

# ORDER IN COUNCIL

**XVII**

**1997**

ratifying a Projet de Loi

ENTITLED

## **The States Water Supply (Amendment) (Guernsey) Law, 1997**

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(Registered on the Records of the Island of Guernsey  
on the 19th August, 1997.)

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**1997**

# ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 19th day of August, 1997 before Sir Graham Dorey, Bailiff;  
present:- Stanley Walter John Jehan, Leonard Arthur Moss, John  
Edward Morris, Charles Anthony Spensley, Lawrence Oscar  
Ozanne, John Richard Rowe Henry, David Charles Lowe,  
Esquires, Mrs. Eileen May Glass, Laurence Lenfestey Guille,  
Derek Martin Le Page, Stephen Edward Francis Le Poidevin  
and Alan Cecil Bisson, Esquires, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 26th day of June, 1997 approving and ratifying a *Projet de Loi* entitled "The States Water Supply (Amendment) (Guernsey) Law, 1997", THE COURT, after the reading of the said Order in Council and after having heard Her Majesty's Comptroller thereon, ORDERED that the said Order in Council be registered on the records of this Island of which Order in Council the tenor followeth:-

## At the Court of Saint James's

The 26th day of June 1997

PRESENT,

### The Counsellors of State in Council

WHEREAS Her Majesty, in pursuance of the Regency Acts 1937 to 1953, was pleased, by Letters Patent dated the 18th day of June 1997, to delegate to the six Counsellors of State therein named or any two or more of them full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

AND 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 16th day of June 1997 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 9th day of October 1996, the States of Deliberation at a meeting held on the 26th day of February 1997 approved a Bill or "Projet de Loi" entitled "The States Water Supply (Amendment) (Guernsey) Law, 1997", and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. 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 Water Supply (Amendment) (Guernsey) Law, 1997", and to order that the same shall have force of law in the Island 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."

NOW, THEREFORE, His Royal Highness The Prince Charles, Prince of Wales, and His Royal Highness The Prince Andrew, Duke of York, being authorised thereto by the said Letters Patent, have taken the said Report into consideration and do hereby, by and with the advice of Her Majesty's Privy Council, on Her Majesty's behalf, approve of and ratify the said Projet de Loi, and order, and it is hereby ordered, that the same shall have the force of Law within the Island of Guernsey.

AND do 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.

*N. H. Nicholls*

## **The States Water Supply (Amendment) (Guernsey) Law, 1997**

**THE STATES**, in pursuance of their Resolution of 9<sup>th</sup> October, 1996<sup>a</sup>, 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 Guernsey.

### **Power to vary water charges by Order**

1. Immediately after Article 17(4) of the Law entitled "Loi ayant rapport à la Fourniture d'Eau par les États de cette Île aux Habitants de la dite Île" registered on 7th May, 1927<sup>b</sup> as amended<sup>c</sup> there is inserted:

"(5) The Board may from time to time vary water charges by Order, but not so as to result in an increase in those charges as last fixed by an Ordinance of the States under this Article which exceeds the percentage increase if any in the Guernsey Retail Price Index during the period commencing nine months prior to the effective date of that Ordinance and ending on the most recent date for which that Index has been published in a Billet d'État.

(6) Any Order made under this Article must be laid before a meeting of the States as soon as possible and shall, if at that or the next meeting the States resolve to annul it, cease to have effect, but without prejudice to anything done under it or to the making of a new Order."

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<sup>a</sup> on Article 12 of Billet d'État No. XXII of 1996.

<sup>b</sup> Ordres en Conseil Vol. VIII, p. 112.

<sup>c</sup> Ordres en Conseil Vol. XI, p. 236; Vol. XV, p. 274; Vol. XXVI, p. 536; Vol. XXX, pp. 118 and 219; No. VII of 1991; Article 17 was substituted by the States Water Supply (Amendment) (Guernsey) Law, 1978 (Ordres en Conseil Vol. XXVI, p. 536).

**Citation and collective title**

2. (1) This Law may be cited as the States Water Supply (Amendment) (Guernsey) Law, 1997.

(2) This Law and the States Water Supply Laws, 1927 to 1991 may be cited together as the States Water Supply Laws, 1927 to 1997.