



## **BILLET D'ETAT FOR 22-01-2004**

**Date: 22nd January, 2004**

Members of the States:

I have the honour to inform you that the Annual Meeting of the States will be held at 5.30 p.m. on Thursday, 22nd January, 2004.

Sir Norman Browse  
President

**Item I The Reverend A. Mignot will present his warrant of appointment as representative of His Excellency the Lieutenant-Governor of the Bailiwick of Guernsey.**

**Item II The newly elected States Member will take the oath of office before the President.**

**Item III To elect a Vice President for 2004.**

**Item IV The States are asked to appoint KPMG to be the States Auditors for 2004.**

**Item V The States are asked to decide whether elections of Committees and Chairmen should be by open vote, otherwise Rule 20 of the Rules of Procedure of the States of Alderney, as amended in 2001, shall come into operation.**

**Item VI To approve the mandate of the Policy and Finance Committee as follows:-**

To formulate and make recommendations to the States on all policy matters.  
To be accountable for the financial management of the States.

To operate within the policies, guidelines and resolutions of the States.

To liaise and negotiate with the States of Guernsey on all matters relating to the provision of transferred services and finance.

To be responsible for all external affairs.

To liaise with the General Services and Building and Development Control Committees in relation to their budget and legislative requirements.

To perform the following functions -

Finance:

To present to the States the annual budget and audited accounts and, where necessary, report to the States thereon.

To monitor the income and expenditure of the States, its committees and Trust Funds and, where appropriate, to add comment and recommendation to all applications to the States for money votes, and/or submissions to the States where public income and expenditure is involved.

To deal with all borrowings as authorised by the States, loans and the administration of all monies accruing to the States for specific purposes under the terms of various Trusts and Funds.

To be responsible for recommending to the States, whether by Ordinance or otherwise, the fees, dues and charges levied by the States for the provision of any service required to be provided under legislation and to approve the rents payable for States land and properties.

To be responsible for recommending to the States the level of Occupiers Rates.

To advise on the rents, premiums (if any) and duration of leases to be granted by the General Services Committee for all other States properties.

To submit leases to the States for approval in accordance with the Budget Rules and Procedures.

To be responsible for all States insurances.

The Economy:

To initiate, pursue and report to the States upon matters relating to the economy of the Island, including immigration, population, social services (financial aspects only), the development of an economic plan, employment, industry and e-commerce.

To deal with external authorities in fiscal and commercial matters.

To be responsible for public relations and the promotion of the Tourist Industry.

To monitor the economic policy of the States and to report and make recommendations for such amendments as deemed necessary.

To liaise with the Board of Industry on matters relating to economic planning.

Constitution and Legal Matters:

To be responsible for all matters affecting the Constitution and all legislation (other than legislation falling specifically within the responsibility of the General Services and the Building and Development Control Committee).

To be responsible for all matters relating to International Conventions, Treaties, Agreements, EU Directives and extended legislation from the United Kingdom.

To liaise as necessary with the Court of Alderney.

To be responsible for and the leasing and use of all States-owned Forts.

To be responsible for matters affecting -

- Elections;
- Census;
- Import and Export Control;

- Telecommunications;
- Postal Services, Philately and Currency;
- Gambling;
- Emergency Fuel Control (The Energy (Bailiwick of Guernsey) Law, 1978);
- Dangerous Weapons;
- Civil Aviation; and
- Youth Training and Adult Education.

To be responsible for all matters not specifically falling within the mandate of the General Services Committee and the Building and Development Control Committee.

Staff and Offices:

To be the States Employment Board with responsibility for all matters relating to the employment of Civil Servants and Manual Staff; and the management of office accommodation; to be the Civil Service Board referred to in the Terms and Conditions of Service for Civil Servants and the Terms and Conditions of Employment for Manual Staff as agreed between the Board and the Transport and General Workers Union.

In particular to be responsible for the appointment of staff and the preparation and review of the Terms and Conditions of Service of all salaried staff (subject to the relevant provisions of the Government of Alderney Law) and to liaise with the Guernsey Civil Service Staff Association.

To control establishment numbers.

To be responsible for staff pensions.

To liaise with Trades Unions on matters relating to the Terms and Conditions of Employment for Manual Staff.

## **Item VII To approve the mandate of the General Services Committee as follows:-**

To be accountable to the States for the provision and implementation of all Government services provided and/or required by legislation, resolution or policy of the States within agreed budgets.

