

States of Alderney



DELIBERATIONS

WEDNESDAY 18TH SEPTEMBER 2013

STATES OF ALDERNEY
DELIBERATIONS
FOR THE MEETING OF
WEDNESDAY 18TH SEPTEMBER 2013 AT 17:30

Present: Mr Stuart Trought, President
Mr Ian Tugby
Mr Matt Birmingham
Mr Paul Arditti
Mr Ray Berry
Mr Louis Jean
Mr Neil Harvey
Mr Francis Simonet
Mr Robert McDowall
Mr Chris Rowley
Mr Steve Roberts

Colonel Colin Mason represented His Excellency The Lieutenant-Governor of the Bailiwick of Guernsey.

Item I **Chief Pleas**

The following members of the public addressed the meeting:-

1. **Mrs Rosemary Hanbury – on the subject of Alderney and the Commonwealth**
2. **Mr Stephen Hanbury – on the subject of Accountability of States Members**
3. **Mr Colin Murfitt – on the subject of the Committee System**
Mr Murfitt was asked to stand down and did not complete his address to the States.
4. **Mr Mike O’Gorman – on the subject of Good Governance**

Item II **Alderney Electricity Limited**

Item proposed by Mr Jean, seconded by Mr Arditti

The following amendment to "Alderney Electricity Limited" was proposed by Mr Rowley and seconded by Mr Berry:-

"That Item II "Alderney Electricity Limited" be withdrawn"

For the amendment: Messrs Tugby, Birmingham, Berry, Harvey, Simonet, McDowall, Rowley and Roberts

Against the amendment: Messrs Arditti and Jean

Amendment carried and Item withdrawn

Item III **The Debt Relief (Developing Countries) (Guernsey and Alderney) Law, 2013**

The states resolved to approve "The Debt Relief (Developing Countries) (Guernsey and Alderney) Law, 2013".

Proposed by Mr Harvey, seconded by Mr Arditti

Approved by a majority

All in favour except Mr McDowall who voted against.

Item IV **States Appointed Board Member of the Royal Connaught Care Home**

Item Proposed by Mr Jean, seconded by Mr Arditti

The following amendment to "States Appointed Board Member of the Royal Connaught Care Home" was proposed by Mr Rowley and seconded by Mr Berry:-

"That Item IV "States Appointed Board Member of the Royal Connaught Care Home" be withdrawn"

For the amendment: Messrs Tugby, Birmingham, Berry, Harvey, Simonet, McDowall, Rowley and Roberts

Against the amendment: Messrs Arditti and Jean

Amendment carried and item withdrawn

Item V **Request for Referendum on States Members and President**

Item proposed by Mr Jean, seconded by Mr Arditti

The following amendment to "Request for Referendum on States Members and President" was proposed by Mr Rowley and seconded by Mr Berry:-

"That Item V "Request for Referendum on States Members and President" be withdrawn"

For the amendment: Messrs Tugby, Birmingham, Berry, Harvey, Simonet, McDowall, Rowley and Roberts

Against the amendment: Messrs Arditti and Jean

Amendment carried and item withdrawn

Item VI **Code of Conduct**

The States resolved to approve the Projet de Loi entitled "The Government of Alderney (Amendment) Law, 2013" and to request the President to seek the Sanction of Her Most Excellent Majesty in Council for it to have the force of Law in the Island of Alderney.

Proposed by Mr Simonet, seconded by Mr McDowall

Approved by a majority

All in favour except Messrs Arditti and Jean who voted against

Item VII **Amendment to the States of Alderney Rules of Procedure**

The States resolved to approve the amendment of Rules 4 and 8 of the Rules of Procedure for States meetings as follows:-

- | | |
|--------------------------------------|--|
| “Matters for inclusion in the Billet | 4. The matters to be included in a Billet d'Etat for a meeting of the States are:-
(a) (i) any letter to the President signed by the Chairman of a Committee of the States and referring to a matter which falls within the mandate of that Committee and which has been approved by a quorate meeting of that Committee (whether unanimously or by a majority), and received by the President at least 16 days before that meeting or within such other lesser time as the President may notify to Members of the States. |
| Naming of a Member | 8. (e) If, on any occasion, the President considers that his powers under the previous paragraph of this Standing Order is inadequate to deal with a States Member, having regard to the nature of the offence, he may forthwith put the question in relation to the offending Member of the States <i>"That Mr/Mrs....(naming him/her) be suspended from the service of the States"</i> , no debate or amendment being allowed but (for the avoidance of doubt) subject to an affirmative vote of members to that question. A Member suspended under this paragraph shall be forthwith directed to withdraw from the precincts of the States and his suspension shall last for the remainder of that meeting and the next following meeting of the States.” |

Proposed by Mr Simonet, seconded by Mr Harvey

Approved by a majority

All in favour except Messrs Arditti and Jean who voted against

Item VIII **The Housing (Exemptions) (No. 2) (Alderney) Ordinance, 2013**

The States resolved to approve “The Housing (Exemptions) (No.2) (Alderney) Ordinance, 2013”.

Proposed by Mr Birmingham, seconded by Mr Simonet

Approved unanimously

Item IX **The Alderney Road Traffic and Public Highways (Amendment) (No. 2) Regulations, 2013.**

The States resolved to resolve that “The Alderney Road Traffic and Public Highways (Amendment) (No. 2) Regulations, 2013” not be annulled.

Proposed by Mr Jean, seconded by Mr Berry

Approved unanimously

Item X **The Libya (Restrictive Measures) (Alderney) (Amendment) Ordinance, 2013**

The States resolved to approve “The Libya (Restrictive Measures) (Alderney) (Amendment) Ordinance, 2013”

Proposed by Mr McDowall, seconded by Mr Simonet

Approved unanimously

Item XI **Alderney eGambling (Amendment) (No 3) Regulations, 2013**

The States of Alderney resolved not to annul ‘The Alderney eGambling (Amendment) (No. 3) Regulations, 2013’.

Proposed by Mr Simonet, seconded by Mr Birmingham

Approved unanimously

Item XII **Requête – Membership of Policy and Finance Committee**

The States of Alderney resolved, pursuant to section 49(4) and 50(1) of the Government of Alderney Law, 2004 to appoint all ten States Members to the Policy & Finance Committee (Policy Council).

Proposed by Mr Tugby and seconded by Mr Rowley

Requête succeeded by a majority:-

For the Requête: Messrs Tugby, Birmingham, Berry, Harvey, Simonet, McDowall, Rowley and Roberts

Against the Requête: Messrs Arditti and Jean

Item XIII **Questions and Reports**

Meeting closed: 2137hrs

Issued: 20th September 2013