

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 25th DAY OF SEPTEMBER, 2019**

**The States resolved as follows concerning Billet d'État No XVIII
dated 11th September, 2019**

POLICY & RESOURCES COMMITTEE

THE ADMINISTRATIVE DECISIONS (REVIEW) (GUERNSEY) LAW, 1986 – THE APPOINTMENT
OF A PANEL CHAIR AND MEMBERS OF THE COMPLAINTS PANEL
P.2019/74

I. After consideration of the Policy Letter entitled "*The Administrative Decisions (Review) Guernsey Law, 1986 – The Appointment of a Panel Chair and Members of The Complaints Panel*", dated 13th August 2019:-

- 1) To appoint Advocate Michael John Adkins as a member and as the Panel Chair of the Complaints Panel;
- 2) To appoint Mr. John Paul Bate as a member of the Complaints Panel;
- 3) To appoint Mrs. Jennifer Lesley Benjamin as a member of the Complaints Panel;
- 4) To appoint Mrs. Audrey Mary Branch as a member of the Complaints Panel;
- 5) To appoint Mr. Roy David Burke as a member of the Complaints Panel;
- 6) To appoint Mr. Ian Charles Carter as a member of the Complaints Panel;
- 7) To appoint Ms. Shelaine Kay Green as a member of the Complaints Panel;
- 8) To appoint Mr. David Gwyn Harry as a member of the Complaints Panel;
- 9) To appoint Mr. Nigel Boyd Kelly as a member of the Complaints Panel; and
- 10) To appoint Advocate Julia Anne Springlett as a member of the Complaints Panel.

COMMITTEE FOR EMPLOYMENT & SOCIAL SECURITY

THE GUERNSEY LEGAL AID SERVICE – APPOINTMENT OF THE LEGAL AID COMMISSIONER P.2019/75

- II. After consideration of the Policy Letter entitled “The Guernsey Legal Aid Service - Appointment of the Legal Aid Commissioner”, dated 16th August 2019:-
1. To appoint Ms Kathryn Macken to the office of Legal Aid Commissioner, with effect from 1 October 2019, pursuant to Section 16(1) of The Legal Aid (Guernsey and Alderney) (Schemes and Miscellaneous Provisions) Ordinance, 2018, and
 2. To note that the Committee has agreed that Ms Macken shall hold office for a period of three years, with effect from that date, pursuant to Section 17(1) of the Ordinance.

POLICY & RESOURCES COMMITTEE

INDEPENDENT STATES MEMBERS’ PAY REVIEW PANEL – FINAL REPORT P.2019/60

III. After consideration of the policy letter entitled ‘Independent States Members’ Pay Review Panel – Final Report’ dated 1 July, 2019:-

1. TO NEGATIVE THE PROPOSITION that the remuneration paid to Members of the States of Deliberation with effect from 1st July 2020 shall be as follows:
 - a. President, Policy & Resources Committee £71,248 *
 - b. President:
 - Committee *for* Economic Development
 - Committee *for* Education, Sport & Culture
 - Committee *for* Employment & Social Security
 - Committee *for the* Environment & Infrastructure
 - Committee *for* Home Affairs
 - Committee *for* Health & Social Care
 - States’ Trading Supervisory Board
 - Vice President, Policy & Resources Committee
 - States lead member for external relations, Policy & Resources Committee £54,744 *
 - c. President:
 - Development & Planning Authority
 - States’ Assembly & Constitution Committee
 - Scrutiny Management Committee
 - Member, Policy & Resources Committee £46,599 *

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| d. All other Deputies | £40,521 * |
| e. Alderney Representatives with a seat on a Principal or Non-Principal Committee | £22,365 * |
| f. All other Alderney Representatives | £13,233 * |

* Social Security uplift to be deducted for those above the old age pension age

with an adjustment in accordance with the change in Guernsey median earnings during 2019 provided that, in the event of a negative change, no adjustment should be made.

2. TO NEGATIVE THE PROPOSITION that, in the event that a President of the Policy & Resources Committee, a Principal Committee, the Development & Planning Authority, the States' Assembly and Constitution Committee, the Scrutiny Management Committee or the States' Trading Supervisory Board is unable to fulfil their duties for a period in excess of four weeks and the Vice President takes on the full responsibilities of the post, his or her remuneration will temporarily increase to the level of a President.
3. TO NEGATIVE THE PROPOSITION that the remuneration paid to Non-States Members of the six Principal Committees, the Development and Planning Authority, the Scrutiny Management Committee (including the Legislation Review Panel) or the Transport Licensing Authority from 1st July 2020 should be £2,154 per annum (with an adjustment in accordance with the change in Guernsey median earnings during 2019 provided that, in the event of a negative change, no adjustment should be made).
4. TO NEGATIVE THE PROPOSITION that the remuneration paid to Non-States Members of the States' Trading Supervisory Board from 1st July 2020 should be £8,615 per annum (with an adjustment in accordance with the change in Guernsey median earnings during 2019 provided that, in the event of a negative change, no adjustment should be made).
5. TO NEGATIVE THE PROPOSITION that any Alternative Alderney Representative shall be entitled to be awarded in respect of his attendance at a properly convened meeting of the States of Deliberation which he has been appointed to attend, pursuant to Section 4 of the States of Guernsey (Representation of Alderney) Law, 1978 an attendance allowance of £76 per half-day or part thereof (with an adjustment in accordance with the change in Guernsey median earnings during provided that, in the event of a negative change, no adjustment should be made), which sum shall be subject to tax.
6. TO NEGATIVE THE PROPOSITION that remuneration for States Members, Non-State Members and Alternative Alderney Representatives should remain benchmarked

against median earnings, but shall be fixed for the four-year term of office in accordance with the measures outlined in the Panel's Report.

7. TO NEGATIVE THE PROPOSITION to direct the Policy & Resources Committee to continue to provide States Members with standard information technology equipment and software.
8. TO NEGATIVE THE PROPOSITION to direct the Policy & Resources Committee to present to the States of Deliberation for approval an amended version of the Rules for Payments to States Members, Former States Members and Non-States Members that would give effect to their above decisions.
9. To direct the Policy & Resources Committee to set up an independent review of the remuneration to be paid to States Members and Non-States Members not later than 1st May 2022; or at any other time in the event of a change in circumstances that has a significant effect on the roles and responsibilities of those Members.

REQUÊTE

PENSION RULES AND REGULATIONS RELATING TO WOMEN WHO WERE MARRIED AS AT 31 DECEMBER 2003 AND HAVE SUBSEQUENTLY BEEN WIDOWED AND REMARRIED A PERSON WITH NO GUERNSEY PENSION ENTITLEMENT

P.2019/56

IV: After consideration of the Requête titled "Pension Rules and Regulations relating to women who were married as at 31 December 2003 and have subsequently been widowed and remarried a person with no Guernsey Pension Entitlement dated 21st May 2019:-

TO NEGATIVE THE PROPOSITION to direct the Committee *for* Employment & Social Security to adopt and implement a policy which will ensure that a woman –

- (a) who was as at 31 December 2003 married to a contributing man under the Social Insurance (Guernsey) Law, 1978, and
- (b) who has following the death of that man remarried a person who has no Guernsey pension entitlement,

may elect on or after reaching pensionable age to substitute their deceased husband's pension average, calculated at the end of the marriage, for their own pension record either for the period of the marriage only, or for the whole of their pension average period.

C. FOSTER

HER MAJESTY'S DEPUTY GREFFIER