

ORDER IN COUNCIL

**XXV
1950**

ratifying a Projet de Loi

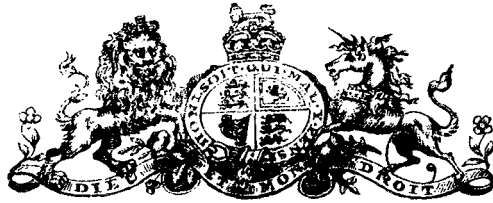
ENTITLED

The States Committees (Special Provisions (Guernsey) Law, 1950

**(Registered on the Records of the Island of Guernsey
on the 2nd day of December, 1950.)**



ORDER IN COUNCIL.



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY.

*The 2nd day of December, 1950, before Sir Ambrose James Sherwill, C.B.E., M.C., Bailiff; present :—
Osmond Priaulx Gallienne, Esquire, Ernest de Garis, Esquire, O.B.E., Sir John Leale, Arthur Falla, Walter John Sarre, Esquires, Richard Henry Johns, Esquire, O.B.E., William Robert Freake Clark, Walter John Gavey, Ernest Francis Lainé, Bertram Bartlett, Esquires, and Donald Carey Brock, Esquire, C.B.E., Jurats.*

The Bailiff having this day placed before the Court an Order of His Majesty in Council dated the 2nd day of November, 1950, ratifying a *Projet de Loi* entitled "The States Committees (Special Provisions) (Guernsey) Law, 1950",—the Court, after the reading of the said Order in Council and after having heard His 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 November, 1950.

Present,

The King's Most Excellent Majesty.

LORD PRESIDENT

MR. WILSON

MR. STRAUSS

MR. MARQUAND.

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 31st day of October, 1950, in the words following, viz. :—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 18th day of December, 1936, 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 May, 1950, the States of Deliberation at a meeting held on the 11th day of October, 1950, approved a Bill or “Projet de Loi” entitled “The States Committees (Special Provisions) (Guernsey) Law, 1950,” 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 States Committees (Special Provisions) (Guernsey) Law, 1950,” 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.”

HIS MAJESTY having taken the said Report into consideration is pleased, by and with the advice of His 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 Island of Guernsey.

AND HIS 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 His 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.

E. C. E. Leadbitter.

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

PROJET DE LOI

ENTITLED

“The States Committees (Special Provisions) (Guernsey) Law, 1950”.

WHEREAS the States, by their Resolution dated the 17th day of May, 1950, made decisions in relation to the filling of vacancies from time to time occurring in the office of President of any of the States' committees envisaged by the said Resolution, to the term of such office, and generally in relation to the composition of States' committees:

AND WHEREAS that Resolution, in so far as it is not inconsistent with the provisions of any enactment, became operative immediately:

AND WHEREAS it is expedient that that Resolution should be of general application and that such legislative changes should be made as are necessary to effect this purpose:

NOW THEREFORE the States, in pursuance of their aforesaid Resolution, have approved the following provisions which, subject to the Sanction of His Most Excellent Majesty in Council, shall have force of law in this Island:—

1. Any enactment now in force which provides that the President of any States' committee shall be elected otherwise than by the States shall henceforth have effect as though it contained a provision that, on the occurrence of a vacancy in the office of President of that committee, the vacancy shall be filled by election by the States.

2. (1) Any enactment now in force which prescribes the period of office of a President of a States' committee shall on and after the next occurrence of a vacancy in the office of that President have effect as though it prescribed that the period of office of that President shall expire on the 31st day of January on which he completes a period of three years of office or, if his period of office does not expire on such a day, on the 31st day of January next following the date on which he completes such a period of office :

PROVIDED THAT as respects the period of office current at the date of the commencement of this Law of any such President in office otherwise than by election of the States, the enactment shall be deemed to prescribe that that period of office shall expire on the 31st day of January next thereafter.

(2) Any provision of an enactment now in force whereby, on a President of a States' committee ceasing to hold office otherwise than by effluxion of time his successor is to hold office only for the unexpired portion of the period of office of the President to be replaced, shall cease to have effect.

3. Notwithstanding the provisions of Article 18 of the Reform (Guernsey) Law, 1948, any President of a States' committee having or having had at the time of his election to office a seat in the States shall, on ceasing to have such a seat, be deemed to have tendered his resignation to the President of the States for their consideration.

4. Notwithstanding that the composition of any States' committee is prescribed by enactment, the States are hereby empowered to vary the same by resolution :

PROVIDED THAT no such resolution shall have the effect of reducing the number of members required by such enactment to have a particular qualification for membership or of altering in their case any such qualification.

5. Notwithstanding any provision in this Law or in any other enactment now or hereafter in force prescribing the duration of the period of office of a President or any member of a States' committee, the States may by resolution terminate that period of office on a date earlier than that on which it would otherwise terminate.

6. In section 1 of the States Committees (Guernsey) Law, 1949, there shall be inserted between the word "Committee" and the word "shall" the words and brackets following:—

"(except a Member, other than the President, of the States Insurance Authority)".

7. In this Law, the expression "committee" shall include any body styled an Authority, Board, Council or otherwise.

8. This Law shall come into operation on the date on which the Order of His Majesty in Council sanctioning the same is registered on the Records of this Island.

JAMES E. LE PAGE,
H.M. Greffier.