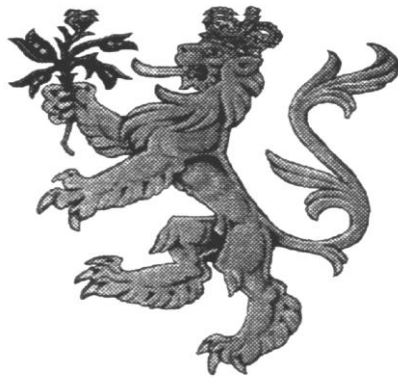


**STATES OF ALDERNEY**



**BILLET D'ETAT**

WEDNESDAY 18<sup>TH</sup> MARCH 2015

Price: £2.00

**STATES OF ALDERNEY**  
**BILLET D'ETAT**  
**FOR WEDNESDAY 18<sup>TH</sup> MARCH 2015**

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 18<sup>th</sup> March 2015. This will be preceded by the People's Meeting, which will be held on Wednesday 11<sup>th</sup> March 2015 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 Alderney eGambling (Amendment) Ordinance, 2015**

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

*“Pursuant to the obligations imposed upon the Alderney Gambling Control Commission (“AGCC”) by the Gambling (Alderney) Law, 1999 the AGCC is submitting the Alderney eGambling (Amendment) Ordinance, 2015 for deliberation. This follows earlier discussions with the Policy and Finance Committee.*

*The States of Alderney will be aware that it is nearly six years since they last considered the fees and charges for eGambling licences and certificates as set out in Schedule 3 of the Alderney eGambling Ordinance, 2009. Since then the eGambling market has changed and it is necessary to review the fees charged to ensure that they remain appropriate in the light of the changed global environment.*

*The main changes are that there would be a greater number of fee bands relating to category 1 eGambling licensees with changes to the points at which those tiers become payable. In addition the fee for a Category 2 associate certificate would increase.*

*There would also be a discount on the fees payable by new licensees in their first year of operation. It is hoped that this will attract new licensees and with this, the attendant benefits to the Bailiwick of increased employment and ancillary business.*

*There will also be a new fee levied on gambling business associates. This too reflects the work necessary to ensure that those involved throughout the eGambling chain are properly identified to the AGCC by licensees and certificate holders.*

*The revision to the fee structure has been the subject of a consultation by the AGCC with existing eGambling licensees and certificate holders. Their representations have been taken into account.*

*The Alderney eGambling (Amendment) Ordinance, 2015 was drafted by the Law Officers of the Crown and has been submitted to the Home Department in accordance with the tripartite Memorandum of Understanding dated 8<sup>th</sup> November, 2013.*

*I would be grateful if you would place "The Alderney eGambling (Amendment) Ordinance, 2015" before the next meeting of the States of Alderney with an appropriate proposition.*

*R N Harvey  
Chairman"*

**The States of Alderney is asked to approve "The Alderney eGambling (Amendment) Ordinance, 2015"**

**Item III      The Yemen (Restrictive Measures) (Alderney) Ordinance, 2015**

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

*"In February 2014, the United Nations adopted **resolution 2140 (2014)** which sent a message of support for Yemen's transition process and reaffirmed the UN's commitment to the unity, sovereignty, independence and territorial integrity of Yemen. It also condemned all terrorist activities and attacks against civilians, including oil, gas and electricity infrastructure and created a UN Committee to oversee any sanctions measures and to designate persons who threaten the territorial integrity of Yemen.*

*On November 2014 the UN Security Council designated three individuals as subject to asset freezes and travel ban measures under paragraph 11 and 15 of resolution 2140 (2014). **Council Regulation (EU) No 1352/2014** implements the measures set out in the UN resolutions and adds the three individuals onto an asset freeze and travel ban list.*

*Accordingly, an Ordinance has been drafted by Law Officers Chambers and placed before the Policy and Finance Committee in order to seek to ensure there is no gap in the Island's sanctions regime. The Ordinance will implement the measures in the EU Regulation using the European Communities Implementation (Bailiwick of Guernsey) Law, 1994.*

*I would be grateful if you would place "The Yemen (Restrictive Measures) (Alderney) Ordinance, 2015" before the next meeting of the States of Alderney with an appropriate proposition.*

*Mr R N Harvey  
Chairman"*

**The States of Alderney is asked to approve "The Yemen (Restrictive Measures) (Alderney) Ordinance, 2015".**

**Item IV**      **The Crimea and Sevastopol (Restrictive Measures) (Alderney) (Amendment) Ordinance, 2015**

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

*“Council Regulation (EU) No 1351/2014 represents a further response by the EU to the illegal annexation of Crimea and Sevastopol.*

