
(Registered on the Records on the 25th April, 1960.)

AT THE COURT AT BUCKINGHAM PALACE,

The 16th day of March, 1960.

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY

LORD CHANCELLOR

LORD PRESIDENT

MR. SECRETARY BUTLER

SIR MICHAEL ADEANE

CHANCELLOR OF THE DUCHY OF LANCASTER

Sark Hall
Trust Law,
1960.

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 3rd day of March, 1960, in the words following, viz.:—

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"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 Sibyl Mary Hathaway, O.B.E., Dame de Sercq, William Baker, Esquire, M.B.E., Seneschal, and John Philip Carré, Esquire, Deputy Prévôt of the Island of Sark, setting forth:—

'1. That, in pursuance of their Resolution of the 21st day of January, 1959, the Chief Pleas of the Island of Sark at a meeting held on the 20th day of January, 1960, approved a Bill or "Projet de Loi" entitled "The Sark Hall Trust Law, 1960". 2. That the said Bill or "Projet de Loi" 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 Chief Pleas of Sark entitled "The Sark Hall Trust Law, 1960" and to order that the same shall have the force of law in the Island of Sark.'

"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,

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that the same shall have the force of Law within the Island of Sark.

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 Bailiwick of Guernsey, the Bailiff and Jurats, and all other Her Majesty's Officers, for the time being, in the said Bailiwick, 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 SARK HALL TRUST LAW, 1960

WHEREAS by a Deed of Gift registered on the Records of the Island of Sark on the fifth day of January, nineteen hundred and twenty-nine, Sibyl Mary Collings, Dame de L'Ile de Serk, then widow of Dudley John Beaumont, Esquire, now widow of Robert Woodward Hathaway, Esquire, conveyed certain premises forming part of a field known as "La Chasse Marette", situate in the Island of Sark, to herself and certain other persons as Trustees, in trust, for the use of the inhabitants, present and future, of the said Island of Sark, for charitable purposes and for the instruction, education, recreation and amusement of the said inhabitants:

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AND WHEREAS one of the conditions of the said Deed was that in the event of the decease, resignation as Trustee or incapacity of Ernest George Mardon, Ethel Sophia Cheesewright, Sybil Victoria Mardon and Francis Noel Mardon, being four of the said Trustees, their successors in office should be appointed by ballot by the Seigneur or Dame, the Seneschal and Vicar of the Island of Sark from among the principal residents of the said Island: PROVIDED that for so long as there should be living in the Island any descendants of the said Ernest George Mardon, willing and able to act as Trustees, then each of the four said Trustees and their respective successors in office should be replaced by a descendant of the said Ernest George Mardon:

AND WHEREAS another of the conditions of the said Deed was that the Trust premises should be managed by a Committee of Management appointed by the Trustees and consisting of nine persons of which two should be chosen from among the Trustees themselves:

AND WHEREAS the said Ernest George Mardon is now deceased and the said Ethel Sophia Cheesewright, Sybil Victoria Mardon and Francis Noel Mardon have resigned from the office of Trustee:

AND WHEREAS there are no descendants of the said Ernest George Mardon residing in the said Island who are willing and able to act as Trustees to fill the vacancies created by the aforementioned decease and resignations:

AND WHEREAS since nineteen hundred and fifty-six the Chief Pleas of Sark have made an annual grant towards the upkeep of the Trust premises without which the Trustees would have been obliged to close the Hall erected on the Trust premises:

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AND WHEREAS the Trustees for the time being are satisfied that it is in the interest of the Trust and are desirous that the Trust premises should henceforth be vested in the Seigneur or the Dame of Sark, as the case may be, the Seneschal of Sark and the Prévôt of Sark, from time to time, to be held in trust for the purposes specified in the said Deed and that the Committee of Management should consist of not more than five members of the Chief Pleas to be elected annually by the Chief Pleas and a Petition to that effect was laid before the Chief Pleas on the twenty-first day of January, nineteen hundred and fifty-nine, praying that legislation be prepared to give effect to the above recited desires of the Trustees:

NOW THEREFORE the Chief Pleas of Sark, in pursuance of their resolution of the twenty-first day of January, nineteen hundred and fifty-nine, 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 Sark.

Property
vested in
Official
Trustees.

1. Subject to the provisions of this Law, there shall, on the appointed day, be transferred to, and vest jointly in, the Seigneur or the Dame of Sark, as the case may be, the Seneschal and the Prévôt of the Island of Sark (hereinafter referred to as "the Official Trustees", which expression shall include the Seigneur or the Dame, the Seneschal and the Prévôt for the time being) all the realty held immediately prior to the appointed day by the Trustees for the time being under the Deed of Gift registered on the Records of this Island on the fifth day of January, nineteen hundred and twenty, together with any personal property held by the said Trustees for the purposes of the Trust, and the Official Trustees shall hold the same and any investments from time to time representing the same together with the income therefrom which may from time to time accrue

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(hereinafter referred to as "the Trust property") in trust for the purposes and subject to the conditions specified in the said Deed of Gift and there shall be transferred to, and vest in, the Official Trustees all rights and liabilities to which the aforesaid Trustees were entitled or subject immediately prior to the appointed day, being rights and liabilities acquired or incurred solely for the purposes of the Trust.

2. (1) The Official Trustees may, from time to time,— Powers of Trustees.

- (a) sell, alienate or convey any of the Trust property;
- (b) invest any monies forming part of the Trust property;
- (c) vary any investment forming part of the Trust property.

(2) The proceeds of any sale, alienation or conveyance of any part of the Trust property and any investment made in pursuance of the provisions of the last foregoing subsection shall, for the purposes of this Law, be deemed to be part of the Trust property.

3. (1) As soon as may be after the appointed day and thereafter annually the Chief Pleas shall elect a Committee of Management for the purposes of managing and administering the Trust property and upon such first election as aforesaid the Committee of Management for the time being constituted immediately prior to the date of such election in accordance with the terms of the Deed of Gift referred to in section one of this Law shall be dissolved. Committee of Management.

(2) The Committee of Management elected in pursuance of the provisions of the last preceding subsection shall consist of not more than five members elected from among the members of the Chief Pleas.

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(3) Where a member of the Committee of Management elected in pursuance of the provisions of this section ceases to hold office a person, being a member of the Chief Pleas, shall be co-opted by the remaining members of the said Committee to complete the unexpired portion of the term of office of the member to be replaced.

(4) The quorum for a meeting of the Committee of Management shall be three members.

(5) The decision of a simple majority of the members of the Committee of Management present and voting at any meeting shall be a decision of the Committee.

Definition
and inter-
pretation.

4. (1) For the purposes of this Law the expression "appointed day" means the day on which this Law comes into force.

(2) The Interpretation (Guernsey) Law, 1948, shall apply to the interpretation of this Law as it applies to the interpretation of an enactment in force in the Island of Guernsey.
