

SPECIAL POLICY AND FINANCE COMMITTEE MEETING
Anne French Room
24th August 2020
1600 hours

PRESENT:

Mr J Dent, Chairman
 Ms A Burgess
 Mr S Roberts
 Mr G McKinley
 Mr A Snowdon
 Mr K Gentle
 Mr C Harris
 Mr Jean

IN ATTENDANCE:

Mrs S Pengilley-Price, Executive Officer
 to the Chief Executive (EO);

Apologies: Mrs E Maurice, Acting Head of Finance (TREASURY) Mr M Dean

ACTION

By-Election Date 2020 – Report from P&F Chairman dated 18th August 2020 tabled and considered.

The Policy & Finance Committee resolved to:

- Recommend to the States that a By-Election is held on Saturday 10th October – this would be in time for the new member to take their seat for the October States meeting. This would require nominations to be in by Thursday 24th September and therefore nominations to open on Wednesday 16th September. This item to be put before the next meeting of the full States for formal approval.

BILLET ITEM

Committee Membership – Report from P&F Chairman dated 18th August 2020 tabled and considered.

The Policy & Finance Committee resolved to approve the following Committee memberships:

- A new Chairman of the Finance Committee – Mr Christian Harris
- A new Deputy Chairman of P&F – Mr Kevin Gentle
- A new member of the CFTED – Mr Kevin Gentle
- A new member to mirror the Guernsey Committee for Economic Development – Ms Annie Burgess
- A new member of the 1948 Agreement Working Group – Deferred
- A new member of the Good Governance Group – Ms Annie Burgess
- A new member of ATAG – Mr Steve Roberts

EO

Any Other Business

1. The Data Protection (General Provisions) (Bailiwick of Guernsey) (Amendment No.2) Regulations, 2020 Letter from Deputy Mary Lowe, President of the Committee for Home Affairs and draft regulations “The Data Protection (General Provisions) (Bailiwick of Guernsey) (Amendment No.2) Regulations, 2020”; and a report From Mr A Lewis, Senior Civil Servant dated 19.08.2020 tabled and considered.

The Committee resolved by a majority (Mr Jean against) to respond to the consultation by raising no objections to the proposals but requesting that as part of its planned communications, the Office of the Data Protection Authority ensures it engages with the Alderney business community and that sole traders engaged in non-professional employments (tradesmen) might be exempted.

2. Excise Duty on Motor Fuel and Document Duty – At the meeting of the Committee in July the Policy and Finance Committee resolved as follows:

The Policy & Finance Committee resolved to note the content of the letter from Deputy St Pier with regards excise duty on Motor Fuel and Document Duty.

The Committee further resolved that having at its July meeting resolved to note the content of the letter from Deputy St Pier with regards excise duty on Motor Fuel and Document Duty it now:-

- a. noted that this item had been approved in the August meeting of the Guernsey States of Deliberation; and
- b. approved that the Customs and Excise (General Provisions) (Amendment) Ordinance, 2020; and the Alderney (Application of Legislation) (Document Duty) (Amendment) Ordinance, 2020 be put before the next meeting of the States of Alderney (September) for formal approval.

BILLET ITEM

3. The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) Regulations, 2020 and The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) (Amendment) Regulations, 2020. Emergency Regulations issued under Part 3 of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012 tabled and considered.

Policy and Finance Committee approved unanimously that The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) Regulations, 2020 and The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) (Amendment) Regulations, 2020, be tabled at the next meeting of the full States in order that they might not be annulled.

BILLET ITEM

4. The Acquisition of Immovable Property by Aliens or Foreign Companies (Alderney) Law, 1973

Report outlining the background of this piece of legislation and to highlight that at the end of the implementation period when the islands will no longer be in the customs union with the EU, there is a risk of non compatibility with the OECD codes, under Article 10.

Policy and Finance Committee resolved unanimously to approve that officers work with St James Chambers to repeal The Acquisition of Immovable Property by Aliens of Foreign Companies (Alderney) Law, 1973 as soon as practically possible and to amend and repeal any other legislation relating to this matter which would conflict with future EU exit or OECD guidelines and principles.

EO

Agenda Resolutions – Confirmation

The above draft resolutions were confirmed by members at the meeting.

Meeting closed: 16:35pm

Signed: James Dent

Date: 25th August 2020