

**RESOLUTIONS of the EASTER MEETING of
CHIEF PLEAS held on 11th April 2018**

21. **MATTERS ARISING from the Extraordinary Meeting of Chief Pleas held on Wednesday, 23rd November 2017.**

Item 5.

22. **MATTERS ARISING from the Extraordinary Meeting of Chief Pleas held on Wednesday, 7th December 2017.**

Item 4.

1. **MATTERS ARISING from the Christmas Meeting of Chief Pleas held on Wednesday, 17th January 2018.**

Item 10.

2. **QUESTIONS Not Related to the Business of the Day.**

Question to the Douzaine from Conseiller S. Moerman regarding Public Toilets at La Coupée.

3. **To CONSIDER a Report from the POLICY & PERFORMANCE COMMITTEE entitled “The Election of Conseillers 16th May 2018” and to Approve the Ordinance entitled “The Reform (Election of Conseillers) (By-Election) (Sark) Ordinance, 2018”.**

Proposition – **CARRIED.**

That Chief Pleas approves “The Reform (Election of Conseillers) (By-Election) (Sark) Ordinance, 2018.

4. **To CONSIDER a Report with Proposition from the POLICY & PERFORMANCE COMMITTEE entitled “Conseillers Tenure of Office” and to Approve the Ordinance entitled “The Conseillers (Tenure of Office) (Sark) Ordinance, 2018”.**

Proposition – **CARRIED.**

That Chief Pleas approves the Ordinance entitled “The Conseillers (Tenure of Office) (Sark) Ordinance, 2018”.

14. **To CONSIDER a Report with fourteen Propositions from the EDUCATION COMMITTEE entitled “Education Review and Activity”.**

Proposition 1 – **CARRIED.**

That Chief Pleas approves the appointment of Mrs. Sarah Cullen as the Island Safeguarding Officer.

Proposition 2 – **CARRIED.**

That Chief Pleas approves the establishment of the Multi-Agency Safeguarding Hub and directs the Education Committee to oversee the appointment of the relevant Designated Safeguarding Leads from each agency.

Proposition 3 – **CARRIED.**

That Chief Pleas directs the Education Committee to approve the purchase and implementation of ‘MyConcern’ (a Safeguarding Software Package) at a cost of £360 per annum for a three-year contract, with free of charge on-line training and an option to purchase face-to-face training on Island each year at a cost of £145.

Proposition 4 – **CARRIED**.

That Chief Pleas directs the Education Committee to instruct the Law Officers of St. James' Chambers to draft an appropriate amendment to the Education (Sark) Ordinance, 2003 to stipulate that the school leaving age changes to 16 years with compulsory schooling extending to the last Friday in June, in the academic year in which the student is 16 years old, or the date of the student's last examination, whichever is sooner; and allows for optional education for 3 and 4 year olds to commence at the beginning of the seasonal term (September, January or April after their 3rd birthday).

Proposition 5 – **CARRIED** as amended.

That Chief Pleas directs the Education Committee to appoint an Interim Director of Education.

Proposition 6 – **CARRIED** as amended.

That Chief Pleas directs the Education Committee to empower the Interim Board of Education to begin to fulfil its role alongside the school and the Interim Director of Education to ensure progress between April and September 2018; and to establish a Full Board of Education in accordance with the proposed constitution by October 2018.

Proposition 7 – **CARRIED**.

That Chief Pleas approves changes to the Education Committee Mandate as detailed at Appendix 1b.

Proposition 8 – **CARRIED** as amended.

That Chief Pleas agrees the appointment of the successful candidate (Crispin Heartford following the interviews on the 17-19 March 2018) as Head of School commencing 1st September 2018 on a fixed-term contract for 3 years, with an option to apply for a further 3 year term, subject to recommendation from the Director of Education and the Board of Education, and approval from the Education Committee.

Proposition 9 – **CARRIED** as amended.

That Chief Pleas directs the Education Committee to ensure the Interim Director of Education, Head of School and Interim Board of Education to work alongside the school to plan, implement and monitor the changes outlined in the Review for September 2018, to ensure that the pupils' education is not adversely affected by miscommunication or organisational problems and that all stakeholders are fully informed of the changes being made and the timeline for their implementation.

Proposition 10 – **CARRIED** as amended.

That Chief Pleas approves the creation of an administrator position to support the Interim Director of Education and Head of School (on appointment); and act as Clerk to the Board of Education (3-5 hours per week) from April 2018.

Proposition 11 – **CARRIED** as amended.

