

IN THE STATES OF THE ISLAND OF GUERNSEY ON THE 9th DAY OF DECEMBER, 2009

**The States resolved as follows concerning Billet d'État No XXXIII
dated 20th November 2009**

PROJET DE LOI

entitled

THE WASTEWATER CHARGES (GUERNSEY) LAW, 2009

I.- To approve the Projet de Loi entitled “The Wastewater Charges (Guernsey) Law, 2009” 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 REFORM (GUERNSEY) (AMENDMENT) LAW, 2009

II.- To approve, by a majority of more than two thirds of the Members present and voting, the Projet de Loi entitled “The Reform (Guernsey) (Amendment) Law, 2009” 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 AGREEMENT WITH NEW ZEALAND) ORDINANCE, 2009

III.- To approve the draft Ordinance entitled “The Income Tax (Guernsey) (Approval of Agreement with New Zealand) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

THE ASSISTED REPRODUCTION (PARENTAGE) (GUERNSEY AND ALDERNEY) ORDINANCE, 2009

IV.- To approve the draft Ordinance entitled “The Assisted Reproduction (Parentage) (Guernsey and Alderney) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

**THE CHILDREN (MISCELLANEOUS PROVISIONS)
(GUERNSEY AND ALDERNEY) ORDINANCE, 2009**

V.- To approve, subject to the following amendment, the draft Ordinance entitled “The Children (Miscellaneous Provisions) (Guernsey and Alderney) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

AMENDMENT

- (a) immediately after section 56 (set out in the Brochure at page 102) insert the following section -

"Amendment of section 109(3) of the Law.

56A. In section 109(3) of the Law, for the definition of "**assisted reproduction**", substitute the following definition -

"assisted reproduction" means the use of medical, scientific, or technical procedures or treatment to enhance fertility (including, without limitation, drug therapy, artificial insemination and in vitro fertilisation),",

- (b) in paragraph 2 of the First Schedule (set out in the Brochure at page 105) for "paragraph 4 of the Third Schedule" substitute "section 19".

**THE CHILDREN (GUERNSEY AND ALDERNEY) LAW, 2008
(COMMENCEMENT) ORDINANCE, 2009**

VI.- To approve the draft Ordinance entitled “The Children (Guernsey and Alderney) Law, 2008 (Commencement) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

**THE CRIMINAL JUSTICE (CHILDREN AND JUVENILE COURT REFORM)
(BAILIWICK OF GUERNSEY) LAW, 2008
(COMMENCEMENT) ORDINANCE, 2009**

VII.- To approve the draft Ordinance entitled “The Criminal Justice (Children and Juvenile Court Reform) (Bailiwick of Guernsey) Law, 2008 (Commencement) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

**THE CRIMINAL JUSTICE (COMMUNITY SERVICE ORDERS)
(BAILIWICK OF GUERNSEY) (AMENDMENT) ORDINANCE, 2009**

VIII.- To approve the draft Ordinance entitled “The Criminal Justice (Community Service Orders) (Bailiwick of Guernsey) (Amendment) Ordinance, 2009” and to direct that the same shall have effect as an Ordinance of the States.

TREASURY AND RESOURCES DEPARTMENT

DOUBLE TAXATION ARRANGEMENT WITH THE GOVERNMENT OF NEW ZEALAND

XII.- After consideration of the Report dated 6th October, 2009, of the Treasury and Resources Department:-

To ratify the Agreement made with New Zealand, as appended to that Report, as required by section 172(1) of the Income Tax (Guernsey) Law, 1975, as amended.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

THE COMPANIES (INSPECTION AND COPYING OF DOCUMENTS) (FEES) REGULATIONS, 2009

In pursuance of Section 537 of the Companies (Guernsey) Law, 2008, the Companies (Inspection and Copying of Documents) (Fees) Regulations, 2009, made by the Commerce and Employment Department on 6th October 2009, were laid before the States.

THE DATA PROTECTION (PROCESSING OF SENSITIVE PERSONAL DATA) (ELECTED REPRESENTATIVES) (REVOCATION) ORDER, 2009

In pursuance of Section 66 (4) of the Data Protection (Bailiwick of Guernsey) Law, 2001, the Data Protection (Processing of Sensitive Personal Data) (Elected Representatives) (Revocation) Order, 2009, made by the Home Department on 16th, October, 2009, was laid before the States.

THE DATA PROTECTION (NOTIFICATION AND NOTIFICATION FEES) (REVOCATION) REGULATIONS, 2009

In pursuance of Section 66 (4) of the Data Protection (Bailiwick of Guernsey) Law, 2001, the Data Protection (Notification and Notification Fees) (Revocation) Regulations, 2009, made by the Home Department on 16th October, 2009, were laid before the States.

