

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 28TH DAY OF FEBRUARY, 2001

The States resolved as follows concerning Billet d'Etat No. III
dated 9th February, 2001

PROJET DE LOI

entitled

**THE IMPÔTS (TEMPORARY INCREASE OF RATES) (GUERNSEY)
(AMENDMENT) LAW, 2001**

- I. To approve the Projet de Loi entitled "The Impôts (Temporary Increase of Rates) (Guernsey) (Amendment) Law, 2001", and to authorise the Bailiff to present a most humble Petition to Her Majesty in Council praying for Her Royal Sanction thereto.

PROJET DE LOI

entitled

**THE TRANSFER OF STATES UNDERTAKINGS
(PROTECTION OF EMPLOYMENT)
(GUERNSEY) LAW, 2001**

- II. To approve the Projet de Loi entitled "The Transfer of States Undertakings (Protection of Employment) (Guernsey) Law, 2001", and to authorise the Bailiff to present a most humble Petition to Her Majesty in Council praying for Her Royal Sanction thereto.

**THE ELECTRONIC TRANSACTIONS (GUERNSEY) LAW, 2000
(COMMENCEMENT) ORDINANCE, 2001**

- III. To approve the draft Ordinance entitled "The Electronic Transactions (Guernsey) Law, 2000 (Commencement) Ordinance, 2001", and to direct that the same shall have effect as an Ordinance of the States.

STATES ECCLESIASTICAL COMMITTEE

NEW MEMBER

- IV. To elect Douzaine Representative D.A. Grut as a member of the States Ecclesiastical Committee, who need not be a member of the States, to complete the unexpired portion of the term of office of the late Jurat J.R.R. Henry, namely, to the 31st May, 2003.

STATES ADVISORY AND FINANCE COMMITTEE

THE ANSBACHER GROUP

- V. After consideration of the Report dated the 25th January, 2001, of the States Advisory and Finance Committee:-

To direct the preparation of legislation designed:-

- (1) to effect the transfer of all of the undertakings of Ansbacher (Guernsey) Limited to Ansbacher Private Bank (Channel Islands) Limited to be administered by the branch of the said Ansbacher Private Bank (Channel Islands) Limited in the Island of Guernsey, the transfer of which falls to be governed by the laws of Guernsey;
- (2) for the transfer to Ansbacher Private Bank (Channel Islands) Limited of contracts of employment governed by the law of Guernsey of persons employed by Ansbacher (Guernsey) Limited;
- (3) to provide for all agreements with Ansbacher (Guernsey) Limited governed by the law of Guernsey (including agreements with clients, counter parties and employees) to continue with Ansbacher Private Bank (Channel Islands) Limited;
- (4) to provide for other purposes incidental thereto and consequential thereon.

STATES BOARD OF ADMINISTRATION

VALE COMMONS COUNCIL ANNUAL GRANT

VI. After consideration of the Report dated the 3rd January, 2001, of the States Board of Administration:-

1. To authorise the States Board of Administration to pay to the Vale Commons Council such amounts as that Board considers reasonable but not exceeding £30,000 during the year 2001 and not exceeding £30,000 adjusted in line with the Guernsey Retail Price Index during each of the subsequent years, for the purpose of assisting that Council to carry out its mandate in relation to the commons, on condition that that Council shall submit to that Board annually a statement showing particulars of its income and expenditure.
2. To authorise the States Board of Administration, in consultation with the States Advisory and Finance Committee, to pay to the Vale Commons Council such additional amounts as that Board considers necessary in respect of significant capital projects on condition that that Council shall submit to that Board an annual budget of anticipated expenditure upon which future increases would be considered.

STATES BOARD OF INDUSTRY

RE-ZONING OF STATES LAND AT LA VILLIAZE TO CREATE A HI-TECHNOLOGY PARK

X. After consideration of the Report dated the 17th January, 2001, of the States Board of Industry:-

1. To note the States Board of Industry's conclusions that the timely provision of suitable land for development as a hi-technology park forms a key part of the Island's e-commerce strategy.

