

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 27th DAY OF FEBRUARY, 2013**

**The States resolved as follows concerning Billet d'État No IV
dated 8th February 2013**

ENVIRONMENT DEPARTMENT

**THE LAND PLANNING AND DEVELOPMENT (LOCAL PLANNING
BRIEFS) (GUERNSEY) LAW, 2013- REINSTATEMENT OF OUTLINE
PLANNING BRIEFS FOR LE BOUET AND GLATEGNY MURAS**

I.- After consideration of the Report dated 29th January, 2013, of the Environment Department:

1. To agree to reinstate Le Bouet and Gategny Esplanade Outline Planning Briefs/deemed Local Planning Briefs for 3 years, with effect from the coming into force date of the proposed projet reinstating the OPBs, subject to the States being able to further extend them by further resolution within this period and the expiry of the Outline Planning Briefs expiring as a result of the current Urban Area Plan review.
2. To agree to clarify that if a Development Plan is revised or amended to remove all references in plan policies to an Outline Planning Brief, which is a deemed Local Planning Brief, that the Brief in question shall expire on the adoption of the revised or amended Development Plan.
3. To approve the Projet de Loi entitled "The Land Planning and Development (Local Planning Briefs) (Guernsey) Law, 2013" and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

POLICY COUNCIL

**GUERNSEY LEGAL AID SERVICE – LEGAL AID FUNDING OF MENTAL
HEALTH REVIEW TRIBUNALS AND PUBLIC LAW CHILDREN CASES**

II.- After consideration of the Report dated 28th January, 2013, of the Policy Council:

1. To agree that legal representation at Mental Health Review Tribunal hearings be provided under the Legal Aid Scheme generally on a '*no means, no merits test*' basis; whilst reserving the right for the Legal Aid Administrator to exceptionally apply a '*means test*' to an application, where reasonable and in conformity with Human Rights obligations.

2. To agree that legal representation for appeals from a Mental Health Review Tribunal to the Royal Court or Court of Appeal be provided on a '*means and merit test*' basis.
3. To agree that Legal Aid funding of specified public law children cases in the court of first instance continue to be provided on a '*no means, no merit test*' basis in line with the Guernsey Legal Aid Service pre-existing interim scheme.
4. To agree that legal representation for appeals in respect of public law children cases from the Child Youth and Community Tribunal or relevant Court to the Juvenile Court, Royal Court or Court of Appeal is to continue to be provided on a '*means and merit test*' basis.

D J ROBILLIARD
HER MAJESTY'S DEPUTY GREFFIER