

# ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

## **The Non-Contributory Pensions (Guernsey) (Amendment) Law, 1959**

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(Registered on the Records of the Island of Guernsey  
on the 11th day of July, 1959.)

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1959.

**VIII**  
**1959**

## ORDER IN COUNCIL.



IN THE ROYAL COURT OF THE ISLAND OF GUERNS...

*The 11th day of July, 1959, before Sir Ambrose James Sherwill, C.B.E., M.C., Bailiff; present : Sir John Leale, William Robert Freake Clark, Esquire, Bertram Bartlett, Esquire, O.B.E., Donald Carey Brock, Esquire, C.B.E., Osmond Priaulx, Esquire, Wilfred John Corbet, Esquire, O.B.E., Théophile Le Messurier Allez, Bertram Guy Blampied, Esquires, Richard Edward Gibson, Esquire, O.B.E., Claude Fortescue Nason, Henry Robin Bichard and Stanley Walter Gavey, Esquires, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 15th day of June, 1959, ratifying a *Projet de Loi* entitled "The Non-Contributory Pensions (Guernsey) (Amendment) Law, 1959,"—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 15th day of June, 1959.

PRESENT,

## The Queen's Most Excellent Majesty.

LORD PRESIDENT

MR. SECRETARY WARD

SIR DAVID ECCLES

SIR REGINALD MANNINGHAM-BULLER

MR. AUBREY JONES

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 June, 1959, 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 17th day of December, 1958, the States of Deliberation at a meeting held on the 22nd day of April, 1959, approved a Bill or ‘Projet de Loi’ entitled ‘The Non-Contributory Pensions (Guernsey) (Amendment) Law, 1959’ 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 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 States of Guernsey entitled 'The Non-Contributory Pensions (Guernsey) (Amendment) Law, 1959' and to order that the same shall have force of law in the Islands of Guernsey, Herm and Jethou.'

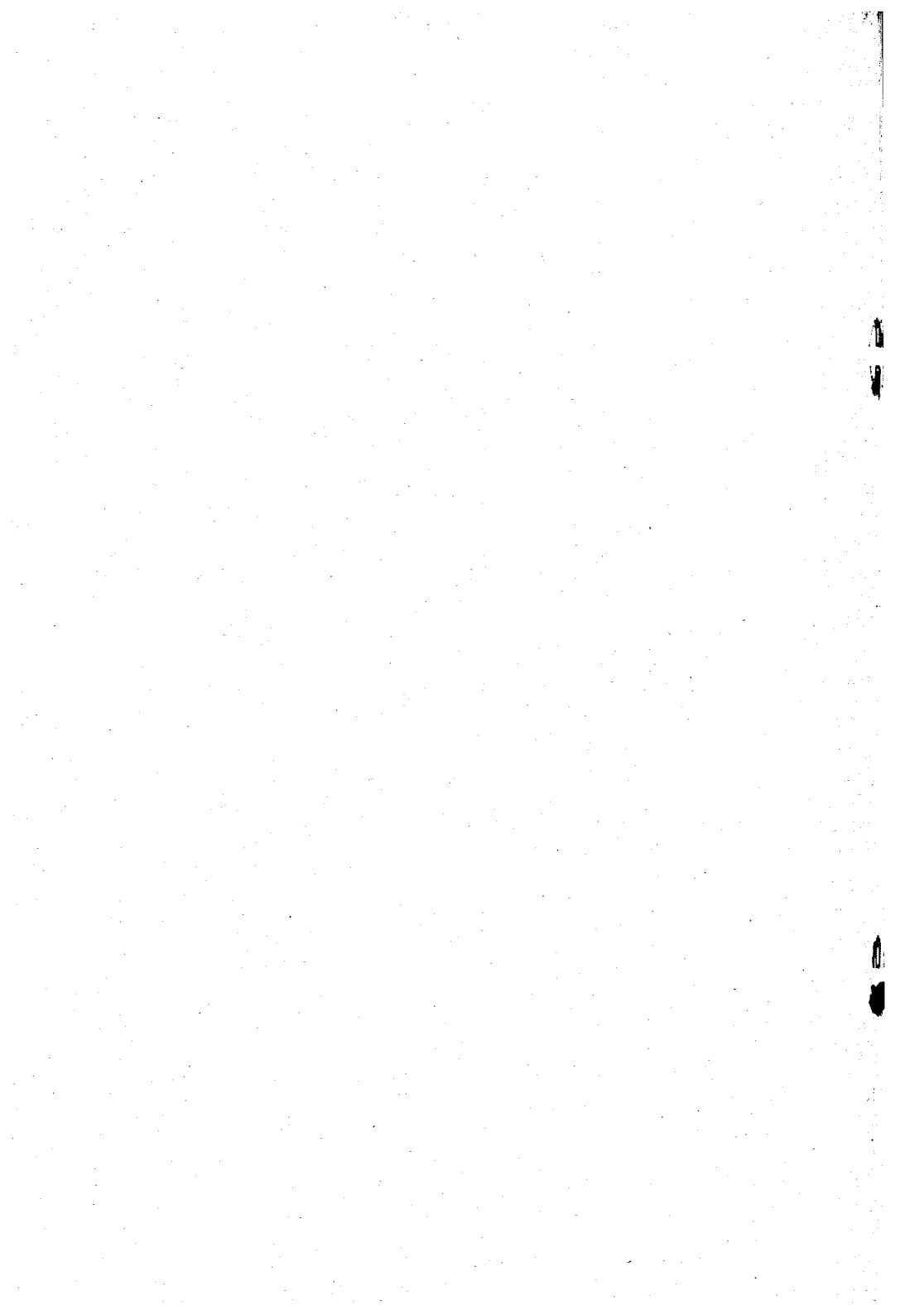
"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration, and do this day agree humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer 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, as 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.

