

**RESOLUTIONS of the MIDSUMMER MEETING of
CHIEF PLEAS held on 6th July 2016**

Eulogies for the late Seigneur of Sark, John Michael Beaumont O.B.E, were made by the President of Chief Pleas, Conseiller Edric Baker and Conseiller Sandra Williams.

Conseiller Charles Maitland proposed that the Midsummer Meeting be adjourned to the same time and place on Wednesday the 13th July 2016 to conduct the Business of the Agenda.

Proposition – **CARRIED.**

T.J. Hamon
Greffier

**RESOLUTIONS of the RESUMED MIDSUMMER MEETING of
CHIEF PLEAS held on 13th July 2016**

1. **Matters Arising from the Extraordinary Meeting, held on 17 May 2016.**
There were none.
2. **Questions Not Related to the Business of the Day.**
There were none.
3. **To Consider a Report from the Emergency Services Committee entitled “The Fire Service (Sark) Law, 2016” and to Approve the Projet de Loi entitled “The Fire Service (Sark) Law, 2016”.**
Proposition – **CARRIED.**
That Chief Pleas approves The Fire Service (Sark) Law, 2016.
4. **To Consider a Report from the Finance and Resources Committee entitled “Projet de Loi: Amendment to The Direct Taxes (Sark) Law, 2002” and to Approve the Projet de Loi entitled “The Direct Taxes (Sark) (Amendment) Law, 2016”.**
Proposition 1 – **CARRIED.**
That Chief Pleas agrees to the appointment of a Deputy Tax Assessor to carry out the functions outlined in this Report and for additional functions to be assigned to the Treasurer, as so outlined.

Proposition 2 – **CARRIED.**
That Chief Pleas approves the Projet de Loi entitled The Direct Taxes (Sark) (Amendment) Law, 2016.
5. **Douzaine: To Elect members of the Independent Policing Panel.**
No names were put forward.
6. **Road Traffic Committee: To Elect two new members to the Road Traffic Appeals Tribunal Panel.**
No names were put forward.
7. **Policy and Performance Committee: To Elect a Non-Chief Pleas Member.**
Mrs Pauline Mallinson elected.
8. **To Consider a Report from the Policy and Performance Committee entitled “Securing Sark’s Future – Progress Report”.**
Proposition – **CARRIED.**
That Chief Pleas takes note of contents of this progress report.
14. **To Consider a Report from the Policy and Performance Committee entitled “Consultation on Liquor Licensing”.**
Proposition 1 – **CARRIED** as amended.
To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part II Sundays to allow discretionary hours from 10am till 10pm for Public Houses during summer and winter.

Proposition 2 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part II Sundays to allow discretionary hours from 10am till 10pm for Off Licences during summer and winter.

Proposition 3 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part I Weekdays other than Sundays to allow discretionary hours from 10am till 11.45pm for Hotels.

Proposition 4 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part I Weekdays other than Sundays to allow discretionary hours from 10am till 11.45pm for Restaurants.

Proposition 5 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part I Weekdays other than Sundays to allow discretionary hours from 10am till 11.45pm for Guest houses.

Proposition 6 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part II Sundays to allow discretionary hours from 10am till 11.45pm for Hotels.

Proposition 7 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part II Sundays to allow discretionary hours from 10am till 11.45pm for Restaurants.

Proposition 8 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to the Second Schedule of Permitted Hours Part II Sundays to allow discretionary hours from 10am till 11.45pm for Guest houses.

Proposition 9 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to remove the restriction on off licences being granted only to Hotels and Public House licence holders.

Proposition 10 – **CARRIED.**

To direct the Policy and Performance Committee to review the law in relation to the minimum and maximum penalties given to those serving alcohol to customers who are heavily under the influence of drink or to those serving alcohol to underage customers.

Proposition 11 – **CARRIED** as amended.

To direct the Policy and Performance Committee to instruct the Law Officers of the Crown to draft an amendment to The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 to allow the sale of alcohol without food in Restaurants.

Proposition 12 – **CARRIED** as amended.

To direct the Policy and Performance Committee to review The Liquor Licensing (General Provisions) (Sark) Ordinance 1979 in its entirety and to reflect the views most commonly expressed during recent consultation.

9. **To Consider a Joint Report from the Agriculture & Environment Committee and Public Health Committee entitled “Slaughterhouse Waste Disposal – Incinerator”.**

Proposition – **CARRIED**.

