

ORDER IN COUNCIL

IX
1992

ratifying a Projet de Loi

ENTITLED

The Saint Anne's Trust (Alderney) Law, 1992

(Registered on the Records of the Island of Guernsey
on the 18th January, 1993.)



1992

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 18th day of January, 1993 before Graham Martyn Dorey, Esquire, Bailiff; present:—Harry Wilson Bisson, Herbert Nicolle Machon, Geoffrey Ernest Le Page, Stanley Walter John Jehan, Raymond Arthur Heaume, Esquires, Mrs. Dorothy Winifred Le Pelley, Leonard Arthur Moss, John Edward Morris, Charles Anthony Spensley, Kenneth John Rowe, Lawrence Oscar Ozanne and John Richard Rowe Henry, Esquires, Jurats.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 28th day of October, 1992, approving and ratifying a *Projet de Loi* entitled “The Saint Anne’s Trust (Alderney) Law, 1992”, THE COURT, after the reading of the said Order in Council and after having heard Her Majesty’s Procureur thereon, ordered:—

1. That the said Order in Council be registered on the records of this Island; and
2. 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 28th day of October 1992

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 September 1992 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 6th day of May, 1992, the States adopted a Resolution that a Projet de Loi entitled “The Saint Anne’s Trust (Alderney) Law, 1992”, 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 be graciously pleased to grant Your Royal Sanction to the Projet de Loi entitled “The Saint Anne’s Trust (Alderney) Law, 1992” and order that the same shall have 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

(No.IX - 1992)

PROJET DE LOI

ENTITLED

The Saint Anne's Trust (Alderney) Law, 1992

THE STATES, in pursuance of their Resolution of the 15th day of January, 1992, 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:—

Sale of Trust property

1. All property held under the Saint Anne's Club Trust ("the 1920 Trust") may, notwithstanding any provision thereof, be sold by the Trustees.

Dissolution of Trust

2. The 1920 Trust shall, upon completion of the sale authorised by section 1, be dissolved.

Establishment of new Trust

3. Upon the dissolution of the 1920 Trust, the net proceeds of the sale authorised by Section 1 ("the proceeds of sale") shall be held upon a new trust to be known as the Saint Anne's Trust ("the new trust").

Trustees

4. The trustees of the new trust shall be the persons for the time being holding the offices of the President of the States of Alderney, the Treasurer thereof and the Chairman of the Court of Alderney.

Purposes

5. The trustees of the new trust shall hold the proceeds of sale and any income thereof for charitable purposes generally in the Island of Alderney and may—

(a) apply any part of the capital or income for those purposes;

(b) invest any part of the capital or income which is not so applied; and

(c) vary any such investment;

in such manner and to such extent as, in their absolute discretion, they think fit.

Interpretation

6. In this Law “the Saint Anne’s Club Trust” means the trust created in or about 1920 for the purpose of establishing a social club for the use and benefit of ex-service men and others in the Island of Alderney, the trust being the subject of an indenture of the 24th November, 1948 made between Nicholas William Gaudion of the one part and Frederick William Mariette, Charles Henry Richards, Frederick Peter Baron, Peirson Denton Sumner and John Frederick Hamond of the other part.

Citation

7. This Law may be cited as the Saint Anne’s Trust (Alderney) Law, 1992.