

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 26TH DAY OF FEBRUARY, 2014**

**The States resolved as follows concerning Billet d'État No III
dated 17th January 2014**

**THE EUROPEAN COMMUNITIES (IMPLEMENTATION OF COUNCIL
REGULATION ON NUTRITION AND HEALTH CLAIMS) (GUERNSEY)
ORDINANCE, 2014**

- I.- To approve the draft Ordinance entitled “The European Communities (Implementation of Council Regulation on Nutrition and Health Claims) (Guernsey) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

**THE EUROPEAN COMMUNITIES (IMPLEMENTATION OF FOOD
SUPPLEMENTS DIRECTIVE) (GUERNSEY) ORDINANCE, 2014**

- II.- To approve the draft Ordinance entitled “The European Communities (Implementation of Food Supplements Directive) (Guernsey) Ordinance, 2014”, and to direct that the same shall have effect as an Ordinance of the States.

ORDINANCE LAID BEFORE THE STATES

**THE AL-QAIDA (RESTRICTIVE MEASURES) (GUERNSEY) (AMENDMENT)
ORDINANCE, 2013**

In pursuance of the provisions of the proviso to Article 66 (3) of the Reform (Guernsey) Law, 1948, as amended, The Al-Qaida (Restrictive Measures) (Guernsey) (Amendment) Ordinance, 2013, made by the Legislation Select Committee on the 16th December, 2013, was laid before the States.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

**THE TAXATION OF REAL PROPERTY (GUERNSEY AND ALDERNEY)
(AMENDMENT) REGULATIONS, 2013**

In pursuance of section 49 (4) of the Taxation of Real Property (Guernsey and Alderney) Ordinance, 2007, The Taxation of Real Property (Guernsey and Alderney) (Amendment) Regulations, 2013, made by the Treasury and Resources Department on 2nd October, 2013 were laid before the States.

THE HEALTH SERVICE (PHARMACEUTICAL BENEFIT) (AMENDMENT) REGULATIONS, 2013

In pursuance of Section 35 of The Health Service (Benefit) (Guernsey) Law, 1990, The Health Service (Pharmaceutical Benefit) (Amendment) Regulations, 2013 made by the Social Security Department on 10th December 2013, were laid before the States.

THE HEALTH SERVICE (BENEFIT) (LIMITED LIST) (PHARMACEUTICAL BENEFIT) (AMENDMENT) (No.6) REGULATIONS, 2013

In pursuance of Section 35 of The Health Service (Benefit) (Guernsey) Law, 1990, The Health Service (Benefit) (Limited List) (Pharmaceutical Benefit) (Amendment) (No.6) Regulations, 2013 made by the Social Security Department on 10th December 2013, were laid before the States.

THE AVIATION REGISTRY (ELIGIBILITY) REGULATIONS, 2013

In pursuance of section 52(4) of the Aviation Registry (Guernsey) Law, 2013, the Aviation Registry (Eligibility) Regulations, 2013, made by the Commerce and Employment Department on 19th November 2013, were laid before the States.

THE AVIATION REGISTRY (FEES) REGULATIONS, 2013

In pursuance of section 52(4) of the Aviation Registry (Guernsey) Law, 2013, the Aviation Registry (Fees) Regulations, 2013, made by the Commerce and Employment Department on 19th November 2013, were laid before the States.

THE FINANCIAL SERVICES COMMISSION (FEES) REGULATIONS, 2013

In pursuance of Section 25(3) of the Financial Services Commission (Bailiwick of Guernsey) Law, 1987 as amended, the Financial Services Commission (Fees) Regulations, 2013, made by the Guernsey Financial Services Commission on 29th November 2013, were laid before the States.

THE PROTECTED CELL COMPANIES AND INCORPORATED CELL COMPANIES (FEES FOR INSURERS) REGULATIONS, 2013

In pursuance of Section 25(3) of the Financial Services Commission (Bailiwick of Guernsey) Law, 1987 as amended, Section 86 of the Insurance Business (Bailiwick of Guernsey) Law, 2002 and Section 537 of the Companies (Guernsey) Law, 2008, the Protected Cell Companies and Incorporated Cell Companies (Fees for Insurers) Regulations, 2013, made by the Guernsey Financial Services Commission on the 29th day of November 2013, were laid before the States.

**THE REGISTRATION OF NON-REGULATED FINANCIAL SERVICES
BUSINESSES (BAILIWICK OF GUERNSEY) (FEES) REGULATIONS, 2013**

In pursuance of Section 25(3) of the Financial Services Commission (Bailiwick of Guernsey) Law, 1987 as amended, and Section 31(c) of the Registration of Non-Regulated Financial Services Businesses (Bailiwick of Guernsey) Law, 2008, the Registration of Non-Regulated Financial Services Businesses (Bailiwick of Guernsey) (Fees) Regulations, 2013, made by the Guernsey Financial Services Commission on the 29th day of November 2013, were laid before the States.

