home Department's Prison Fencing project, all charged to the Capital Reserve.
4. To delegate authority to the Treasury and Resources Department to approve a capital vote of up to £1.65million, charged to the Capital Reserve to fund the relocation of the Pathology Department to Sherwill Ward and the purchase, installation and commissioning of a temporary (modular) ward and the relocation of Giffard Ward thereto as Phase 7a of the Health and Social Services Department's Site Development Plan – Phase 7.
5. To delegate authority to the Treasury and Resources Department to increase the capital vote in respect of the Health and Social Services Department's Electronic Health and Social Care Record project by a maximum of £650,000, charged to the Capital Reserve.
6. To note the intention of the Treasury and Resources Department to report back on the costs and funding of the Environment Department's Bus Depot project as part of the next States Capital Investment Portfolio Report.

7. To approve in principle expenditure on portfolio resource as set out in Paragraphs 106 to 116 of that Report, such expenditure to be capped at 0.4% of the portfolio value per annum charged to the Capital Reserve; and direct the Treasury and Resources Department to recommend a detailed budget and associated benefits annually as part of its Budget Report.
8. To delegate authority to the Treasury and Resources Department to approve expenditure of £250,000 in 2014, to be charged to the Capital Reserve, to provide financial, benefits and procurement resource to projects, administrative support to the portfolio and further training to project teams.
9. To note the intention of the Treasury and Resources Department to work with the Education and Public Services Departments to explore in more depth the possibility of treating the funding of the Belle Greve Outfall and College of Further Education projects differently in order to deliver a balanced, manageable and affordable portfolio and direct the Treasury and Resources Department to report back with conclusions as part of its 2015 Budget Report.
10. To approve the principles regarding Emergency, Urgent and Unplanned projects contained in paragraphs 174 to 186 of that Report and direct the Treasury and Resources Department to update the Rules for Financial and Resource Management accordingly.
11. To delegate authority for the Treasury and Resources Department to approve expenditure on any Urgent Project to a maximum value of £2 Million, charged to the Capital Reserve.

S M D ROSS
HER MAJESTY'S DEPUTY GREFFIER

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 1ST DAY OF AUGUST, 2014**

Adjourned from 31st July, 2014

**The States resolved as follows concerning Billet d'État No XVI
dated 20th June 2014**

ENVIRONMENT DEPARTMENT

WASTE DISPOSAL (MANAGEMENT) PLAN

- IX.- After consideration of the Report dated 20th May, 2014, of the Environment Department:-
1. To approve the draft Waste Disposal Plan, as attached to the Report, in accordance with section 31(3) of the Environmental Pollution (Guernsey) Law, 2004.
 2. To direct the preparation of such legislation as may be necessary to give effect to the above decision.

**D J ROBILLIARD
HER MAJESTY'S DEPUTY GREFFIER**

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 1ST DAY OF AUGUST, 2014**

**The States resolved as follows concerning Billet d'État No XVI
dated 20th June 2014**

TREASURY AND RESOURCES DEPARTMENT

GUERNSEY ELECTRICITY – GUERNSEY-JERSEY CABLE PROJECT

- X.- After consideration of the Report dated 12th May, 2014, of the Treasury and Resources Department:-
1. To authorise the Treasury and Resources Department to facilitate borrowing by Guernsey Electricity Limited to finance the installation of an additional cable between Guernsey and Jersey by providing guarantees from the States of Guernsey for borrowing from third parties or by offering the Company a loan from the States.
 2. To approve the proposal for Guernsey Electricity to act as a “carrier-neutral” dark fibre infrastructure provider as set out in section 7 of that Report, subject to the Company’s ongoing investigations of the commercial, operational, legal and technical viability of the initiative.
 3. To direct the Treasury and Resources Department and the Commerce and Employment Department to investigate the need for any amendments to the guidance issued by the States to the Treasury and Resources Department under the provisions of the States Trading Companies (Bailiwick of Guernsey) Ordinance, 2001, to enable Guernsey Electricity to act as a “carrier-neutral” dark fibre infrastructure provider and to report back to the States with recommendations for any such amendments if necessary.

TREASURY AND RESOURCES DEPARTMENT

**DOUBLE TAXATION ARRANGEMENT WITH THE GOVERNMENT OF THE
PRINCIPALITY OF MONACO**

- XI.- After consideration of the Report dated 7th May, 2014, of the Treasury and Resources Department, to declare that the Agreement made with the Government of the Principality of Monaco, as appended to that Report, has been made with a view to affording relief from double taxation, and that it is expedient that those double tax arrangements should have effect, so that the arrangements have effect in relation to income tax in accordance with section 172(1) of the Income Tax Law, 1975, as amended.

