

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 8th DAY OF NOVEMBER, 2017**

**The States resolved as follows concerning Billet d'État No XXI
dated 20th October, 2017**

COMMITTEE FOR HOME AFFAIRS

**POLICE COMPLAINTS COMMISSION: REAPPOINTMENT OF MEMBERS
P.2017/85**

I: After consideration of the Policy Letter entitled 'Police Complaints Commission: Reappointment of Members of the Committee *for* Home Affairs;

1. To approve the reappointment of Mrs Bonita Louise Hamilton as an ordinary member of the Police Complaints Commission for four years, retrospectively with effect from 1st July 2017.
2. To approve the reappointment of Mrs Ann Patricia Nippers as an ordinary member of the Police Complaints Commission for four year, retrospectively with effect from 1st July 2017.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

No. 61 of 2017

**THE DATA PROTECTION (PROCESSING OF SENSITIVE PERSONAL DATA) (OFSTED) ORDER
2017**

In pursuance of Section 66(20) and paragraph 10 of Schedule 3 of the Data Protection (Bailiwick of Guernsey) Law 2001, The Data Protection (Processing of Sensitive Personal Data) (OFSTED) Order 2017, made by the Committee *for* Home Affairs on 11th September 2017, was laid before the States.

No. 62 of 2017

THE OFFENCES (FIXED PENALTIES) (GUERNSEY) ORDER 2017

In pursuance of Section 5(1)(b), 7(3)(a) and 7(4)9b)(ii) of the Offences (Fixed Penalties) (Guernsey) Law 2009, The Offences (Fixed Penalties) (Guernsey) Order 2017, made by the Committee *for* Home Affairs on 11th September 2017, was laid before the States.

No. 63 of 2017

**THE FIREARMS AND WEAPONS (SPECIALLY DANGEROUS AIR WEAPONS)(GUERNSEY)
REGULATIONS 2017**

In pursuance of Section 55A and 58(1) of the Firearms and Weapons (Guernsey) Law 1998, The Firearms And Weapons (Specially Dangerous Air Weapons)(Guernsey) Regulations 2017, made by the Committee *for* Home Affairs on 11th September 2017, was laid before the States.

No. 64 of 2017

THE WASTEWATER CHARGES (GUERNSEY) REGULATIONS, 2017

In pursuance of section 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, “The Wastewater Charges (Guernsey) Regulations, 2017”, made by the States’ Trading Supervisory Board on 17th August, 2017, were laid before the States.

No. 65 of 2017

THE WATER CHARGES (AMENDMENT) REGULATIONS, 2017

In pursuance of section 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, “The Water Charges (Amendment) Regulations, 2017”, made by the States’ Trading Supervisory Board on 17th August, 2017, were laid before the States.

No. 35 of 2017

THE COMPANIES (GUERNSEY) LAW, 2008 (AMENDMENT OF PART XVIA) REGULATIONS, 2017

In pursuance of section 537 of the Companies (Guernsey) Law, 2008, The Companies (Guernsey) Law, 2008 (Amendment of Part XVIA) Regulations, 2017 made by the Committee for Economic Development on 6th July 2017, were laid before the States.

No. 51 of 2017

THE BENEFICIAL OWNERSHIP (DEFINITION) (AMENDMENT) REGULATIONS, 2017

In pursuance of sections 31 and 39 of the Beneficial Ownership of Legal Persons (Guernsey) Law, 2017, “The Beneficial Ownership (Definition) (Amendment) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 52 of 2017

THE BENEFICIAL OWNERSHIP OF LEGAL PERSONS (GUERNSEY) LAW, 2017 (COMMENCEMENT) REGULATIONS, 2017

In pursuance of sections 39 and 43 of the Beneficial Ownership of Legal Persons (Guernsey) Law, 2017, “The Beneficial Ownership of Legal Persons (Guernsey) Law, 2017 (Commencement) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 53 of 2017