*The restrictions include:*

- *Prohibition on investment in Crimea or Sevastopol.*
- *Ban on providing tourism services in Crimea or Sevastopol*
- *Ban on cruise ships calling at ports in the Crimean peninsula with existing contracts allowing to take place until 20 March 2015.*
- *Ban on exporting certain goods and technology for us in transport, telecommunications, energy and exploration, prospection and production of oil, gas and mineral resources to Crimean companies, persons or bodies.*
- *Ban on provision of brokering, construction or engineering services.*

*These changes are all covered by ambulatory references in the **Crimea and Sevastopol (Restrictive Measures) (Alderney) Ordinance, 2014** apart from the references to ships. As such, the current Ordinance will need to be amended in order to implement the changes.*

*Accordingly, an Ordinance has been drafted by Law Officers Chambers and placed before the Policy and Finance Committee in order to seek to ensure there is no gap in the Island's sanctions regime. The Ordinance will implement the measures in the EU Regulation using the European Communities Implementation (Bailiwick of Guernsey) Law, 1994.*

*I would be grateful if you would place “The Crimea and Sevastopol (Restrictive Measures) (Alderney) (Amendment) Ordinance, 2015” before the next meeting of the States of Alderney with an appropriate proposition.*

*Mr R N Harvey  
Chairman”*

**The States of Alderney is asked to approve “The Crimea and Sevastopol (Restrictive Measures) (Alderney) (Amendment) Ordinance, 2015”.**

**Item V**      **Lager Sylt Proposal**

The following letter has been received from Mr Birmingham, Chairman of the Building & Development Control Committee:-

*“Representations have recently been made to Alderney States members regarding the former SS Concentration camp Lager Sylt and its historical significance. However, currently the site has no specific legal protection apart from the general rules surrounding development in the green belt.*

*After discussion at its meeting of the 9<sup>th</sup> February the Building and Development Control Committee unanimously took the view that the current level of protection of the site is inadequate in relation to its historical significance.*

*Currently under the 2002 Building and Development Control Law there are 2 methods by which the States can protect the island's historical and archaeological heritage*

1. *The Register of Historic Buildings and Ancient Monuments*

*Under Part VII section 46 of the law the BDCC has the power to apply for conservation area status for a specific area of land, " If the committee is of the opinion that any area, is an area of special historic or archaeological interest, the character or appearance of which it is desirable as a matter of public importance to preserve or enhance, the committee may....designate the area as a conservation area and direct that it be registered as such in the Register of Historic Buildings by the clerk of the States"*

2. *Protected Area zoning under the Land Use Plan.*

*This zoning is a special zoning category in the Land Use Plan for use in the designated area (greenbelt) that has similar powers to an SSSI (Site of Special Scientific Interest). It is specifically used to protect the natural and archaeological heritage of the island. However, this would have to take place as part of the Land Use Plan review process and as such could not be implemented until 2016 if agreed by the States at that time.*

*Therefore, in the view of the BDCC, it would seem that the most appropriate method to protect the site of Lager Sylt would be to register it as a conservation area using Part VII of the Building and Development Control Law. Further protection can then be sought, if required, during the 2016 Land Use Plan review.*

*M J Birmingham  
Chairman, Building and Development Control Committee"*

**The States is asked to debate the matter of the legal protection of the area of land containing Lager Sylt and resolve to direct the BDCC to undertake those measures that the BDCC deems necessary to seek such legal protection.**

**Item VI      Questions and Reports**

The following report has been received from Mr Harvey, Chairman of the Policy and Finance Committee:-

***"Civil Service Restructure***

*The States civil service is a small team covering the whole range of government functions. The breadth is therefore very wide although proportionate to the size of the island and a limited budget. Leadership and management capacity rests with a small number of individuals who are often distracted from strategic issues due to the concentration on minor operational issues.*

*Recent reviews of States Works and the Harbour have resulted in structural changes and efficiencies in both areas. It was clear from both reviews that challenge to the status quo was not evident and the same disciplines now needed to be applied to the civil service.*

*Detailed research for the review was undertaken by Stephen Taylor who has recent experience of the civil service. As part of the review, Stephen has taken the opportunity to discuss issues with most staff within the civil service and representatives from all teams.*

*There are a range of key issues that have emerged from this review. They are largely cultural and organisational issues that require capacity and leadership to address them which has not previously been available.*

*In order to address the issues raised it is proposed to move to a revised and leaner structure with amended roles and responsibilities, with this process being made possible from within the existing financial resources.”*

**Issued:** 6 March 2015