



## DELIBERATIONS OF 16-12-2009

Date: 16th December, 2009

### DELIBERATIONS OF THE MEETING HELD ON

16th DECEMBER 2009 AT 17:30 HOURS

Present: Sir Norman Browse

Mr R Willmott  
Mr W Walden  
Mr C Williams  
Mr I Tugby  
Mr E Bennett  
Mr A Llewellyn  
Mr P Allen  
Mr B Kelly  
Mr G Sargent  
Mr J Beaman

Mr J Richards represented His Excellency The Lieutenant-Governor of the Bailiwick of Guernsey.

### Item 1 Commercial Quay Fire Fighting System, Fuel Line & Upper Berth West Wall

*17.48 Mr Sargent joined the meeting*

The States resolved, after consideration of the report from the Chairman of the General Services Committee to:-

1. Approve expenditure of £200,000 plus £50,000 for ground work, in respect of the essential Fire Fighting System.
2. Approve a new fuel oil transfer pipeline and valve assemblies at a total cost of £80,000.
3. Award an NEC3 Design & Build contract to Geomarine
4. Approve expenditure of £950,000 to cover the design and build contract in (3) above, together with associated costs.

5. Vote the capital sum of £1,280,000 to cover the overall costs of the above.

(Proposed by Mr Willmott and seconded by Mr Walden.)

(Approved by a majority. Mr Kelly and Mr Tugby declared an interest and abstained.)

### **Item II The States of Alderney 1982 Pension Scheme**

The States resolved to agree with effect from 1st January 2010:

1. To increase staff member contributions to 6.5% of pensionable salary.

2. To reduce the pension escalation factor on pension earned after 1st January 2010 to 3%.

3. To retain the employers contribution rate at 20% until the next triennial review.

4. To fund the pension of retiring members from General Revenue for up to the first five years of entitlement, to be considered by the Policy & Finance Committee on a case by case basis in future.

5. To direct the Trustees to continue to investigate and make further recommendations for reducing the cost to the States of the staff pension scheme in the longer term, to enter into discussions with Treasury and Resources Department, and the Public Sector Remuneration Committee, and report back to the Policy and Finance Committee by the end of March 2010.

(Proposed by Mr Willmott and seconded by Mr Williams.)

(Approved unanimously.)

### **Item III Alderney Housing Association**

The States resolved to agree:-

1. To authorise the Policy and Finance Committee to agree the terms of the Framework Agreement and to instruct the Chief Executive to sign that agreement once it has been approved.

2. To approve the formation of a sub-committee of Policy and Finance Committee to be charged with responsibility for liaising with the Alderney Housing Association and with ensuring that the Association complies with the terms of the Framework Agreement.

3. To approve the transfer of the States Housing Properties to the Alderney Housing Association at such time as it has been legally constituted and the Framework Agreement has been signed.

(Proposed by Mr Sargent and seconded by Mr Willmott.)

(Approved by a majority, all in favour except Mr Tugby and Mr Beaman who voted against.)

### **Item IV The Government of Alderney (Amendment) Law, 2009**

Item withdrawn.

### **Item V Code of Conduct for Members of the States of Alderney**

The following amendment was proposed by the President and Seconded by Mr Willmott:

At page 5, paragraph 34 after the words States in Committee delete the words the Panel and insert the words the President and Greffier.

(Approved unanimously)

The States resolved to approve that the Code of Conduct for Members of the States of Alderney, as amended, be adopted with effect from 1st January 2010.

(Proposed by Mr Willmott and seconded by Mr Kelly.)

(Approved unanimously.)

#### **Item VI The Air Transport Licensing (Alderney) (Amendment) Law, 2009**

The States resolved to approve of the Projet de Loi entitled The Air Transport (Alderney) (Amendment) Law, 2009 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 Willmott and seconded by Mr Sargent.)

(Approved unanimously.)

#### **Item VII The Dangerous Weapons (Alderney) (Amendment) Ordinance, 2009**

The States resolved to approve The Dangerous Weapons (Alderney) (Amendment) Ordinance, 2009.

(Proposed by Mr Beaman and seconded by Mr Kelly.)

(Approved unanimously.)

#### **Item VIII The Fees (Alderney) Ordinance, 2009**

The States resolved to approve "The Fees (Alderney) Ordinance, 2009".

(Proposed by Mr Willmott and seconded by Mr Williams.)

(Approved unanimously.)

#### **Item IX Occupiers Rate 2010**

The States resolved to approve The Occupiers Rate (Level for 2010) Ordinance, 2009.

(Proposed by Mr Willmott and seconded by Mr Williams.)

(Approved unanimously.)

#### **Item X The Sewerage (Alderney) (Service Charge) Ordinance, 2009**

The States resolved to approve The Sewerage (Alderney) (Service Charge) Ordinance, 2009.

(Proposed by Mr Willmott and seconded by Mr Llewellyn.)

(Approved unanimously.)

### **Item XI Mooring Charges 2010**

The States resolved to agree to repeal Statutory Instrument Mooring Charges No 4 of 2009 and to approve the revised Statutory Instrument Mooring Charges for 2010.

(Proposed by Mr Willmott and seconded by Mr Kelly.)

(Approved unanimously.)

### **Item XII Harbour Dues and Fees**

The States resolved to agree to repeal Statutory Instrument No.3 of 2009 Harbour Dues and Fees 2010 and to approve the revised Statutory Instrument Harbour Dues and Fees for 2010.

(Proposed by Mr Willmott and seconded by Mr Kelly.)

(Approved unanimously.)

### **Item XIII Policy and Finance Committee Annual Report for 2009**

The States accepted the Annual Report for 2009 of the Policy and Finance Committee.

### **Item XIV General Services Committee Annual Report for 2009**

The States accepted the Annual Report for 2009 of the General Services Committee.

### **Item XV Building and Development Control Committee Annual Report for 2009**

The States accepted the Annual Report for 2009 of the Building and Development Control Committee.

### **Item XVI Questions and Reports**

Mr Willmott reported that the Chief Executive had attended a meeting in London with OFCOM, Guernsey HM Comptroller, and the Ministry of Justice for further discussions regarding the issuing a broadcasting licence for Alderney. A decision was awaited and Mr Willmott was hopeful that a licence would be issued in 2010.

The President reported on a recent visit by a Royal Navy Minehunter HMS Walney and her Commanding Officer and the Naval Regional Commander.

The President offered his congratulations and best wishes to Alderney resident Mr Frank Quinlan who would be celebrating his 100th Birthday on 23rd December 2009.

The President wished everyone a very Happy Christmas and an eventful and prosperous New Year.

Meeting ended: 19:29

Issued: 22nd December 2009