



**OFFICIAL REPORT**

**OF THE**

**EXTRAORDINARY MEETING**

**OF CHIEF PLEAS**

**OF THE**

**ISLAND OF SARK**

**HANSARD**

**Assembly Room, Sark, Wednesday, 10th October 2018**

*All published Official Reports can be found on the  
official Island of Sark Chief Pleas website [www.gov.sark.gg](http://www.gov.sark.gg)*

**Volume 4, No. 5**

**Present:**

**Seigneur**

Maj. C M Beaumont Esq.

**Speaker of Chief Pleas**

A J Rolfe Esq.

**Prévôt**

Mr K N Adams

**Greffier**

Mr T J Hamon

**Deputy Treasurer**

Mrs L Higgins

**Constable**

Mr M Fawson

**Vingtenier**

Miss A Diaper

**Conseillers:**

Diane Baker  
Edric Baker  
Nicolas Moloney  
Helen Plummer  
William Raymond  
Antony Dunks

Reginald Guille MBE  
Peter La Trobe-Bateman  
Christopher Nightingale  
Anthony Ventress  
Paul Williams  
Pauline Mallinson

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## Extraordinary Meeting of Chief Pleas

*Chief Pleas met at 7.00 p.m.*

[THE SPEAKER *in the Chair*]

### **PRAYER**

*The Greffier*

### **ROLL CALL**

*The Greffier*

**The Greffier:** There are 12 Conseillers, the Seigneur and the Speaker of Chief Pleas present.

### **Apologies for absence**

5       **The Speaker:** I have received apologies from Conseillers Alan Blythe, Sebastien Moerman, Jane Norwich, Roger Norwich and Sandra Williams. I think a number of Members had pre-arranged holidays away from the Island.

### **Procedural**

10       **The Speaker:** Firstly, may I apologise for the extremely short notice at which this Meeting was called. Since the papers went out, we have received a number of suggestions from the Law Officers that have led to an amended Report with Propositions and a draft Ordinance. I have circulated paper copies to Members of Chief Pleas and also to members of the Public Gallery, and I am happy now to suspend the Meeting for five minutes or so, to allow you if you wish to read them. Okay? Conseiller Reginald Guille.

15       **Conseiller Guille MBE:** If you do suspend, sir, could I read out the manuscript amendments we have to the Report, before you suspend?

**The Speaker:** The amended –

20       **Conseiller Guille MBE:** There are some minor –

**The Speaker:** There are some minor amendments, but I think we will take them when we get to the Propositions, because they are just housekeeping, okay? (**Conseiller Guille MBE:** Okay.) Okay, does anybody require any longer to read these, or have you all read them? (*Interjections*)  
25       Well, in that case, if you are happy, we will crack on.

**Resignation of Mr Andrew Cook  
from Harbours & Shipping Committee**

30 **The Speaker:** I have one announcement: following last Wednesday's Michaelmas Meeting when Mr Andy Cook was appointed a non-executive director of Isle of Sark Shipping Company, I have received his resignation as a non-Chief Pleas member of the Harbours and Shipping Committee.

**Procedural –  
Electronic devices**

**The Speaker:** Now, in accordance with the Rules of Procedure, I would remind all present that mobile phones, cameras, recording devices and other electronic equipment are switched off now, less for those allowed to Chief Pleas Members, in accordance with Rule 18.

Do excuse me ... Sorry about this! (*Laughter and interjections*)

## Business of the Day

**1. New Policy & Finance Committee –  
Policy & Performance Committee Report considered –  
Propositions carried as amended**

To CONSIDER a Report with [eight] Propositions from the POLICY & PERFORMANCE COMMITTEE entitled 'New Policy & Finance Committee'.

