

ORDER IN COUNCIL

VI
1974

ratifying a Projet de Loi

ENTITLED

The States Board of Administration (Transfer of Functions) Law, 1974

(Registered on the Records of the Island of Guernsey
on the 25th day of June, 1974.)



1974

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 25th day of June, 1974, before Ernest Pattison Shanks, Esquire, Deputy Bailiff; present:— Bertram Guy Blampied, Esquire, O.B.E., Stanley Walter Gavey, Esquire, Gilbert Carey de Jersey, Esquire, C.B., D'Arcy George Le Tissier, Esquire, Edward James Lainé, Esquire, C.B.E., D.F.C., Jean Le Pelley, Walter Francis Robin, Richard Alan Kinnersly, Esquires, Harry Wall Poat, Esquire, D.S.O., M.C., A.D.C., Richard Brook Sutcliffe and Richard Oliver Symons, Esquires, Jurats.

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 5th day of June, 1974, ratifying a *Projet de Loi* entitled "The States Board of Administration (Transfer of Functions) Law, 1974", the Court, after the reading of the said Order in Council and after having heard Her Majesty's Procureur thereon, ordered that the said Order in Council be registered on the records of this Island, of which Order in Council the tenor followeth:—

At the Court at Buckingham Palace

The 5th day of June 1974

PRESENT,

The Queen's Most Excellent Majesty in Council

WHEREAS there was this day read at the Board a Report from the Right Honourable the Lords of the Committee of Council for the Affairs of Guernsey and Jersey, dated the 30th day of May 1974, in the words following, viz.:—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 22nd day of February 1952, to refer unto this Committee the humble Petition of the States of the Island of Guernsey, setting forth:—

‘1. That, in pursuance of their Resolution of the 12th day of December 1973, the States of Deliberation at a meeting held on the 27th day of February 1974, approved a Bill or “Projet de Loi” entitled “The States Board of Administration (Transfer of Functions) Law, 1974”, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the said Bill or “Projet de Loi” is in the words and figures set forth in the Schedule hereunto annexed. And most humbly praying that Your Majesty might be graciously pleased to grant Your Royal Sanction to the Bill or “Projet de Loi” of the States of Guernsey entitled “The States Board of Administration (Transfer of Functions) Law, 1974”, and to order that the

same shall have force of law in the Islands of Guernsey, Herm and Jethou.'

