

PROJET DE LOI

ENTITLED

Loi ayant rapport à la protection de Noms, d'Uniformes et d'Uniformes et d'Insignes d'Associations incorporées par Charte Royale *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

© States of Guernsey

* Ordres en Conseil Vol. VIII, p. 249; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278). This Law is applied to the Island of Herm by the Herm Laws Ordinance, 1948 (Recueil d'Ordonnances Tome IX, p. 247).

PROJET DE LOI

ENTITLED

Loi ayant rapport à la protection de Noms, d'Uniformes et d'Uniformes et d'Insignes d'Associations incorporées par Charte Royale

ARRANGEMENT OF ARTICLES

Définitions

- I. Définitions.
- II. Unauthorised use of protected badge, uniform, name, etc., forbidden.
- III. Exceptions.
- IV. Penalty for infraction.

PROJET DE LOI

ENTITLED

Loi ayant rapport à la protection de Noms, d'Uniformes et d'Uniformes et d'Insignes d'Associations incorporées par Charte Royale

ATTENDU QU'IL convient de légiférer pour la protection de noms, d'uniformes et d'insignes des associations incorporées par Charte Royale qui sont protégés par Ordre de Sa Majesté en Conseil en vertu de l'Acte du Parlement intitulé "The Chartered Associations (Protection of Names and Uniforms) Act, 1926", la loi qui ensuit, rédigée en anglais, aura force dans cette Île.

Définitions

Definitions.

I. For the purposes of this law an "**Association**" means an association protected under the provisions of the Chartered Associations (Protection of Names and Uniforms) Act, 1926.

NOTE

The Law is applied to the Island of Herm by the Herm Laws Ordinance, 1948 (Application of Existing Insular Legislation (Extension to Herm) Ordinance, 1948), Article 1, Schedule, Part I, with effect from 13th March, 1948.

Unauthorised use of protected badge, uniform, name, etc., forbidden.

II. Where by an Order of His Majesty in Council made on the application of any association in pursuance of the above-mentioned Act the use by an association of any name, designation, uniform or badge has been protected, a person shall not, without the authority of the Association, use the name, designation, uniform or badge, the use of which is so protected, or any name, designation, uniform or badge so closely resembling the name, designation, uniform or badge, the use of which is protected as to lead to the belief that it is that name, designation, uniform or badge.

Exceptions.

III. Nothing in this law shall prevent –

- (a) any person from wearing or using any uniform, badge or distinctive marking in the course or for the purpose of a stage play or representation, or a music hall or circus performance, pageant or production of a cinematographic film, if the uniform, badge or distinctive mark is not worn or used in such manner or under such circumstances as to bring it into contempt,
- (b) the continual use of any mark or device which has been *bona fide* used as a trade mark before the coming into force of this law.

Penalty for infraction.

IV. If any person acts in contravention of this law he shall be liable in respect of each offence, on summary conviction, to a fine not exceeding [level 1 on the uniform scale].

NOTES

In Article IV, the words and figure in square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.

The Law received Royal Sanction on 21st December, 1928 and was registered on the Records of the Island of Guernsey and came into force on 21st January, 1929.