That Chief Pleas directs the Education Committee to instruct the Interim Director of Education to continue negotiations with the Education Department in Guernsey; and that members of the Education Committee together with the Interim Director of Education meet with Guernsey officials to further the arrangements for young people aged 14-16 years (Year 9, Year 10 and Year 11) to access education in Guernsey.

Proposition 12 – **CARRIED.**

That Chief Pleas directs the Education Committee to report to Summer Chief Pleas with accurate costings and a full proposal regarding the education of young people beyond 13 years for September 2019 onwards.

Proposition 13 – **CARRIED.**

That Chief Pleas directs The Education Committee to submit a draft Education Policy and Development Plan no later than the Midsummer Chief Pleas.

Proposition 14 – **CARRIED.**

That Chief Pleas directs the Education Committee to submit a draft Island Safeguarding Policy to Chief Pleas no later than the Midsummer Chief Pleas.

5. **To CONSIDER a Report with Proposition from the FINANCE & RESOURCES COMMITTEE entitled “2017 Financial Statements”.**

Proposition – **CARRIED.**

That the Financial Statements of the Island for the year ended 31st December 2017 be adopted.

6. **To CONSIDER a Report with two Propositions from the FINANCE & RESOURCES COMMITTEE entitled “The Role of the Senior Administrator”.**

Proposition 1 – **CARRIED.**

That Chief Pleas takes note of the contents of this report.

Proposition 2 – **LOST.**

That the Finance & Resources Committee, informed by the debate on this report, continues with its work in connection with the role of Senior Administrator, including the preparation of a revised job description.

7. **To CONSIDER a Joint Report with Proposition from the FINANCE & RESOURCES COMMITTEE and DOUZAINÉ entitled “Future Funding of Sark Procureur Services”.**

Proposition – **CARRIED.**

That Chief Pleas takes note of the issues raised in this report and supports the work of Finance & Resources Committee in seeking sources of future funding for the Procureur Services for Sark and protecting such funds for the future care of the vulnerable of our community.

8. **To CONSIDER a Report with Proposition from the MEDICAL & EMERGENCY SERVICES COMMITTEE entitled “The Regulation of Health Professions (Non-medical) (Sark) Ordinance 2018” and to Approve the Ordinance entitled “The Regulation of Health Professions (Non-medical) (Sark) Ordinance, 2018”.**

Proposition – **CARRIED.**

That Chief Pleas approves the Ordinance entitled “The Regulation of Health Professions (Non-medical) (Sark) Ordinance, 2018”

9. **To CONSIDER a Report with Proposition from the AGRICULTURE, ENVIRONMENT, SEA FISHERIES & PILOTAGE COMMITTEE entitled “The Fishing (Sark) (Amendment) Ordinance, 2018” and to Approve the Ordinance entitled “The Fishing (Sark) (Amendment) Ordinance, 2018”.**
Proposition – **CARRIED.**
That Chief Pleas approves the Ordinance entitled The Fishing (Sark) (Amendment) Ordinance, 2018
10. **To CONSIDER a Joint Report with two Propositions from the POLICY & PERFORMANCE and FINANCE & RESOURCES COMMITTEES entitled “Data Protection”.**
Proposition 1 – **CARRIED.**
That Chief Pleas notes the Ordinances and Regulations listed in the Report.

Proposition 2 – **CARRIED.**
That Chief Pleas approves Data Protection training for Conseillers, Officers, Administrative staff etc., and notes that funding for this training will come from the training budget.
11. **To CONSIDER a Report with ten Propositions from the POLICY & PERFORMANCE COMMITTEE entitled “Land Reform”.**
Proposition 1 – **CARRIED.**
To approve the voluntary divisibility of the tenements and freeholds.

Proposition 2 – **CARRIED.**
To bring forward for approval at the earliest opportunity legislation giving effect to their Resolution of 18th April 2012 by which *retrait lignager* is abolished.

Proposition 3 – **CARRIED.**
To approve the proposals relating to charging real property, including provision for maintenance at the Greffe of a public register of charges, as in Guernsey.

Proposition 4 – **CARRIED.**
To approve the proposals for the preparation of a scheme of *saisie*.

Proposition 5 – **CARRIED.**
To direct the Committee to investigate and report back to Chief Pleas at the earliest reasonable opportunity with proposals for the charging of long leaseholds.

Proposition 6 – **CARRIED.**
To approve the proposal for the establishment of a leasehold disputes tribunal.

