

**THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY**

11th December, 2024

Proposition No. P.2024/107

STATES' ASSEMBLY & CONSTITUTION COMMITTEE

REVIEW OF THE RULES OF PROCEDURE

AMENDMENT

Proposed by: J A B Gollop

Seconded by: C J Le Tissier

To add the following Proposition:-

"8. In the Declaration of Interests Form set out in Schedule 2 to the Rules:-

(a) in PART 6:-

(i) for the heading, substitute:-

"Real Property wherever situated"; and

(ii) in the heading to the second column, at the end add:-

"or held by an entity (other than a company)";

(b) in PART 7 delete the words "in the Bailiwick",

(c) in the Explanatory Note relating to PART 6:-

(i) for the heading, substitute:-

"Real Property wherever situated"; and

(ii) at the end of the first sentence, insert:-

" or held by an entity (other than a company) in which you have a material interest";

- (d) in the Explanatory Note relating to PART 7, delete the words “situated in the Bailiwick”;

and

- (e) in the Explanatory Note relating to PART 11, immediately after the first sentence, insert:-

“Interests or benefits to be listed should include pecuniary interests whether owned or controlled by you including, by way of example, the benefit of a planning permission or a contract or agreement for sale over or in respect of property declared under PART 6 or a contract or agreement to purchase property not declared under PART 6.”.

Rule 4(1) Information

- a) The propositions contribute to the States’ objectives and policy plans by further ensuring open and transparent government.
- b) There has been no consultation with the Committee.
- c) The proposition has been submitted to His Majesty’s Procureur for advice on any legal or constitutional implications.
- d) There are no financial implications to the States of Guernsey in carrying the proposal into effect.

Explanatory Note

The current requirement to declare interests in real property under the Declaration of Interests Form specified under the Rules of Procedure, extends only to real property situated in the Bailiwick. These amendments to the Declaration of Interests Form would require Members (and the spouses, cohabiting partners and infant children of Members), to declare interests in real property, wherever situated. They would also require declarations of interests to be made in respect of real property, wherever situated, held by a company in which the Member (or spouse etc.) has a shareholding or aggregate shareholding exceeding 10% of the issued share capital or held by an entity (other than a company) in which the Member (or spouse etc.) has a material interest.

The Amendment will clarify (by amendment to the Explanatory Notes to the Form) that under PART 11 of the Form (which relates to “Any Other Interests), Members (and spouses etc.) must declare pecuniary interests owned or controlled by them including, the benefit of a planning permission or a contract or agreement for sale over or in respect of property declared under PART 6 or a contract or agreement to purchase property not declared under PART 6.