



**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 26TH APRIL, 2023**

**The States resolved as follows concerning Billet d'État No VI
dated 4th April, 2023**

APPOINTMENT LAID BEFORE THE STATES

**APPOINTMENT OF CHAIRMAN AND TWO ORDINARY MEMBERS OF THE
GUERNSEY COMPETITION AND REGULATORY AUTHORITY**

In accordance with paragraph 1(4A) of Schedule 1 to the Guernsey Competition and Regulatory Authority Ordinance, 2012, as amended, the following appointments by the Committee *for* Economic Development, to the Guernsey Competition and Regulatory Authority (GCRA), are laid before the States of Deliberation:

- Mr. John Curran as chairman from 1st March 2023

Following a period as Interim Chairman of the GCRA, Mr. Curran has been appointed as permanent chairman for a period of 4 years until 28th February 2027.

- Mr George Ritchie as ordinary member from 1st March 2023

Mr. Ritchie has been appointed as an ordinary member for a period of 4 years until 28th February 2027.

- Ms Hilary Jennings as Ordinary member from 1st March 2023

Ms. Jennings has been appointed as an ordinary member for a period of 4 years until 28th February 2027.

COMMITTEE FOR ECONOMIC DEVELOPMENT

APPOINTMENT OF THE GUERNSEY DIRECTOR OF CIVIL AVIATION (DCA)
P.2023/13

- I. After consideration of the policy letter entitled “Appointment of the Guernsey Director of Civil Aviation (DCA)” dated 9th March 2023, they are of the opinion:-
1. In accordance with Part 1, paragraph 2 of The Aviation (Bailiwick of Guernsey) Law, 2008, to agree to appoint Mr John Nicholas as Director of Civil Aviation for a period of three years with immediate effect.

COMMITTEE FOR ECONOMIC DEVELOPMENT

APPOINTMENT OF THE PUBLIC TRUSTEE FOR A FURTHER TERM
P.2023/14

- II. After consideration of the policy letter entitled “Appointment of the Public Trustee for a Further Term”, dated 13th March, 2023, they are of the opinion:-
1. In accordance with paragraph 1(2) of the Public Trustee (Bailiwick of Guernsey) Law, 2002, to agree to appoint Mr Luis Gonzalez as Public Trustee for a further period of one year, commencing 1st May 2023 and ending on 30th April 2024.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

No. 85 of 2022

**THE ENVIRONMENTAL POLLUTION (PRESCRIBED OPERATIONS) (FEES) (AMENDMENT)
REGULATIONS, 2022**

In pursuance of section 8 of the Environmental Pollution (Guernsey) Law, 2004, “The Environmental Pollution (Prescribed Operations) (Fees) (Amendment) Regulations, 2022”, as amended, made by the Director of Environmental Health and Pollution Regulation on 28th November, 2022, were laid before the States.

No. 86 of 2022

**THE ENVIRONMENTAL POLLUTION (PRESCRIBED OPERATIONS) (EXEMPTIONS)
(AMENDMENT) REGULATIONS, 2022**

In pursuance of section 13 (3) of the Environmental Pollution (Guernsey) Law, 2004, “The Environmental Pollution (Prescribed Operations) (Exemptions) (Amendment) Regulations, 2022”, as amended, made by the Director of Environmental Health and Pollution Regulation on 28th November, 2022, were laid before the States.

No. 115 of 2022

THE PLANT HEALTH (AMENDMENT OF TRANSITIONAL PROVISION) (GUERNSEY) (NO.2) REGULATIONS, 2022

In pursuance of Article 108 of Preserved Regulation (EU) 2016/2031 of the European Parliament and of the Council on protective measures against pests of plants, and all other powers enabling it in that behalf, hereby makes the following Regulations “The Plant Health (Amendment of Transitional Provision) (Guernsey) (No.2) Regulations, 2022” made by the Committee for the Environment and Infrastructure on 19th December 2022 were laid before the States.

