

11.3 Committee feedback from Chairmen (GSC/BDCC) and Guernsey Representatives

General Services Committee Mr Walden reported and the following items were noted:

- Harbour Crane Replacement – A full report will be submitted to the next meeting of the Committee.
- Water Taxi Service – Mainbrayce Ltd was the only applicant and subsequently awarded the contract to operate the service. The decision will be ratified at the next meeting of the Committee.
- Clonque Road – The Engineer was requested to progress designs and costs for coastal protection methods.

Building and Development Control Committee Nothing to report as the Committee did not meeting during February. The next meeting is scheduled for the 6th March.

12/2012

Budgetary and Financial Matters

12.1 States Works Department - Replacement Vehicles Report from the Superintendent of Works, States Work Department, dated 20th February 2012 tabled and considered.

The General Services Committee approved the proposal for capital expenditure of £43k at their meeting on the 14th February 2012. It was noted that £49k had been allocated in the budget and CIEF for Vehicle Replacement during 2012.

RESOLVED unanimously to agree to approve the purchase of a MWB Ford Transit tipper and a LWB Ford Transit Utility Cab tipper for a sum not exceeding £43k from the 2012 Capital Budget allocation.

JBT/TWB

12.2 Campsite Facilities Report from the Chief Executive's Office dated 21st February 2012 tabled and considered.

The General Services Committee approved the proposal in principle at their meeting on the 14th February 2012.

RESOLVED unanimously to agree to endorse the decision of the General Services Committee and approve the expenditure of £22,200 for fixtures and fittings for the men's shower block (unit 2) at the Campsite, from the 2012 Capital Budget allocation.

Chief Executives office to deal.

CE OFFICE

12.3 School Bus Contract Report from Treasury dated 21st February 2012 tabled and considered. It was noted that whilst the States provide a subsidy towards the service, the contract of carriage is between the operator and the parents/guardian.

RESOLVED unanimously to agree:-

- a. To advertise, by tender, a further contract for a 3 year period commencing September 2012;
- b. Tenders to specify two quotes, one to include the cost of providing additional adult supervision, and one excluding the additional supervision;
- c. Parental contribution to remain at 30p per trip.

Treasury to deal.

TREASURY

12.4 Alderney Airport Letter from Deputy Bernard M Flouquet, Minister of the Public Services Department, dated 16th February 2012 tabled and discussed. The Chairman advised that he would draft a response to the letter and circulate it to Members for comment.

JB/ALL MEMBERS

It was noted that Mr Arditti and Mr Sargent, as Members on the Airport Working Party, will attend a meeting scheduled for the 19th March with the Public Services Department.

10:45-11:00 Coffee Break.

11:00 Mr A Le Blanc, Independent Financial Advisor, joined the meeting.

13/2012 Pension Scheme Paper from the Trustees of the States of Alderney Pension Scheme dated 21st February 2012 and Report on Proposed Replacement Staff Pension and

Employee Benefit Scheme for new staff members of the States of Alderney from Mr A Le Blanc dated 13th February 2012 tabled and discussed.

11:20 Mr A Le Blanc, States of Alderney Pension Advisor, left the meeting.

RESOLVED unanimously to agree to approve the following:-

1. The formation of a compulsory Executive Pension Plan (EPP) for employees recruited after 1st January 2012;
2. To set the employees contribution rate at 6.5% (as per the previous scheme) with additional contributions permitted;
3. To recommend the employers contribution rate increases annually on incremental date, up to a maximum agreed percentage;
4. To set the normal retirement date at age 65;
5. To include new members under the existing Group Life Cover, but under a separate cover, with death in service benefit and spouses pension etc, to be investigated further;
6. To circulate a paper for discussion regarding the appointment of Trustees of the Scheme;

All of the above subject to necessary amendments of terms & conditions of service, and approval by the full States of Alderney. Trustees to deal.

TRUSTEES

14/2012

Legislation and Conventions

14.1 Import (Control) (Alderney) (Amendment) Order 2012 Explanatory Note relating to the Order tabled and considered.

RESOLVED unanimously to agree to approve the Import (Control) (Alderney) (Amendment) Order 2012. Chairman to sign the Order on behalf of the Committee.

JB

14.2 Export Control Orders The Export Control (Military, Security and Related Matters) (Bailiwick of Guernsey) (Amendment) Order, 2012 and The Export Control (Miscellaneous Goods) (Bailiwick of Guernsey) (Amendment) Order, 2012 were circulated previously to Members by email for consideration and comment.

