

ORDER IN COUNCIL

XVIII
1990

ratifying a Projet de Loi

ENTITLED

**The States Children Board
(Amendment) (Bailiwick of Guernsey)
Law, 1990**

(Registered on the Records of the Island of Guernsey
on the 1st October, 1990.)



1990

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 1st day of October, 1990 before Sir Charles Frossard, Kt., Bailiff; present:—Harry Wilson Bisson, Herbert Nicolle Machon, James de Sausmarez Carey, Geoffrey Ernest Le Page, Stanley Walter John Jehan, Esquires, Mrs. Dorothy Winifred Le Pelley, Leonard Arthur Moss, John Edward Morris, Charles Anthony Spensley, Kenneth John Rowe and Lawrence Oscar Ozanne, Esquires.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 7th day of June, 1990, approving and ratifying a *Projet de Loi* of the States of Guernsey entitled "The States Children Board (Amendment) (Bailiwick of Guernsey) Law, 1990", 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 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 Buckingham Palace

The 7th day of June 1990

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 29th day of May 1990 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 29th day of April 1987 the States of Deliberation at a meeting held on the 27th day of September 1989 approved a Bill or “Projet de Loi” entitled “The States Children Board (Amendment) (Bailiwick of Guernsey) Law, 1990”, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the States of the Island of Alderney at a meeting held on the 1st day of November, 1989, considered the said “Projet de Loi” when a Resolution was passed agreeing to the application of the same to Alderney. 3. That the Chief Pleas of the Island of Sark at a meeting held on the 17th day of January, 1990, considered the said Bill or “Projet de Loi” when a Resolution was passed agreeing to the application of the same to Sark. 4. That the said Bill or “Projet de Loi” is as 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 Children Board

(Amendment) (Bailiwick of Guernsey) Law, 1990", 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, and 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.

G. I. de Deney

PROJET DE LOI

ENTITLED

The States Children Board (Amendment) (Bailiwick of Guernsey) Law, 1990

THE STATES, in pursuance of their Resolution of the 29th day of April, 1987, 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. The States Children Board and Public Assistance (Guernsey) Law, 1970, as amended, (hereinafter referred to as "the Law of 1970")(a), is hereby amended as follows:—

Amend.
ments to
Law of 1970.

(a) in section 1 thereof the marginal note is deleted and the following marginal note is substituted therefor—

"Establishment of the Board.";

(b) section 2 thereof is repealed and the following section is substituted therefor—

"Constitu-
tion of the
Board.

2. The constitution of the Board shall be such as shall, from time to time, be prescribed by the States by Resolution."

2. On the date of the reconstitution of the Board first occurring as shall be prescribed by the States by Resolution in accordance with the provisions of section 2 of the Law of 1970, as amended by section 1 of this Law, the President and every other member of the former Board in office on that date shall be deemed to have resigned:

Savings.

(a) Ordres en Conseil Vol. XXII, p. 522.

Provided that such President and every such other member shall be deemed lawfully to continue in office during the period between the date of registration of this Law on the records of the Island of Guernsey and the date of the reconstitution of the Board as aforesaid and the acts of the former Board during such aforesaid period shall be valid and binding for all purposes and on all persons accordingly and anything in process of being done under or by virtue of the Law of 1970 by, or in relation to the former Board, at such aforesaid date, whether by way of legal proceedings or otherwise, may be continued by, or in relation to the reconstituted Board and in this section, the expression "former Board" means the Board constituted under the Law of 1970, the expression "reconstituted Board" means the Board constituted under the Law of 1970 as amended by this Law and the expression "Board" shall be construed accordingly.

Interpreta-
tion.

3. Except where the context otherwise requires, any reference in this Law to any other enactment shall be construed as including a reference to that enactment as amended, repealed, replaced, extended or applied by or under any other enactment including this Law.

Construc-
tion.

4. This Law shall be construed as one with the Law of 1970.

Citation.

5. This Law may be cited as the States Children Board (Amendment) (Bailiwick of Guernsey) Law, 1990.

K. H. TOUGH,
Her Majesty's Greffier.