

**POLICY & FINANCE COMMITTEE**  
**27<sup>th</sup> NOVEMBER 2012**

0915hours

<p><b>Mr J Beaman</b>  <b>Mr A Llewellyn, Deputy Chairman</b>  <b>Mr Arditti</b>  <b>Mr R Berry</b>  <b>Mr M Birmingham</b>  <b>Mr B Kelly</b>  <b>Mr G Sargent</b>  <b>Mr I Tugby</b>  <b>Mr W Walden</b></p>	<p><b>Mr R Burke, Chief Executive</b>  <b>Mrs K A Hatcher-Gaudion, Treasurer</b>  <b>Mrs S Pengilley-Price, EA to the Chief Executive</b></p>
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**Apologies: Mr P Allen and Mrs E O'Toole.**

**In attendance: Mr D Hughes (for item 94.10 & 93.1.3.1 only)**

**ACTION**

**91/2012**      **Minutes of the previous meeting** of 23<sup>rd</sup> October 2012 tabled and **approved** subject to the following items being moved from the Confidential Annexure to the published minutes:  
 - Item 85.1.5 Alderney Electricity Limited  
 - Item 86.4 Fort Albert  
 - Item 86.6 Coin Agency

**92/2012****Matters Arising****92.1 Matters arising from the minutes**

**92.1.1 New Pension Scheme** See CONFIDENTIAL ANNEXURE

**92.1.2 Aircraft Registry** Email from Mr P Arditti dated 01.11.12 and **Noted**. Letter from Deputy Kevin A Stewart, Minister, Commerce & Employment Department dated 31.10.12 tabled and considered. The reference to "good neighbour" was **Noted**.

**RESOLVED** that Mr Llewellyn be requested respond to Deputy Stewarts letter of 31.10.2012, on behalf of the Committee.

AL

**92.2 Matters Arising from Finance Advisory Group** Confidential notes from the Finance Advisory Group (FAG) meeting of 15<sup>th</sup> October 2012 tabled and **noted**.

**1(d) Marina Advisory Group** It was noted that there had been a substantial change to the approved proposal as initially submitted to the Policy and Finance Committee. It was proposed that perhaps the States should have a more active role in this project, and concerns raised on how this project should be progressed.

**RESOLVED** unanimously that this project be deferred and for this matter to be brought back to the Committee in 2013 for a decision on how to progress. Chief Executive to contact the current developer to advise.

CE

**93/2012****Standing Items****93.1 Committee feedback from Chairmen**

**93.1.1 General Services Committee** Mr Walden gave a brief update of matters discussed at the recent GSC meeting, the draft minutes of which will be published on the States of Alderney website shortly. **Noted**.

**93.1.2 Building and Development Control Committee** Mr Sargent gave a brief update on matters to be discussed at the next meeting of BDCC in particular a draft ordinance relating to Planning and Building Regulation Fees. **Noted**.

**93.1.3 Sub Group feedback**

**93.1.3.1 AHA Liaison Group** Report dated 21.11.2012 tabled and considered. It was noted that the Board of the Alderney Housing Association were keen to liaise directly with the Policy and Finance Committee.

**RESOLVED unanimously to approve:**

- i. the disbanding of the Alderney Housing Association Liaison Group, with the requirement for the AHA to produce a quarterly written report to the Policy & Finance Committee;
- ii. the Alderney Housing Association Limited Business Plan 2013 to 2018;
- iii. the proposed time limit of five consecutive years of residence for eligibility for the Partial Ownership Scheme; and

**RESOLVED by a majority (Mr Tugby abstained) to approve**

- iv. the proposed new Rent Policy for new Tenants.

Treasury to deal.

**TREASURY**

**93.1.3.2 Constitution and Legislation Advisory Group** Nothing to report

**93.1.3.3 Alderney eGambling Limited** Annual Budget request report from the Directors of the Board of Alderney eGambling Limited, Mr Beaman, Mr Kelly and Mr Llewellyn, tabled and considered.

**RESOLVED unanimously to approve a 3% increase (RPIX) to the AeGL budget to the sum of £212,770, to be paid in instalments to AeGL throughout the year; and for continuity for Mr Llewellyn to remain on the Board of Directors of AeGL for 2013.**

Treasury to deal.

**TREASURY**

**93.1.4 Guernsey Representatives** Nothing to report.

**94/2012**

**Budgetary and Financial Matters**

**94.1 Fort Albert** See CONFIDENTIAL ANNEXURE

**94.1(ii) Proposed Use** – Report from States Engineer dated 08.11.12 tabled and considered.

**RESOLVED by a majority (Mr Walden against and Mr Berry abstained) to approve the siting of a tent and a toilet facility for a limited period of 12 months, subject to a nominal ground rent being charged and any necessary permissions granted from the Building and Development Control Committee.**

States Engineer to deal.