COMMERCE AND EMPLOYMENT DEPARTMENT

AMENDMENTS TO STATUTORY MINIMUM WAGE ARRANGEMENTS TO COME INTO FORCE ON 1 OCTOBER 2014

- XII.- After consideration of the Report dated 6th May, 2014, of the Commerce and Employment Department:-
1. To approve The Minimum Wage (Prescribed Rates and Qualifications) (Guernsey) Regulations, 2014, as set out in Appendix 2 to that Report, which increases the Minimum Wages Rates, as set out below:-
 - Adult Minimum Wage Rate to be set at £6.65 per hour (For workers aged 18 and over).
 - Young Person's Minimum Wage Rate to be set at £5.55 per hour (For workers aged 16 and 17).
 2. To approve that 1st October 2014 shall be the date for implementation of the Commencement Order and the Regulations to give effect to the Law.

PUBLIC SERVICES DEPARTMENT

BELLE GREVE PHASE IV – PROPOSED OUTFALLS REPLACEMENT

- XIII.- After consideration of a Report dated 3rd April, 2014, of the Public Services Department:-
1. To approve the issue of tender documents for the Belle Greve Phase IV Project for the “design and build” of the replacement of the long sea outfall and replacement or refurbishment of the short sea outfall.
 2. To approve delegated authority to the Treasury and Resources Department to approve award of the contract to the preferred bidder, providing costs are returned within the estimated figure of £18.6 million as presented in the Treasury and Resources Department States Report entitled “States Capital Investment Portfolio” published in Billet d'État XVI of 2014.

HEALTH AND SOCIAL SERVICES DEPARTMENT

TOBACCO PRODUCTS (GUERNSEY) ORDINANCE, 2014 – UPDATED PROPOSAL

- XIV.- After consideration of a Report dated 7th May, 2014, of the Health and Social Services Department:-

1. TO NEGATIVE THE PROPOSITION that possession of tobacco products by a child (a person under 18 years of age) in a public place, without reasonable excuse, should be made an offence punishable by a maximum fine of level 1 on the uniform scale (currently £500).

and RESOLVED

2. That under-18s should be allowed to transact the sale of a tobacco product in premises licensed for the sale of tobacco products, as long as the sale is supervised by an adult (a person 18 years of age or older) and this allowance for supervised sales should continue indefinitely (contrary to the time restriction provided for in the Revised Licensing Framework approved by the States Resolution of 2012).
3. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

HOUSING DEPARTMENT

HOUSING (CONTROL OF OCCUPATION) (GUERNSEY) LAW, 1994 VARIATION TO THE HOUSING REGISTER

XV.- After consideration of the Report dated 8th May, 2014, of the Housing Department:-

1. To agree that an Ordinance be prepared, in accordance with section 52 of the Housing (Control of Occupation) (Guernsey) Law, 1994, to permit the Department to inscribe individually in Part A of the Housing Register three dwellings on the Royal Terrace site in respect of which a previous Amendment Ordinance, which came into force on 14th December 2011, has expired, subject to:
 - (i) an application to inscribe each of the above dwellings being made by the owners not later than 30th April 2016; and
 - (ii) the equivalent number of Open Market Part A dwellings located elsewhere in the Island first being deleted from Part A of the Housing Register at the request of the owner of each of those dwellings.
2. To agree that an Ordinance be prepared, in accordance with section 52 of the Housing (Control of Occupation) (Guernsey) Law, 1994, to permit the Department to inscribe individually in Part A of the Housing Register a further five dwellings which will be created on the Royal Terrace site subject to:
 - (i) an application to inscribe each of the above dwellings being made by the owners not later than 30th April 2016; and

- (ii) the equivalent number of Open Market Part A dwellings located elsewhere in the Island first being deleted from Part A of the Housing Register at the request of the owner of each of those dwellings.
3. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

STATES' ASSEMBLY AND CONSTITUTION COMMITTEE

STATES' MEETINGS - BROADCASTING, USING SOCIAL MEDIA, TAKING PHOTOGRAPHS

XVI.- After consideration of the Report dated 30th May, 2014, of the States Assembly and Constitution Committee:-

1. To rescind Resolution 1 on Article XVIII of Billet d'État No II of 1983 made on the 27th January, 1983.
2. That any media operation, wherever based, shall be permitted, on application and subject to the terms and conditions of a licence, to broadcast live sound transmissions and recorded extracts thereof of any public proceedings of the States of Deliberation and of the States of Election by whatever medium it chooses.
3. To allow the streaming of the proceedings of the States of Deliberation and the States of Election over the internet.
4. To allow any media operation, wherever based, to broadcast live television pictures and recorded extracts thereof of any public proceedings of the States of Deliberation and of the States of Election, subject to the terms and conditions of any contract agreed by the States' Assembly and Constitution Committee acting for and on behalf of the States.
5. That, with the exception of authorised television broadcasts, photography, whether still or moving images, shall not be permitted at any time within the States of Deliberation or States of Election except with the express prior permission of the Presiding Officer on each occasion.

S M D ROSS
HER MAJESTY'S DEPUTY GREFFIER