W. G. AGNEW.



Projet de Loi referred to in the foregoing  
Order in Council.

## PROJET DE LOI

ENTITLED

### **The Non-Contributory Pensions (Guernsey) (Amendment) Law, 1959.**

THE STATES, in pursuance of their Resolution of the seventeenth day of December, nineteen hundred and fifty-eight, 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 Non-Contributory Pensions (Guernsey) Law, 1955, is hereby amended as follows, that is to say:—

Amendment  
of Law of  
1955.

(a) in subsection (3) of section five thereof the words "and, in the event of the insolvency of a person in receipt of a pension, the pension shall not pass to any trustee or other person acting on behalf of his creditors" shall be inserted immediately after the words "a pension shall be void";

(b) at the end of section six thereof there is hereby inserted the following subsection—

"(3) The Authority may pay the whole or any part of the expenses incurred in connection with the burial or cremation—

- (a) of any person who was immediately before his death a person to whom this Law applied;
- (b) of the spouse or of a dependant of any person who was at the time of the death of his spouse or dependant, as the case may be, a person to whom this Law applied.”;
- (c) subsection (2) of section eight thereof is hereby repealed and the following subsection is hereby substituted therefor—  
 “(2) A pension shall not be paid to or in respect of a person when that person is absent from Guernsey:  
 PROVIDED that the Authority may, if it thinks fit, pay a pension to or in respect of any person who is temporarily absent from Guernsey for so long as, and subject to such conditions as, the Authority may direct.”;
- (d) in subsection (1) of section thirteen thereof, the words “Where a person applying for” are hereby repealed and the words “Subject to the provisions of any Ordinance made under this Law, where a person applying for” are hereby substituted therefor.

Citation.

2. This Law and the Non-Contributory Pensions (Guernsey) Law, 1955, may be cited together as the Non-Contributory Pensions (Guernsey) Laws, 1955 and 1959.

R. H. VIDELO,

Her Majesty's Greffier.