To liaise with the Policy and Finance Committee in relation to budgetary and legislative requirements.

To operate within the policies, guidelines and resolutions of the States.

In particular, to perform the following functions:-

To be accountable for the administration of the harbour and its functions and to make recommendations to the Policy and Finance Committee on all fees, dues and charges required to be levied by legislation.

To deal with shipping and all matters relating to the sea.

To be responsible for the continuing investigations into a marina in Alderney.

To deal with all matters relating to the railway.

To administer and maintain all States buildings including offices; to be accountable for all public works; to place contracts for public works; to be responsible for refuse collection and its disposal.

To be responsible for the Fire Brigade; for emergency services; for sewage disposal; and for traffic control.

To be accountable for all States properties which are not the responsibility of the Policy and Finance Committee.

To be responsible for all matters relating to public assistance and welfare; and the allocation of States housing.

To be responsible for all official entertainments, liquor licensing and the Saye Camp site.

To be responsible for recreation, youth and sports activities.

To be accountable as the Water Board for the provision of water supplies on the Island in accordance with the legislation applicable thereto.

To be responsible for the leasing of all States Properties, other than Forts, in the ownership of the States ; to deal with all matters relating to agriculture, livestock, other animals, birds and vermin; to administer the Island of Burhou; to be responsible for afforestation and fencing and management of all States land including the consolidation of parcels and not to reduce the area of such land without the authority of the States; and administer the States Slaughterhouse.

To be responsible for all matters relating to sea fisheries.

To be responsible for environmental monitoring and for the co-ordination of public services in the event of a civil emergency. To be responsible for the establishment of a working party to be known as the Civil Emergency Working Party which shall include amongst its members the following people:-

The President of the States, the Officer Commanding the Junior Militia, the States Analyst, the Chief Fire Officer, the Manager of the Water Board, the States Engineer, the General Manager of Alderney Electricity Limited, the resident Sergeant of the Police in Alderney, the Harbour Officer, a Medical Practitioner; a representative of St. John Ambulance (unless otherwise represented); a Communications adviser(s); and the person appointed as Co-ordinator of the emergency services.

The Working Party shall appoint a Chairman from amongst its members.

## **Item VIII To approve the mandate of the Building and Development Control Committee, as follows:-**

To be the Authority for approving plans in both the public and private sector; to be responsible for the Le Banquage Housing Scheme; to administer The Building and Development Control (Alderney) Law, 2002, as amended; to be the Committee to make recommendations to the States on the maximum number of dwellings to be permitted in any given period in accordance with Section 15 of The Building & Development Control (Alderney) Law, 2002; to administer Building Regulations made under the provisions of The Building & Development Control (Alderney) Law, 2002, and any other law or laws by which they may be replaced.

To be responsible for the preparation of a policy and strategy for environmental conservation and ecology on the Island.

## **Item IX To elect the following Chairmen:**

1. Policy and Finance Committee
2. General Services Committee
1. Building and Development Control Committee

## **Item X To elect members to the following Committees:**

1. 3 Members to the Policy and Finance Committee (the Chairman of the General Services Committee being an ex officio member of this Committee)
2. 5 Members to the General Services Committee
3. 4 Members to the Building and Development Control Committee.

## **Item XI Guernsey/Alderney Joint Consultative Council**

- a) To appoint a Chairman to the Alderney section of the Council;
- b) To authorise the Chairman in consultation with the President to nominate members with appropriate knowledge and experience to attend meetings as and when necessary.

## **Item XII**

1. EITHER to elect a person to serve as a Director on the Board of Alderney Electricity Limited; OR to direct the Policy and Finance Committee to do so from their members.
2. To elect a member to serve on the Guernsey Cadastre Appeals Committee.
3. EITHER to elect a member and his deputy to serve as a non-voting observer on the Channel Islands Lottery Committee and the States of Guernsey Gambling Control Committee; OR to direct the Policy and Finance Committee to do so from their members.
4. To elect three members to sit on the Management Committee in the affairs of the Alderney Branch of the Commonwealth Parliamentary Association (the President being ex-officio Chairman).

## **Item XIII The States are asked to make the following arrangements:-**

1. To empower any one member of the Policy and Finance Committee with the States Treasurer or his deputy or the Clerk of the States and the States Treasurer or his deputy to operate the States Bank Accounts;
2. to empower any one member of the Policy and Finance Committee with the States Treasurer or his deputy, or the States Treasurer or his deputy with the Clerk of the States to operate the Water Board Bank Account.