No. 8 of 2023

THE LENDING, CREDIT AND FINANCE (DESIGNATED JURISDICTION) REGULATIONS, 2023

In pursuance of section 85 (c) of The Lending, Credit and Finance (Bailiwick of Guernsey) Law, 2022, “The Lending, Credit and Finance (Designated Jurisdiction) Regulations, 2023”, made by the Policy and Resources Committee on 31st January, 2023, were laid before the States.

No. 10 of 2023

THE PLANT HEALTH (PRESERVED PHYTOSANITARY CONDITIONS REGULATION) (AMENDMENT) (GUERNSEY) REGULATIONS, 2023

In pursuance of Article 108 of Preserved Regulation (EU) 2016/2031 of the European Parliament and of the Council on protective measures against pests of plants, and all other powers enabling it in that behalf, “The Plant Health (Preserved Phytosanitary Conditions Regulation) (Amendment) (Guernsey) Regulations, 2023” made by the Committee for the Environment and Infrastructure on 30th January 2023 were laid before the States.

No. 12 of 2023

THE PAROCHIAL ELECTIONS (ST SAVIOUR) REGULATIONS, 2023

In pursuance of Articles 54(4) and 77C of the Reform (Guernsey) Law, 1948^a and all other powers enabling it in that behalf, “The Parochial Elections (St Saviour) Regulations, 2023” made by the States' Assembly & Constitution Committee on 9th February, 2023, were laid before the States.

No. 14 of 2023

THE BOARDING PERMIT FEES ORDER, 2023

In pursuance of section 17 of the Tourist Law, 1948, “The Boarding Permit Fees Order, 2023”, made by the Committee *for* Economic Development on 28th February, 2023, were laid before the States.

No. 15 of 2023

THE INCOME TAX (PENSION AMENDMENTS) (GUERNSEY) REGULATIONS, 2023

In pursuance of section 203A of the Income Tax (Guernsey) Law, 1975, as amended, "The Income Tax (Pension Amendments) (Guernsey) Regulations, 2023" made by the Policy & Resources Committee on 1st March 2023, were laid before the States.

No. 16 of 2023

THE LIQUOR LICENSING (FEES) REGULATIONS, 2023

In pursuance of section 84(4) of the Liquor Licensing Ordinance, 2006, the Liquor Licensing (Fees) Regulations, 2023 made by the Committee for Home Affairs on 6 March 2023, was laid before the States.

LEGISLATION FOR APPROVAL

POLICY & RESOURCES COMMITTEE

THE INCOME TAX (GUERNSEY) (APPROVAL OF AGREEMENT WITH QATAR) ORDINANCE,
2023
P.2023/18

- III. to approve the draft Ordinance entitled "The Income Tax (Guernsey) (Approval of Agreement with Qatar) Ordinance, 2023", and to direct that the same shall have effect as an Ordinance of the States.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

THE EMPLOYMENT AND EQUAL OPPORTUNITIES SERVICE (GUERNSEY) LAW, 2023
P.2023/19

- IV. To approve the draft *Projet de Loi* entitled "The Employment and Equal Opportunities Service (Guernsey) Law, 2023", and to authorise the Bailiff to present a most humble petition to His Majesty praying for His Royal Sanction thereto subject to the following amendments.

1. Replace clause 11 with the following provision:-

“ Ancillary powers of Director.

11. (1) Subject to subsection (2), the Director may do anything that appears to the Director to be necessary for, or expedient to, the exercise of the Director’s functions including, without limitation, power –

- (a) to require the production of or otherwise obtain such documents, accounts and information from such persons and within such periods and at such times and intervals as the Director thinks fit,
- (b) to require any person to provide an explanation of any document, accounts or information,
- (c) to require any person to provide any additional information known to that person which might reasonably be needed,
- (d) subject to any provision to the contrary in this Law or any other enactment, to publish information, guidance, reports and other documents,
- (e) to appoint any person or body to provide advice in relation to the exercise of any of the Director's functions, and
- (f) to request advice from His Majesty's Procureur in relation to the exercise of any of the Director's functions.