RESOLVED unanimously to agree to approve the “Export Control (Military, Security and Related Matters) (Bailiwick of Guernsey) (Amendment) Order, 2012” and the “Export Control (Miscellaneous Goods) (Bailiwick of Guernsey) (Amendment) Order, 2012” and for these orders to come into force on 1st March 2012. Chief Executive’s Office to deal.

CE OFFICE

14.3 Elections 2012 Paper from Chief Executive’s Office dated 21st February 2012 tabled and considered.

RESOLVED unanimously to agree to approve that the dates for the Election process for 2012 be as follows:

Presidential election: Saturday 3rd November 2012

Ordinary election: Saturday 17th November 2012

Plebiscite: Saturday 1st December 2012

Dates to be submitted to the March meeting of the States for formal approval. Chief Executive’s Office to deal.

CE OFFICE/BILLET ITEM

14.4 Criminal Justice Legislation

(i) Amendments to PPACE Letter from Deputy Geoff H Mahy, Minister of the Home Department, dated 8th February 2012 tabled and considered.

RESOLVED unanimously to agree to approve the amendment of the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2003 to allow any function which is currently carried out under the Law by an Advocate also to be carried out by an “accredited representative” and offer no further comment. Chief Executive’s Office to deal.

CE OFFICE

(ii) International Criminal Court (Rome Statute) Letter from Deputy Geoff H Mahy, Minister of the Home Department, dated 8th February 2012 tabled and considered.

RESOLVED unanimously to agree to approve the drafting of the legislation to implement the Rome Statute in the Bailiwick. Chief Executive’s Office to deal.

CE OFFICE

14.5 Image Rights (Bailiwick of Guernsey) Ordinance 2012 Email from Mr John Le Poidevin, on behalf of Mr John Ogier, Registrar Intellectual Property, dated 8th February 2012 tabled and considered. It was noted that the views of Mr David Stanley, Intellectual Property Consultant, were sought and he is content with the legislation in its current form.

RESOLVED unanimously to agree to approve the draft Image Rights (Bailiwick of Guernsey) Ordinance 2012. Chief Executive to deal.

CE

14.6 Control of Borrowing Consents Letter from Chief Minister Lyndon Trott dated 16th February 2012 tabled and discussed. The Chairman advised that the Law Officers had been instructed during 2011 to amend the Companies Law 1994 prior to the letter received from the Chief Minister. The Chief Executive was requested to pursue the matter with the Law Officers.

CE

The Chairman further advised that the views of Corporate Service Providers will be sought and a report will be submitted for the next meeting of the Committee.

AGENDA ITEM

15/2012

Economic Planning & Tourism and Marketing

15.1 Tourism update Mr Birmingham advised that approximately 40/50 people attended the open meeting held on the 22nd February and a report will be submitted for the next meeting of the Committee.

MB/AGENDA ITEM

15.2 Ferry Liaison Group Mr Tugby, Chairman of the Group, proposed that representatives of the Group should visit ferry operators in order to identify what is required to operate a ferry. Members encouraged the Ferry Liaison Group to liaise further with Bailiwick ferry operators and obtain all the relevant information required.

The Chairman requested that a formal proposal is prepared for consideration at the next meeting of the Committee.

FLG/AGENDA ITEM

16/2012

Open Meetings Paper from Mr Kelly tabled at the January 2011 meeting of the Committee, tabled for consideration.

RESOLVED by a majority (Mr Allen, Mr Beaman and Mr Kelly for) not to open States Committee meetings to the public and press.

17/2012

Any Other Business

17.1 Alderney Housing Control and Population Management Letter from Chief Minister Lyndon Trott dated 16th February 2012 tabled and **noted**.

17.2 Confidential Item - See CONFIDENTIAL ANNEXURE.

17.3 New Business Proposal Mr Walden advised that Members had a meeting with Mr Bruekers regarding his new business proposal on the 27th February 2012 and had been supportive of the proposals. Chief Executive to progress the matter with the Law Officers.

CE

17.4 Resident Qualification Mr Arditti advised that the Constitution and Legislation Advisory Group (CLAG) debated the various options of amending the residency qualification at their recent meetings and HM Comptroller, Mr Richard McMahon, had advised that the law officers would be able to assist with drafting legislation to rescind the '273 day rule' problem in time for the formation of the new electoral register. CLAG proposed that the 273 day definition of ordinarily resident is removed for the upcoming elections with a suitable replacement/definition to be identified at a later date.

The Chairman requested the Chief Executive to investigate with the MOJ the possibility of removing the 273 day definition of ordinarily resident and circulate his comments via email to Members of CLAG for consideration.

CE

18/2012

For Information

- **HMS Affray Memorial**

/eot

Meeting closed: 12:55 pm

Signed: Mr J Beaman

Date: 27th March 2012