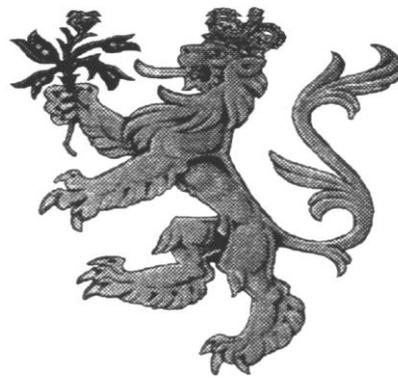


STATES OF ALDERNEY



BILLET D'ETAT

WEDNESDAY 18TH JUNE 2014

Price: £2.00

STATES OF ALDERNEY
BILLET D'ETAT
FOR WEDNESDAY 18TH JUNE 2014

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 18th June 2014. This will be preceded by the People's Meeting, which will be held on Wednesday 11th June 2014 at 7:00 pm in the Island Hall.

W Stuart Trought
President

Item I **The Housing (Exemptions) (Alderney) Ordinance, 2014**

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

"Mr D R Lewis wishes to convert an existing garage / workshop at 11 Courtil Lubin into a small dwelling.

In order for approval of any such development to be given by the Building and Development Control Committee, Mr Lewis needs to be prescribed as a person exempted from Section 33 of the Building and Development Control (Alderney) Law, 2002, as amended. I attach, for this purpose, the proposed Housing (Exemptions) (Alderney) Ordinance, 2014.

The Building and Development Control Committee is promoting this Ordinance because it considers that the proposal fills an identified need within the existing housing stock, being a small property suitable for downsizing for the elderly or a starter home for first time buyer.

I would be grateful if the Housing (Exemptions) (Alderney) Ordinance, 2014 could be placed before the States when it next meets together with an appropriate proposition.

*M Birmingham
Chairman"*

The States is asked to approve "The Housing (Exemptions) (Alderney) Ordinance, 2014".

Item II **General Services Committee Membership**

The following letter has been received from Mr Rowley, Chairman of the General Services Committee:-

"Currently there are three members of the General Services Committee plus the Chairman. In order to bring further resources to bear on the current issues being discussed within the Committee it has been agreed that another member is required

to be appointed to bring the Committee membership to four members plus the Chairman.

I would be grateful if you would place this matter before the next meeting of the States of Alderney with an appropriate proposition.

*C Rowley
Chairman"*

The States is asked to appoint a fourth member to the General Services Committee.

Item III The Alderney Housing Association – Grant Funding – Sable D'Or, Rue de Beaumont

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

"In 2009 the States agreed to the formation of the Alderney Housing Association (AHA), in order to take over the responsibility for social housing, and to extend this to provide partial ownership for suitably qualifying Alderney residents.

As part of the agreement it was established that grant funding would be made available annually from the States of Alderney, particularly during the initial years, to assist with the significant refurbishment program, together with the construction of new buildings. However the majority of AHA funding was to be sourced from bank loans, rental receipts and partial ownership sales.

The next phase of the rebuilding program relates to the bungalow known as Sable D'Or, Rue de Beaumont (situated adjacent to the lower car park at the School). The current property is significantly damp, due to poor (single block) construction, allowing the weather to penetrate and making the property difficult and expensive to heat. On vacant possession of the property it was considered that, due to the poor construction, modernisation of the property was not a financially viable option. Planning permission was therefore sought to demolish, and, due to the significant size of the garden, build a pair of semi-detached three bedroom chalet bungalows, incorporating high level standards of insulation to reduce tenant fuel costs. The housing stock will therefore be increased and off road parking facilities provided. The decision was also taken to retain one as rental accommodation, and offer the second as partial ownership, thereby offsetting part of the building costs.

Planning permission has been obtained, and the contract tendered to local building contractors in order to carry out the project. Plans of the area are attached, illustrating the location of the current building together with the proposed new buildings.

The cost of the project, including building works, architect and survey fees, QS, engineering and project management etc amounts to £516,000. After offsetting this with bank loan and partial ownership sales the amount required as grant funding equates to £238,000 (£119,000 per property). The 2014 approved capital budget includes provision of £373,000 for this purpose of which £40,000 has been granted to date during the year.

The Policy & Finance Committee agreed by majority to the grant funding at their meeting held on 27th May. In reaching this decision the Committee took into consideration that the building work would be undertaken by a local building contractor, together with the opportunity to provide a partial ownership property.

I would be grateful if this could be placed before the States at its next meeting together with appropriate propositions.

*F Simonet
Chairman"*

The States is asked to approve the awarding of a grant to the Alderney Housing Association of Two Hundred and Thirty Eight Thousand Pounds (£238,000) from the capital account towards the above project, to provide two social housing units for rental and partial ownership.

