

# ORDER IN COUNCIL

**II**

**1985**

ratifying a Projet de Loi

ENTITLED

## **The Building and Development Control (Amendment) (Alderney) Law, 1985**

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(Registered on the Records of the Island of Guernsey  
on the 7th day of May, 1985.)

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1985

# ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 7th day of May, 1985 before Sir Charles Frossard, Kt., Bailiff, present:—Albert Richard McCartney Straw, Donald Pescott Plummer, Esquires, Sydney Haydn Heard, Esquire, M.B.E., Brian Ernest Herbert Joy, Esquire, Charles Henry Hodder, Esquire, O.B.E., Harry Wilson Bisson, Herbert Nicolle Machon, James de Sausmarez Carey, John Christopher Bulstrode, Geoffrey Ernest Le Page, Stanley Walter John Jehan and Raymond Arthur Heaume, Esquires, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 20th day of March, 1985, approving and ratifying a *Projet de Loi* of the States of Alderney entitled “The Building and Development Control (Amendment) (Alderney) Law, 1985”, the Court, having heard Her Majesty’s Comptroller 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, for registration on the records of that Island, of which Order in Council the tenor followeth:—

# At the Court at Buckingham Palace

The 20th day of March 1985

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 14th day of March 1985 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 a humble Petition of Jon Kay-Mouat, Esquire, President of the States of Alderney, setting forth:

‘That at a meeting of the States of Alderney held on the 2nd day of May 1984 the States adopted a Resolution that a *Projet de Loi* entitled “The Building and Development Control (Amendment) (Alderney) Law, 1985” be approved: That at the meeting of the States aforesaid Your Humble Petitioner was authorised to present to Your Majesty in Council a Petition that the said *Projet de Loi* be sanctioned: That the said *Projet de Loi* is 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 *Projet de Loi* entitled “The Building and Development Control (Amendment) (Alderney) Law, 1985” and to order that the same shall have the force of Law within the Island of Alderney.’

“THE LORDS OF THE COMMITTEE, in obedience to Your Majesty’s said Order of Reference, have taken the said Petition and the Projet de Loi annexed thereto 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, and it is hereby ordered, that the same shall have the force of law within the Island of Alderney.

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, of the said Island of Guernsey, and also the Jurats of the said Island of Alderney, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

*G. I. de Deney.*



Projet de Loi referred to in the foregoing  
Order in Council.

## PROJET DE LOI

ENTITLED

### **The Building and Development Control (Amendment) (Alderney) Law, 1985**

THE STATES, in pursuance of their Resolution of the 7th day of September, 1983, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Island of Alderney.

1. Immediately after section 34(2) of the Building and Development Control (Alderney) Law, 1975, as amended(a), there is hereby inserted the following additional subsection numbered "(3)"—

Amend-  
ment to  
Law of 1975.

"(3) For the avoidance of doubt it is hereby declared that for the purposes of the definition of the expression "development" the use as two or more separate dwellings of any building previously used as a single dwelling involves a material change in the use of that building and of each part thereof of which is so used."

2. This Law may be cited as the Building and Development Control (Amendment) (Alderney) Law, 1985.

Citation.

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(a) Ordres en Conseil Vol. XXV, p. 8; Vol. XXVI, p. 560.

Collective  
title.

3. This Law and the Building and Development Control (Alderney) Laws, 1975 and 1978, may be cited together as the Building and Development Control (Alderney) Laws, 1975 to 1985.

Commence-  
ment.

4. This Law shall be deemed to have come into force on the 25th day of August, 1983.

K. H. TOUGH,

Her Majesty's Greffier.