

# **ORDER IN COUNCIL XII**

ratifying a Projet de Loi

**1964**

ENTITLED

## **The Sarel School (Dissolution) (Guernsey) Law, 1964**

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(Registered on the Records of the Island of Guernsey  
on the 2nd day of February, 1965.)

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1965.

# ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 2nd day of February, 1965, before Dr. Francis Coningsby, Lieutenant-Bailiff; present :—Sir John Leale, Wilfred John Corbet, Esquire, O.B.E., Théophile Le Messurier Allez, Bertram Guy Blampied, Claude Fortescue Nason, Stanley Walter Gavey, Esquires, Gilbert Carey de Jersey, Esquire, C.B., Carl Edward Blad, Albert Victor Dorey, Esquires, Laurence Francis de Vic Carey, Esquire, C.B., C.B.E., D'Arcy George Le Tissier, and William Burton Fox, Esquires, Jurats.*

The Lieutenant-Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 22nd day of December, 1964, ratifying a *Projet de Loi* entitled "The Sarel School (Dissolution) (Guernsey) Law, 1964", 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, of which Order in Council the tenor followeth :—

# At the Court at Buckingham Palace

The 22nd day of December, 1964.

PRESENT,

## The Queen's Most Excellent Majesty.

LORD PRESIDENT

LORD CHESHAM

MR. SECRETARY STEWART

MR. SECRETARY GRIFFITHS

MR. JENKINS

MR. WILLEY

MR. DU CANN

SIR KENNETH PICKTHORN

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 17th day of December, 1964, 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 29th day of July, 1964, the States of Deliberation at a meeting held on the 28th day of October, 1964, approved a Bill or “Projet de Loi” entitled “The Sarel School (Dissolution) (Guernsey) Law, 1964”, 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 Sarel School (Dissolution) (Guernsey) Law, 1964" 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, as 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.

*W. G. Agnew.*



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

## PROJET DE LOI

ENTITLED

### **The Sarel School (Dissolution) (Guernsey) Law, 1964**

WHEREAS by Conveyances registered respectively on the Records of this Island on the third day of October, eighteen hundred and eighty-five, and on the fourth day of March, eighteen hundred and eighty-six, a site bordering La Grande Rue in the Parish of Saint Saviour was acquired by the Reverend Arthur Evelyn Carey, then Rector of the said Parish, and certain other residents of the said Parish as Trustees for the purpose of erecting thereon an Infants' School:

WHEREAS a building was duly erected on that site and used as an Infants' School:

WHEREAS by a Deed dated the twelfth day of May, nineteen hundred and five, and registered on the Records of this Island on the thirteenth day of May, nineteen hundred and five, the said school premises were ceded by the survivors of the original Trustees to the said Parish upon the following trusts, that is to say:—

- (a) that the said school premises should be used as an Infants' School as theretofore;

- (b) that the religious instruction should comply with the provisions of Article 8 of the Law entitled "Loi sur l'Instruction Publique Primaire" registered on the said Records on the seventh day of March, nineteen hundred and three;
- (c) that the secular education should be in accordance with the syllabus prescribed by the States Committee for parochial education:

WHEREAS the said school premises continued to be used as a public elementary school until July, nineteen hundred and fifty-eight, when they ceased to be so used:

WHEREAS by reason of the fact that the States Education Council and the parochial authorities did not see any use for the said school premises as a school in the future, the Royal Court on the second day of May, nineteen hundred and fifty-nine, upon a petition presented in that behalf by the then Constables of the said Parish, authorised the diversion of the said school premises from use as or in connection with a public elementary school under section three of the Education Law (Guernsey), 1935:

WHEREAS at a Parish Meeting held on the eighth day of May, nineteen hundred and sixty-four, on the recommendation of the Douzaine of the said Parish, it was resolved that the Constables of the said Parish be authorised to take or initiate all such action as might be necessary to cancel the educational trusts set out in the said Deed dated the twelfth day of May, nineteen hundred and five, and to procure that thenceforth the said school premises should be held by the Constables of the said Parish with power to use and to alienate the said premises in such manner

or on such terms as would from time to time or at any time be decided at a Parish Meeting:

WHEREAS on the twenty-ninth day of July, nineteen hundred and sixty-four, a Petition was presented to the States of Guernsey asking them to approve of the terms thereof and to direct the preparation of legislation to give effect thereto:

NOW THEREFORE the States, in pursuance of their Resolution of the twenty-ninth day of July, nineteen hundred and sixty-four, 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. The premises known as "Sarel School" in the Parish of Saint Saviour shall vest in the Constables for the time being of the said Parish free of any trusts set out in the Deed registered on the Records of this Island on the thirteenth day of May, nineteen hundred and five, by which the said premises were ceded to the said Parish, and the said premises shall be held by the said Constables in trust to use the same in such manner and for such purposes as shall from time to time be authorised by Resolution passed at a Parish Meeting convened in accordance with the provisions of the Law entitled "Loi relative aux Assemblées Paroissiales" registered on the twenty-ninth day of November, nineteen hundred and two(a), as amended(b), with power unto the said Constables to alienate the said premises or any part thereof upon being authorised so to do by such Resolution, the proceeds, if any, of the alienation of the said premises or any part thereof to be held by the said Constables

Sarel School  
vested in the  
Constables  
of St.  
Saviour's.

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(a) Ordres en Conseil, Vol. III, p. 274.

(b) Ordres en Conseil, Vol. VI, p. 115; Vol. VII, p. 481;  
No. XVI 1963.



in trust to use the same in such manner and for such purposes as shall from time to time be authorised by such Resolution.

Citation.

2. This Law may be cited as the Sarel School (Dissolution) (Guernsey) Law, 1964.

R. H. VIDELO,

Her Majesty's Greffier.