

# ORDER IN COUNCIL

**XVII**  
**1989**

ratifying a Projet de Loi

ENTITLED

## **The Hawkers and Non-Resident Traders (Amendment) (Guernsey) Law, 1989**

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(Registered on the Records of the Island of Guernsey  
on the 2nd October 1989.)

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1989

# ORDER IN COUNCIL



## IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 2nd day of October, 1989 before Graham Martyn Dorey, Esquire, Deputy Bailiff; present:— Brian Ernest Herbert Joy, Harry Wilson Bisson, Herbert Nicolle Machon, James de Sausmarez Carey, Geoffrey Ernest Le Page, Stanley Walter John Jehan and Raymond Arthur Heaume, Esquires, Mrs. Dorothy Winifred Le Pelley, Leonard Arthur Moss, John Edward Morris, Charles Anthony Spensley and Kenneth John Rowe, Esquires, Jurats.*

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 2nd day of August, 1989, approving and ratifying a *Projet de Loi* of the States of Guernsey entitled "The Hawkers and Non-Resident Traders (Amendment) (Guernsey) Law, 1989", THE COURT, after the reading of the said Order in Council and after having heard Her Majesty's Procureur 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 at Buckingham Palace**

The 2nd day of August 1989

**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 14th day of July 1989 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 26th day of January 1989 the States of Deliberation at a meeting held on the 29th day of March 1989 approved a Bill or “Projet de Loi” entitled “The Hawkers and Non-Resident Traders (Amendment) (Guernsey) Law, 1989”, 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 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 Hawkers and Non-Resident Traders (Amendment) (Guernsey) Law, 1989", and to order that the same shall have force of law in the Islands of Guernsey, Herm and Jethou.

"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 Islands of Guernsey, Herm and Jethou.

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 Hawkers and Non-Resident Traders (Amendment) (Guernsey) Law, 1989**

THE STATES, in pursuance of their Resolution of the 26th day of January, 1989, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Herm and Jethou.

1. The functions of the States Advisory and Finance Committee and of its President under sections 4(3) and 5(2) of the Hawkers and Non-Resident Traders (Guernsey) Law, 1980(a) ("the 1980 Law") are transferred respectively to the Board and to its President. Transfer of functions.

2. (1) Anything done by or in relation to the States Advisory and Finance Committee or its President under the 1980 Law before the commencement of this Law shall have effect as if done by or in relation to the Board or its President as the case may be. Savings.

(2) Anything in process of being done by or in relation to the said Committee or its President under the 1980 Law at the commencement of this Law may be continued by or in relation to the Board or its President, as the case may be.

3. In this Law "the Board" means the States Board of Trade and Industry or such other Committee or like body of the States as the States may by Ordinance appoint. Interpretation.

4. In the 1980 Law—

Amend-  
ment.

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(a) Ordres en Conseil Vol. XXVII, p. 218.

- (a) in section 4(3) for "States Advisory and Finance Committee" substitute "Board";
- (b) in section 5(2)—
  - (i) for "States Advisory and Finance Committee" substitute "Board";
  - (ii) for "the Committee" substitute "the Board";
- (c) in section 9(1)—
  - (i) for "two pounds and fifty pence" substitute "£5";
  - (ii) for "(4)" substitute "(5)";
- (d) in section 17(1)—
  - (i) immediately before "conviction", wherever it appears, insert "summary";
  - (ii) in paragraph (b) for "level 4" substitute "level 5";
  - (iii) in paragraph (c) immediately before "level 5" insert "twice";
- (e) in section 17(2)—
  - (i) immediately before "conviction" insert "summary";
  - (ii) for "level 3" substitute "level 4";
- (f) in section 20(1) after the definition of "article" insert—
 

"the Board" means the States Board of Trade and Industry or such other Committee or like body of the States as the States may by Ordinance appoint;";
- (g) for the table of fees contained in the First Schedule substitute—

“ FEES PAYABLE ON THE GRANT AND  
RENEWAL OF LICENCES

Type and class of licence (1)	Period of validity (2)	Fee (3)
		£
Class 1 hawker's licence	3 months	15.00
	6 months	30.00
	9 months	45.00
	12 months	60.00
Class 2 and Class 3 hawker's licence	6 months	150.00
	12 months	300.00
Class 1 non-resident trader's licence	12 months	2,000.00
Class 2 non-resident trader's licence	Period of exhibition	50.00

5. This Law may be cited as the Hawkers and Citation.  
Non-Resident Traders (Amendment) (Guernsey)  
Law, 1989.

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