

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

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

No. 22 of 2020

### **THE SEAT BELTS (EXEMPTIONS) ORDER, 2020**

In pursuance of section 13 of the Seat Belts Ordinance, 1988, The Seat Belts (Exemptions) Order, 2020, made by the Committee for Home Affairs on 9th March 2020, is laid before the States.

#### EXPLANATORY NOTE

This Order exempts unbodied vehicles from the requirement to fit three-point seat belts. Such vehicles satisfy the compulsory seat belt requirements if a lap belt is fitted in each of the driver's seat and the passenger seats.

These Regulations will come into force on the 9th March, 2020.

No. 40 of 2020

### **THE CUSTOMS AND EXCISE (RELIEF FOR HAND SANITISER) (GUERNSEY AND ALDERNEY) ORDER, 2020**

In pursuance of sections sections 23G and 79 of the Customs and Excise (General Provisions) (Bailiwick of Guernsey) Law, 1972, The Customs and Excise (Relief for Hand Sanitiser) (Guernsey and Alderney) Order, 2020, made by the Committee for Home Affairs on 2<sup>nd</sup> April 2020, is laid before the States.

#### EXPLANATORY NOTE

This Order provides for spirits used in the production of hand sanitiser to be relieved from excise duty under the Customs and Excise (General Provisions) (Bailiwick of Guernsey) Law, 1972 ("**the Law**").

Spirits used in the production of hand sanitiser are relieved from excise duty provided that the claimant is 18 years of age or over, that the hand sanitiser is produced in Guernsey or Alderney and that it is approved under the Control of Poisonous Substances (Guernsey) Regulations, 2014. There is a duty on claimants to answer questions and produce accounts and other information if so requested for the purpose of determining eligibility for relief, and authorises the Chief Officer of Customs and Excise to specify the form and manner of claims and give further directions for the administration of the relief. Samples may also be taken.

This Order will come into force on the 2<sup>nd</sup> April, 2020.

No. 23 of 2020

### **THE LIQUOR LICENSING (FEES) REGULATIONS, 2020**

In pursuance of section 84(4) of the Liquor Licensing Ordinance, 2006, The Liquor Licensing (Fees) Regulations, 2020, made by the Committee for Home Affairs on 9th March 2020, is laid before the States.

#### EXPLANATORY NOTE

These Regulations amend Schedule 4 of the Liquor Licensing Ordinance, 2006 which sets the relevant fees for liquor licences etc. These Regulations come into force on 1st June 2020.

No. 37 of 2020

### **THE PRISON (GUERNSEY) (AMENDMENT) REGULATIONS, 2020**

In pursuance of sections 30, 45, 49 and 51 of the Prison (Guernsey) Ordinance, 2013, The Prison (Guernsey) (Amendment) Regulations, 2020, made by the Committee for Home Affairs on 30th March 2020, is laid before the States.

#### EXPLANATORY NOTE

These Regulations amend the Prison (Guernsey) Regulations, 2013 ("the principal Regulations") to provide for schemes to be prescribed in Prison Orders for the release of prisoners on a temporary release licence under section 30 of the Prison (Guernsey) Ordinance, 2013.

Schemes may include procedures, restrictions and limitations for the grant of an early conditional release, licence conditions, an electronic tagging and monitoring scheme and apolicy for recall of prisoners released under the scheme.

These Regulations would allow the Governor to issue a Prison Order setting out an early conditional release scheme and a scheme for the temporary release for prisoners in the event of an emergency such as the current Covid-19 emergency. Such a scheme might require the electronic tagging and monitoring of prisoners released under the scheme.

These Regulations come into force on the 1<sup>st</sup> April, 2020.

No. 38 of 2020

**THE CONTROL OF POISONOUS SUBSTANCES (GUERNSEY) (AMENDMENT) REGULATIONS,  
2020**

In pursuance of sections 1, 3 and 4 of the Poisonous Substances (Guernsey) Law, 1994, the Control of Poisonous Substances (Guernsey) (Amendment) Regulations, 2020, made by the Committee for Employment & Social Security on 30<sup>th</sup> March, 2020 are laid before the States.

EXPLANATORY NOTE

These Regulations repeal regulation 11(2) of the Control of Poisonous Substances (Guernsey) Regulations, 2014, which limits the approval by the Committee for Employment and Social Security of any poisonous substance to pesticides which have previously been approved under the UK Control of Pesticides Regulations 1986 or by the competent body of a Member State of the European Union (other than the UK). This repeal will accordingly permit the Committee to approve poisonous substances, including (but not limited to) pesticides, where it is appropriate to do so.

These Regulations will come into force on the 31<sup>st</sup> March, 2020.

No. 46 of 2020

**THE DRIVING LICENCES (AMENDMENT) REGULATIONS, 2020**

In pursuance of sections 2A(a) and 2B of the Motor Taxation and Licensing (Guernsey) Law, 1987 and of all other powers enabling it in that behalf, "The Driving Licences (Amendment) Regulations, 2020" made by the Committee for the Environment and Infrastructure on 9<sup>th</sup> April 2020 are laid before the States.

EXPLANATORY NOTE

These Regulations amend the Driving Licences (Guernsey) Ordinance, 1995 so that the following persons may also drive the following approved vehicles:

- (a) a person holding a Category C driving licence may drive a vehicle (i) which has a maximum authorised mass of more than 7,500 kilograms and (ii) is for the time being approved in writing by the Committee for the Environment & Infrastructure for use as an ambulance;
- (b) a person holding a Category C1 driving licence may drive a vehicle (i) which has a maximum authorised mass of more than 3,500 kilograms but not more than 7,500 kilograms and (ii) is for the time being approved in writing by the Committee for the Environment & Infrastructure for use for law enforcement purposes by Guernsey Police or as an ambulance; and
- (c) a person holding a Category D1 driving licence may drive a vehicle (i) other than one falling into Category B, which has not more than 8 seats (in addition to the driver's seat) and (ii) is for the time being approved in writing by the Committee for the

Environment & Infrastructure for use for law enforcement purposes by Guernsey Police or as an ambulance.

These Regulations came into force on being made on 9th day of April, 2020

No. 55 of 2020

**THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL BENEFIT)  
(AMENDMENT NO. 2) REGULATIONS, 2020**

In pursuance of sections 10 and 35 of the Health Service (Benefit) (Guernsey) Law, 1990 and section 1 of the Health Service (Benefit) (Limited Lists) Ordinance, 2004, The Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment No. 2) Regulations, 2020, made by the Committee *for* Employment & Social Security on 29<sup>th</sup> April, 2020 are laid before the States.

EXPLANATORY NOTE

These Regulations add three drugs to the list of drugs that may be prescribed as pharmaceutical benefit and limit the permissible dispensing of a drug already on that list to the Princess Elizabeth Hospital Pharmacy.

These Regulations come into force on the 30<sup>th</sup> April, 2020.

The full text of the legislation can be found at:

<http://www.guernseylegalresources.gg/article/90621/Statutory-Instruments>