**JBT**

**94.2 Harbour Development** Tender Report for the proposed Reconstruction of the Alderney Harbour Office dated 18.10.2012 and Report from the Harbour Office Redevelopment Project Board dated 20.11.2012 tabled and considered.

**RESOLVED by a majority (Mr Beaman and Mr Tugby against) to approve:**

- i. that the construction of the replacement harbour office is undertaken by the preferred tenderer AJ Bohan; and
- ii. A budget of £610,000 from Capital funding, in addition to preliminary costs already approved, to include the demolition, construction, relocation, professional fees and a small contingency for the redevelopment of the harbour office; and

**RESOLVED unanimously that**

- iii. The subcontract for the piling works be awarded to Geomarine; and
- iv. A new Project Board to be established to take this project forward, Chief Executive to provide a paper for the next meeting of the Committee regarding the proposed constitution of the group.

States Engineer/CE/Billet item

- 94.3 Harbour Review** Report on behalf of the Harbour Review Panel dated 07.11.2012 tabled and considered.  
**RESOLVED unanimously to endorse the decision made by the General Services Committee at its meeting on 13<sup>th</sup> November to approve the appointment of UK Port Advisors to undertake the Harbour Review at a cost no more than £20,000 allocated from the 2012 unforeseen Expenditure budget. Treasury to deal.**  
**TREASURY**
- 94.4 Mouriaux to Platte Saline Sewerage Scheme** Report from the States Engineer dated 06.11.2012 tabled for consideration.  
**RESOLVED unanimously to approve the allocation of a further £16,000 of the 2012 capital vote on preliminary work and to approve the appointment of the design consultant, Mott MacDonald to undertake work in 2013 to the value of £20,000. States Engineer and Treasury to deal.**  
**TREASURY/JBT**
- 94.5 Clonque Road** Report from States Engineer dated 06.11.2012 tabled for consideration.  
**RESOLVED unanimously to endorse the decision made by the General Services committee at its November meeting to approve a budget of £18,000 to relocate the eastern section of the road (between chainages 65m and 175m) further inland and that an economic solution continue to be investigated for this long term issue. Treasury and Engineer to deal.**  
**TREASURY/JBT**
- 94.6 Tax on Real Property – Guernsey Water** Letter from Deputy Gavin St Pier, Minister, Treasury and Resources Department dated 23.10.2012 with draft legislation “The Taxation of Real Property (Guernsey and Alderney) (Amendment) Regulations, 2012” tabled and considered. It was noted that it is not anticipated that the Regulations would have any impact on the administration of TRP in Alderney. Clarification was requested as to whether TRP is or will be charged on Alderney waste water. Chief Executive to deal.  
**RESOLVED to offer no further comment on the proposal, subject to there being no effect on Alderney. Chief Executive to deal.**  
**CE**
- 94.7 Alderney Shipping Co Limited – Notification of increase in Freight Rates** Report from Treasury dated 21.11.2012 and email from Bruno Kay-Mouat, Managing Director, Alderney Shipping Group, dated 13.11.2012, tabled and considered.  
**RESOLVED unanimously to note the 3% increase and the stipulation from the Finance Advisory Group that any future increase will only be considered at the appropriate time, as per the terms of the Inter-Island Shipping Agreement. Treasury to deal.**  
**TREASURY**
- 94.8 Revetment Rebuild – Tender Evaluation** See CONFIDENTIAL ANNEXURE.
- 94.9 External Companies Fees 2013** Report from Treasury dated 21.11.2012 to Finance Advisory Group tabled and considered.  
**RESOLVED unanimously to approve the 3% increase (RPIX rounded) together with the company search, photocopying and expedited search fees in line with the Company Fees schedule. “The External Companies (Fees) Regulations 2012”. Chief Executive to deal.**  
**CE**

10.45 – 11:00 Coffee Break

11:00am Mr Donald Hughes joined the meeting

- 94.10 AHA Grant Funding for social housing units** Report from the Chief Executive and the Treasurer dated 21.11.2012 tabled for consideration. It was noted that the £296K grant funding requested is significantly less than the amount included in the 2013 budget, approved in October 2012, at £636K. **Noted.**

11.30am Mr Hughes left the meeting

**RESOLVED by a majority to approve grant funding of £296K from the Capital account subject to necessary approvals. Treasury and Chief Executive to deal.**

95/2012

**Legislation and Conventions**

**95.1 Companies (Alderney) (Amendment) Law, 2012 (Commencement) Ordinance, 2012** Email from Chief Executive dated 01.11.2012 tabled for ratification.