*Proposition 1:*

*That the Rules entitled "The Constitution and Operation of Chief Pleas Committees" be suspended in respect of the committee of the Chief Pleas of Sark established under Proposition 2.*

*Proposition 2:*

*That there is established a committee of the Chief Pleas of Sark called the Policy and Finance Committee which shall be constituted by 6 Members (with voting rights) and one Non-Chief Pleas member (with no voting rights) and the quorum for which shall be [3] voting Members.*

*Proposition 3:*

*That the functions of the Policy and Performance Committee and the Finance and Resources Committee shall be discharged by the Policy and Finance Committee which shall, for the purposes of the discharge of those functions, be deemed whenever necessary to sit as and in the names of both the Policy and Performance Committee or, as the case may be, and the Finance and Resources Committee.*

*Proposition 4:*

*That the Chairman, Deputy Chairman and remaining ordinary Member of the Policy and Performance Committee are appointed as Chairman, Deputy Chairman [and ordinary Member] respectively of the Policy and Finance Committee and cease to be Members of the Policy and Performance Committee.*

*Proposition 5:*

*To elect 3 Members to the Policy and Finance Committee in addition to the Chairman and Deputy Chairman and ordinary Member appointed under Resolution [4]. Names to be provided at the Meeting.*

*Proposition 6:*

*To elect a Non-Chief Pleas Member to the Policy and Finance Committee. Name to be provided at the meeting.*

*Proposition 7:*

*That Chief Pleas approve the draft Ordinance entitled "The Sark Policy and Performance Committee and Sark Finance and Resources Committee (Transfer of Functions) Ordinance, 2018".*

*Proposition 8:*

*That Chief Pleas approve the nomination of a panel of signatories to be applied across all the bank accounts held for the Island.*

*The Panel to consist of:*

*The Treasurer*

*The Greffier*

*The Prévôt*

*With all [payments] over £2,000 to be signed [or authorised] by two panel members.*

35 **The Speaker:** Right, we go to Agenda Item 1, to consider a Report with five Propositions from the Policy & Performance Committee entitled 'New Policy & Finance Committee'.

Before I ask Conseiller Reg Guille to introduce the Report, it is my intention to take the amended Report which has been circulated this evening by paper copy and that has eight Propositions.

40 Conseiller Reg Guille.

**Conseiller Guille MBE:** Thank you, sir.

Some minor typographical changes: in line 2 of the first paragraph, delete 'Jane' Norwich and insert an E for Elizabeth Norwich.

45 Turning to Proposition 5, it says to elect four Members; that should be three Members.

In the second line, after 'Deputy Chairman' insert 'and ordinary Member'.

Then where it says 'under Resolution 5', delete '5' and insert '4'.

Then finally in Proposition 8, the last line, delete the word 'cheques' and put in 'payments' and after 'signed' insert 'or authorised'.

50

**The Speaker:** That last change was to delete 'signed' and replace with 'or authorised'?

**Conseiller Guille MBE:** No, not to delete 'signed'; 'to be signed or authorised by two panel members'. So the new part reads: 'With all payments over £2,000 to be signed or authorised by two panel members.'

55

**The Speaker:** Okay, thank you.

Conseiller Guille.

60 **Conseiller Guille MBE:** Thank you, sir.

We apologise for having to circulate a second Report, which you have in front of you. As you will realise, the time that we had to act was fairly short, only learning about the resignations of the three Members of the previous Finance and Resources Committee late on Wednesday

65 afternoon. So we met on Friday as early as we could, to look at a way ahead and it was decided at that meeting that we would try to amalgamate now the two Policy Committees into the one Policy Committee of Policy and Finance.

Our original report did that, but it did it in a fairly unstructured way and the Law Officers have very kindly looked at it and given us new Proposition wording to strengthen it legally and also to provide us with a draft Ordinance, which we are asking to be approved tonight for the transfer of functions.

70 That brings us to where we are now. I am happy to take any questions as is Conseiller Raymond, on any aspect of the Report.

Thank you, sir.

75 **The Speaker:** Thank you.

Are there any questions from the floor or any discussion? Does anybody wish to say anything?  
Conseiller Edric Baker.

80 **Conseiller Edric Baker:** It is actually an observation, sir. I am interested to see the last page of the Ordinance in the column, 'Interpretation' section 4, that we are at last on the 2016 Bailiwick of Guernsey Law.

