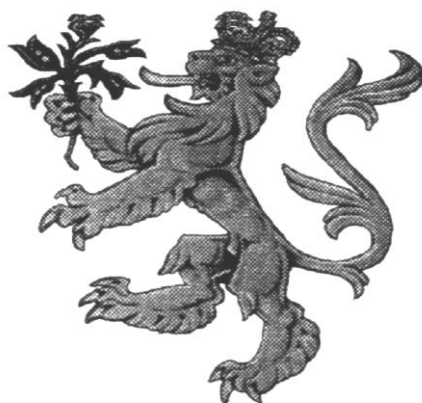


# **States of Alderney**



## **DELIBERATIONS**

WEDNESDAY 9<sup>TH</sup> SEPTEMBER 2020

**STATES OF ALDERNEY**  
**DELIBERATIONS**  
**FOR THE STATES MEETING**  
**ON WEDNESDAY 9<sup>TH</sup> SEPTEMBER 2020 AT 1730HRS**

Present: Mr William Tate, President  
Ms Annie Burgess  
Mr Mike Dean  
Mr James Dent  
Mr Kevin Gentle  
Mr Christian Harris  
Mr Louis Jean  
Mr Graham McKinley, OBE  
Mr Steve Roberts  
Mr Alex Snowdon

Lieutenant G T Workman RN (Rtd) represented His Excellency The Lieutenant-Governor of the Bailiwick of Guernsey.

**Item I**      **Chief Pleas**

**Two members of the public addressed the States Members:-**

- **Mrs Rosemary Hanbury regarding Government Reform**
- **Mr Kerry Wedd regarding the Community Swimming Pool**

**Item II**      **Human Tissue and Transplantation (Bailiwick of Guernsey) Law, 2020**

**The States of Alderney resolved to give its approval to the Projet de Loi entitled “The Human Tissue and Transplantation (Bailiwick of Guernsey) Law, 2020”.**

Proposer: Mr James Dent  
Seconder: Mr Graham McKinley

**Approved by a majority**

**FOR:                    Ms Burgess, Mr Dean, Mr Dent, Mr Gentle, Mr Harris, Mr McKinley,  
                                 Mr Roberts, Mr Snowdon**  
**AGAINST:            Mr Jean**

**Item III**      **The Financial Services Business (Enforcement Powers) (Bailiwick of Guernsey) Law, 2020**

**The States of Alderney resolved to give its approval to the Projet de Loi entitled “The Financial Services Business (Enforcement Powers) (Bailiwick of Guernsey) Law, 2020”.**

Proposer: Mr James Dent  
Secunder: Mr Christian Harris

**Approved unanimously**

**Item IV**      **The Regulation of Fiduciaries, Administration Businesses and Company Directors , etc (Bailiwick of Guernsey) Law, 2020**

**The States of Alderney resolved to give its approval to the Projet de Loi entitled “The Regulation of Fiduciaries, Administration Businesses and Company Directors, etc (Bailiwick of Guernsey) Law, 2020”.**

Proposer: Mr James Dent  
Secunder: Mr Christian Harris

**Approved unanimously**

**Item V**      **The Banking Supervision (Bailiwick of Guernsey) Law, 2020**

**The States of Alderney resolved to give its approval to the Projet de Loi entitled “The Banking Supervision (Bailiwick of Guernsey) Law, 2020”.**

Proposer: Mr James Dent  
Secunder: Mr Christian Harris

**Approved unanimously**

**Item VI**      **The Protection of Investors (Bailiwick of Guernsey) Law, 2020**

**The States of Alderney resolved to give its approval to the Projet de Loi entitled “The Protection of Investors (Bailiwick of Guernsey) Law, 2020”.**

