

Overview of the process to draft new or amend existing legislation

From States of Deliberation Resolution to commencement









The stages set out above capture the main steps required to prepare legislation. The stages start from the point when the States of Deliberation has directed that a piece of legislation is to be drafted (Stage 1) to when that piece of legislation comes into force (Stage 8).






Legislation drafted and approved by the States during 2018-2019






as at 12th November 2019

The table below captures the legislation that has been drafted and approved by the States of Deliberation, so stage 7 onwards. Legislation listed with a commencement date has come into force.





Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
1	<p>Extension of Wreck Removal Convention to the Bailiwick</p> <p>Ordinance(s) under the Merchant Shipping (Bailiwick of Guernsey) Law, 2002 to give effect to the Nairobi Convention on the Removal of Wrecks, 2007 and any corresponding repeals or amendments</p>	Committee for the Environment & Infrastructure	Billet d'État I of 2017, Article III		
2	<p>Minor amendments to Social Security legislation</p> <p>To amend the Social Insurance (Guernsey) Law, 1978, to ensure that while pensionable age increase incrementally from 65 to 70, the pension average period in the calculation of entitlement remains at 45 years and the relevant period in the calculation of entitlement to survivor's benefit and death grant shall not exceed 45 years. Provide for death grant to be paid in respect of a still-born child</p>	Committee for Employment & Social Security	Billet d'État XX of 2018, Article VIII		7.10.2019





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3	<p>Eligibility for Industrial Injuries Benefits</p> <p>Amendment of the Social Insurance (Guernsey) Law, 1978 to prescribe additional categories of persons to be treated as employed persons for the purposes of industrial injuries benefits</p>	Committee for Employment & Social Security	Billet d'État XIV of 2015, Article XX		
4	<p>Certificates of lawful use</p> <p>Ordinance under the Land Planning and Development (Guernsey) Law, 2005 to make provision for certificates of lawful use</p>	Development & Planning Authority	Billet d'État XI of 2017, Article VIII		06.05.2019
5	<p>Electronic Agents</p> <p>Ordinance under the Electronic Transactions (Guernsey) Law, 2000 to provide enhanced certainty regarding the legal effect of actions carried out by means of an electronic agent</p>	Committee for Economic Development	Billet d'État XXIII of 2018, Article XII		01.03.2019
6	<p>Transformation of Income Tax and Contributions Services</p> <p>To develop a single service for the collection of Income Tax and Social Security Contributions; to establish the office of Director of Revenue Services and transfer functions of the Director of Income Tax and the operational contributions responsibilities of CESS and the Administrator of the Social Insurance Law to that post. An Ordinance transferring the functions of the Director of Income Tax to the Director of the Revenue Service was approved the States of Deliberation</p>	Policy & Resources Committee	Billet d'État XI of 2018, Article III		22.10.2018





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7	<p>Protecting the interests of the Bailiwick as the UK leave the EU</p> <p>Enabling law regarding implementation of international agreements relating to trade</p>	Policy & Resources Committee	Billet d'État XXI of 2017, Article III		13.02.2019
8	<p>Referral of UK Acts of Parliament and Orders in Council to the States of Deliberation</p>	Policy & Resources Committee	Billet d'État VI of 2019, Article I		4.11.2019
9	<p>Administrative Decisions Review Law, 1986</p> <p>Amend Law to transfer functions of Chief Executive and H.M. Greffier to an independent Complaints Panel and other miscellaneous changes</p>	Policy & Resources Committee	Billet d'État VI of 2016, Article XIII		3.06.2019
10	<p>Environmental pollution</p> <p>Amendment of the Environmental Pollution (Guernsey) Law, 2004; water standards; exemptions from the Food and Environmental Protection Act for certain deposits in sea</p>	Committee for the Environment & Infrastructure	Billet d'État XXI of 2012, Article VI		
11	<p>Income Tax (Substance Requirements) Ordinance</p>	Policy & Resources Committee	Billet d'État XXIV of 2018 (Budget)		01.12.2019



Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
12	<p>Solid waste strategy</p> <p>Licensing private waste facilities; functions of Waste Disposal Authority; amend parochial waste disposal legislation; new charging system for households; Waste Disposal Authority fee-charging powers; duties on householders re parochial collections; civil fixed penalties; consequential changes to Environment Pollution & Parochial collection legislation</p>	States Trading Supervisory Board	Billet d'État XXIV of 2017, Article XIII		
13	<p>Legal Aid Civil & Criminal Schemes Ordinance</p> <p>Detailed provisions to be enacted under the Legal Aid (Bailiwick of Guernsey) Law, 2003</p>	Committee for Employment & Social Security	Billet d'État XVII of 2001, Article VI		
14	<p>Transfrontier Shipment of Waste Ordinance, 2002</p> <p>Transfer functions; permit export of waste to Jersey; implement 2006 EU regulation</p>	Committee for the Environment & Infrastructure	Billet d'État XVIII of 2013, Article IX		31.10.2019
15	<p>Amendment of section 65 of the Income Tax Law regarding liability on distributions from a company or other entity held under the control of trustees</p>	Policy & Resources Committee	Billet d'État XX of 2017 (Prop. 12)		01.10.2019
16	<p>Probation</p> <p>Repeal the Loi relative à la Probation de Délinquants, 1929 and replace it with a new Probation Law</p>	Committee for Home Affairs	Billet d'État XI of 2015, Article VIII		17.10.2019

Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
17	Contributory Benefit and Contribution Rates for 2019	Committee for Employment & Social Security	Billet d'État XXIII of 2018, Article IX	8	01.01.2019
18	Merchant Shipping Introduction of a new small commercial vessels code and consequent legislative amendments	States Trading Supervisory Board	Billet d'État V of 2018, Article VII	8	01.05.2019
19	Register of driving instructors: Legislation to provide for a register of driving instructors and subsequent amendments to the Driving Licences (Guernsey) Ordinance, 1995	Committee for the Environment & Infrastructure	Billet d'État XXVI of 2014, Article XI	7	
20	Implementation of International Sanctions Measures Bailiwick-wide law for the implementation of sanctions measures and Bailiwick-wide regulation making powers for P&RC	Policy & Resources Committee	Billet d'État XI of 2017, Article IV	7	
21	Revisions to the Proceeds of Crime Framework Amend the Criminal Justice (Proceeds of Crime) Law, 1999 to update the anti-money laundering and combatting terrorist financing framework to meet revised standards of the Financial Action Task Force and recommendations made by MoneyVal	Policy & Resources Committee	Billet d'État XX of 2018, Article VI	8	21.03.2019

Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
22	<p>Company Intermediate Rate</p> <p>Extend the company intermediate income tax rate to income from the regulated activity of operating an investment exchange under the Protection of Investors Law and to income from compliance and other related activities provided to regulated financial services businesses (propositions 13 & 14)</p>	Policy & Resources Committee	Billet d'État XXIV of 2018 (Budget)		01.01.2019
23	<p>Triviality Payments from Pension Schemes</p> <p>Amend the Income Tax (Guernsey) Law, 1975 to amend the conditions for triviality payments from pension schemes (proposition 21)</p>	Policy & Resources Committee	Billet d'État XXIV of 2018 (Budget)		01.01.2019
24	<p>Miscellaneous amendments to the Income Tax Law</p>	Policy & Resources Committee	Billet d'État XXIV of 2018 (Budget)		01.01.2019
25	<p>Amendment of Disclosure Law</p> <p>To enable the disclosure of information by the Guernsey Financial Services Commission to the Director of the Revenue Service where this would assist the Director in undertaking her duties (proposition 9)</p>	Policy & Resources Committee	Billet d'État XXIV of 2018 (Budget)		14.12.2018





Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
26	Amendments to Criminal Justice legislation in respect of money laundering and terrorist financing	Committee for Home Affairs	Billet d'État V of 2018, Article XI		
27	Customs Duties and Associated Powers Required in respect of Brexit Bailiwick-wide legislative framework to facilitate the imposition of customs duties on imported and exported goods and associated requirements	Committee for Home Affairs	Billet d'État XIX of 2018, Article IV		
28	Data Protection: EU General Data Protection Regulation New Bailiwick wide legislation aligned to the EU General Data Protection Regulation and the Directive relating to the Processing of Personal Data for the purposes of the Prevention of Crime	Committee for Home Affairs	Billet d'État VIII of 2017, Article VI		25.05.2019
29	Protecting the interests of the Bailiwick as the UK leave the EU Bailiwick-wide Withdrawal Law to: repeal the European Communities (Bailiwick of Guernsey) Law, 1973; preserve effect of directly effective or otherwise binding EU law in domestic law; provide powers to amend, repeal, adapt or modify retained EU law, Ordinances giving effect to EU measures; make consequential amendments to the Implementation Law; make provision in relation to extant applicable ECJ jurisprudence (item 1 of the HMP letter which forms part of the Policy Letter)	Policy & Resources Committee	Billet d'État XXI of 2017, Article III		





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30	<p>Protecting the interests of the Bailiwick as the UK leave the EU</p> <p>Enabling law regarding implementation of international agreements relating to trade (item 3 of the HMP letter which forms part of the Policy Letter)</p>	Policy & Resources Committee	Billet d'État XXI of 2017, Article III		
31	<p>Social welfare reforms:</p> <p>Implementation of Income Support including closure of the rent rebate scheme and associated transitional provisions; introduction of new benefit rates, capital limits; and extra needs allowance and increase in the amount of the earnings disregards</p>	Committee for Employment & Social Security	Billet d'État VIII of 2018, Article V		
32	<p>Referendum on Guernsey's Voting System</p>	States Assembly & Constitution Committee	Billet d'État XIV of 2017, Article IX		11.06.2018
33	<p>Financial Services Commission</p> <p>Amendments to Financial Services Commission (Bailiwick of Guernsey) Law, 1987 to introduce primary objectives for the GFSC and secondary matters to which they must have regard. Ordinance relating to the number of Commissioners, their terms of office and compulsory retirement age</p>	Policy & Resources Committee	Billet d'État XX of 2015, Article VIII		06.07.2018

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34	<p>Future Digital Services</p> <p>Ordinance made under the Transfer of States Undertakings (Protection of Employment) (Guernsey) Law, 2001</p>	Policy & Resources Committee	Billet d'État X of 2019, Article VI		
35	<p>Revision of Double Taxation Agreements arising from the effects of the OECD/G20 Base Erosion and Profit Shifting Multilateral Instrument</p> <p>Amendments to sections 172 and 75C of the Income Tax (Guernsey) Law, 1975 regarding amendments to Guernsey's DTAs by the Multilateral Instrument</p>	Policy & Resources Committee	Billet d'État XXVII of 2018, Article XXII		01.10.2019
36	<p>Guernsey gross domestic product</p> <p>Enact Guernsey & Alderney law equivalent to the UK Statistics of Trade Act 1947 with power to require businesses to provide data that will be used to improve the accuracy of published figures of GVA, GDP and median earnings.</p>	Policy & Resources Committee	Billet d'État XVIII of 2015, Article VII		

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37	Central register of contact details Establish a register of core data and contact details for individuals and organisations	Policy & Resources Committee	Billet d'État III of 2019, Article III	7	
38	Matrimonial causes Amend the Matrimonial Causes (Guernsey) Law, 1939; extend powers to divide assets and transfer property	Policy & Resources Committee	Billet d'État XVIII of 2019, Article XV	7	
39	International Criminal Court Legislation to implement Rome Statute establishing the International Criminal Court	Committee for Home Affairs	Billet d'État XV of 2013, Article XII	7	
40	Extradition Law Bailiwick wide Projet to put in place an extradition regime framework broadly based on the Category II procedures in the Extradition Act 2003	Committee for Home Affairs	Billet d'État XXIII of 2016	7	

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41	<p>Reform Law – declaration of unspent convictions</p> <p>Amend the Reform (Guernsey) Law, 1948 Law to require candidates for People's Deputy to declare unspent convictions under Rehabilitation of Offenders (Bailiwick of Guernsey) Law, 2002</p>	States' Assembly & Constitution Committee	Billet d'État IX of 2016, Article III		
42	<p>Public Holidays in May 2020</p> <p>Ordinance to provide that the 8 May 2020 shall be a public holiday and the first Monday in May 2020 shall not be public holiday</p>	Committee for Economic Development	Billet d'État XV of 2019, Article III		19.07.2019
43	<p>Amendments to Population Management Law</p> <p>To amend provisions relating to Part B and Part C Open Market Employment Permits and Short Term Employment Permits</p>	Committee for Home Affairs	Billet d'État XXI of 2017, Article X		
44	<p>Amendments to Population Management Law</p> <p>Amendments in relation to Resident Permits, Resident Certificates and occupation by Short Term Employment Permit</p>	Committee for Home Affairs	Billet d'État XXVII of 2018, Article XX		