Item IV The Alderney Road Traffic and Public Highways (Amendment) Regulations, 2014

The following letter has been received from Mr Rowley, Chairman of the General Services Committee:-

"The Road Traffic and Public Highways (Amendment) Regulations, 2014 were made on 13th May 2014. The amendment to Schedule 1 creates a disc parking zone in Val Car Park. The parking bays nearest the New Connaught Care Home will be restricted to a maximum of 96 hours parking, on the opposite side the twelve parking bays nearest the property known as La Colombra will be restricted to a maximum of 4 hours parking and the 10 parking bays nearest the rear of Stefan House will be restricted to a maximum of 2 hours parking.

Section 35(2) of the Alderney Road Traffic and Public Highways Ordinance, 1966 provides that regulations made under the Ordinance be laid before the States as soon as may be after the making thereof and, if at that meeting or the next subsequent meeting, the States resolve that the regulations be annulled, the regulations shall cease to have effect. I will recommend that the States resolves not to annul them.

I would be grateful if the Alderney Road Traffic and Public Highways (Amendment) Regulations, 2014 are placed before the States of Alderney at its next Meeting together with an appropriate proposition.

*C Rowley
Chairman"*

The States is asked to resolve that "The Alderney Road Traffic and Public Highways (Amendment) Regulations, 2014" not be annulled.

Item V The Gambling (Exempt Gaming and Racing) (Alderney) Ordinance, 2014

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

"The Gambling (Exempt Gaming and Racing) (Alderney) Ordinance, 2014 has been drafted by the Law Officers Chambers at the request of the Committee, to regularise Charity events such as 'Race Nights', 'Casino Nights' and card games that have in some cases been organised by Licensees and taken place on licensed premises.

Conditions have been drawn up within the ordinance and subject to their compliance the forms of gaming or racing carried out at such an event promoted for raising money shall be lawful for the purposes of Section 5 and 6 of the Gambling (Alderney) Law,

1999. The conditions include, but are not limited to, that the whole of the proceeds from the gaming or racing event, after deducting sums lawfully appropriated on account of expenses or for the provision of prizes or awards, go to a charitable purpose and that no young person may take part in gaming or racing unless the permission of their parent or guardian has been received.

"The Gambling (Exempt Gaming and Racing) (Alderney) Ordinance, 2014" has been drafted by the Law Officers of the Crown and I would be grateful if you would place this matter before the next meeting of the States of Alderney with an appropriate proposition.

F Simonet
Chairman"

The States is asked to approve "The Gambling (Exempt Gaming and Racing) (Alderney) Ordinance, 2014".

Item VI The Alderney (Liquor Licensing) (Amendment) Ordinance, 2014

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

"Section 30 of the Alderney Liquor Licensing Ordinance, 1994 states as follows:

Closing outside permitted hours

30. (1) Licensed premises for which a Public House Licence has been granted shall subject to section 50 be closed except on the days and during the hours specified in the First Schedule and during the permitted hours granted under section 17.
(2) A licensee who fails to comply with the requirements of subsection (1) shall be guilty of an offence and liable on conviction to a fine not exceeding level 4 on the uniform scale.

In effect this section of the Ordinance prevents a licensed business opening before 10am and as such is restrictive on licensed businesses should they wish to sell food (breakfasts) and teas and coffee before the stated time. It does not however affect the sale of liquor, as this is already restricted by Section 20 of the Ordinance. The Committee, taking the financial and economic issues into consideration resolved at its meeting held on the 27th May 2014 that section 30 of the 'Alderney Liquor Licensing Ordinance, 1994' be repealed.

A further amendment to the 1994 Ordinance, Section 27(1), was also proposed and approved (in bold) as follows:

Games of chance

27. (1) No person shall participate in, **organise** or permit the playing of any game of chance on licensed premises for money or money's worth **unless such games of chance are lawful under the Gambling (Alderney) Law, 1999** and card games played on licensed premises shall not be promoted or organised by the licensee **unless the promotion or organisation of such games is lawful under the Gambling (Alderney) Law, 1999.**

This amendment makes provision so that it is not an offence for card games to be promoted or organised by the licensee if this is permitted under the Gambling legislation (i.e. a charitable card game promoted at a licensed premise).

“The Alderney (Liquor Licensing) (Amendment) Ordinance, 2014” has been drafted by the Law Officers of the Crown and I would be grateful if you would place this matter before the next meeting of the States of Alderney with an appropriate proposition.

*F Simonet
Chairman”*

The States is asked to approve ‘The Alderney (Liquor Licensing) (Amendment) Ordinance, 2014’.

Item VII Questions and Reports

Issued: 6th June 2014