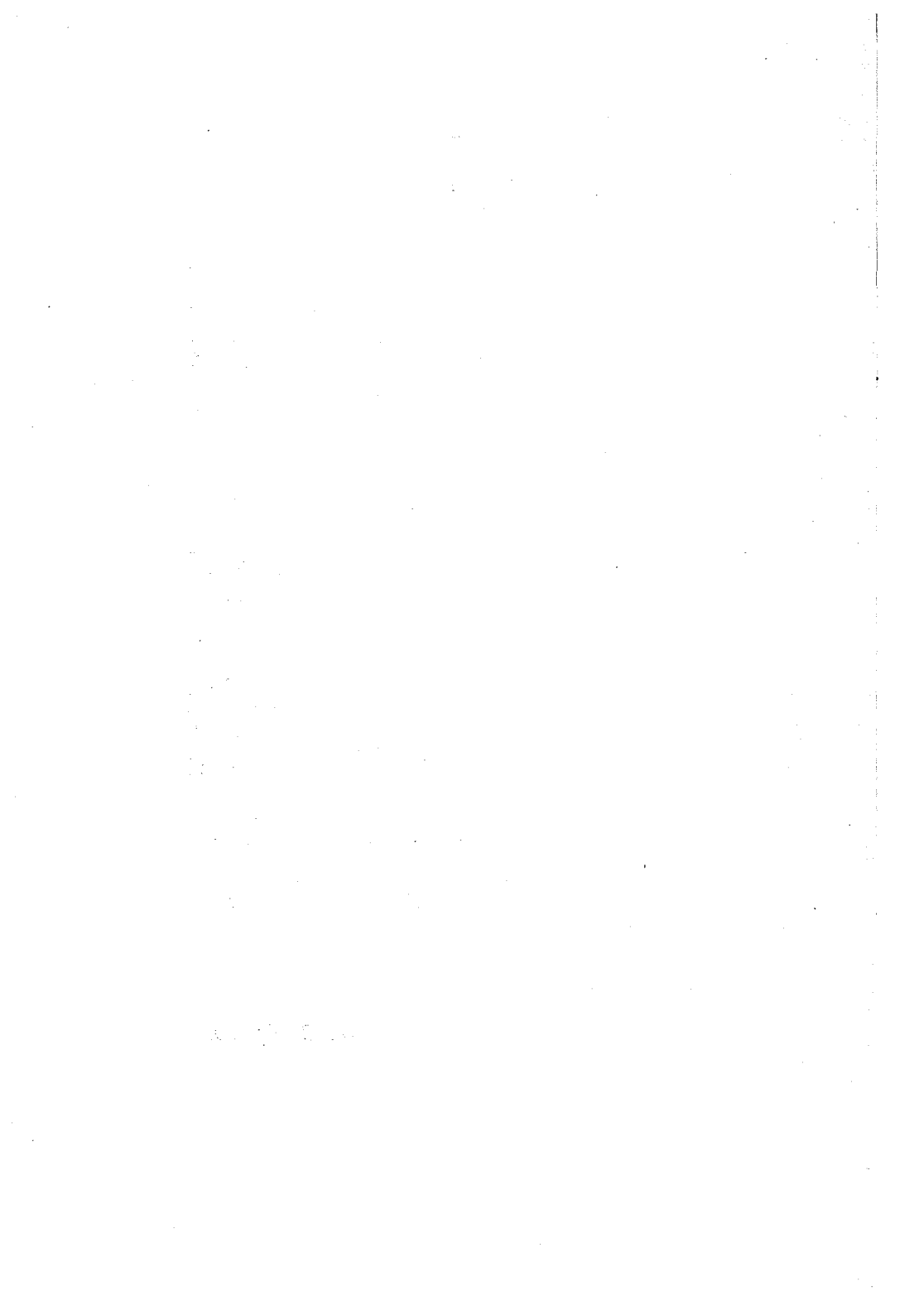
"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration, and do this day agree humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer of the said Petition and to approve of and ratify the said Projet de Loi."

HER MAJESTY having taken the said Report into consideration is pleased, by and with the advice of Her Privy Council, to approve of and ratify the said Projet de Loi, and to order, as it is hereby ordered, that the same shall have the force of Law within the Islands of Guernsey, Herm and Jethou.

AND HER MAJESTY doth hereby further direct that this Order, and the said Projet de Loi (a copy whereof is hereunto annexed), be entered upon the Register of the Island of Guernsey and observed accordingly.

AND the Lieutenant Governor and Commander-in-Chief of the Island of Guernsey, the Bailiff and Jurats, and all other Her Majesty's Officers for the time being in the said Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

W. G. Agnew.



Projet de Loi referred to in the foregoing
Order in Council

PROJET DE LOI

ENTITLED

The States Board of Administration (Transfer of Functions) Law, 1974

THE STATES, in pursuance of their Resolution of the twelfth day of December, nineteen hundred and seventy-three, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Herm and Jethou.

PART I

1. (1) The powers and functions vested in the States Board of Administration (hereinafter referred to as "the Board") under the Explosives (Guernsey) Law, 1905(a), are hereby transferred to and vested in the States Labour and Welfare Committee.

Transfer of certain functions from Board of Administration to Labour and Welfare Committee.

(2) In addition to the powers and functions transferred and vested under the provisions of subsection (1) of this section there are also hereby so transferred and vested all rights and liabilities enjoyed by, or incumbent on, the Board in or as a result of, the exercise of those powers or functions.

PART II

2. (1) The powers and functions vested in the Board under the Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936(b), are hereby

Transfer of certain functions from Board of Administration to Advisory and Finance Committee.

(a) Ordres en Conseil Vol. III, p. 414.

(b) Ordres en Conseil Vol. X, p. 388.

transferred to and vested in the States Advisory and Finance Committee.

(2) The powers and functions vested in the Board under the Trading Stamps (Guernsey) Law, 1966(c), are hereby transferred to and vested in the States Advisory and Finance Committee.

(3) The powers and functions vested in the Board under section one of the Surf-Riding (Longboards) (Compulsory Third-Party Insurance) (Guernsey) Law, 1969(d), are hereby transferred to and vested in the States Advisory and Finance Committee.