**RESOLVED** unanimously to approve The Companies (Alderney) (Amendment) Law, 2012 (Commencement) Ordinance, 2012, which has the effect of bringing the Companies (Alderney) (Amendment) Law 2012 in to effect on 1<sup>st</sup> January 2013. Chief Executive to deal.

**95.2 Aviation Laws** Email from Mr J Reeve, Principal External Affairs Officer, Policy Council, dated 08.11.2012 tabled for consideration. It was noted that the draft legislation "The Air Navigation (Bailiwick of Guernsey) Law, 2012" will bring the Bailiwicks Air Navigation rules up to current international standards but otherwise does not affect any of the Islands of the Bailiwick and the "Aviation (Amendment) (Bailiwick of Guernsey) Law, 2012" gives the Director of Civil Aviation additional powers to ensure that he as the Aviation Security Regulator is properly able to regulate and enforce aviation security in accordance with the relevant international standards.

**RESOLVED** to offer no further comment and to support "The Air Navigation (Bailiwick of Guernsey) Law, 2012" and the "Aviation (Amendment) (Bailiwick of Guernsey) Law, 2012". Chief Executive to deal.

CE

**95.3 Community Radio** Chief Executive gave a verbal update. Noted that the Community Radio (Guernsey) Order 2012 and The Communications (Bailiwick of Guernsey) (Amendment) Order 2012 are due to be registered on 5<sup>th</sup> December. **Noted.** Chief Executive advised that there would possibly be an application made shortly to Ofcom with regards a Community Radio licence. **Noted.**

**95.4 Liquor Licence Enquiry** Letter dated 12.11.2012 from Peter Clarke, Operations Director, Le Riche Business, SandpiperCI, tabled and considered.

**RESOLVED** to request that the Chief Executive respond to the letter and advise that all liquor licence applications should be submitted to the Court of Alderney rather than Policy and Finance and to also advise that there currently is no category within the Liquor Licence legislation for "off-sales". Chief Executive to deal.

CE

**95.5 Items sent to the Legislation Select Committee** It was noted that the following items, which may be of interest to Alderney, will appear on the Billet of the January meeting of the States of Deliberation:

- The Merchant Shipping (Bailiwick of Guernsey) Law, 2002 (Commencement) Ordinance, 2013;
- The Civil Contingencies Law, 2012 (Commencement) (Bailiwick of Guernsey) Ordinance, 2013; and
- The Civil Contingencies Authority (Form of Oath and Affirmation) (bailiwick of Guernsey) Ordinance, 2013. **Noted.**

96/2012

**Alderney Airport** Report from Chief Executive dated 22.11.2012 and draft letter to Deputy Paul Luxon, Minister, Public Services Department, tabled for consideration. It was noted that there had been some suggested amendments submitted by members.

**RESOLVED** that the letter, as appropriately amended, be signed by the Chairman on behalf of the Policy and Finance Committee and sent to Deputy Luxon. Chief Executive to deal.

CE

**Alderney Airport Proposed Charges 2013** Letter from Deputy Paul Luxon, Minister, Public Services Department dated 16.11.2012 (received 23.11.12) tabled and discussed.

**RESOLVED** that the Chief Executive be requested to draft a response, with the assistance of the members with responsibility for the Airport, to address the proposed increase of +3.1% to the general airport charges. The draft letter to be circulated to all members prior to being sent. Chief Executive to deal.

CE

97/2012

**Economic Planning and Tourism & Marketing**

**97.1 Economic Development Plan** (Previously circulated) Proposal tabled by Mr M Birmingham approved as follows:

**RESOLVED** unanimously to submit the documents entitled “Alderney: Economic Development Strategy” and “Future Economic Planning for the island of Alderney: A Roadmap” for publication in the Billet for the December meeting of the States of Alderney, as green papers for public discussion and comment.

CE OFFICE

**97.2 Transport Statistics** October transport statistics tabled and **Noted**.

**97.3 Tourism & Marketing Strategy** Mr Birmingham reported verbally of a document recently received which will be circulated to all Members for consideration at the December meeting of the Committee. The Chief Executive reported of a meeting scheduled for 29.11.2012 with the service providers (media suppliers, and web designers etc) and a report will be submitted for the December meeting. **Noted. Chief Executive to deal.**

CE/Agenda item

98/2012

**For Information** The following documents were tabled for information:

- **Media Release from the Home Department** Announcing New Post of Single Head of Law Enforcement.
- **Alderney Harbour Crane Replacement** Letter from Deputy Gavin St Pier, Minister Treasury and Resources Department dated 13.11.2012.

/spp

Meeting closed: 12:15pm

Signed: Mr J Beaman

Date: 18<sup>th</sup> December 2012