2. To agree in principle that land in States ownership along the northern boundary of the Airport at La Villiaze shall be developed along the lines set out in that Report.
3. To direct the Island Development Committee to prepare an appropriate amendment to the Rural Area Plan (Phase II) as a matter of urgency in respect of the re-zoning of the area of land identified as Area A in that Report for the purpose described in that Report and report back to the States as soon as possible.
4. To note the potential for the future re-zoning for e-commerce of a further area of States land identified as Area B in that Report.
5. That ownership of the land shall be retained by the States but that it may be developed through a strategic partnership along the lines described in that Report.
6. To direct the States Board of Industry, in consultation with the States Board of Administration and the States Advisory and Finance Committee, to take steps to secure a strategic partner for the development of the site as outlined in that Report including the appointment of specialist consultants to assist in that task.
7.
 - (a) To authorise the States Advisory and Finance Committee to approve a capital vote of up to £500,000 for the States Board of Industry to meet the cost of specialist consultants to further the project for a hi-technology park as set out in that Report, the sum to be charged to the capital allocation of that Board;
 - (b) To authorise the States Advisory and Finance Committee to transfer an appropriate sum from the Capital Reserve to the capital allocation of the States Board of Industry in respect of the above capital vote;
 - (c) That the cost of the above capital vote shall be recovered, together with accrued interest, from the Airport and repaid to the Capital Reserve once income from the leasing of the site is generated for the benefit of the Airport.
8. To note the commitment to report back to the States with details of the preferred strategic partner and the arrangements for developing the site at the same time as the Island Development Committee's report is laid before the States.

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 1ST DAY OF MARCH, 2001

The States resolved as follows concerning Billet d'Etat No. III
dated 9th February, 2001

(Meeting adjourned from 28th February, 2001)

GUERNSEY SOCIAL SECURITY AUTHORITY

LONG-TERM CARE INSURANCE SCHEME FOR GUERNSEY AND ALDERNEY

- VII. After consideration of the Report dated the 26th January, 2001, of the Guernsey Social Security Authority:-
1. That a compulsory social security long-term care insurance scheme be introduced on the lines outlined in paragraph 118 of that Report.
 2. That the Supplementary Benefit (Implementation) Ordinance, 1971, as amended, shall be further amended to provide for the same eligibility tests to apply in the means tested assessment for assistance towards the co-payment and/or personal allowance, whether in the private or public sector, such amendment to take effect from the coming into effect of the long-term care insurance scheme.
 3. That the Supplementary Benefit (Implementation) Ordinance, 1971, as amended, shall be further amended to provide for the value of the former residence to be ignored in the means-tested assessment for assistance towards the co-payment and/or personal allowance, whether in the private or public sector, such amendment to take effect from the coming into effect of the long-term care insurance scheme.
 4. To direct the States Advisory and Finance Committee to take due account of the estimated cost to the States Board of Health of the required targeted community services, the Needs Assessment Panel and the Inspection Team when calculating and recommending to the States that Board's revenue budget and capital allocations for the year 2000 and subsequent years.
 5. To direct the States Civil Service Board to have regard to the estimated staffing establishment required by the States Board of Health for the targeted community services, the Needs Assessment Panel and the Inspection Team.
 6. That, from the coming into effect of the long-term care insurance scheme, the prevailing charges for States Board of Health, States Housing Authority and States of Alderney long-term residential and nursing care shall be replaced by a simple charging system where the standard charge will be equivalent to the standard insurance scheme co-payment, such charges being uprated with periodic changes in the standard co-payment.

7. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

STATES HOUSING AUTHORITY

ANNUAL REVIEW OF STATES HOUSE RENTS AND REBATES

IX. After consideration of the Report dated the 29th December, 2000, of the States Housing Authority:-

1. That the Standard Rents for States Houses shall be increased by 4.5% to the levels set out in Appendix I to that Report.
2. That the factors used to calculate a Rent Rebate shall be adjusted by 4.5% as set out in Appendices III and IV to that Report.
3. That the gross income ceiling for eligibility for a Rent Rebate shall be increased from £387 to £405 per week.
4. That States Resolution XIII of the 30th April, 1992, shall be varied further so that Income Related Rents will not be applied to tenants whose joint incomes are under £611 per week as set out in that Report.
5. That all the above changes shall take effect from the 5th May, 2001.

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 14TH DAY OF MARCH, 2001

The States resolved as follows concerning Billet d'Etat No. III
dated 9th February, 2001

(Meeting adjourned from 1st March, 2001)

