

# STATES OF ALDERNEY



# BILLET D'ETAT

WEDNESDAY 20<sup>TH</sup> MARCH 2013

Price: £1.90

**STATES OF ALDERNEY**

**BILLET D'ETAT  
FOR WEDNESDAY 20<sup>TH</sup> MARCH 2013**

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 20<sup>th</sup> March 2013. This will be preceded by the People's Meeting, which will be held on Thursday 13<sup>th</sup> March 2013 at 7:00 pm in the Island Hall.

W Stuart Trought  
President

**Item I**      **Chief Pleas.**

Persons whose names are included on the Register of Voters and who have given due notice will address the States on matters of public interest.

**Item II**      **The Renewable Energy (Alderney) (Amendment) Law, 2011 (Commencement) Ordinance 2013**  
**and**  
**The Renewable Energy (Alderney) (Amendment) Ordinance, 2013**

**The following letter has been received by Mr Paul Arditti, Chairman of the Policy and Finance Committee:-**

*"In 2012 the Alderney Commission for Renewable Energy (ACRE) requested the Law Officers to draft a Commencement Ordinance for The Renewable Energy (Alderney) (Amendment) Law, 2011 to come into force as well as an Amendment Ordinance to the 2008 Ordinance making the consequential amendments necessary to the 2008 renewable energy Ordinance following the amendments made by the 2011 amending Law.*

*There are certain important provisions that will have immediate effect on the coming into force of the Law including:*

- 1. The extension of the Alderney health and safety provisions to any renewable energy activities including survey work carried out by operators or work carried out by ACRE itself when carrying out its functions under the Law;*
- 2. The changes to the matters to which the Commission must have particular regard under the Law in carrying out its functions and the power to delegate its functions to another public body under section 22 of the Law as amended; and*
- 3. Clarifying that the decommissioning of a Renewable Energy System (RES) is prohibited without a licence.*

*The Renewable Energy (Alderney) (Amendment) Ordinance, 2013 makes consequential amendments to the 2008 Ordinance as follows:*

- Requirement to consult Health and Social Services Department in Guernsey - as the power is now amended in the Law to provide that the person who has the function under the licensing part of the Food and Environment Protection Act must be consulted;*

- *Repeal of section 26(3) of the 2008 Ordinance - this is repealed as the period of validity of any warrant issued to a police officer is already set out as 1 month in the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2003;*
- *Amendment to exemption to increase rated maximum output to 20kw – This is included in the amendment to section 1 of the Ordinance. The exemption is to apply only to wholly land based systems, this means that where any part of a system or any related plant or apparatus is located in Alderney waters it will require a licence unless falling within one of the other exemptions.*

*I would be grateful if the “Renewable Energy (Alderney) (Amendment) Law, 2011 (Commencement) Ordinance, 2013” and “The Renewable Energy (Alderney) (Amendment) Ordinance, 2013” is placed before the States at its next meeting together with an appropriate proposition.*

*Paul Arditti  
Chairman”*

**The States is asked to approve:**

1. **“The Renewable Energy (Alderney) (Amendment) Law, 2011 (Commencement) Ordinance, 2013”;** and
2. **“The Renewable Energy (Alderney) (Amendment) Ordinance, 2013”**

**Item III      Questions and Reports**

Issued: **Friday 8<sup>th</sup> March 2013**