**THE AMALGAMATION AND MIGRATION OF COMPANIES (FEES
PAYABLE TO THE GUERNSEY FINANCIAL SERVICES COMMISSION)
REGULATIONS, 2013**

In pursuance of Section 25(3) of the Financial Services Commission (Bailiwick of Guernsey) Law, 1987 as amended, and Section 537 of the Companies (Guernsey) Law, 2008, the Amalgamation and Migration of Companies (Fees payable to the Guernsey Financial Services Commission) Regulations, 2013, made by the Guernsey Financial Services Commission on 29th November 2013, were laid before the States.

**THE CRIMINAL JUSTICE (PROCEEDS OF CRIME) (LEGAL
PROFESSIONALS, ACCOUNTANTS AND ESTATE AGENTS) (BAILIWICK
OF GUERNSEY) (AMENDMENT) (NO. 3) REGULATIONS, 2013**

In pursuance of Section 54 of the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999, the Criminal Justice (Proceeds of Crime) (Legal Professionals, Accountants and Estate Agents) (Bailiwick of Guernsey) (Amendment) (No.3) Regulations, 2013, made by the Policy Council on 25th November 2013, were laid before the States.

COMMERCE AND EMPLOYMENT DEPARTMENT

RE-APPOINTMENT OF THE GUERNSEY DEPOSIT COMPENSATION BOARD

In pursuance of section 3(4) of the Banking Deposit Compensation Scheme (Bailiwick of Guernsey) Ordinance, 2008, the re-appointments by the Commerce and Employment Department of Mr Charles Tracy as Chairman and Mr John Lee, Mr Steven Butterworth and Advocate Nigel Carey as ordinary Members of the Guernsey Banking Deposit Compensation Board on 26th November 2013 were laid before the States. The States of Deliberation had the power to annul the appointments.

POLICY COUNCIL

FINANCIAL TRANSFORMATION PROGRAMME

- III.- After consideration of the Report dated 2nd December, 2013, of the Policy Council:-
1. To note the progress towards delivering the Financial Transformation Programme targets and objectives.
 2. To direct the Policy Council to present a report to the States by September 2014 detailing proposals for Transformation beyond 2014.
 3. To note the Policy Council's intention to lay the next annual report before the States during the second quarter of 2015.

HEALTH AND SOCIAL SERVICES DEPARTMENT

AMENDMENTS TO THE LOI RELATIVE À LA SANTÉ PUBLIQUE, 1934 AND PUBLIC HEALTH ORDINANCE, 1936 AND DRAFTING OF A PUBLIC HEALTH (ENABLING PROVISIONS) LAW

- IV.- After consideration of the Report dated 2nd December, 2013, of the Health and Social Services Department:-
1. That the list of notifiable diseases in the Public Health Ordinance, 1936, as amended, be replaced by a list to be prescribed by Order of the Department.
 2. That the Department be authorised to prescribe by Order a list of notifiable causative agents.
 3. That the following persons be required to notify the Medical Officer of Health and any other person prescribed by Order of the Department if they are aware or have reasonable grounds to believe that a notifiable disease or notifiable causative agent is present or has occurred in the Islands; the notification should include the premises or person in which the disease or causative agent is believed to be present or to have occurred, together with any other information, and should be made in the form and manner prescribed by Order of the Department –
 - (i) the States Analyst and any other person in charge of, or acting as an agent for, a laboratory;
 - (ii) occupiers and owners of premises, in relation to the presence or occurrence of a notifiable disease or notifiable causative agent in those premises;

- (iii) medical practitioners; and
 - (iv) any other person prescribed by Order of the Department.
4. That the Department be authorised to exempt any of the persons in proposition 3 from the duty to provide the notification and information, by Order.
 5. That the presence or occurrence of a notifiable causative agent in any premises be specifically taken into account in defining a "**nuisance**" for the purposes of the 1934 Law and the 1936 Ordinance.
 6. That officers performing functions under the Loi Relative à la Santé Publique, 1934, or the Public Health Ordinance, 1936, as amended, be required to keep confidential information received in the course of performing those functions, subject to specified exceptions (e.g. where required by law or Court order, or where necessary to perform those functions).
 7. That a new Public Health (Enabling Provisions) Law be drafted.
 8. That the Department consults on and then proposes reforms to the current legislation under this new Law in order to legislate on provisions relating to hygiene, health, nuisance, disease control and other public health issues and the powers and duties of its statutory officers; the new Ordinances and subordinate legislation should include the necessary human rights protection and appeals mechanisms.
 9. To direct the preparation of such legislation as may be necessary to give effect to the decisions in relation to resolutions 1 to 7 above.

COMMERCE AND EMPLOYMENT DEPARTMENT

TRADE IN ENDANGERED SPECIES

- V.- After consideration of the Report dated 5th November, 2013, of the Commerce and Employment Department:-
1. To approve the proposals as set out in section 3 of that Report.
 2. To direct the preparation of such legislation as may be necessary to give effect to the above decision.

S M D ROSS
HER MAJESTY'S DEPUTY GREFFIER