Proposition 7 – **CARRIED.**
To approve the proposals with respect to forfeiture of leases.

Proposition 8 – **CARRIED.**
To approve the proposals with respect to provisions in leases preventing or restricting leaseholders from selling, assigning, subletting or parting with possession or occupation of their properties or their interests therein without the consent of their landowners or (in the case of sub-leases) their superior leaseholders.

Proposition 9 – **CARRIED.**
To approve the proposals with respect to staying the operation of eviction orders.

Proposition 10 – **CARRIED.**

To direct the preparation of legislation to give effect to the above Propositions 1–4 and 7–9.

12. **To CONSIDER a Report with Proposition from the POLICY & PERFORMANCE COMMITTEE entitled “Securing Sark’s Future – Progress Report”.**

Proposition – **CARRIED.**

That Chief Pleas approves the priority list and order (Priority 1 to Priority 5 inclusive) as set out in this report, of areas of policy development for this Parliament.

13. **To CONSIDER a Report with two Propositions from the EDUCATION COMMITTEE entitled “Parent Representative and Non-Chief Pleas Member”.**

Proposition 1 – **WITHDRAWN.**

That Chief Pleas approves the appointment of Ms. Zoe Adams as the Parent Representative on the Education Committee.

Proposition 2 – **WITHDRAWN.**

That Chief Pleas approves the appointment of Mrs. Mary Nicolle as a Non-Chief Pleas Member on the Education Committee.

15. **To CONSIDER a Report with Proposition from the ROAD TRAFFIC COMMITTEE entitled “Consultation Regarding the Deregulation of Electric Vehicles on Sark Roads”.**

Proposition – **LOST.**

That Chief Pleas approves that the Road Traffic Committee undertakes appropriate consultation with the residents of Sark on the subject of the possible deregulation of electric vehicles on Sark roads.

16. **To CONSIDER a Report with six Propositions from the CONSEILLER GROUP (NEW SHAPE AND FUNCTIONING OF CHIEF PLEAS) entitled “New Shape and Functioning of Chief Pleas – Part 2”.**

Proposition 1 – **CARRIED.**

That Chief Pleas approves the document entitled “The Constitution and Operation of Chief Pleas Committees” to be effective as provided for in the document at Appendix 1 to this Report.

Proposition 2 – **LOST.**

That Chief Pleas approves an annual payment of £1000 towards expenses, to each Conseiller, commencing in January 2019.

Proposition 3 – **WITHDRAWN.**

That Chief Pleas directs the Finance and Resources Committee to make provision for the expenses in Proposition 2, in the budget setting arrangements for 2019 and thereafter.

Proposition 4 – **LOST.**

That Chief Pleas approves the payment of compensation for loss of earning by Conseillers, in the sum of £10 per hour, as set out in this Report and commencing in January 2019.

Proposition 5 – **WITHDRAWN.**

That Chief Pleas directs the Finance and Resources Committee to make provision for the compensation payments for loss of earning by Conseillers in Proposition 4, in the budget arrangements for 2019 and thereafter.

Proposition 6 – **CARRIED.**

That Chief Pleas resolves that the Conseiller Group (New Shape and Functioning of Chief Pleas) disbands forthwith.

17. **COMMITTEE ELECTIONS: To ELECT Conseillers to Committees, as required.**
Policy & Performance Committee. There were no nominations.

Finance & Resources Committee. Conseiller P. Mallinson resigned from the Committee. There were no nominations.

Education Committee. Conseillers A. Dunks, D. Baker & C. Scott resigned from the Committee. Conseillers P. La Trobe-Bateman, C. Nightingale & P. Mallinson were elected to the Education Committee.

Medical & Emergency Services Committee. There were no nominations.

Road Traffic Committee. Conseiller P. La Trobe-Bateman resigned. There were no nominations.

18. **COMMITTEE and PANEL ELECTIONS: To ELECT Non-Chief Pleas Members to Committees and Panels, as required.**

Independent Policing Panel. Anne Sturman was elected.

19. **To CONSIDER an Information Report from the TOURISM COMMITTEE entitled “Progress Report”.**

The Report was noted.

20. **To CONSIDER an Information Report from the AGRICULTURE, ENVIRONMENT, SEA FISHERIES & PILOTAGE COMMITTEE entitled “Update on the Sark Dairy Industry”.**

The Report was noted.

Ordinance Laid Before Chief Pleas
“The Venezuela (Restrictive Measures) (Sark) Ordinance, 2018”

T.J. Hamon
Greffier

