

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 27TH DAY OF MARCH, 2002

The States resolved as follows concerning Billet d'Etat No. IV
dated 8th March, 2002

PROJET DE LOI

entitled

**THE MOTOR VEHICLES (ELECTRICALLY ASSISTED PEDAL CYCLES)
(EXEMPTION) (GUERNSEY) LAW, 2002**

- I. To approve the Projet de Loi entitled "The Motor Vehicles (Electrically Assisted Pedal Cycles) (Exemption) (Guernsey) Law, 2002", 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 FINANCIAL SERVICES COMMISSION (BAILIWICK OF GUERNSEY)
(AMENDMENT) LAW, 2002**

- II To approve subject to the following amendment the Projet de Loi entitled "The Financial Services Commission (Bailiwick of Guernsey) (Amendment) Law, 2002", and to authorise the Bailiff to present a most humble Petition to Her Majesty in Council praying for Her Royal Sanction thereto.

AMENDMENT

In clause 1(p) of the Projet (printed on pages 13 and 14 of the Brochure to the Billet) subparagraphs (iv) and (v) are deleted.

STATES ADVISORY AND FINANCE COMMITTEE

PRIVILEGES AND IMMUNITIES AFFORDED TO CERTAIN INTERNATIONAL ORGANIZATIONS

III. After consideration of the Report dated the 31st January, 2002, of the States Advisory and Finance Committee:-

1. That the Sixth Protocol to the General Agreement on Privileges and Immunities shall be extended to Guernsey.
2. That the European Agreement relating to Persons participating in Proceedings of the European Court of Human Rights shall be extended to Guernsey.
3. That legislation enabling the granting of privileges and immunities to Specified international organizations by ordinance shall be enacted.
4. That the European Court of Human Rights shall be designated by ordinance pursuant to the legislation proposed in 3 above.
5. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

STATES CIVIL SERVICE BOARD

PUBLIC SERVANTS' PENSION SCHEME – EMPLOYEES OF GUERNSEY TELECOMS LIMITED

IV. After consideration of the Report dated the 19th February, 2002, of the States Civil Service Board:-

To approve the draft States of Guernsey (Public Servants) (Pension and Other Benefits) (Pensions Transfer Arrangements Employees of Guernsey Telecoms Limited) Rules, 2002, attached to that Report, subject to the following modifications in the Rules set out at Schedule 1 to those draft Rules:

- (a) in Rule 2 (at line 2) immediately after "(Protection of Employment)" insert "(Guernsey)";
- (b) in Rules 7 (at lines 4 – 5) delete "anyone of the following basis" and substitute "any one of the following bases";
- (c) in Rule 7(c) (at line 3) delete "dependent spouses and children" and substitute "spouses and dependent children";

(d) in Rule 7(b):

(at line 1) delete "of the Cash Values of the benefits described in Rule 7(a) above but" and substitute "value of the benefits accrued by the said GT Members in respect of service to the appointed day";

(at the end of line 5) after "retirement dates" insert "or earlier cessation of service".

STATES BOARD OF INDUSTRY

CONTROLLING GARDEN RETAILING

V. After consideration of the Report dated 11th February, 2002, of the States Board of Industry:-

1. To note the States Board of Industry's intention to submit to the States proposals for an Island Retail Strategy which will include a strategy for retail operations in the Rural Area.
2. To direct the States Advisory and Finance Committee in submitting to the States the Strategic and Corporate Plan for 2002, to reflect the policies set out in that Report and to provide that garden retail operations as described may be developed within the Rural Area.
3. To direct the Island Development Committee to prepare appropriate amendments to the Detailed Development Plans to reflect the proposals contained in that Report.
4. To invite the Island Development Committee to pay particular regard to the development "template" for a garden centre as described in that Report.
5. To direct that the Use Class Ordinance under the Island Development (Guernsey) Laws 1966 and 1990 shall be amended to include new garden retailing use class definitions along the lines set out in section III of that Report, and that, when premises cease to be registered by the States Board of Industry as therein set out, they should be returned to their former lawful use or used for agriculture (including horticulture) as defined in Agricultural Use Class 60.
6. To agree in principle to the control of garden retailing through a registration system supported by use class schedules as set out in section III of that Report and administered by the States Board of Industry as described.
7. To rescind the definition of a "garden centre" as set out in paragraphs 11, 11A and 11B of the resolutions of the 11th November, 1999, taken on Article VII of Billet d'État No. XVIII of 1999.

8. That the proposed amendments to the Sunday Trading legislation shall provide a category of licence to permit the opening of **plant nurseries, plant centres and garden centres** as described in that Report.
9. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

STATES BOARD OF INDUSTRY

DEVELOPMENT OF THE GUERNSEY ENTERPRISE AGENCY

- VI. After consideration of the Report dated 11th January, 2002 of the States Board of Industry:-
1. To authorise the States Board of Industry to make an annual grant to the Guernsey Enterprise Agency.
 2. That the grant shall be £25,000 in 2002 and, for subsequent years, be of such amount as the States Board of Industry may deem appropriate within its budget allocation.
 3. To direct the States Advisory and Finance Committee to take into account the need for the States Board of Industry to provide an annual grant to the Guernsey Enterprise Agency when recommending to the States non-formula led revenue allocations for that Board for 2003 and subsequent years.
 4. To rescind the Resolutions taken on Article XV of Billet d'État No. XXI of 1992.

ADMINISTRATIVE DECISIONS (REVIEW) (GUERNSEY) LAW, 1986

REPORT OF THE REVIEW BOARD FOR 2001

- VII. After consideration of the Report dated 30th January, 2002 of the Review Board constituted under the Administrative Decisions (Review) (Guernsey) Law, 1986:-

To accept that Report.

REQUÊTE

WASTE SEPARATION AT THE FONTAINE VINERY SITE, ST. SAMPSON'S

- VIII. After consideration of the Requête dated the 14th February, 2002, signed by Deputy K. A. Prevel and nine other Members of the States:-

TO NEGATIVE THE PROPOSITION to instruct the States Board of Administration, in conjunction with other relevant and appropriately qualified parties, to undertake a Traffic Impact Assessment in relation to the proposed waste separation facility at the Fontaine Vinery Site.

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