

# ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

## The Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999

---

(Registered on the Records of the Island of Guernsey  
on the 17th January, 2000.)

---



1999

**XV**  
**1999**

## ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 17th day of January, 2000 before de Vic Graham Carey, Esquire, Bailiff; present:- John Richard Rowe Henry, David Charles Lowe, Esquires, Mrs. Eileen May Glass, Laurence Lenfestey Guille, Derek Martin Le Page, Stephen Edward Francis Le Poidevin, David Michael Jory, Keith Bichard, O.B.E., Esquires, The Reverend Peter Gerald Lane and Michael John Wilson, Esquire, Jurats.*

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 14th day of December, 1999 approving and ratifying a *Projet de Loi* entitled "The Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999", THE COURT, after having heard Her Majesty's Procurcur 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 14th day of December 1999

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 2nd day of December 1999 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 27th day of May 1999, the States of Deliberation at a meeting held on the 28th day of July 1999 approved a Bill or "Projet de Loi" entitled "The Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999", 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 Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999", 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."

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 Island of Guernsey.

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.

*A. K. Galloway*

## **The Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999**

**THE STATES**, in pursuance of their resolution of 27th May 1999<sup>a</sup>, 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 Guernsey.

### **Priests-in-charge deemed Rectors.**

1. (1) A minister of the Church of England who is for the time being licensed by the Bishop of Winchester as priest-in-charge of any of the ten ancient parishes of Guernsey is deemed for all civil law purposes to be the rector of that parish during the currency of his or her licence.

(2) Without prejudice to the generality of subsection (1), a minister who is for the time being so licensed is entitled:

- (a) to exercise the functions of a rector in the States of Election;
- (b) to exercise the functions of a rector in convening and presiding over meetings of ratepayers and electors of the civil parish concerned;
- (c) to exercise the functions of a rector in the nomination of churchwardens;
- (d) to occupy the rectory house;

---

<sup>a</sup> On Article 4 of Billet d'État No. XI of 1999.

- (e) to receive and benefit from tithes, champarts, rentes and income from glebe land,

as if he or she were the rector of that parish.

(3) In the interests of clarity, immediately after the words in section 1 of the Rectories (Maintenance and Use in Cases of Plurality) Law, 1993<sup>b</sup> there is inserted "; and "rector" includes a minister of the Church of England for the time being licensed by the Bishop of Winchester as priest-in-charge of any of the ten ancient parishes within the meaning of the Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999".

### **Interpretation**

2. In this Law, unless the context otherwise requires -

"**civil law**" includes all of the law, both customary and enacted, administered by the Royal Court; but excludes those Canons and Measures of the Church of England or its organs which apply within Guernsey and are administered by the Ecclesiastical Court;

"**parish**" means ecclesiastical parish;

"**the ten ancient parishes of Guernsey**" means the ecclesiastical parishes of Saint Peter Port, Saint Sampson, Saint Michel du Valle, Sainte Marie du Câtél, Saint Saviour, Saint Pierre du Bois, Saint Philippe de Torteval, Sainte Marguerite de la Forêt, Saint Martin, and Saint Andrew.

### **Citation.**

---

Order in Council No. XV of 1993.



3. This Law may be cited as the Priests-in-Charge (Assimilation to Rectors) (Guernsey) Law, 1999.

**Commencement**

8. This Law shall be deemed to have come into force on 1st September 1999.