

# PROJET DE LOI

ENTITLED

## **The Married Couples (Joint Accounts) (Sark) Law, 1975 \***

*[CONSOLIDATED TEXT]*

### **NOTE**

*This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from the Greffier, La Chasse Marette, Sark, GY10 1SF.*

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\* Ordres en Conseil, Vol. XXV, p. 72; as amended by the Same-Sex Marriage (Consequential and Miscellaneous Amendments and Contrary Provisions) (Sark) Ordinance, 2020 (Sark Ordinance No. II of 2020).

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## **The Married Couples (Joint Accounts) (Sark) Law, 1975**

### ARRANGEMENT OF SECTIONS

1. Monies in securities standing in joint names of spouses on death of either.
2. Citation, interpretation and commencement.

## **The [Married Couples (Joint Accounts) (Sark) Law, 1975]**

**THE CHIEF PLEAS OF SARK**, in pursuance of their Resolution of the third day of October, nineteen hundred and seventy-three, 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.

### **Monies in securities standing in joint names of spouses on death of either.**

1. (1) For the avoidance of doubt it is hereby declared that any deposit in any post office or other bank, any annuity, sum, share, stock, debenture, debenture stock or other interest standing in the joint names of a [married couple] at the time of death of either of them shall, unless and until the contrary is proved, be deemed to be the absolute property of the survivor of them.

(2) Nothing in subsection (1) of this section shall be construed so as to derogate from any provision contained in or made under any other enactment.

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### **NOTES**

*The title to this Law was substituted by the Same-Sex Marriage (Consequential and Miscellaneous Amendments and Contrary Provisions) (Sark) Ordinance, 2020, section 1, Schedule 1, paragraph 6(1), with effect from 23rd April, 2020.*

*In section 1, the words in square brackets were substituted by the Same-Sex Marriage (Consequential and Miscellaneous Amendments and Contrary Provisions) (Sark) Ordinance, 2020, section 1, Schedule 1, paragraph 6(2)(a), with effect from 23rd April, 2020.*

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### **Citation, interpretation and commencement.**

2. (1) This Law may be cited as the [Married Couples (Joint Accounts) (Sark) Law, 1975].

(2) The Interpretation (Guernsey) Law, 1948<sup>a</sup>, shall apply to the interpretation of this Law as it applies to the interpretation of a Guernsey enactment.

(3) This Law shall come into force on the seventh day next following the date of the registration of this Law on the Records of the Island of Guernsey.

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**NOTES**

*In section 2, the words in square brackets were substituted by the Same-Sex Marriage (Consequential and Miscellaneous Amendments and Contrary Provisions) (Sark) Ordinance, 2020, section 1, Schedule 1, paragraph 6(2)(b), with effect from 23rd April, 2020.*

*The Law was registered on the Records of the Island of Guernsey on 3rd June, 1975.*

*The Interpretation (Guernsey) Law, 1948 has since been repealed by the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, section 28(a), with effect from 1st October, 2018.*

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<sup>a</sup> Ordres en Conseil Vol. XIII, p. 355.