

ADDENDUM

New Items for the Midsummer Meeting of Chief Pleas – 4th July 2012

On the 22nd June 2012, the Seneschal received from the Bailiff's Chambers a Bailiwick Projet de Loi sent for approval by Chief Pleas at its next meeting. The General Purposes and Advisory Committee decided that they would wish for it to be put to Chief Pleas for approval at the Midsummer Meeting.

The Medical Committee therefore took that opportunity to also place a Report with Proposition to Chief Pleas on an urgent matter.

Under the Provisions of Rule 11(11) of the Rules of Procedure of the Chief Pleas of Sark the Seneschal has waived the notice required under Rule 1(4) and allowed, by request of the Committees, the Items to be added to the Agenda as follows:

- Item 14. To CONSIDER a Report from the GENERAL PURPOSES and ADVISORY COMMITTEE and to APPROVE the Projet de Loi entitled "The Financial Services Commission (Bailiwick of Guernsey) (Amendment) Law, 2012"

- Item 15. To CONSIDER a Report from the MEDICAL COMMITTEE entitled "Purchase of Medical Centre Equipment".

25th June 2012

**Seneschal
and President of Chief Pleas**

GENERAL PURPOSES & ADVISORY COMMITTEE
Report with proposition to Midsummer Chief Pleas, 4th July 2012

**THE FINANCIAL SERVICES COMMISSION
(BAILIWICK OF GUERNSEY) (AMENDMENT) LAW, 2012**

Since 1996, the Guernsey Financial Services Commission (GFSC) has provided funding, governance and support to the GTA University Centre. The Commission's involvement in the Centre was reinforced by the Financial Services Commission (Amendment)(Bailiwick of Guernsey) Law, 2002 which extended the general functions of the GFSC in such a way as to put beyond doubt the ability of the Commission to be involved in, and to help fund, such bodies as the GTA.

In 2008, the Financial Services Commission (Amendment)(Bailiwick of Guernsey) Law came into effect which removed the provisions inserted in 2002 relating to the establishment and on-going support of bodies and organisations whose functions included the development of the finance sector and improvement of the infrastructure serving the finance sector. As a result there was some uncertainty over the Commission's ability to support the GTA University Centre, both in its governance (as protector) and as part funder.

In order to put the matter beyond doubt, on 23rd November 2010 the States of Deliberation resolved that the general functions of the Guernsey Financial Services Commission ("Commission") shall include, as from the date of such resolution –

“to take such steps as the Commission considers necessary or expedient for participating in the ownership and governance of the GTA University Centre, including (without limitation) to act as protector of the charitable trust declared on 6 June 1996 by which the Finance Training Agency Trust was constituted, and to fund and support the GTA University Training Centre.”

This Projet de Loi, approved by the States of Deliberation on 30th May 2012, gives effect to the above resolution. It now comes to Chief Pleas for approval.

Proposition –

That Chief Pleas approves The Financial Services Commission (Bailiwick of Guernsey) (Amendment) Law, 2012.

Conseiller Charles Maitland
Chairman, General Purposes & Advisory Committee

PROJET DE LOI

ENTITLED

The Financial Services Commission (Bailiwick of Guernsey) (Amendment) Law, 2012

THE STATES, in pursuance of their Resolution of the 23rd November, 2010^a, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Bailiwick of Guernsey.

Amendment of 1987 Law.

1. The Financial Services Commission (Bailiwick of Guernsey) Law, 1987, as amended^b, is further amended as follows.

2. After section 2(2A)^c insert the following subsection -

"(2AB) Notwithstanding the repeal on the 28th October, 2008 by the Financial Services Commission (Amendment) (Bailiwick of

^a Adjourned from the 27th October, 2010; Article IV of Billet d'État No. XXI of 2010.

^b Ordres en Conseil Vol. XXX, p. 243; amended by Vol. XXXIII, p. 471; Vol. XXXV(1), p. 271; Vol. XXXVII, p. 24; Vol. XXXVIII, p. 79; No's. XVII and XXI of 2002; No's. III and XXII of 2003; No's. XIX, XXIII and XXIV of 2008; No. XIX of 2010; Recueil d'Ordonnances Tome XXIX, p. 406; Tome XXX, p. 722; and the Financial Services Commission (Bailiwick of Guernsey) (Amendment) Regulations, 2009 (G.S.I. 2009/29).

^c Subsection (2A) was inserted by Order in Council No. XVII of 2002 (Vol. XLII (I), p. 644).

Guernsey) Law, 2008 of subparagraphs (i) and (ii) of subsection (2A)(a), the Commission shall be deemed, between that date and the 23rd November, 2010 (when the States resolved pursuant to section 2(2)(f) that the general functions of the Commission shall include the taking of such steps as the Commission considers necessary or expedient for participating in the ownership and governance of the GTA University Centre, including (without limitation) to act as protector of the charitable trust declared on the 6th June, 1996 by which the Finance Training Agency Trust was constituted, and to fund and support the GTA University Centre) to have had power to perform those functions in all respects as if the said subparagraphs (i) and (ii) had not been repealed. "

Citation.

3. This Law may be cited as the Financial Services Commission (Bailiwick of Guernsey) (Amendment) Law, 2012.

MEDICAL COMMITTEE

Report with proposition to Midsummer Chief Pleas, 4th July 2012

PURCHASE OF MEDICAL CENTRE EQUIPMENT

The Medical Committee informed Chief Pleas at its Easter Meeting on 18th April 2012 (Ref:15.10) that some contents of the surgery currently belonging to the doctor should, in the Committee's view, belong to the Medical Centre and this report requests these items be purchased on behalf of Chief Pleas.

The items include fire extinguishers, baby scales, adult scales, responder bags, filing cabinet, clinical waste bags, blood pressure tester, smoke alarms, computer equipment, label writer and business telephone; a full list is available. The Committee feels all the items listed should be the property of Sark and be replaced by Sark when needed. The computer and its ancillaries to do with record-keeping, allowing transfer of information from Sark to other doctors or hospitals in particular, need to belong to the surgery not privately to a doctor who may choose to take away this equipment when his time on Sark is at an end.

Dr Peter Counsell has valued the above equipment at £3,381 and the Medical Committee feel this is a very fair price, that it should purchase the items listed from Doctor Counsell and would ask that you approve this sum of money from unforeseen expenditure. The Committee also point out that Doctor Counsell has updated many other items but has chosen to leave these at the surgery, with no costs attached, as his donation to improvements to the Medical Centre.

Proposition –

That Chief Pleas approve the purchase of equipment for the Medical Centre from Doctor Counsell at a cost of £3,381.

The Medical Committee has been approached by people who feel that while smoking has been stopped in public places it has done nothing to help anyone who would like to give up the habit. The Committee has given this some thought and would like to bring to Chief Plea in October a request for funding such a programme for Sark. It is still early on in our thought process but it seems a good idea to have a programme running for six months rather than indefinitely, where residents can have the help they need.

The Committee has been fact finding and it seems it may have some equipment and personnel made available to help such a programme along. In order to see what interest there may be, the Committee would like to display notices inviting people to register with the surgery, only then can we know if it will be worth proceeding. There will be a cost attached but as Sark has an income from impôt on tobacco it is thought using some of this to fund such a programme would be a reasonable request.

The Committee asks for your consideration on this issue and that you indicate your views, whether for or against, at this meeting of Chief Pleas but with no commitment until the Committee comes back with the cost of such a project.

Conseiller Diane Baker
Chairman, Medical Committee