

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 27TH DAY OF FEBRUARY, 2003

(Meeting Adjourned from 26th February, 2003)

The States resolved as follows concerning Billet d'Etat No. III
dated 7th February, 2003

STATES EDUCATION COUNCIL

PROGRESSING THE EDUCATION DEVELOPMENT PLAN

1. Phasing Programme 1 of the Plan
2. The Forest Special Needs Centre
3. The Site for the new North Schools

III. After consideration of the Report dated the 23rd January, 2003, of the States Education Council:-

1. To approve, subject to the final recommendations of the Strategic Review, the States Education Council's proposals for the phasing of the building projects in Programme 1 of the Education Development Plan as set out in paragraphs 56 to 76 of that Report.
 - 1A. To direct the States Advisory and Finance Committee to investigate the effect of borrowing some or all of the money required to fund the States Education Council's Development Plan, taking into account the construction industry economic model currently being prepared by the States Board of Industry and the prevailing economic circumstances; and to report back to the States as soon as possible.
2. (1) To authorise the States Education Council to proceed with Phase 1 of Programme 1 as detailed in paragraphs 57 to 64 of that Report, subject to the States approval of individual projects;
 - (2) to authorise the States Advisory and Finance Committee to transfer a sum of £32,000,000 from the Capital Reserve to the capital allocation of the States Education Council for that purpose.
3. (1) To vote the States Education Council a credit of £2,000,000 to cover the cost of formulating the initial planning for the individual elements of Phase 2 of Programme 1, such sum to be charged to the capital allocation of the States Education Council;
 - (2) to authorise the States Advisory and Finance Committee to transfer a sum of £2,000,000 for that purpose from the Capital Reserve to the capital allocation of the States Education Council.
4. (1) To vote the States Education Council a credit of £2,250,000 to cover the initial stages of the essential maintenance programme, such sum to be charged to the capital allocation of the States Education Council;

- (2) to give delegated authority to the States Advisory and Finance Committee to approve the acceptance of all tenders in respect of that work;
 - (3) to direct the States Advisory and Finance Committee to take account of the cost of the essential maintenance when recommending future additional capital allocations and revenue allocations for the States Education Council.
5. To note that the States Education Council, in conjunction with the States Advisory and Finance Committee, and for planning purposes only will work on the basis of a minimum of £15,000,000 per annum being made available from 2004 for the purposes of progressing the remaining phases of Programme 1 of the Education Development Plan.
6.
 - (1) To approve the provision of a Special Needs Centre at the Forest;
 - (2) to delegate authority to the States Education Council to seek tenders for contractors and other professional services required to progress that project;
 - (3) to give delegated authority to the States Advisory and Finance Committee to approve the acceptance of tenders in connection with that project and to approve a capital vote, not exceeding £13,900,000, such sum to be charged to the capital allocation of the States Education Council.
7. To approve the use of Les Nicolles Vinery site by the States Education Council for the construction of a new secondary school and a new Special Needs secondary school.

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ON THE 28TH DAY OF FEBRUARY, 2003

(Meeting Adjourned from 27th February, 2003)

The States resolved as follows concerning Billet d'Etat No. III
dated 7th February, 2003

STATES ADVISORY AND FINANCE COMMITTEE

STATES AUDIT COMMISSION: MEMBERSHIP

I.

1. To re-elect Mr. John Preston Lee as an ordinary member of the States Audit Commission with effect from the 1st March, 2003
2. To elect Mrs. Jennifer Mary Tasker as an ordinary member of the States Audit Commission with effect from the 1st March, 2003.
3. To elect Mr. Christopher Howard Bradshaw as an ordinary member of the States Audit Commission with effect from the 1st March, 2003.

STATES ADVISORY AND FINANCE COMMITTEE

PAROLE REVIEW COMMITTEE-CHAIRMAN

- II. After consideration of the Report dated the 23rd January, 2003, of the States Advisory and Finance Committee:-

To appoint Douzenier David James Ozanne as Chairman of the Parole Review Committee for a term of three years from the 1st March, 2003.

STATES COMMITTEE FOR HOME AFFAIRS

**STATES PRISON – CONSTRUCTION OF ADDITIONAL PRISONER
ACCOMMODATION AND NEW VISITOR FACILITIES**

- IV. After consideration of the Report dated the 16th January, 2003 of the States Committee for Home Affairs:-
1. To agree in principle to the construction of a self-contained houseblock and a standalone visitors centre, together with associated works, at the States Prison as set out in that Report.

2.
 - (1) To authorise the States Committee for Home Affairs to negotiate with Pre-Cast Cellular Structures Limited on the basis of their existing framework agreement with HM Prison Service for the provision of a new houseblock;
 - (2) to authorise the States Committee for Home Affairs to seek tenders for other works identified in that Report.
 - (3) to authorise the States Advisory and Finance Committee to approve the acceptance of all tenders in connection with the project and to approve a capital vote not exceeding £6,500,000, such sum to be charged to the capital allocation of the States Committee for Home Affairs;
 - (4) to authorise the States Advisory and Finance Committee to transfer an appropriate sum from the Capital Reserve to the capital allocation of the States Committee for Home Affairs.
3. To direct the States Advisory and Finance Committee to increase the 2003 revenue budget of the States Committee for Home Affairs – Prison as appropriate and to take account of the additional costs associated with this project when recommending to the States revenue allocations for the States Committee for Home Affairs – Prison in 2004 and subsequent years;
4. To direct the States Civil Service Board to have due regard to the staffing implications of the above decisions when administering the Staff Number Limitation Policy.
5. To direct the States Committee for Home Affairs to report back to the States with a comprehensive report outlining possible future alternatives to conventional custodial sentencing including such options as wet house facilities, restorative justice, compulsory detoxification and rehabilitation orders, electronic tagging, weekend prison confinement, community service orders and programmes, home confinement programmes and other relevant options, having regard to possible future consequences for staffing, funding and other resources.

