

# ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

## **The Oaths and Affirmations Law, 1959.**

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"(Registered on the Records of the Island of Guernsey  
on the 25th day of April, 1959.)"

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PRICE 6D.

# ORDER IN COUNCIL.



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 25th day of April, 1959, before Sir Ambrose James Sherwill, C.B.E., M.C., Bailiff; present :— Sir John Leale, William Robert Freaque Clark, Esquire, Bertram Bartlett, Esquire, O.B.E., Osmond Priaulx, Esquire, Wilfred John Corbet, Esquire, O.B.E., Théophile Le Messurier Allez, Bertram Guy Blampied, Claude Fortescue Nason, Henry Robin Richard and Stanley Walter Gavey, Esquires, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 6th day of April, 1959, ratifying a *Projet de Loi* entitled "The Oaths and Affirmations Law, 1959",—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 and that an extract of this present Act, together with a copy of the said Order in Council, be sent by Her Majesty's Greffier to the Clerk of the Court of Alderney and to the Seneschal of Sark for registration on the records of those Islands respectively, of which Order in Council the tenor followeth :—

# At the Court at Windsor Castle,

The 6th day of April, 1959.

PRESENT,

## The Queen's Most Excellent Majesty.

LORD PRESIDENT

MR. ORMSBY-GORE

SIR MICHAEL ADEANE

MR. BOYD-CARPENTER

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 2nd day of April, 1959, 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 30th day of July, 1958, the States of Deliberation at a meeting held on the 5th day of November, 1958, approved a Bill or “Projet de Loi” entitled “The Oaths and Affirmations Law, 1958,” which Bill is designed to apply to the Bailiwick of Guernsey, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the Chief Pleas of the Island of Sark at a meeting held on the 29th day of December, 1958, considered the said Bill or “Projet de Loi,” when a Resolution was passed

agreeing to the application of the same to Sark.  
 3. That the States of the Island of Alderney at a meeting held on the 20th day of January, 1959, considered the said Bill or "Projet de Loi," when a Resolution was passed agreeing to the application of the same to Alderney. 4. That the said Bill or "Projet de Loi" now entitled "The Oaths and Affirmations Law, 1959," 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 Oaths and Affirmations Law, 1959," and to order that the same shall have force of law in the Bailiwick of Guernsey.'

"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 Bailiwick of Guernsey.

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 Oaths and Affirmations Law, 1959**

THE STATES, in pursuance of their Resolution of the thirtieth day of July, nineteen hundred and fifty-eight, 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.

1. Every person upon objecting to being sworn and stating, as the ground of such objection, either that he has no religious belief or that the taking of an oath is contrary to his religious belief shall be permitted to make his solemn affirmation instead of taking an oath in all places and for all purposes where an oath is or shall be required by law, which affirmation shall be of the same force and effect as if he had taken an oath, and if any person making such affirmation shall wilfully affirm any matter which he knows to be false or does not believe to be true he shall be guilty of an offence and liable, on conviction, to a term of imprisonment not exceeding two years.

2. Every such affirmation as aforesaid shall be in the form as follows—

“I, ..... do solemnly,  
sincerely and truly declare and affirm ”

and then proceed with the words of the oath omitting any words of imprecation or calling to witness.

3. Where an oath has been duly administered and taken, the fact that the person to which the same was administered had, at the time of taking such oath, no religious belief shall not for any purpose affect the validity of such oath.

4. In Article nineteen of the Law entitled "Loi relative aux Preuves" registered on the eighth day of July, eighteen hundred and sixty-five, all the words beginning with the words "Bien entendu" to the end of that Article are hereby deleted and Article twenty of that Law is hereby repealed.

R. H. VIDELO,

Her Majesty's Greffier.