

ORDER IN COUNCIL

XII
1991

ratifying a Projet de Loi

ENTITLED

The Court of the Seneschal (Increase of Jurisdiction) (Amendment) (Sark) Law, 1991

(Registered on the Records of the Island of Guernsey
on the 20th August, 1991.)



1991

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 20th day of August, 1991 before Sir Charles Frossard, Kt., 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, Lawrence Oscar Ozanne and John Richard Rowe Henry, Esquires, Jurats.

The Bailiff having this day placed before the Court an Order of The Counsellors of State in Council dated the 21st May, 1991, approving and ratifying a *Projet de Loi* of the Chief Pleas of Sark entitled “The Court of the Seneschal (Increase of Jurisdiction) (Amendment) (Sark) Law, 1991”, THE COURT, after the reading of the said Order in Council and after having heard Her Majesty’s Comptroller 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 Senschal of Sark for registration on the records of that Island, of which Order in Council the tenor followeth:—

At the Court of Saint James

The 21st day of May 1991

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 3rd day of May 1991, 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 2nd day of May 1991, 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 John Michael Beaumont, Esquire, Seigneur of Sark, Lawrence Philip de Carteret, Esquire, Seneschal, and Alfred William John Adams, Esquire, Prévôt of the Island of Sark, setting forth:—

- “1. That, in pursuance of their Resolutions of the 16th day of January 1991, the Chief Pleas of the Island of Sark, at a meeting held on the 16th day of January 1991 approved a Bill or “Projet de Loi” entitled “The Court of the Seneschal (Increase of Jurisdiction) (Amendment) (Sark) Law, 1991”
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 Chief Pleas of Sark entitled “The Court of the Seneschal (Increase

of Jurisdiction) (Amendment) (Sark) Law, 1991”, and to order that the same shall have 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.”

NOW THEREFORE, His Royal Highness The Prince Andrew, Duke of York, and his Royal Highness The Prince Edward, 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 Sark.

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 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.

G. I. de Deney

PROJET DE LOI

ENTITLED

The Court of the Seneschal (Increase of Jurisdiction) (Amendment) (Sark) Law, 1991

THE CHIEF PLEAS OF SARK, in pursuance of their Resolution of the 16th day of January, 1991, 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.

Amendment to the Reform (Sark) Law, 1951

1. In section 23(3) of the Reform (Sark) Law, 1951, as amended(a), for “level 3” where it twice appears substitute “level 4”.

Repeal of 1985 Law

2. The Court of the Seneschal (Increase of Jurisdiction and Transfer of Prisoners) (Amendment) Law, 1985, is hereby repealed.

Citation

3. This Law may be cited as the Court of the Seneschal (Increase of Jurisdiction) (Amendment) (Sark) Law, 1991.

Commencement and application

4. (1) This Law shall come into force on such day as the Chief Pleas of Sark may by Ordinance appoint.

(2) This Law shall apply only in relation to offences committed after it comes into force.

(a) Ordres en Conseil Vol. XV, p. 215; section 23(3) was substituted and amended by Ordres en Conseil Vol. XXIII, p. 200; No. V of 1985; and No. VII of 1989.