STATES AGRICULTURE AND COUNTRYSIDE BOARD

REVIEW OF ANIMAL WELFARE LEGISLATION

- VI. After consideration of the Report dated the 14th January, 2003, of the States Agriculture and Countryside Board:-
1. To approve the proposals for new animal welfare legislation in accordance with the principles set out in that Report and the detailed proposals set out in Appendix 3.
 2. That the States Agriculture and Countryside Board shall be responsible for such legislation.
 3. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

THE HEALTH SERVICE (MEDICAL APPLIANCES) (AMENDMENT NO. 2) REGULATIONS, 2002

THE HEALTH SERVICE (PHARMACEUTICAL BENEFIT) (RESTRICTED SUBSTANCES) (AMENDMENT) REGULATIONS, 2002

THE HEALTH SERVICE (SPECIALIST MEDICAL BENEFIT) REGULATIONS, 2002

THE HEALTH SERVICE (PHYSIOTHERAPY BENEFIT) REGULATIONS, 2002

In pursuance of the provisions of section 35 of the Health Service (Benefit) (Guernsey) Law, 1990, the above Regulations made by the Guernsey Social Security Authority on the 23rd December, 2002, were laid before the States.

IN THE STATES OF THE ISLAND OF GUERNSEY

ON THE 12TH DAY OF MARCH, 2003

(Meeting Adjourned from 28th February, 2003)

The States resolved as follows concerning Billet d'Etat No. III
dated 7th February, 2003

STATES COMMITTEE FOR HOME AFFAIRS

REVIEW OF THE LIQUOR LICENSING ORDINANCES 1993 AND 1998

- V. After consideration of the Report dated the 19th December, 2002, of the States Committee for Home Affairs:-
1. That the Liquor Licensing Ordinance 1993, as amended, be further amended as follows to :-
 - (a) remove the Residential Licence category and provide that premises currently in possession of Residential Licences be issued with General Licences;
 - (b) include a provision for the grant of a ports Licence in respect of the harbour of St. Peter Port;
 - (c) introduce a new category of Casino Licence;
 - (d) amend the permitted hours during which alcohol may be sold and consumed on licensed premises as set out in the following table:

	Weekdays	Sundays (other than Christmas Day)	Christmas Day and Good Friday
General Licence	(i) 10.00am to 12.45am (ii) 10.00am to 1.45am if served under a nightclub permit	12 noon to 12.45am	(i) 11.00am to 2.30pm (ii) 7.00pm to 10.30pm
General Off Licence	7.00am to 12.00pm	7.00am to 12.00pm	7.00am to 12.00pm
Port Licence	(i) opening of terminal to 10.00am in stoppered or sealed containers not for consumption on the premises (ii) 10.00am to 12.45am or closure of terminal whichever is earlier	(i) opening of terminal to 12 noon in stoppered or sealed containers not for consumption on the premises (ii) 12 noon to 12.45am or closure of terminal whichever is earlier	(i) opening of terminal to 12 noon in stoppered or sealed containers not for consumption on the premises (ii) 12 noon to 12.45am or closure of terminal whichever is earlier
Club Licence	10.00am to 12.45am	12 noon to 12.45am	(i) 11.00am to 2.30pm (ii) 7.00pm to 10.30pm
Casino Licence	11.00am or when the Casino opens whichever is the later to 3.30am or when the Casino closes whichever is the earlier	11.00am or when the Casino opens whichever is the later to 3.30am or when the Casino closes whichever is the earlier	Closed

- (e) TO NEGATIVE THE PROPOSITION to delete the provision whereby licencees may apply to the Court for extensions;
- (f) provide that liquor licensing matters be dealt with by the Ordinary Court, which would have the power to refer an application to the Full Court if it considered that appropriate;
- (g) provide that notices will only be published in La Gazette Officielle in respect of new licensed premises;
- (h) provide that reports from Constables and Douzaine of a parish to the Royal Court may be included within the report submitted by the States Committee for Home Affairs to the Court;

- (i) amend section 39 to prohibit the sale of adulterated spirits;
 - (j) repeal section 40;
 - (k) amend Section 63(d) to provide that alcohol may be sold or consumed on relevant passenger vessels while they are berthed, moored or anchored in Territorial Waters;
 - (l) remove the requirement that, if the Royal Court has licensed the passenger vessel and the master thereof to operate charters solely within Territorial Waters, the Court need approve every charter;
 - (m) permit special promotions, product launches and wine tasting in premises covered by a General Off Licence with the Committee's approval in each case
2. To agree in principle to the introduction of a system of personal licences with appropriate sanctions and to direct the States Committee for Home Affairs to report back to the States with detailed proposals in due course.
3. To direct the preparation of such legislation as may be necessary to give effect to their above decisions.

K. H. TOUGH
HER MAJESTY'S GREFFIER