

## ***STATUTORY INSTRUMENTS LAID BEFORE THE STATES***

The States of Deliberation have the power to annul the Statutory Instruments detailed below.

No. 44 of 2018

### **THE ELECTORAL SYSTEM REFERENDUM (MISCELLANEOUS PROVISIONS) (NO.2) REGULATIONS, 2018**

In pursuance of section 30(1)(c) of the Electoral System Referendum (Guernsey) Law, 2018, the Electoral System Referendum (Miscellaneous Provisions) (No.2) Regulations, 2018 made by the States' Assembly & Constitution Committee on 14<sup>th</sup> September, 2018, are laid before the States.

#### **EXPLANATORY NOTE**

These Regulations, made by the States' Assembly & Constitution Committee under the Electoral System Referendum (Guernsey) Law, 2018 ("the Law"), make provision in relation to the practicalities of holding the referendum on electoral reform under the Law. Amongst other things they establish polling stations, set out the form of the ballot paper, and make provision in relation to persons present at the count. They come into force on the day they are made.

These Regulations came into force on 14<sup>th</sup> September, 2018.

No. 45 of 2018

### **THE SOCIAL INSURANCE (COLLECTION OF CONTRIBUTIONS) (TRANSFER OF FUNCTIONS) REGULATIONS, 2018**

In pursuance of sections 3 and 4 of the States (Reform) (Guernsey) Law, 2015, the Social Insurance (Collection of Contributions) (Transfer of Functions) Regulations, 2018, made by the Policy & Resources Committee and the Committee for Employment & Social Security on 26<sup>th</sup> September, 2018, are laid before the States.

#### **EXPLANATORY NOTE**

These Regulations transfer the functions of the Committee for Employment & Social Security relating to the collection of social insurance contributions under the Social Insurance (Guernsey) Law, 1978 to the Policy & Resources Committee. It is intended that those functions will be performed, on behalf of the Policy & Resources Committee, by the Director of Income Tax (to whom the functions will be delegated under the Public Functions (Transfer and Performance) (Bailiwick of Guernsey) Law, 1991) until the establishment of the new office of Director of the Revenue Service, to which the collection of contribution functions will then be assigned.

These Regulations come into force on the 22nd October, 2018.

No. 46 of 2018

## **THE FIREARMS AND WEAPONS (APPROVED RANGES) (GUERNSEY) REGULATIONS, 2018**

In pursuance of sections 22 and 55A of the Firearms and Weapons (Guernsey) Law, 1998, The Firearms and Weapons (Approved Ranges) (Guernsey) Regulations, 2018, made by the Committee for Home Affairs on 17th September 2018, is laid before the States.

### EXPLANATORY NOTE

These Regulations are made under section 22 of the Firearms and Weapons (Guernsey) Law, 1998 ("**the Law**").

Regulation 1 provides for the Committee for Home Affairs ("**the Committee**") to approve the ranges at which firearms may be fired, and, in connection with this, the classes of firearms and ammunition that may be used and the standard operating procedures that must be followed on these ranges.

Regulation 2 imposes duties on owners and occupiers of approved ranges.

Regulation 3 authorises the Committee to suspend or revoke a range approval based on a number of grounds relating to breaches or safety.

Regulation 4 provides for the Chief Officer of the Island Police Force ("**the Chief Officer**") to approve shooting clubs to use an approved range for the firing of firearms and ammunition.

Regulation 5 authorises the Chief Officer to suspend or revoke a club approval based on a number of grounds relating to breaches, safety or failing to continue to meet an approval requirement for clubs.

Regulation 6 provides for the Chief Officer to approve a person as a range officer for an approved range.

Regulation 7 authorises the Chief Officer to suspend or revoke a range officer approval based on a number of grounds relating to breaches, safety or failing to continue to meet an approval requirement for range officers.

Regulation 8 prohibits the firing of firearms or ammunition on an approved range unless a number of specified conditions are met.

Regulation 9 prohibits a club from using or permitting the use of an approved range for the firing of firearms unless the club is approved to use the range and specified conditions are met.

Regulation 10 requires owners and occupiers of approved ranges, approved clubs and range officers to allow the Chief Officer or anyone authorised by the Chief Officer or the Committee to enter and inspect an approved range at any reasonable time on request.

Regulation 11 provides for appeals against determinations made under these Regulations to be made to the Royal Court of Guernsey.

Regulation 12(1) creates offences of breaching regulation 6(4) (approval and duties of range officers), 8 (mandatory conditions for discharge of firearms on approved ranges), 9(1) or (2) (use of approved ranges by shooting clubs) or 10(1) (inspection by Chief Officer, Committee, etc.). Regulation 12(2) makes it an offence to enter, without reasonable excuse, a 'danger area' designated in standard operating procedures for an approved range.