(4) The powers and functions vested in the Board under section one of the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972(e), are hereby transferred to and vested in the States Advisory and Finance Committee.

(5) In addition to the powers and functions transferred and vested under the provisions of subsections (1), (2), (3) and (4) of this section there are also hereby so transferred and vested all rights and liabilities enjoyed by, or incumbent on, the Board in or as a result of, the exercise of those powers or functions.

PART III

Savings.

3. (1) Nothing done by, or in relation to, the Board under or as a consequence of the powers or functions transferred under the provisions of subsection (1) of section one or subsections (1), (2), (3)

(c) Ordres en Conseil Vol. XX, p. 144.

(d) Ordres en Conseil Vol. XXII, p. 2.

(e) Ordres en Conseil No. XXI of 1972.

and (4) of section two of this Law before the coming into force of this Law shall be invalidated by the coming into force thereof.

(2) Anything in process of being done under any of the provisions referred to in sections one or two of this Law by, or in relation to, the Board at the date of the coming into force of this Law, whether by way of legal proceedings or otherwise, may be continued by, or in relation to, the States Labour and Welfare Committee or the States Advisory and Finance Committee, as the case may be.

4. The Laws set out in the left hand column of the Schedule to this Law are hereby amended to the extent set out in the right hand column of that Schedule. **Amendments.**

5. (1) The provisions of this Law, other than subsection (3) of section two thereof, shall have effect in the Island of Guernsey. **Extent.**

(2) The provisions of subsection (3) of section two of this Law shall have effect in the Islands of Guernsey, Herm and Jethou.

(3) The provisions of section four of this Law amending the Laws set out in the left hand column of the Schedule to this Law, other than the said provisions amending the Surf-Riding (Longboards) (Compulsory Third-Party Insurance) (Guernsey) Law, 1969, shall have effect in the Island of Guernsey.

(4) The provisions of section four of this Law amending the provisions of the Surf-Riding (Longboards) (Compulsory Third-Party Insurance) (Guernsey) Law, 1969, shall have effect in the Islands of Guernsey, Herm and Jethou.

Interpreta-
tion.

6. Any reference in this Law to any other enactment shall be construed as including a reference to that enactment as amended, repealed or replaced, extended or applied by or under any other enactment including this Law.

Citation.

7. This Law may be cited as the States Board of Administration (Transfer of Functions) Law, 1974.

Commence-
ment.

8. This Law shall come into force on such date as the States may by Ordinance appoint.

SCHEDULE

Section four

Amendments

Laws amended	Extent of amendment
The Explosives (Guernsey) Law, 1905	In section XVII the words "au Conseil Administratif des Etats" are hereby repealed and the words "au Conseil anglicé "the States Labour and Welfare Committee"" are hereby substituted therefor.
The Road Traffic (Compulsory Third-Party Insurance) (Guernsey) Law, 1936	<p>In paragraph (a) of subsection (3) of section three the words "the States Board of Administration (hereinafter referred to as "the Board")" are hereby repealed and the words "the States Advisory and Finance Committee (hereinafter referred to as "the Committee")" are hereby substituted therefor.</p> <p>In paragraph (b) of subsection (3), and in subsection (4) of section three the words "the Board" where those words occur are hereby repealed and the words "the Committee" are hereby substituted therefor.</p>
The Trading Stamps (Guernsey) Law, 1966	<p>The definition of the expression "the Board" in subsection (1) of section one is hereby repealed and immediately after the definition of the expression "cash value" there is hereby inserted the following additional definition—</p> <p>" "the Committee" means the States Advisory and Finance Committee;".</p>

Laws amended	Extent of amendment
The Trading Stamps (Guernsey) Law, 1966 (continued)	The words "the Board" where those words occur in the Law are hereby repealed and the words "the Committee" are hereby substituted therefor.
The Surf-Riding (Longboards) (Compulsory Third-Party Insurance) (Guernsey) Law, 1969	In subsection (2) of section one the words "by the Board" are hereby repealed and the words "by the States Advisory and Finance Committee" are hereby substituted therefor. In section two the definition of the expression "the Board" is hereby repealed.
The Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972	In subsection (5) of section one the words "by the Board" are hereby repealed and the words "by the States Advisory and Finance Committee" are hereby substituted therefor.

R. H. VIDELO,

Her Majesty's Greffier