

IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 30TH DAY OF OCTOBER, 2015.

The States resolved as follows concerning Billet d'État No. XVIII dated 18th
September, 2015.

PROJET DE LOI

entitled

THE DOG LICENCES (GUERNSEY) (AMENDMENT) LAW, 2015

I.- To approve the draft Projet de Loi entitled “The Dog Licences (Guernsey) (Amendment) Law, 2015”, and to authorise the Bailiff to present a most humble petition to Her Majesty in Council praying for Her Royal Sanction thereto.

THE RENEWABLE ENERGY (GUERNSEY) ORDINANCE, 2015

II.- To approve the draft Ordinance entitled “The Renewable Energy (Guernsey) Ordinance, 2015”, and to direct that the same shall have effect as an Ordinance of the States.

**THE SEAFARER RECRUITMENT AND PLACEMENT SERVICES
(MARITIME LABOUR CONVENTION 2006) (SARK) ORDINANCE, 2015**

III.- To approve the draft Ordinance entitled “The Seafarer Recruitment and Placement Services (Maritime Labour Convention 2006) (Sark) Ordinance, 2015”, and to direct that the same shall have effect as an Ordinance of the States.

**THE FORFEITURE OF MONEY, ETC. IN CIVIL PROCEEDINGS
(BAILIWICK OF GUERNSEY) (AMENDMENT) LAW, 2012
(COMMENCEMENT) ORDINANCE, 2015**

IV.- To approve the draft Ordinance entitled “The Forfeiture of Money, etc. in Civil Proceedings (Bailiwick of Guernsey) (Amendment) Law, 2012 (Commencement)

Ordinance, 2015”, and to direct that the same shall have effect as an Ordinance of the States.

STATUTORY INSTRUMENTS LAID BEFORE THE STATES

THE COMPANIES (TRANSITIONAL PROVISIONS AND COMMENCEMENT) REGULATIONS, 2015

In pursuance of Section 537 of The Companies (Guernsey) Law, 2008, “The Companies (Transitional Provisions and Commencement) Regulations, 2015”, made by the Commerce and Employment Department on 6th August, 2015, was laid before the States.

THE INVESTOR PROTECTION (DESIGNATED COUNTRIES AND TERRITORIES) (AMENDMENT) (AIFMD) REGULATIONS, 2015

In pursuance of Section 21(4) of The Protection of Investors (Bailiwick of Guernsey) Law, 1987, “The Investor Protection (Designated Countries and Territories) (Amendment) (AIFMD) Regulations, 2015”, made by the Policy Council on 3rd August, 2015, was laid before the States.

THE SEA FISH LICENSING (DOCUMENTS AND NOTICES) (BAILIWICK OF GUERNSEY) REGULATIONS, 2015

In pursuance of Section 22 (1) (c) of The Sea Fish Licensing (Bailiwick of Guernsey) Law, 2012, “The Sea Fish Licensing (Documents and Notices) (Bailiwick of Guernsey) Regulations, 2015”, made by the Commerce and Employment Department on 16th July, 2015, was laid before the States.

THE AIR NAVIGATION (RESTRICTION OF FLYING) (BAILIWICK OF GUERNSEY) AIR DISPLAY REGULATIONS, 2015

In pursuance of Section 151 (4) of The Air Navigation (Bailiwick of Guernsey) Law, 2012, “The Air Navigation (Restriction of Flying) (Bailiwick of Guernsey) Air Display Regulations, 2015”, made by the Director of Civil Aviation - Commerce and Employment Department on 20th August, 2015, was laid before the States.

**THE AIR NAVIGATION (RESTRICTION OF FLYING) (BAILIWICK OF
GUERNSEY) ALDERNEY ROYAL AERO CLUB AIR RACING
REGULATIONS, 2015**

In pursuance of Section 151 (4) of The Air Navigation (Bailiwick of Guernsey) Law, 2012, “The Air Navigation (Restriction of Flying) (Bailiwick of Guernsey) Alderney Royal Aero Club Air Racing Regulations, 2015”, made by the Director of Civil Aviation - Commerce and Employment Department on 20th August, 2015, was laid before the States.

THE BORNEMENT (FEES) REGULATIONS, 2015

In pursuance of Sections 1 and 5 of The Fees, Charges and Penalties (Guernsey) Law, 2007, “The Bornement (Fees) Regulations, 2015”, made by the Policy Council on 24th August, 2015, was laid before the States.

THE ELECTIONS (PRESENCE OF CANDIDATES AT COUNT) RULES, 2015

In pursuance of the powers conferred on it by Article 38A (4) of The Reform (Guernsey) Law, 1948, as amended, “The Elections (Presence of Candidates at Count) Rules, 2015” made by the States’ Assembly and Constitution Committee on 5th August, 2015, was laid before the States.