V

THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL BENEFIT) (AMENDMENT NO. 5) REGULATIONS, 2009

In pursuance of Section 35 of The Health Service (Benefit) (Guernsey) Law, 1990, the Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment No. 5) Regulations, 2009, made by the Social Security Department on 21st October, 2009, were laid before the States.

THE WATER CHARGES (AMENDMENT) REGULATIONS, 2009

In pursuance of Article 17 (5) of the Law entitled “Loi ayant rapport à la Fourniture d’Eau par les États de cette Île aux Habitants de la dite Île” registered on 7th May, 1927, as amended, and “The Fees, Charges and Penalties (Guernsey) Law, 2007” registered on 19th May, 2008, The Water Charges (Amendment) Regulations, 2009, made by the Public Services Department on 22nd October, 2009, were laid before the States.

IN THE STATES OF THE ISLAND OF GUERNSEY ON THE 10th DAY OF DECEMBER, 2009

(Meeting adjourned from 9th December 2009)

**The States resolved as follows concerning Billet d'État No XXXIII
dated 20th November 2009**

PRIAULX LIBRARY COUNCIL

NEW MEMBER

IX.- To elect Deputy R Domaille as a Member of the Priaulx Library Council to fill the vacancy which will arise on 1st January, 2010 by reason of the expiration of the term of office of the late William Mather Bell.

ELIZABETH COLLEGE BOARD OF DIRECTORS

NEW MEMBER

X.- To elect Deputy A H Langlois as a member of the Elizabeth College Board of Directors to fill the vacancy which will arise on 6th January, 2010, by reason of the expiration of the term of office of Deputy L S Trott, who is not eligible for re-election.

POLICY COUNCIL

BAILIWICK DRUG AND ALCOHOL STRATEGY

XI.- After consideration of the Report dated 5th November, 2009, of the Policy Council:-

1. That the current Bailiwick Drug and Alcohol Strategy shall continue until the end of 2014 but as set out in that Report.
2. To note the revised budget requirements as set out in sections 3.5, 4.17 and 4.20 of that Report
3. To note that additional funding (for new initiatives or those which have been deleted from, or reduced in, the strategy) will be subject to approval as part of the States Strategic Plan.
4. To direct the Policy Council to report back to the States in 2013 with a new Bailiwick Drug and Alcohol Strategy for 2015 onwards.

TREASURY AND RESOURCES DEPARTMENT

AMENDMENT TO THE CHARITIES AND NON PROFIT ORGANISATIONS (REGISTRATION) (GUERNSEY) LAW, 2008

XIII.- After consideration of the Report dated 20th October, 2009, of the Treasury and Resources Department:-

1. That the Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008 shall be amended to require compulsory registration by Alderney charities and non profit organisations, on the same basis as required of similar bodies in Guernsey.
2. To direct the preparation of such legislation as may be necessary to give effect to their above decision.

COMMERCE AND EMPLOYMENT DEPARTMENT

DIRECTOR-GENERAL – OFFICE OF UTILITY REGULATION

XIV.- After consideration of the Report dated 11th September, 2009, of the Commerce and Employment Department:-

To appoint Mr John Curran as Director General of Utility Regulation in accordance with the provisions of the Regulation of Utilities (Bailiwick of Guernsey) Law, 2001, for a period of three years commencing the 1st February 2010.

HEALTH AND SOCIAL SERVICES AND HOUSING DEPARTMENTS

GUERNSEY YOUTH HOUSING PROJECT – ACTION FOR CHILDREN CONTRACT

XV.- TO ADJOURN CONSIDERATION of this Article until a date to be fixed.

HEALTH AND SOCIAL SERVICES DEPARTMENT

CONTROL OF ENVIRONMENTAL POLLUTION – WASTE ORDINANCE

XVI.- After consideration of the Report dated 20th October, 2009, of the Health and Social Services Department:-

1. To approve the proposals to make provision in the proposed waste ordinance as set out in paragraph 4 of that Report.
2. To direct the preparation of such legislation as may be necessary to give effect to their above decision.

K H TOUGH
HER MAJESTY'S GREFFIER

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 24th DAY OF FEBRUARY, 2010**

(Meeting adjourned from 10th December 2009)

The States resolved as follows concerning Billet d'État No XXXIII
dated 20th November 2009

HEALTH AND SOCIAL SERVICES DEPARTMENT

**GUERNSEY YOUTH HOUSING PROJECT –
ACTION FOR CHILDREN CONTRACT**

XV.- At the instance of the Ministers of the Housing Department and the Health and Social Services Department, TO GRANT LEAVE TO WITHDRAW this Article.

**K H TOUGH
HER MAJESTY'S GREFFIER**