Proposer: Mr James Dent  
Secunder: Mr Christian Harris

**Approved unanimously**

**Item VII**      **The Alderney eGambling (Amendment) Ordinance, 2020**

**The States of Alderney resolved to approve The Alderney eGambling (Amendment) Ordinance, 2020.**

Proposer: Mr James Dent  
Seconder: Mr Christian Harris

**Approved unanimously**

**Item VIII**      **The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.4) Regulations, 2020**

Proposer: Mr James Dent  
Seconder: Mr Christian Harris

Amendment to withdraw the item received from Mr James Dent:-

Amendment Proposer: Mr James Dent  
Amendment Seconder: Mr Kevin Gentle

**Approved unanimously**

**Item withdrawn**

**Item IX**      **The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) Regulations, 2020**

**The States of Alderney resolved not to annul “The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5) Regulations, 2020”**

Proposer: Mr James Dent  
Seconder: Mr Alex Snowdon

**Approved unanimously**

**Item X**      **The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5A) Regulations, 2020**

**The States of Alderney resolved not to annul “The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No.5A) Regulations, 2020”**

Proposer: Mr James Dent  
Seconder: Mr Alex Snowdon

**Approved unanimously**

**Item XI**      **The Government of Alderney (Amendment) Law, 2020**

**The States of Alderney resolved to approve The Government of Alderney (Amendment) Law, 2020 and to authorise the President or the Bailiff to present a most humble petition to Her Majesty praying for Her Royal Sanction thereto.**

Proposer: Mr James Dent  
Secunder: Mr Kevin Gentle

**Approved unanimously**

**Item XII**      **By Election Dates**

**An Amendment was received from Mr Dent to replace the proposition with the following:-**

“The States of Alderney is asked

- (1) to approve of the arrangements for the By-Election 2020 to be held on Saturday, 10th October 2020, and**
- (2) to approve the appointment of Elizabeth Maurice as Deputy Chief Executive effective from 25 June 2020.”**

Amendment Proposer: Mr James Dent  
Amendment Secunder: Mr Kevin Gentle

**The States of Alderney resolved**

- (1) to approve of the arrangements for the By-Election 2020 to be held on Saturday, 10th October 2020, and**
- (2) to approve the appointment of Elizabeth Maurice as Deputy Chief Executive effective from 25 June 2020.**

Proposer: Mr James Dent  
Secunder: Mr Mike Dean

**Approved unanimously**

**Item XIII**      **Elections 2020**

**The States of Alderney resolved to approve that the elections for the year 2020 are as follows:-**

- a. The Presidential Election to be held on Saturday 14<sup>th</sup> November 2020;**
- b. The Ordinary Election to be held on Saturday 28<sup>th</sup> November 2020; and**
- c. The Plebiscite Election to be held on Saturday 12<sup>th</sup> December 2020.**

Proposer: Mr James Dent  
Secunder: Mr Mike Dean

**Approved unanimously**

**Item XIV**     **Code of Conduct Review Panel**

**The States of Alderney resolved to approve the appointment of Ms Barbara Benfield and Mr Roy Burke as additional permanent members to the Code of Conduct Review Panel.**

Proposer: Mr James Dent  
Seconder: Mr Graham McKinley OBE

**Approved by a majority:-**

**FOR:**                    **Ms Burgess, Mr Dent, Mr Gentle, Mr Harris, Mr McKinley, Mr Roberts, Mr Snowdon**  
**AGAINST:**            **Mr Dean**  
**ABSTAIN:**            **Mr Jean**

**Item XV**     **Homecoming Day**

**The States of Alderney resolved to accept Option 2 and confine celebrations to the 15<sup>th</sup> December irrespective of the day of the week this falls, but continue with the Monday holiday (in this case the Monday will remain a holiday but will not be a day of celebration or remembrance)**

Proposer: Mr James Dent  
Seconder: Ms Annie Burgess

**Item 1 was voted on and failed:-**

**FOR:**                    **Ms Burgess, Mr Gentle, Mr Jean**  
**AGAINST:**            **Mr Dean, Mr Dent, Mr Harris, Mr McKinley, Mr Roberts, Mr Snowdon**

**Item 2 was approved by a majority:-**

**FOR:**                    **Mr Dean, Mr Dent, Mr Harris, Mr Jean, McKinley, Mr Roberts, Mr Snowdon**  
**AGAINST:**            **Ms Burgess, Mr Gentle**

