

ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

The Natural Beauties (Amendment) (Alderney) Law, 1970

(Registered on the Records of the Island of Guernsey
on the 15th day of December, 1970.)



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ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 15th day of December, 1970, before Sir William Arnold, Kt., C.B.E., Bailiff; present :—Bertram Guy Blampied, Esquire, O.B.E., Claude Fortescue Nason, Stanley Walter Gavey, Esquires, Gilbert Carey de Jersey, Esquire, C.B., Albert Victor Dorey, Esquire, Laurence Francis de Vic Carey, Esquire, C.B., C.B.E., D'Arcy George Le Tissier, William Burton Fox, Esquires, Edward James Lainé, Esquire, C.B.E., D.F.C., Jean Le Pelley and Walter Francis Robin, Esquires, Jurats.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 11th day of November, 1970, ratifying a *Projet de Loi* of the States of Alderney entitled "The Natural Beauties (Amendment) (Alderney) Law, 1970", 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 and that an extract of this present Act, together with a copy of the said Order in Council, be sent by Her Majesty's Greffier to the Clerk of the Court of Alderney for registration on the records of that Island, of which Order in Council the tenor followeth:—

At the Court at Buckingham Palace

The 11th day of November 1970

PRESENT,

The Queen's Most Excellent Majesty.

LORD PRESIDENT

EARL ST. ALDWYN

MR. SECRETARY WALKER

MR. GODBER

MR. FERNYHOUGH

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 16th day of October 1970, 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 a humble Petition of Leslie Wells, Esquire, Vice President of the States of Alderney, setting forth:

‘That at a meeting of the States of Alderney held on the fourth day of September 1970 the States adopted a Resolution that a *Projet de Loi* entitled “The Natural Beauties (Amendment) (Alderney) Law, 1970” be approved: That at the meeting of the States aforesaid Your Humble Petitioner was authorised to present to Your Majesty in Council a Petition that the said *Projet de Loi* be sanctioned: That the said *Projet de Loi* is set forth in the words and figures of the Schedule hereunto annexed: And most humbly praying that Your Majesty might be graciously pleased to grant Your Royal Sanction to the *Projet de Loi* entitled “The Natural

Beauties (Amendment) (Alderney) Law, 1970 ” and to order that the same shall have the force of law within the Island of Alderney.’

“THE LORDS OF THE COMMITTEE, in obedience to Your Majesty’s said Order of Reference, have taken the said Petition, and the Projet de Loi annexed thereto, 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 Island of Alderney.

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 of the said Island of Guernsey, and also the Jurats of the said Island of Alderney, 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 Natural Beauties (Amendment) (Alderney) Law, 1970

THE STATES, in pursuance of their Resolution of the 14th day of May, nineteen hundred and sixty nine, have approved the following provisions, which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in this Island.

1. In section one of the Natural Beauties (Alderney) Law, 1957, as amended^(a) (hereinafter referred to as "the principal Law") the meaning of the expression "dump" is hereby amended by the insertion immediately after the words "like material" of the following additional words namely:—

Amend-
ment to
Law of
1957.

"and includes any litter or thing which may lead to the defacement of any place or by being abandoned may become litter".

2.—(1) Subsection (7) of section three and subsection (3) of section four of the principal Law are hereby amended by the deletion of the words "not exceeding twenty-five pounds" and the substitution therefor of the words "not exceeding fifty pounds".

Increase of
penalties.

(2) Section seven and section eight of the principal Law are hereby amended by the deletion of

(a) Ordres en Conseil Vol. XVII, p. 282, No. XII of 1968.

the words "not exceeding ten pounds" and the substitution therefor of the words "not exceeding twenty pounds".

Amend-
ment to
Law of
1968.

3. Section one of the Natural Beauties (Amendment) (Alderney) Law, 1968(b), is hereby amended by the substitution of a colon for the full stop appearing at the end thereof and the insertion immediately thereafter of the following proviso namely:—

"Provided that the Committee may permit, in addition to the reconstruction of, or an addition, extension or alteration to an existing building, the construction of a gate, wall, fence, shed or other structure for use in conjunction with an existing building and the construction of a building or other structure designed and intended for use solely for a public purpose or for horticultural or agricultural purposes."

Penalty.

4. Section three of the Natural Beauties (Amendment) (Alderney) Law, 1968, is hereby repealed and the following new section three, and marginal note, substituted therefor namely:—

"Penalty.

3. Any person who without having first obtained the permission of the Committee uses or attempts to use or does any act in furtherance of an intention to use for purposes other than those for which the Committee permitted its construction any building or structure permitted to be constructed in exercise of the powers conferred by the Proviso to section one of this Law shall be guilty of an offence and liable on conviction

to a fine not exceeding fifty pounds and the provisions of subsections (8), (9) and (10) of section three of the principal Law shall apply as though the conviction had been under the provisions of subsection (7) of that section.”.

5. (1) This Law and the principal Law and the Natural Beauties (Amendment) (Alderney) Law, 1968, shall be construed as one and may be cited together as the Natural Beauties (Alderney) Laws, 1957 to 1970. Construc-
tion,
collective
title and
citation.

(2) This Law may be cited as the Natural Beauties (Amendment) (Alderney) Law, 1970.

R. H. VIDELO,

Her Majesty's Greffier.