THE DISCLOSURE (FINANCIAL SERVICES COMMISSION) (BAILIWICK OF GUERNSEY) (AMENDMENT) (COMMENCEMENT) REGULATIONS, 2017

In pursuance of section 4 of the Disclosure (Financial Services Commission) (Bailiwick of Guernsey) (Amendment) Ordinance, 2017, “The Disclosure (Financial Services Commission) (Bailiwick of Guernsey) (Amendment) (Commencement) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 54 of 2017

**THE CRIMINAL JUSTICE (PROCEEDS OF CRIME) (BAILIWICK OF GUERNSEY) (AMENDMENT)
(COMMENCEMENT) REGULATIONS, 2017**

In pursuance of section 7 of the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) Ordinance, 2017, “The Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) (Commencement) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 55 of 2017

**THE CRIMINAL JUSTICE (PROCEEDS OF CRIME) (BAILIWICK OF GUERNSEY) (BENEFICIAL
OWNERSHIP) REGULATIONS, 2017**

In pursuance of sections 49DA and 54 of the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999, “The Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Beneficial Ownership) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 56 of 2017

**THE REGULATION OF FIDUCIARIES, ADMINISTRATION BUSINESSES AND COMPANY
DIRECTORS, ETC. (BAILIWICK OF GUERNSEY) (AMENDMENT) REGULATIONS, 2017**

In pursuance of section 61 or, and paragraph 6 of Schedule 1 to, the Regulation of Fiduciaries, Administration Businesses and Company Directors etc. (Bailiwick of Guernsey) Law, 2000, “The Regulation of Fiduciaries, Administration Businesses and Company Directors, etc. (Bailiwick of Guernsey) (Amendment) Regulations, 2017”, made by the Policy & Resources Committee on 15th August 2017, were laid before the States.

No. 71 of 2017

WASTE DISPOSAL AND RECOVERY CHARGES REGULATIONS, 2017

In pursuance of Section 32(3)(c) and (4) and section 72 of the Environmental Pollution (Guernsey) Law, 2004 and all other powers enabling it in that behalf, the Waste Disposal and Recovery Charges Regulations, 2017, made by the Waste Disposal Authority on 14th September 2017, was laid before the States.

No. 73 of 2017

THE HARBOUR DUES AND FACILITIES CHARGES (GUERNSEY) REGULATIONS, 2018

In pursuance of the powers conferred upon it by sections 2 and 3 of the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957, section 33 of the Harbours Ordinance, 1988, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 26th September, 2017, was laid before the States.

No. 74 of 2017

THE AIRPORT FEES (GUERNSEY AND ALDERNEY) REGULATIONS, 2018

In pursuance of the powers conferred upon it by section 2(1) of the Airport Fees Ordinance, 1987, as amended, and as delegated to it by section 1(1)(d) of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 26th September, 2017, was laid before the States.

No. 75 of 2017

THE MOORING CHARGES (GUERNSEY) REGULATIONS, 2018

In pursuance of section 2 of the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972, sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007 made by the States Trading Supervisory Board on 26th September, 2017, was laid before the States.

No. 76 of 2017

THE PILOTAGE DUES (GUERNSEY) REGULATIONS, 2018

In pursuance of the powers conferred upon it by sections 1, 2, 3 and 8 of the Pilotage Dues and Fees Ordinance, 1987 and sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007, made by the States Trading Supervisory Board on 26th September, 2017, was laid before the States.

No. 77 of 2017

**THE FORFEITURE OF MONEY ETC IN CIVIL PROCEEDINGS (DESIGNATION OF COUNTRIES)
(BAILIWICK OF GUERNSEY) REGULATIONS, 2017**

In pursuance of Section 53 and 64 of the Forfeiture of Money etc in Civil Proceedings (Bailiwick of Guernsey) Law 2007, The Forfeiture of Money etc in Civil Proceedings (Designation of Countries) (Bailiwick of Guernsey) Regulations, 2017, made by the Committee for Home Affairs on 25th September 2017, was laid before the States.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

BENEFIT AND CONTRIBUTION RATES FOR 2018

P.2017/87

II: After consideration of the Policy Letter entitled 'Benefit and Contribution Rates for 2018', dated 2nd October 2017;

1. To set the contributions limits and rates as set out in Table 4 of that Policy Letter, from 1st January 2018.
2. To set the standard rates of contributory social insurance benefits as set out in Table 7 of that Policy Letter, from 1st January 2018.