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45	<p>Extending the Bailiwick of Guernsey's Territorial Seas</p> <p>Following or upon extension of the territorial seas of the Bailiwick, legislation to give effect to the extension and any consequential amendments to extant Bailiwick legislation, such as the Sea Fish Licensing (Bailiwick of Guernsey) Law, 2012</p>	Policy & Resources Committee	Billet d'État I of 2019, Article II		23.07.2019
46	<p>Non-Contributory Benefit Rates for 2019</p>	Committee for Employment & Social Security	Billet d'État XXIII of 2018, Article X		
47	<p>Road transport and driving licence implications for driving in Europe post-Brexit and other related matters</p> <p>The adoption of legislative and regulatory measures to demonstrate compliance with the requirements of the Vienna Convention</p>	Committee for the Environment & Infrastructure	Billet d'État XXVII of 2018, Article XVIII		
48	<p>Referendums Legislation to introduce</p>	Policy & Resources Committee	Billet d'État XIX of 2002, Article X		

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49	Armed Forces Act 2006: legislation re application of local criminal law and jurisdiction of local courts	Policy & Resources Committee	Billet d'État XVIII of 2013, Article III		
50	Document Duty & Anti-Avoidance Duty Proposals to introduce a document duty (anti-avoidance duty) and to repeal and replace the Document Duty (Guernsey) Law, 1973 with a revised document duty regime	Policy & Resources Committee	Billet d'État X of 2017, Article IV		15.11.2017
51	General Election 2020 Amend the Reform (Guernsey) Law, 1948 Law to provide that with effect from the General Election to be held in June 2020 there shall be one island-wide electoral district to elect 38 Deputies for a four-year term and that each voter would have up to 38 votes at each election, and other associated changes	States' Assembly & Constitution Committee	Billet d'État VII of 2019, Article II		
52	The Reform (Guernsey) (Amendment) (No. 2) Law, 2019	States' Assembly & Constitution Committee	Billet d'État XVIII of 2019, Article VII		

Ref	Title & Descriptions	Lead Committee	Billet d'État	Stage	Commencement Date
53	Plant Health (Guernsey) Ordinance Ordinance to update Guernsey's plant health legislation and implement EU Regulations	Committee for Economic Development	Billet d'État VIII of 2006, Article IX	7	
54	Scrutiny Management Committee Powers Primary legislation to enable the Scrutiny Committee to have powers to call for persons, papers and records; extend legal privilege to witnesses providing evidence to the Scrutiny Management Committee	Scrutiny Management Committee	Billet d'État IV of 2016, Article II	7	
55	Liquor Licensing: Permitted Hours Amend licensing hours in respect of Christmas Day and Good Friday	Committee for Home Affairs	Billet d'Etat VIII of 2018, Article VI	8	28.02.2018
56	European Union (Amendment of Legislation) (Bailiwick of Guernsey) Law, 2018 Commencement	Policy & Resources Committee	Billet d'État VIII of 2019	7	
57	European Union (Brexit) (Bailiwick of Guernsey) Law, 2018 Commencement	Policy & Resources Committee	Billet d'État XVI of 2018, Article I	7	

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58	Highway Code for Guernsey, 2019	Committee for the Environment & Infrastructure	Billet d'État XIII of 2019	7	
59	Import Duties (Tariff and Related Provisions) (Bailiwick of Guernsey) Ordinance, 2019	Policy & Resources Committee	Billet d'État VIII of 2019	7	
60	The International Trade Agreements (Implementation) (Bailiwick of Guernsey) Law, 2018 (Commencement) Ordinance, 2019	Policy & Resources Committee	Billet d'État VIII of 2019	7	