

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 25th DAY OF OCTOBER, 2018**

(adjourned from the 24th October, 2018)

**The States resolved as follows concerning Billet d'État No XXIII
dated 27rd September, 2018**

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

**NON-CONTRIBUTORY BENEFIT RATES FOR 2019
P.2018/85**

X: After consideration of the Policy Letter entitled 'Non-contributory Benefit Rates for 2019', dated 10 September 2018:

1. To set the income support requirement rates at the rates set out in Table 1 of that Policy Letter, from 4th January 2019.
2. To set the benefit limitation for a person living in the community at £750 per week and the other benefit limitation rates at the rates set out in Table 2 of that Policy Letter, from 4th January 2019.
3. To note that the Committee for Employment & Social Security will return to the States with a Policy Letter addressing the future of the benefit limitation, earnings disregard and personal allowances by March 2019.
4. To set the maximum rent allowances at the amounts set out in Table 4 of that Policy Letter, from 4th January, 2019.
5. To set the amount of the personal allowance payable to persons in Guernsey and Alderney residential or nursing homes who are in receipt of income support at £32.16 per week, from 4th January 2019.
6. To set the amount of the personal allowance payable to persons in United Kingdom hospitals or care homes who are in receipt of income support at £54.18 per week, from 4th January 2019.
7. To set the supplementary fuel allowance paid to income support householders at £29.54 per week, from 26th October 2018 to 26th April 2019.
8. To set the rate of family allowance at £14.20 per week, from 1st January 2019.
9. 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 6 of that Policy Letter, from 1st January 2019.

10. That the Severe Disability Benefit and Carer's Allowance (Guernsey) Law, 1984, as amended, shall be further amended to allow a carer's allowance to be received under that Law at the same time as any benefit under the Social Insurance Law.
11. To agree in principle that all of those in receipt of Income Support should qualify for Medical Support and to request the Committee *for* Employment & Social Security to report back to the States on the financial implications of such a reform, together with proposals for its implementation, no later than its uprating report on non-contributory benefits for 2020.
12. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

COMMITTEE *FOR THE* ENVIRONMENT & INFRASTRUCTURE

TRANSFRONTIER SHIPMENT OF WASTE- SUPPLEMENTARY POLICY LETTER P.2018/77

XI: After consideration of the Policy Letter entitled "Transfrontier Shipment of Waste- Supplementary Policy Letter", dated 7th September 2018:-

1. To approve the inclusion in the transfrontier shipment of waste legislation of more detailed and clearer enforcement powers, including powers to seize waste and to enter land and carry out inspections and tests, in relation to enforcing the requirements of the 2006 EU Waste Shipment Regulation and the Guernsey legislation as set out in the Policy Letter.
2. To approve the amendment of the transfrontier shipment of waste legislation to remove the reference, in the provisions relating to the preparation of a management plan for the importation and exportation of waste, to the EU Waste Framework Directive and to add a requirement for the Committee *for the* Environment & Infrastructure to have regard to-
 - a) the Basel Convention on the control of transboundary movements of hazardous waste and their disposal, and
 - b) the Organisation for Economic Co-operation and Development (OECD) Decision on the control of transboundary movements of waste destined for recovery operations,in preparing that plan.

3. To approve the amendment of the transfrontier shipment of waste legislation to include the grounds on which the Director may object to waste shipments into, out of and in transit through Guernsey by adopting certain grounds, with appropriate modifications, set out in the 2006 EU Waste Shipment Regulation.
4. To remove the current exemption, for certain shipments of waste by the States of Guernsey from Alderney to Guernsey, from the requirement for a financial guarantee or equivalent insurance to be in force in respect of the shipment as further outlined in paragraphs 7.1 – 7.6 of the Policy Letter.
5. To approve the draft Ordinance entitled “The Transfrontier Shipment of Waste (Guernsey) Ordinance, 2018 and to direct the same shall have effect as an Ordinance of the States, as set out in Appendix 1.
6. Only if proposition 5 shall have been approved, to approve the proposed States of Guernsey Management Plan for the Importation and Exportation of Waste as set out in Appendix 2 to the Policy letter to take effect on 31st October 2018.

COMMITTEE *FOR* ECONOMIC DEVELOPMENT

LEGISLATION RELATING TO ELECTRONIC AGENTS P.2018/86

XII: After consideration of the policy letter dated 30th August, 2018, of the Committee *for* Economic Development:-

1. To agree to the enactment of an Ordinance under section 14(1) of the Electronic Transactions (Guernsey) Law, 2000 to provide enhanced certainty regarding the legal effect of actions carried out by means of an electronic agent, as set out in paragraph 5 of the policy letter.
2. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.

THE COMMITTEE *FOR* ECONOMIC DEVELOPMENT

AMENDMENTS TO THE BANKING DEPOSIT COMPENSATION SCHEME (BAILIWICK OF GUERNSEY) ORDINANCE, 2008 P.2018/76

XIII: After consideration of the Policy Letter, entitled “Amendments to the Banking Deposit Compensation Scheme (Bailiwick of Guernsey) Ordinance, 2008”, dated 30th August, 2018, of the Committee *for* Economic Development:-

1. Amend the Banking Deposit Compensation Scheme (Bailiwick of Guernsey) Ordinance, 2008 to confirm that members of the Guernsey Banking Deposit Compensation Board shall hold and vacate office in accordance with the terms and conditions of appointment which shall be defined by the Committee *for* Economic Development.
2. Amend the Banking Deposit Compensation Scheme (Bailiwick of Guernsey) Ordinance, 2008 to specify that a notice period, for members of the Guernsey Banking Deposit Compensation Board, can be stipulated in terms of appointment defined by the Committee *for* Economic Development.
3. Direct the preparation of such legislation as may be necessary to give effect to the above decisions.

S. M. D. ROSS

HER MAJESTY'S DEPUTY GREFFIER