That Chief Pleas supports the Agriculture & Environment and Public Health Committees in the selection of model of incinerator chosen within the budget of up to £40,000 already set.

10. **To Consider a Report from the Policy and Performance Committee entitled “Establishment Review – Third Progress Report”.**

Proposition 1 – **WITHDRAWN**.

That Chief Pleas approves the changes to the hours (from 500 to 700 hours/year) of the Treasurer role at the current rate of pay, as set out in Appendix 1 for the financial year 2017 onwards.

Proposition 2 – **WITHDRAWN**.

That Chief Pleas approves the establishment of the part time role of Operations Manager as set out in Appendix 2 for the financial year 2017 onwards.

Proposition 3 – **WITHDRAWN**.

That Chief Pleas approves the establishment of an Economic Development and Promotional function as set out in Appendix 3 to be held within the establishment of the Policy and Performance Committee for the financial year 2017 onwards, and the funding for the function is made part of the current budget deliberations for 2017.

Proposition 4 – **WITHDRAWN**.

That Chief Pleas approves the establishment of a Communications/Media and Public Relations function as set out in Appendix 4 to be held within the establishment of the Policy and Performance Committee for 2017 onwards, and the funding for the function is made part of the current budget deliberations for 2017.

Proposition 5 – **WITHDRAWN**.

That Chief Pleas approves the establishment of the part time role of the Policy and Research Officer as set out in Appendix 5 to be held within the establishment of the Policy and Performance Committee for the financial year 2017 onwards, and the funding for the function is made part of the current budget deliberations for 2017.

11. **To Consider a Joint Report from the Public Health Committee and Tourism Committee entitled “Charges for Water Testing”.**
Proposition 1 – **CARRIED.**
That Chief Pleas approves the introduction of a separate fee for a water test of £25, for all who require either an Accommodation or a Catering Permit.

Proposition 2 – **CARRIED.**
That Chief Pleas approves the introduction of the separate water test fee to be implemented for all Permits valid for 2017 and onwards.
12. **To Consider a Report from the Shipping Committee entitled “Isle of Sark Shipping Company Limited Review – March 2016 Final Report”.**
Proposition – **CARRIED.**
That Chief Pleas receives the final Isle of Sark Shipping Company Limited Review Report for use by the relevant standing Committee in continuing to develop their relationship with the Company and for guidance in forming future business plans.
13. **To Consider a Report from the Finance and Resources Committee entitled “Isle of Sark Shipping Company – Long Term Loan Agreement”.**
Proposition – **CARRIED.**
That Chief Pleas approves that the current Long-Term interest-free Loan of £254,788 made to the Isle of Sark Shipping Company Ltd. is converted into an interest-bearing loan at the variable HMRC (UK) rate for beneficial loans, (currently 3%) and that an Agreement is drawn up for 5 years commencing 1st October 2016 after which time the Loan will become repayable.
15. **To Consider a Report from the Finance and Resources Committee entitled “Expenditure Requests 2017”.**
Proposition – **CARRIED** as amended.
That the Senior Administrator is directed to consult with all government employees, with regard to the current annual award of an RPI pay increase and any potential alternatives to that, to enable Finance and Resources Committee to report to Michaelmas Chief Pleas.
16. **To Consider an Information Report from the Finance and Resources Committee entitled “Consultation on Proposed Amendments to the Real Property (Transfer Tax, Charging and Related Provisions) (Sark) Law, 2007 – Proposed Property Transfer Equivalence Tax for properties held by non-natural persons”.**
The Report was noted.
17. **To Consider an Information Report from the Education Committee entitled “School Inspection Report”.**
The Report was noted.
18. **To Consider an Information Report from the Education Committee entitled “Appointment of Class 1 Teacher for September 2016”.**
The Report was noted.
19. **To Consider an Information Report from the Policy and Performance Committee entitled “Finalising New Committee Arrangements”.**
The Report was noted.

20. **To Consider a Report from the Shipping Committee entitled “Re-appointment of the Non-Executive Directors of the Isle of Sark Shipping Company”.**

Proposition – **CARRIED.**

That Chief Pleas approves an extension of one month to the appointments of the four Non-Executive Directors currently in post at Isle of Sark Shipping Company, from October 1st to October 31st 2016, the extension to be granted by individual letters to each Non-Executive Director soon after Midsummer Chief Pleas.

Ordinance Laid Before Chief Pleas
“The Sanctions Ordinances (Amendment) (Sark) Ordinance, 2016”

T.J. Hamon
Greffier

