

STATES OF ALDERNEY



**BILLET D'ETAT
NO 2**

WEDNESDAY 8TH JULY 2020

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FOR WEDNESDAY 8TH JULY 2020

Members of the States:

I have the honour to inform you that the Meeting of the States will be held at 5:30 pm on Wednesday 8th July 2020

William Tate
President

Item I **The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.3) (Amendment) Regulations, 2020**

The following letter was received from Mr Dent, Chairman of the Policy and Finance Committee:-

“These Regulations are emergency regulations made by the Civil Contingencies Authority under Part 3 of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012 (“the Law”). They are made on the occurrence of an emergency, within the meaning of the Law, in the Bailiwick, arising from the urgent need to prevent, control or mitigate the spread of the virus Severe Acute Respiratory Syndrome Coronavirus 2 and the disease caused thereby, COVID-19 (referred to together in these regulations as coronavirus). They are prefaced with a statement by the Civil Contingencies Authority, as required by section 12(2) of the Law. COVID-19 was made a notifiable disease for the purposes of the Public Health Ordinance, 1936 on 10th February 2020.

These Regulations revoke provisions of The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.3) Regulations, 2020 (“the principal Regulations”) for the reason that they are no longer needed, and make several minor amendments consequential upon those revocations. Provisions revoked include Part II, relating to the control of premises, gatherings etc, and the movement of persons; Parts IV and V relating to the registration of deaths and still-births, and cremations; Part VI relating to parochial meetings and associated matters; and all of Part X (relating to meetings of the Bailiwick’s legislatures and their Committees) with the exception of regulation 34.

These regulations came into force on 20th June 2020 and shall have temporary effect only in accordance with the provisions of section 16 (duration and scrutiny of emergency regulations) of the Law. By an amendment made by these Regulations, regulation 34 of the principal Regulations (which disapplies section 1 of the States Reform (Guernsey) Law, 2015) shall cease to have effect on the registration on the Records of the Island of Guernsey of the Reform (Guernsey) (Amendment) Law, 2020 (which Law, in part, repeals that section).

I should be grateful if you could place this matter before the States of Alderney with an appropriate proposition.

James Dent, Chairman”

Committee Meeting Attendees:-

Mr James Dent, Chairman
Mr David Earl, Deputy Chair
Ms Annie Burgess
Mr Mike Dean
Mr Kevin Gentle
Mr Christian Harris
Mr Louis Jean
Mr Graham McKinley OBE
Mr Steve Roberts
Mr Alex Snowdon

The States of Alderney is asked not to annul “The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.3) (Amendment) Regulations, 2020”

Proposer: Mr James Dent

Seconder: Mr Mike Dean

Item II The Government of Alderney (Amendment) Law, 2020

The following letter was received from Mr Dent, Chairman of the Policy and Finance Committee:-

“The Government of Alderney (Amendment) Law, 2020 amends the Government of Alderney Law on a permanent basis to add the potential for use of the Emergency Procedures which have been put into operation during the Coronavirus emergency. There are a few minor changes from the version that was set out in the emergency Regulations.

Section 55J reflects the wording for Committee meetings of the States of Guernsey and effectively allows someone to be considered as present in person and vote at a meeting where they can hear or read what is being said. This effectively permits remote participation in meetings.

A further regulation making power has been added for the Policy and Finance Committee in the emergency Part at new section 55K. This provides for amending references to the Rules of Procedure or the Rules of Procedure for States Committees by regulation in case there is any subsequent amendment to those Rules, which necessitate a change to the modifications to those Rules currently set out in the emergency Part.

The emergency Part allows remote meetings to be in force on a permanent basis just in case there is a second coronavirus wave.

I would be grateful if you would place The Government of Alderney (Amendment) Law, 2020 before the next meeting of the States of Alderney with an appropriate proposition.

James Dent, Chairman

The States is asked to approve the Projet de Loi entitled “The Government of Alderney (Amendment) Law, 2020” and to request the President to seek the Sanction of Her Most Excellent Majesty in Council for it to have the force of Law in the Island of Alderney.

Committee Meeting Attendees:-

Mr James Dent, Chairman
Mr David Earl, Deputy Chair
Ms Annie Burgess
Mr Mike Dean
Mr Kevin Gentle
Mr Christian Harris
Mr Louis Jean
Mr Graham McKinley OBE
Mr Steve Roberts
Mr Alex Snowdon

Proposer: Mr James Dent

Secunder: Ms Annie Burgess

Item III The Government of Alderney Law, 2004 (Amendment) Ordinance, 2020

The following letter was received from Mr Dent, Chairman of the Policy and Finance Committee:-

“The draft Ordinance, “The Government of Alderney Law, 2004 (Amendment) Ordinance, 2020”, would have the effect of widening the right to vote by post. The Ordinance does not permit an exclusively postal ballot but it would provide for anyone who wishes to vote by post to do so. This would bring Alderney’s electoral practice into line with Guernsey and the UK.

The Ordinance would amend the Government of Alderney Law and would therefore require the approval of at least seven members (with at least 9 members present) at a meeting of the States.

This matter was discussed at the recent meeting of the Policy and Finance Committee where the Committee resolved to approve the submission of the Ordinance to the States of Alderney for debate and decision.

I would be grateful if you would place The Government of Alderney Law. 2004 (Amendment Ordinance, 2020 before the next meeting of the States of Alderney with an appropriate proposition.

James Dent, Chairman”

The States of Alderney is asked to approve The Government of Alderney Law 2004 (Amendment) Ordinance, 2020

Committee Meeting Attendees:-

Mr James Dent, Chairman
Mr David Earl, Deputy Chair
Ms Annie Burgess
Mr Mike Dean

Mr Kevin Gentle
Mr Christian Harris
Mr Louis Jean
Mr Graham McKinley OBE
Mr Steve Roberts
Mr Alex Snowdon

Proposer: Mr James Dent
Secunder: Mr Kevin Gentle

Issued: 30th June 2020