(2) The power under subsection (1) to require anything referred to in paragraphs (a), (b) or (c) of that subsection –

- (a) may be exercised only where the Director reasonably believes that a person is committing or has committed an act which is prohibited by or under any of the employment and equal opportunities enactments, and
- (b) may not be exercised so as to require a person to produce any document, accounts or information which he or she could not be compelled to produce in civil proceedings before the Royal Court.

(3) For the purposes of exercising the Director's functions the Director may enter into any contract.”.

2. Replace paragraph 1(1)(g) of the Schedule with the following provision:-

“(g) in section 58(1) –

(i) in both places it occurs, for “Committee” substitute “Director”, and

(ii) immediately before “believes”, insert “reasonably”,”.”.

AND

“, subject to replacing clause 17(5) with the following provision:-

“(5) On an appeal under this section the Director shall have the burden of proof and the appellant the final right of reply.”

POLICY & RESOURCES COMMITTEE

AMENDMENT TO THE ROYAL COURT (REFORM) (GUERNSEY) LAW, 2008
P.2023/17

- V. After consideration of the policy letter entitled ‘Amendment to the Royal Court (Reform) (Guernsey) Law, 2008’ dated 13th March 2023, they are of the opinion to:-
1. To agree to amend the Royal Court (Reform) Law, 2008, to allow Jurats of not less than 3 years’ standing to be appointed as Juré-Justicier Suppléant; and,
 2. To direct the preparation of such legislation as may be necessary to give effect to the above decision.

S.M.D. ROSS
STATES’ GREFFIER



**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 27TH APRIL, 2023**

**The States resolved as follows concerning Billet d'État No VI
dated 4th April, 2023**

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

**INTERIM UPDATING OF CONTRIBUTORY AND NON-CONTRIBUTORY BENEFIT RATES
P.2023/15**

- V. After consideration of the Policy Letter entitled 'Interim Upgrading of Contributory and Non-contributory Benefit Rates', dated 13th March 2023, they are of the opinion:
1. TO NEGATIVE THE PROPOSITION To set the:
 - a) standard rates of contributory social insurance benefits,
 - b) contribution (co-payment) required to be made by the claimant of care benefit,
 - c) maximum weekly rates of long-term care benefit and respite care benefit,
 - d) income support requirement rates, limits of weekly income, personal allowances, and maximum rent allowances,
 - e) rates of family allowance, severe disability benefit and carer's allowance, and
 - f) payment tariffs under the Mesothelioma Compensation Scheme,as set out in Appendix 1 to the Policy Letter.
 2. TO NEGATIVE THE PROPOSITION To note that benefit rates for 2024 will not be impacted by an interim increase to rates between July 2023 to December 2023.
 3. TO NEGATIVE THE PROPOSITION To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

ACCESS TO WORK SCHEME

P.2023/16

VII. After consideration of the policy letter entitled 'Access to Work Scheme', dated 13th March 2023, they are of the opinion:

1. To agree that the Social Insurance (Guernsey) Law, 1978 is amended, in particular section 39A, to –
 - a) widen existing powers of the Committee *for* Employment & Social Security (to make arrangements to secure that insured persons take advantage of opportunities designed to facilitate a return to work and to make related grants) so they extend to making arrangements or grants, at the cost of the Guernsey Insurance Fund, in relation to the provision of aids, equipment, occupational health assessments, occupational therapy and other types of support to facilitate the retention or entrance into employment, or other gainful occupation, as well as the return to the same, of an insured person with a disability, and
 - b) make any necessary amendments to the existing regulation making powers under that section to allow the Committee *for* Employment & Social Security to prescribe all necessary matters in relation to such arrangements or grants,

as further detailed in Section 4 of the Policy Letter.

2. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

POLICY & RESOURCES COMMITTEE

SCHEDULE FOR FUTURE STATES' BUSINESS

P.2023/21

VIII. After consideration of the attached Schedule for Future States' Business, which sets out items for consideration at the Ordinary States Meeting on 24th May 2023, they are of the opinion to approve the Schedule;

S.M.D. ROSS
STATES' GREFFIER