STATES HOUSING AUTHORITY

REVIEW OF THE OPEN MARKET

- VIII. After consideration of the Report dated the 29th December, 2000, of the States Housing Authority:-
1. To note that the States Housing Authority does not recommend any legislative measure directly to expand or contract the size of the Open Market.
 2. To approve the policy statement set out in section C of that Report, subject to the modification that the term "qualified resident" used in point 5 of that policy statement shall be construed as excluding persons subject to restrictions under Part V of the Housing (Control of Occupation) (Guernsey) Law, 1994.
 3. That section 39 of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended so that dwellings which are inscribed in Part B of the Housing Register, shall not be eligible for transfer to Parts C or D, if they were neither (a) inscribed in the Housing Register under the Housing (Control of Occupation) (Guernsey) Law, 1975 nor (b) inscribed in Part A of the Housing Register of 1982, prior to their inscription in Part B.
 4. That section 52(2) of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended so that the 3 months allowed for inscription may be extended by including the words "or such other period as may be specified in the Ordinance".
 5. That section 34 of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended to enable the States Housing Authority to re-inscribe in Part A of the Housing Register an Open Market dwelling which has been combined with not more than one Local Market dwelling provided that the owner has arranged the deletion of another property, which he owns, from Part A of that Register to that Authority's satisfaction in accordance with the practice which has been established under the Housing (Control of Occupation) (Guernsey) Laws 1982 and 1994.
 6. That the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended to enable the provisions of section 49 to be undertaken by the States Housing Authority without the need for an Ordinance.

7. That section 21 of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended so that managers (and their direct family members) and staff fully employed in Part C properties are exempt from the need of a licence to live therein (ie similar to the provisions of section 20 of that Law relating to Part B hotels).
8. That section 71 of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended so that where a property inscribed in Part B, Part C or Part D is owned by a company, a person who is (or a married couple who are) the beneficial owners of that company shall be included in the definition of "owner" for the purposes of sections 20 and 21 of that Law.
9. That section 54 of the Housing (Control of Occupation) (Guernsey) Law, 1994, be amended by the deletion of the words "(or, after his death, his spouse etc)" so that a spouse does not become restricted, for the first time, on the death of the person who inscribed a dwelling in the Housing Register and the words "or his spouse, as the case may be" shall also be deleted from section 54(6)(a) and (b) of that Law.
10. That the words "or some other qualified resident" shall be deleted from section 54(1)(a) of the Housing (Control of Occupation) (Guernsey) Law, 1994.
11. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

STATES TRAFFIC COMMITTEE

A NEW PUBLIC TRANSPORT STRATEGY

- XI. After consideration of the Report dated the 23rd January, 2001, of the States Traffic Committee:-
1. To approve the measures already taken by the States Traffic Committee in handling the closure of Guernseybus Limited and the associated transitional arrangements, including the expenditure incurred as set out in section 4 of that Report.
 2. To note the proposals for the new scheduled bus services network and improvements to the public transport infrastructure as set out in section 8 of that Report.
 3. To note the further integration planned for the scheduled and school bus services and proposed simplification of the voucher system for the school bus service as set out in section 9 of that Report.
 4. To note the States Traffic Committee's intention to return to the States in due course with proposals for providing free school bus travel for all pupils.

5. To approve the new funding arrangements for scheduled bus services as set out in section 10(a) of that Report, except that the fare structure and subsidy should be based on:
- A 50 pence flat fare on all services;
 - "System tickets" (as described on page 250) with an average minimum fare no less than 20p;
 - Free travel for Senior Citizens over the age of 65; and
- to direct the States Advisory and Finance Committee to increase the States Traffic Committee's revenue budget for 2001 as appropriate and to take the new funding arrangements into account when recommending to the States the States Traffic Committee's revenue cash limit in 2002 and subsequent years.
6. To agree that the first twelve months of operations of the new funding arrangements for scheduled bus services, as in proposition 5 above, be regarded as a trial period and to direct the States Traffic Committee to report back to the States within six months of the end of such trial period on its effectiveness.
- 7.(a) To authorise the States Traffic Committee in consultation with the States Advisory and Finance Committee to acquire a new fleet of vehicles as set out in section 10(b) of that Report by purchase or alternative suitable means and to lease such vehicles to the service operator;
- (b) to grant delegated authority to the States Advisory and Finance Committee to approve a capital vote or votes of up to a total of £3,150,000 to cover the cost of vehicles purchased as set out in section 10(b) of that Report, which sum shall be charged to the capital allocation of the States Traffic Committee, which allocation shall be permitted to be overdrawn for that purpose;
 - (c) to direct the States Advisory and Finance Committee to take account of the above in recommending to the States capital allocations of the States Traffic Committee for 2002 and subsequent years;
 - (d) insofar as the acquisition of new vehicles as set out in section 10(b) of that Report by such means as leasing falls to be properly treated as a revenue cost, to authorise the States Advisory and Finance Committee to increase further the revenue budget for 2001 of the States Traffic Committee to take account of such cost and to take account of such costs in recommending to the States revenue allocations of the States Traffic Committee for 2002 and subsequent years.
8. To authorise the States Traffic Committee in conjunction with the States Advisory and Finance Committee to enter into negotiations to secure the best possible terms for the future delivery of scheduled bus services as set out in section 10(c) of that Report.

K.H. TOUGH,
HER MAJESTY'S GREFFIER.