For those of you who took an interest in it, we were always on the 1948. It has taken a long time to change. That is just an observation.

85 **The Speaker:** Well, thank you for that thrilling observation! *(Laughter)*

Anybody else? In that case, I will move to the Propositions.

Proposition 1:

That the Rules entitled "The Constitution and Operation of Chief Pleas Committees" be suspended in respect of the committee of the Chief Pleas of Sark established under Proposition 2.

Those in favour; any against? That is **carried**.

Proposition 2:

That there is established a committee of the Chief Pleas of Sark called the Policy and Finance Committee which shall be constituted by 6 Members (with voting rights) and one Non-Chief Pleas member (with no voting rights) and the quorum for which shall be 3 voting Members.

90 Those in favour; are there any against? That is **carried**.

Proposition 3:

That the functions of the Policy and Performance Committee and the Finance and Resources Committee shall be discharged by the Policy and Finance Committee which shall, for the purposes of the discharge of those functions, be deemed whenever necessary to sit as and in the names of both the Policy and Performance Committee or, as the case may be, and the Finance and Resources Committee.

Those in favour; are there any against? That is **carried**.

Proposition 4:

That the Chairman, Deputy Chairman and remaining ordinary Member of the Policy and Performance Committee are appointed as Chairman, Deputy Chairman and ordinary Member respectively of the Policy and Finance Committee and cease to be Members of the Policy and Performance Committee.

Those in favour; are there any against? That is **carried**.

95 Proposition 5 as amended:

To elect 3 Members to the Policy and Finance Committee in addition to the Chairman and Deputy Chairman and ordinary Member appointed under Resolution 4. Names to be provided at the Meeting.



Conseiller Guille, are you going to ... ?

**Conseiller Guille MBE:** Sir, I wish to propose that Conseillers Pauline Mallinson and Peter La Trobe-Bateman be elected to the Policy and Finance Committee.

100 Thank you, sir.

**The Speaker:** That is two Members, Conseiller Guille. I think perhaps is there a further one?

105 **Conseiller Guille MBE:** We do not have a further name, but if somebody wished to volunteer form the floor, then of course that name could be added to the two that I have given, sir.

**The Speaker:** Okay. Does anybody wish to put themselves forward?

Conseiller Nick Moloney has put his hand up. Is there anybody else?

110 I will put it to the meeting that Conseillers Pauline Mallinson, Sam La Trobe-Bateman and Nick Moloney be members of the Policy and Finance Committee. Those in favour; are there any against? This is **carried**.

That will of course mean that Conseiller Nick Moloney's membership of other ... Oh, no, actually that is not true, is it? We have suspended Standing Orders. Okay, that is carried.

Proposition 6:

To elect a Non-Chief Pleas Member to the Policy and Finance Committee.

115 Name, please, Conseiller Guille.

**Conseiller Guille MBE:** We nominate Mrs Wendy Kiernan.

120 **The Speaker:** Right, so Mrs Wendy Kiernan has been proposed as a non-Chief Pleas member to the Policy and Finance Committee. Those in favour; any against? That is **carried**.

Proposition 7:

That Chief Pleas approve the draft Ordinance entitled "The Sark Policy and Performance Committee and Sark Finance and Resources Committee (Transfer of Functions) Ordinance, 2018".

Those in favour; are there any against? This is **carried**.

This Ordinance will be numbered XIII of 2018.

Proposition 8 as amended:

That Chief Pleas approve the nomination of a panel of signatories to be applied across all the bank accounts held for the Island.

The Panel to consist of:

The Treasurer

The Greffier

The Prévôt

With all payments over £2,000 to be signed or authorised by two panel members.

125 Those in favour; are there any against? This is **carried**.

That concludes the business of this Meeting, which I am now closing at 7.15 p.m.

Greffier.

**PRAYER**

*The Greffier*

*Chief Pleas closed at 7.15 p.m.*