3. To set the prescription charge per item of pharmaceutical benefit at £3.90, from 1st January 2018.
4. To set the contribution (co-payment) required to be made by the claimant of care benefit, under the Long-term Care Insurance Scheme, at £200.62 per week, from 1st January 2018.
5. To set the maximum weekly long-term care benefit at the rates set out below, from 1st January 2018:
 - a) £444.57 per week residential care benefit for persons resident in a residential home;
 - b) £585.76 per week elderly mentally infirm (EMI) benefit for qualifying persons in a residential home; and
 - c) £829.99 per week nursing care benefit for persons resident in a nursing home or the Guernsey Cheshire Home.
6. To set the maximum weekly respite care benefit at the rates set out below, from 1st January 2018:
 - a) £645.19 per week for persons receiving respite care in a residential home;
 - b) £786.38 per week for the elderly mentally infirm (EMI) rate for persons receiving respite care in a residential home; and
 - c) £1,030.61 per week for persons receiving respite care in a nursing home or the Guernsey Cheshire Home.
7. To set the supplementary benefit requirement rates at the rates set out in Table 13 of that Policy Letter, from 5th January 2018.
8. To set the weekly benefit limitations for supplementary benefit at the rates set out below, from 5th January 2018:
 - a) £670 for a person living in the community;
 - b) £549 for a person who is residing in a residential home; and
 - c) £787 for a person who is residing as a patient in a hospital, nursing home, the Guernsey Cheshire Home, or as an elderly mentally infirm resident of a residential home.
9. To set the amount of the personal allowance payable to persons in Guernsey and Alderney residential or nursing homes who are in receipt of supplementary benefit at £31.41 per week, from 5th January 2018.
10. To set the amount of the personal allowance payable to persons in United Kingdom hospitals or care homes who are in receipt of supplementary benefit at £52.91 per week, from 5th January 2018.

11. To set the supplementary fuel allowance paid to supplementary benefit householders at £27.20 per week, from 27th October 2017 to 27th April 2018.
12. To set the rate of family allowance at £13.90 per week, from 1st January 2018.
13. To set the rates and annual income limit for severe disability benefit and carer's allowance at the rates and limit set out in Table 17 of that Policy Letter, from 1st January 2018.
14. To rename "supplementary benefit" as "income support" and to make all necessary amendments to legislation to allow and reflect the name change.
15. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

POLICY & RESOURCES COMMITTEE

PROTECTING THE INTERESTS OF THE BAILIWICK OF GUERNSEY AS THE UK LEAVES THE EU P.2017/84

III: After consideration of the Policy Letter entitled "Protecting the interests of the Bailiwick of Guernsey as the UK leaves the EU", dated 26th September 2017;

1. To approve the legislative proposals set out in paragraphs 6.4 and 7.1 (particularly paragraphs numbered 1, 2 and 3 of the letter from Her Majesty's Procureur reproduced therein) of the Policy Letter.
2. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

STATES' ASSEMBLY & CONSTITUTION COMMITTEE

REFERENDUM ON GUERNSEY'S VOTING SYSTEM – VOTER TURNOUT P.2017/88

IV: After consideration of the attached policy letter;

1. To agree to introduce the electoral system which is the most favoured in the referendum on the method of electing People's Deputies to the States of Deliberation provided that the number of persons voting in the referendum is at least 40% of those persons inscribed on the Electoral Roll who are eligible to vote on the day of the referendum; and to agree that, in the event that turnout at the referendum is less than 40%, the States' Assembly & Constitution Committee should within three months of the date of the referendum submit a policy letter to the

States setting out any recommendations for reform to the electoral system which it considers necessary, having taken into account the results of the referendum.

POLICY & RESOURCES COMMITTEE

SCHEDULE FOR FUTURE STATES' BUSINESS

P. 2017/89

V: After consideration of the Schedule for future States' business, which sets out items for consideration at the Meeting of the 29th November, 2017 and subsequent States' Meetings, to approve the Schedule.

S. M. D. ROSS

HER MAJESTY'S DEPUTY GREFFIER