Regulation 13 provides for the defence of due diligence in relation to an offence under regulation 12(1) or (2).

Regulation 14 defines expressions used throughout these Regulations.

Regulation 15 revokes the Firearms and Weapons (Approved Ranges) (Guernsey) Regulations, 2017.

Regulations 16 and 17 are the citation and commencement clauses.

These Regulations come into force on the 1<sup>st</sup> April, 2019.

No. 47 of 2018

**THE FINANCIAL SERVICES OMBUDSMAN (CASE FEE AND LEVIES) (BAILIWICK OF GUERNSEY) (AMENDMENT) ORDER, 2018**

In pursuance of section 27 of, and paragraph 4 of Schedule 2 to, the Financial Services Ombudsman (Bailiwick of Guernsey) Law, 2014, the Financial Services Ombudsman (Case Fee and Levies) (Bailiwick of Guernsey) (Amendment) Order, 2018, made by the Committee *for* Economic Development on 1 October, 2018, are laid before the States.

EXPLANATORY NOTE

This Order further amends the Financial Services Ombudsman (Case Fee and Levies) (Bailiwick of Guernsey) Order, 2015 (“the Order”) in relation to the levy scheme prescribed by the Office of the Financial Services Ombudsman (“OFSO”).

The amendment to the Order postpones the ending of the equal splitting of the costs of OFSO between the Bailiwicks of Guernsey and Jersey from the end of 2018 to the end of 2019.

This Order comes into force on the 2nd day of October, 2018.

No. 50 of 2018

**THE ELECTORAL SYSTEM REFERENDUM (MISCELLANEOUS PROVISIONS) (NO.3)  
REGULATIONS, 2018**

In pursuance of section 30(1)(c) of the Electoral System Referendum (Guernsey) Law, 2018, the Electoral System Referendum (Miscellaneous Provisions) (No.3) Regulations, 2018 made by the States' Assembly & Constitution Committee on 1<sup>st</sup> October, 2018, are laid before the States.

EXPLANATORY NOTE

These Regulations, made by the States' Assembly & Constitution Committee under the Electoral System Referendum (Guernsey) Law, 2018 ("the Law"), make provision in relation to lost postal ballot papers for the referendum on electoral reform under the Law, and provision dealing with a minor administrative error in respect of some issued postal voting documents.

These Regulations came into force on 1<sup>st</sup> October, 2018.

No. 52 of 2018

**THE MOORING CHARGES (GUERNSEY) (No.2) 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 4<sup>th</sup> October, 2018, is laid before the States.

EXPLANATORY NOTE

These Regulations prescribe the mooring charges payable under section 2 of the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972 (the "**1972 Law**"). Under the terms of the Fees, Charges and Penalties (Guernsey) Law, 2007, these charges may now be prescribed by regulations of the States' Trading Supervisory Board.

These Regulations come into force on the 1<sup>st</sup> April, 2019.

No. 53 of 2018

**THE HARBOUR DUES AND FACILITIES CHARGES (GUERNSEY) (No.2) 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 4<sup>th</sup> October, 2018, is laid before the States.

**EXPLANATORY NOTE**

These Regulations prescribe the harbour dues payable under section 2 of the Harbour Dues (Saint Peter Port and Saint Sampson) Law, 1957, and the charges payable for the use of harbour facilities under section 33(1) of the Harbours Ordinance, 1988. Under the terms of the Fees, Charges and Penalties (Guernsey) Law, 2007, these dues and charges may now be prescribed by regulations of the States' Trading Supervisory Board.

These Regulations came into force on 1<sup>st</sup> January, 2019.

No. 54 of 2018

**THE PILOTAGE DUES (GUERNSEY) (No.2) 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 4<sup>th</sup> October, 2018, is laid before the States.

**EXPLANATORY NOTE**

These Regulations prescribe the pilotage dues and related charges payable under the Pilotage Dues and Fees Ordinance, 1987. Under the terms of the Fees, Charges and Penalties (Guernsey) Law, 2007, these dues and charges may now be prescribed by regulations of the States' Trading Supervisory Board.

These Regulations came into force on 1<sup>st</sup> January, 2019.

No. 55 of 2018

**THE AIRPORT FEES (GUERNSEY AND ALDERNEY) (No.2) 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 4<sup>th</sup> October, 2018, is laid before the States.

EXPLANATORY NOTE

These Regulations prescribe the fees for the use of Alderney Airport and Guernsey Airport. Under the terms of the Fees, Charges and Penalties (Guernsey) Law, 2007, these dues and charges may now be prescribed by regulations of the States' Trading Supervisory Board.

These Regulations come into force on 1<sup>st</sup> April, 2019.

The full text of the statutory instruments can be found at:  
<http://www.guernseylegalresources.gg/article/163343/2018>