POLICY COUNCIL

REVISION OF THE FINANCIAL SUPERVISORY AND REGULATORY LAWS

V.- After consideration of the Policy Letter dated 24th August, 2015, of the Policy Council, :-

1. To agree the proposals set out in that Policy Letter, as highlighted in paragraphs 1.1.8(b) and (c) of that Policy Letter.
2. To direct the preparation of such legislation as may be necessary to give effect to the above decisions, and of any necessary consequential, incidental, supplementary and transitional provisions not specified above, including, but not limited to, amendments to other legislation.

POLICY COUNCIL

APPOINTMENT OF AN ORDINARY MEMBER OF THE GUERNSEY FINANCIAL SERVICES COMMISSION

VI.- After consideration of the Policy Letter dated 24th August, 2015, of the Policy Council, to appoint Mrs. Wendy Susan Dorey as an ordinary member of the Guernsey Financial Services Commission for a three year term with effect from 1st November 2015.

SOCIAL SECURITY DEPARTMENT

BENEFIT AND CONTRIBUTION RATES FOR 2016

VIII.- After consideration of the Policy Letter dated 10th August, 2015, of the Social Security Department, :-

1. That a guideline for the annual uprating of statutory old-age pensions be established, set initially at one third of the real increase in median earnings, with the intention to reduce this to RPIX subject to suitable policies to enhance personal provision being in place.
2. That the Social Security Department be directed to take the above guideline in Proposition 1 into account in its recommendations for the annual uprating of statutory old-age pensions, and to provide the States of Deliberation with detailed reasoning for any recommendation to deviate from it in its annual uprating report.
3. That the Social Security Department be directed to review the guideline for the annual uprating of statutory old-age pensions no later than 2020, having regard to progress made in establishing supporting policies to enhance personal pension provision and the actuarial projections for the Guernsey Insurance Fund at that time.
4. That, from 1st January 2017, the percentage contribution rate for employers be increased by 0.1%, from 6.5% to 6.6%, to fund the additional costs of the new parental benefits.
5. That, from 1st January 2017, the percentage contribution rate for employees be increased by 0.1%, from 6.0% to 6.1%, to fund the additional costs of the new parental benefits.

6. That, subject to Proposition 4 and 5 being approved, from 1st January 2017, the grant from General Revenue to the Guernsey Insurance Fund be decreased from 15% to 14.7% of contribution income.
7. That, for employed persons and employers, the upper weekly earnings limit, the upper monthly earnings limit and the upper annual earnings limit, from 1st January 2016, shall be £2,646, £11,466 and £137,592 respectively.
8. That, for employed persons and employers, the lower weekly earnings limit and the lower monthly earnings limit, from 1st January 2016, shall be £133 and £576.33 respectively.
9. That, for self-employed persons, the upper and lower annual earnings limits, from 1st January 2016, shall be £137,592 and £6,916 per year respectively.
10. That, for non-employed persons, the upper and lower annual income limits, from 1st January 2016, shall be £137,592 per year and £17,290 per year, respectively.
11. That the allowance on income for non-employed people from 1st January 2016, shall be £7,336 per year.
12. That the voluntary contribution from 1st January 2016, shall be £18.95 per week for non-employed people.
13. That the overseas voluntary contribution from 1st January 2016, shall be £90.45 per week for non-employed people and £99.99 for self-employed people.
14. That, from 4th January 2016, the standard rates of pension and contributory social insurance benefits shall be increased to the rates set out in table 2 in that Policy Letter.
15. That the States approve in principle the entry into a reciprocal agreement on social security with Latvia.
16. That, from 1st January 2016, the prescription charge per item of pharmaceutical benefit shall be £3.70.
17. That, from 4th January 2016, the contribution (co-payment) required to be made by the claimant of care benefit, under the long-term care insurance scheme, shall be £193.97 per week.
18. That, from 4th January 2016, nursing care benefit shall be a maximum of £802.55 per week for persons resident in a nursing home or the Guernsey Cheshire Home and residential care benefit shall be a maximum of £429.87 per week for persons resident in a residential home.
19. That, from 4th January 2016, elderly mentally infirm (EMI) care benefit shall be

a maximum of £566.37 per week for qualifying persons resident in a residential home.

