

ORDER IN COUNCIL

II
1987

ratifying a Projet de Loi

ENTITLED

The Reform (Amendment) (Guernsey) Law, 1987

(Registered on the Records of the Island of Guernsey
on the 19th May, 1987.)



1987.

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 19th day of May, 1987 before Sir Charles Frossard, Kt., Bailiff; present: Donald Pescott Plummer, Brian Ernest Herbert Joy, Esquires, Charles Henry Hodder, Esquire, O.B.E., Herbert Nicolle Machon, James de Sausmarez Carey, John Christopher Bulstrode, Geoffrey Ernest Le Page, Stanley Walter John Jehan, Raymond Arthur Heaume, Esquires, Mrs. Dorothy Winifred Le Pelley and Leonard Arthur Moss, Esquire, Jurats.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 18th day of March, 1987 approving and ratifying a *Projet de Loi* entitled "The Reform (Amendment) (Guernsey) Law, 1987", the Court, after the reading of the said Order in Council and after having heard Her Majesty's Comptroller 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 18th day of March 1987

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 10th day of March 1987 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 6th day of August 1986, the States of Deliberation at a meeting held on the 30th day of October 1986 approved a Bill or “Projet de Loi” entitled “The Reform (Amendment) (Guernsey) Law, 1987”, 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 as 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 Reform (Amendment) (Guernsey) Law, 1987”, 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 Reform (Amendment) (Guernsey) Law, 1987

THE STATES, in pursuance of their Resolution of the 6th day of August, 1986, 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. Article 3 of the Reform (Guernsey) Law, 1948, as amended(a), is hereby further amended as follows:—

Amend-
ment of Law
of 1948.

(a) in paragraph (1) thereof the words “paragraphs (2) and (3)” are repealed and the words “paragraphs (2), (3), (4) and (5)” are substituted therefor;

(b) immediately before the beginning of paragraph 2 thereof the following additional words are inserted—

“Subject to the provisions of paragraphs (4) and (5) of this Article”;

(c) immediately before the beginning of paragraph 3 thereof the following additional words are inserted—

(a) Ordres en conseil Vol. XIII, p.288; Vol. XIV, p.407; Vol. XV, p.279; Vol. XVI, p.178; Vol. XVIII, p.275; Vol. XIX, pp.84 and 140; Vol. XXII, p.122; Vol. XXIII, p.476; Vol. XXV, p.326; Vol. XXVI, p.255; No. XXV of 1984; No. VIII of 1985.

“Subject to the provisions of paragraphs (4) and (5) of this Article”;

- (d) immediately after paragraph (3) thereof there are inserted the following additional paragraphs numbered “(4)” and “(5)”—

“ (4) Notwithstanding the provisions of paragraphs (1), (2) and (3) of this Article any resolution of the States of Deliberation directing the preparation of legislation to repeal or vary any of the provisions of this Law which is carried by a majority of less than two-thirds of the members present and voting shall not be deemed to have been carried before the expiration of seven days from the date of the resolution:

Provided that where before the expiration of the aforesaid seven days an application in writing signed by not less than seven members of the States of Deliberation is made in that behalf to the President such resolution shall be brought back before the States of Deliberation by the President as soon as may be after the expiration of three months from the date of the resolution whereupon such resolution shall be declared lost unless confirmed by a simple majority.

(5) Notwithstanding the provisions of paragraphs (1), (2) and (3) of this Article any resolution of the States of Deliberation approving a *Projet de Loi*

intended to repeal or vary any of the provisions of this Law and authorising the Bailiff to present a most Humble Petition to Her Majesty in Council praying for Her Royal Sanction thereto which is carried by a majority of less than two-thirds of the members present and voting shall not be deemed to have been carried before the expiration of seven days from the date of the resolution:

Provided—

- (i) that where before the expiration of the aforesaid seven days an application in writing signed by not less than seven members of the States of Deliberation is made in that behalf to the President such resolution shall be brought back before the States of Deliberation by the President as soon as may be after the expiration of three months from the date of the resolution whereupon such resolution shall be declared lost unless confirmed by a simple majority;

and

- (ii) that the provisions of this paragraph shall not apply to a resolution approving a *Projet de Loi* in respect of which the resolution directing the preparation of the necessary legislation was confirmed

in accordance with the provisions of the proviso to paragraph (4) of this Article.”.

Citation 2. This Law may be cited as the Reform (Amendment) (Guernsey) Law, 1987.

Collective title. 3. This Law and the Reform (Guernsey) Laws, 1948 to 1985, may be cited together as the Reform (Guernsey) Laws, 1948 to 1987.

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