## **Item XIV Policy and Finance Committee Annual Report for 2003**

The following letter has been received from Colonel Walter, Chairman of the Policy and Finance Committee:-

In accordance with States Resolution VII(1) of the 4th May, 1977, I attach hereto the Annual Report of the Policy and Finance Committee for 2003.

I should be glad if you would place this Report before the States with an appropriate proposition.

P. Walter

Chairman

The States is asked to accept the Annual Report for 2003 of the Policy and Finance Committee.

## **Item XV General Services Committee Annual Report for 2003**

The following letter has been received from Mr. Sebire, Chairman of the Committee:-

In accordance with States Resolution VII(1) of the 4th May, 1977, I attach hereto the Annual Report of the General Services Committee for 2003.

I should be glad if you would place this Report before the States with an appropriate proposition.

E. Sebire

Chairman

The States is asked to accept the Annual Report for 2003 of the General Services Committee.

## **Item XVI Building and Development Control Committee Annual Report, 2003**

The following letter has been received from Mr. Burridge, Chairman of the Building and Development Control Committee:-

In accordance with States Resolution VII(1) of the 4th May, 1977, I attach hereto the Annual Report of the Building and Development Control Committee for 2003.

I should be glad if you would place this Report before the States with an appropriate proposition.

R. Burridge

Chairman

The States is asked to accept the Annual Report for 2003 of the Building and Development Control Committee.

## **Item XVII Remuneration of the Alderney Representatives in Guernseys States of Deliberations**

Attached to the Guernsey Billet of last November was a report by the States Members Pay Review Board. It recommended that all Deputies should receive a pensionable, taxable basic allowance of £20,000.00 per annum plus a tax free Expenses Allowance of £2,500.00. Those who serve on Committees or who have special responsibilities would receive additional Special Responsibilities Allowances.

The Review Board considered that the Alderney Representatives did not have the same level of duties and constituency work as Guernsey Deputies and initially considered an alternative system for their remuneration but HM Procureur advised that no distinction should be made between the Alderney Representatives duties and responsibilities and those of the locally elected Deputies, as all are full members of the States of Deliberation. Consequently, the report concluded that there should be no distinction between Guernsey Deputies and the Alderney Representatives as regards remuneration. This report will be debated in the Guernsey States early in 2004.

Our Policy and Finance Committee has already discussed it and its implications and for many reasons consider its recommendations to be inappropriate. Nevertheless, Colonel Walter and I believe that it is essential that it be discussed openly by all States Members at a full States Meeting, so that all Islanders may hear Members opinions and the reasons behind them.

Sir Norman Browse  
President

States Members are asked to note the implications of, and express their views on the proposals contained within the Guernsey States Members Pay Review Board Report concerning the remuneration of the Alderney Representatives.

## **Item XVIII Appointment of Representatives to sit in the Guernsey States of Deliberation**

The States is asked:-

- a) To elect two Members to sit in the Guernsey States of Deliberation as representatives of Alderney; and
- b) To elect two other Members to sit in the Guernsey States of Deliberation as alternative representatives of Alderney.

## **Item XIX The Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 2003**

The following letter dated 23 December has been received from the Bailiff:-

I enclose a copy of a letter dated the 13th August, 2003, addressed to me as President of the States by the President of the States Advisory and Finance Committee concerning amendments to the Customs and Excise (General Provisions) (Bailiwick of Guernsey) Law, 1972.

On the 25th September, 2003, the States of Deliberation resolved as follows:-

1. That the legislation in force in Guernsey relating to impost shall be repealed and replaced by amendments to the Customs and Excise (General Provisions) (Bailiwick of Guernsey) Law, 1972 in accordance with the proposals set out in that Report.
2. To direct the preparation of such legislation as may be necessary to give effect to their above decision..

On the 26th November, 2003, the States of Deliberation approved a Projet de Loi entitled The Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 2003, which gives legislative effect to the above Resolution.

I enclose twenty-five copies of the Projet de Loi and shall be obliged if you will place it before the States of Alderney for their approval at their next meeting.

The States is asked to approve of The Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 2003

(Note: A copy of the Projet de Loi may be seen in the Office of the Clerk of the States and the Alderney Library).

# **Item XX Questions and Reports**

Issued: 9th January, 2004

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