20. That, from 4th January 2016, respite care benefit shall be a maximum of £996.52 per week for persons receiving respite care in a nursing home or the Guernsey Cheshire Home, an elderly mental infirm rate of £760.34 for persons receiving respite care in a residential home and a maximum of £623.84 per week for persons receiving respite care in a residential home.
21. That, from 8th January 2016, the supplementary benefit requirement rates shall be as set out in tables 15 and 16 of that Policy Letter.
22. That, from 8th January 2016, the weekly benefit limitations for supplementary benefit shall be:
 - (a) £609.00 for a person living in the community;
 - (b) £531.00 for a person who is residing in a residential home; and
 - (c) £761.00 for a person who is residing as a patient in a hospital, nursing home, the Guernsey Cheshire Home or as an elderly mental infirm resident of a residential home.
23. That, from 8th January 2016, the amount of the personal allowance payable to persons in Guernsey and Alderney residential or nursing homes who are in receipt of supplementary benefit shall be £30.37 per week.
24. That, from 8th January 2016, the amount of the personal allowance payable to persons in United Kingdom hospitals or care homes who are in receipt of supplementary benefit shall be £51.16 per week.
25. That a supplementary fuel allowance of £27.66 per week be paid to supplementary beneficiaries who are householders from 30th October 2015 to 29th April 2016.
26. That the First Schedule to the Supplementary Benefit (Guernsey) (Implementation) Ordinance, 1971 be amended to allow any relievable pension contributions made by a person in that period to be deducted from the net remuneration or profit derived by him from any occupation, for the purpose of calculating that person's weekly earnings in respect of a claim to supplementary benefit.
27. That, from 4th January 2016, the rates of severe disability benefit and carer's allowance and the annual income limits shall be as set out in table 20 of that Policy Letter.
28. That, from 1st January 2016, or as soon as practicable thereafter, there be no new grants of free TV licences for persons aged 75 or over, except to householders in receipt of supplementary benefit, and that householders in receipt of supplementary benefit who have attained pension age continue to receive a free TV licence without upper age limit.

29. To direct the preparation of such legislation as may be necessary to give effect to the above decisions.
30. To agree that, after consultation with other relevant committees of the States, the Committee *for* Employment & Social Security shall report to the States by no later than October, 2017 setting out their opinion on whether the universal payment of family allowances should be altered, reduced or ceased and the costs thereof redirected to allow the States to provide additional financial support for some or all of the following children's services: medical and paramedical, including but not limited to primary care, dental, optical and physiotherapy provided either by States-employed clinicians or contracted private practitioners; and breakfast clubs, after school homework clubs, school meals and holiday clubs at States' schools.
31. To agree that the Committee *for* Employment & Social Security shall report to the States by October 2017 setting out their opinion on the feasibility of medical and para-medical services being provided either by States-employed clinicians or contracted private practitioners for adult Supplementary Benefit claimants.
32. To agree that the Committee *for* Employment & Social Security shall investigate the merits of including within the ambit of the Guernsey Health Service Fund the costs of healthcare and medical treatment incurred by Guernsey residents while travelling to the United Kingdom which would previously have been within the ambit of the States' reciprocal health agreement with Her Majesty's Government, or alternatively of the States entering into partnership with one or more private insurance providers to ensure that such insurance cover can be made available to Guernsey residents at reasonable cost; provided that such investigation shall be undertaken on the presumption that any such insurance scheme would most probably require any claim to be subject to both maximum and minimum conditions in relation to cost coverage; and further to agree that the Committee *for* Employment & Social Security shall report to the States thereon by no later than October, 2017; and further to note that, for the purposes of Rule 15(2)(a) of the Rules of Procedure of the States of Deliberation, carrying into effect the proposals in this amendment, i.e. the carrying out of such an investigation, will not increase the expenditure of the States.

**MOTION UNDER SECTION 7(1) OF THE REFORM (GUERNSEY) LAW, 1948,
AND PROCEDURAL MOTION**

To suspend any of the Rules of Procedure of the States of Deliberation which require or imply that a meeting of the States of Deliberation may not commence at a date and time

other than that for which it has been formally convened pursuant to Rule 1(1) thereof, and to resolve that the meetings of the States already convened for Wednesday 25th November 2015 and Wednesday 9th December 2015 shall instead commence at 9.30 AM on Tuesday 24th November 2014 and Tuesday 8th December 2015 respectively;

S M D ROSS

HER MAJESTY'S DEPUTY GREFFIER

**IN THE STATES OF THE ISLAND OF GUERNSEY
ON THE 11th DAY OF NOVEMBER, 2015**

Adjourned from 28th October 2015

**The States resolved as follows concerning Billet d'État No XVIII
dated 18th September 2015**

POLICY COUNCIL

**STANDARDISING THE MEASUREMENT OF GUERNSEY'S GROSS DOMESTIC
PRODUCT**

VII.- After consideration of the Policy Letter dated 27th July, 2015, of the Policy Council:-

1. To agree that the method of calculating Gross Domestic Product be updated as set out in that Policy Letter.
2. To direct the preparation of such legislation as may be necessary to facilitate the collection of data as outlined in sections 3.3, 5.2.3 and 5.3.2 of that Policy Letter.
3. To direct the Policy Council (and its successor committee) to lay before the States proposals on what other national measurements should be published, the calculation of them and the frequency of their publication.

PUBLIC SERVICES DEPARTMENT

WASTEWATER NETWORK EXTENSION PROGRAMME

IX.- After consideration of the Policy Letter dated 28th August, 2015, of the Public Services Department, to note that future connection of Island properties to the public sewer will be achieved according to the availability of funding within a prioritised programme of investment in Guernsey's water and wastewater infrastructure and is unlikely to exceed 90%.

J TORODE

HER MAJESTY'S GREFFIER