**Item XVI**     **Excise Duty on Motor Fuel and Document Duty 2020**

**The States of Alderney resolved to:**

- 1. Approve the proposals set out in this letter to enable the States of Alderney to set the rates of excise duty on Motor Fuel imports into Alderney and the rates of document duty on conveyances and other relevant documents in respect of Alderney real property, which was included in the Review of the Financial Relationship agreed in 2016, with effect from the 1<sup>st</sup> January, 2021.**
- 2. Approve the Customs and Excise (General Provisions) (Amendment) Ordinance, 2020.**
- 3. Approve the Alderney (Application of Legislation) (Document Duty) (Amendment) Ordinance, 2020.**

4. **Agree to instruct the Law Officers to make the necessary amendments to The Duty on Long Leases (Variation of Rate and Ratio) (Alderney) Ordinance, 2003 and The Duty on Share Transfers (Variation of Rate and Ratio) (Alderney) Ordinance, 2003 so that 100% of the revenues are paid into the States of Alderney revenue account from 2021.**

Proposer: Mr James Dent  
Seconder: Mr Christian Harris

**All items 1, 2, 3 and 4 approved unanimously**

**Item XVII    The Alderney Property Tax Ordinance, 2020**

**The States of Alderney resolved to approve the text of the Alderney Property Tax Ordinance, 2020 to be enacted once the The Alderney Property Tax (Enabling Provisions) Law, 2020 receives Royal assent.**

*Proposer: Mr James Dent  
Seconder: Mr Christian Harris*

**Approved by a majority**

**FOR:                    Ms Burgess, Mr Dean, Mr Dent, Mr Gentle, Mr Harris, Mr McKinley,  
                                 Mr Roberts, Mr Snowdon**  
**AGAINST:            Mr Jean**

**Item XVIII    Questions and Reports**

**Questions were received from:**

- **Alex Snowdon for Chairman of Policy & Finance Committee:-**
  1. Can the Chairman explain the costs to the States of Alderney for the Newsletter, including civil service time, consultants employed, printing and delivery (including hand-delivering), total costs incurred so far? Also which committee approved the ongoing public funding?
  2. Could Mr Dent explain the situation with testing for 5B and 5C and if the tests will be free or charged for visitors? Will 5C come into Alderney via Guernsey or directly from Southampton?
  3. Can the Chairman give updates about transport links including any proposals backed by the Air Transport Advisory Group accountable to the Policy and Finance Committee and why these 'proposals' haven't been released to other States Members or public by the group? Is the Air Transport Advisory Group neutral or bias to a certain 'proposal', if so why?
  4. At the last Policy & Finance committee, the decision was taken to look at repealing the Aliens law due to Brexit. Can the Chairman explain what safeguards will be included with potentially repealing the law and how restrictions would come into play to protect Guernsey's social security system with people accessing, without paying in to the system?
  5. Can Mr Dent outline the steps being taken to recruit and review the structure of the Alderney civil service after a number of roles remain unappointed, is this a money saving exercise?

- **James Dent for Alderney Representatives in the States of Deliberation:-**  
Would our two Alderney Representatives briefly summarise their activities in the States of Guernsey since the last meeting of the States of Alderney?

**Responses to each of the questions above were given verbally by the respective States Members and will be available in due course on the Hansard Report for this meeting.**

The President then advised that as regards a Hustings for the forthcoming elections, arrangements are in place to give members of the community the opportunity to ask questions of the candidates. As soon as details are finalised information will be released to the public.

The President then also advised that this meeting was the final meeting for the Greffier, Mr Jonathan Anderson, who would be leaving his post at the end of the month. The President said that he fully appreciated the difficulties that the role presents and thanked Mr Anderson for the support and guidance he had given to both himself and his predecessor Mr Stuart Trought during both their terms as President.

On behalf of the States of Alderney and the community the President wished Mr Anderson and his family all the best for their future.

**Meeting Closed: 2006hrs**

**Issued: 11<sup>th</sup> September 2020**