

(Enregistré sur les Records le 2 Mai 1904.)

AT THE COURT AT BUCKINGHAM PALACE,

The 21st day of April, 1904.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY

LORD PRESIDENT

EARL OF KINTORE

SIR SAVILE CROSSLEY.

Loi relative
aux Appels.

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 11th day of April, 1904, in the words following, viz. :—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 24th day of January, 1901, to refer unto this Committee the humble Petition of the States of the Island of Guernsey, dated the 12th March, 1904, setting forth—1. That there has been for a long time past and there is now a practice in that Island of allowing a Defendant to an Action as a matter of right to consent to a Judgment against himself in the Lower

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Court (Cour Ordinaire) and at the same time to reserve a right of appeal therefrom to the Superior Court (Cour des Jugements); that it is difficult to trace the origin of the practice; that it is usually resorted to by a Defendant who has no real Defence to the Action; that the Appeal in such a case is seldom argued; and it has become a mere device for gaining time; 2. That at the Court of Chief Pleas held on the 18th January, 1904, the Court, after hearing the Crown Officers and others, adopted the Bill or 'Projet de Loi' set forth in the Schedule to the Petition, and the Bailiff was requested to submit the same to the States for their consideration with a view to its being presented, if approved, to Your Majesty for Your Royal Sanction; 3. That the Bill or Projet in question was duly submitted to the States; and at a meeting of that body held on the 9th day of March 1904 the same was approved and adopted without alteration, and most humbly praying that Your Majesty would be graciously pleased to sanction the Bill or Projet de Loi intituled 'Loi relative aux Appels' as the same is set forth in the Schedule to the Petition, and to order and direct that as from the date of Registration of the Order to be made thereon the said Bill or Projet might have the force of Law within the Island of Guernsey:

"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have this day taken the said Petition into consideration, and do 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 entitled 'Loi relative aux Appels.'"

HIS MAJESTY, having taken the said Report into consideration, is pleased, by and with the advice

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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 or 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.

A. W. FITZ ROY.
