

ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

The Electricity Concession (Amendment) (Alderney) Law, 1973

(Registered on the Records of the Island of Guernsey
on the 24th day of July, 1973.)



1973

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ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 24th day of July, 1973, before John Henry Loveridge, Esquire, C.B.E., Deputy Bailiff; present:—Bertram Guy Blampied, Esquire, O.B.E., Claude Fortescue Nason, Stanley Walter Gavey, Esquires, Gilbert Carey de Jersey, Esquire, C.B., D'Arcy George Le Tissier, Esquire, Edward James Lainé, Esquire, C.B.E., D.F.C., Jean Le Pelley, Walter Francis Robin, Richard Alan Kinnersly, Esquires, Harry Wall Poat, Esquire, D.S.O., M.C., A.D.C., Richard Brook Sutcliffe and Richard Oliver Symons, Esquires, Jurats.

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 12th day of June, 1973, ratifying a *Projet de Loi* of the States of Alderney entitled “The Electricity Concession (Amendment) (Alderney) Law, 1973”, 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 12th day of June 1973

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 30th day of May 1973, 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 George William Baron, Esquire, President of the States of Alderney setting forth:

‘That at a meeting of the States of Alderney held on the 7th day of March 1973, the States adopted a Resolution that a *Projet de Loi* entitled “The Electricity Concession (Amendment) (Alderney) Law, 1973” 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 Electricity Concession (Amendment) (Alderney) Law, 1973”, 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.

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

PROJET DE LOI

ENTITLED

The Electricity Concession (Amendment) (Alderney) Law, 1973

THE STATES, in pursuance of their Resolution of the thirtieth day of May, nineteen hundred and seventy-two, 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 Alderney.

1. The Alderney Electricity Concession Law, 1953, as amended^(a) (hereinafter referred to as "the principal Law"), is hereby further amended as follows:—

Amend-
ments to
Law of
1953.

- (a) section thirty-one thereof is repealed and the following section substituted therefor:—

"31. Where the Company supplies electricity to a consumer, as indicated by meter, the Company shall be entitled to make the following quarterly charges:—

- (a) in respect of the quarters ending the 25th March and the 25th December in each year—
(i) the sum of sixty-nine new pence for any amount up to fifteen units; and

(a) Ordres en Conseil Vol. XV, p. 425; Vol. XVII, p. 308; Vol. XIX, p. 96.

- (ii) a sum not exceeding five new pence, or such other sum as the States may from time to time by Ordinance prescribe, for each unit over and above fifteen units, so however that any such Ordinance shall not increase the sum first mentioned in this sub-paragraph by more than one hundred per centum;
- (b) in respect of the quarters ending the 24th June and the 29th September in each year—
 - (i) the sum of forty-six new pence for any amount up to ten units; and
 - (ii) a sum not exceeding five new pence, or such other sum as the States may from time to time by Ordinance prescribe, for each unit over and above ten units, so however that any such Ordinance shall not increase the sum first mentioned in this sub-paragraph by more than one hundred per centum.”;
- (b) paragraph (d) of section thirty-three thereof is repealed and the following paragraph substituted therefor:—
 - “(d) such sums for reserves as the Company thinks fit, not exceeding—
 - (i) in respect of the year 1973, ten per centum;
 - (ii) in respect of each year after the year 1973, five per centum;

on the capital of the Company attributable to the undertaking in respect of that year.”;

- (c) in section thirty-four thereof the words “seven and one half per centum” wherever those words occur are repealed and the words “nine per centum” substituted therefor;
- (d) in section forty-eight thereof the words “Her Majesty’s Postmaster-General” and in the heading thereto the words “H.M. Postmaster-General” are respectively repealed and the words “the States of Guernsey Telecommunications Board” substituted therefor;
- (e) section forty-nine thereof is repealed;
- (f) immediately after section fifty thereof there is inserted the following additional section numbered “50A”:—

“Ordinances of the States.

50A. Any power conferred by this Law to make any Ordinance shall be construed as including a power exercisable in like manner to vary or repeal the Ordinance.”.

2. Notwithstanding anything contained in section thirty-four of the principal Law as amended by this Law, the Company shall not be entitled for the purposes of that section to make good any deficiency in its divisible profits in respect of any year preceding the commencement of this Law up to an amount in excess of a sum equivalent to seven and one half per centum on its ordinary share capital attributable to the undertaking.

Transitional provisions.

- Repeal. 3. The Alderney Electricity Concession (Amendment) Law, 1963, is hereby repealed.
- Construction. 4. This Law shall be construed as one with the principal Law.
- Citation. 5. This Law may be cited as the Electricity Concession (Amendment) (Alderney) Law, 1973.
- Collective title. 6. This Law and the principal Law may be cited together as the Alderney Electricity Concession Laws, 1953 and 1973.
- Commencement. 7.—(1) Subject to the provisions of the next succeeding subsection this Law shall come into force on the first day of the quarter prescribed for the purpose of making charges under section thirty-one of the principal Law next following the date on which it is registered on the Records of the Island of Guernsey.
- (2) This Law shall, for the purposes of section thirty-four of the principal Law as amended by this Law, be deemed to have come into force on the first day of January, nineteen hundred and seventy-three.

R. H. VIDELO,

Her Majesty's Greffier.