

ORDER IN COUNCIL

VI

1965

DIRECTING

that for a term not exceeding ninety-nine years the common rights of the Habitants of the Clos du Valle in certain tracks, roads and sites at L'Ancrese Common be deemed to have been ceded to, and relinquished in favour of, the States of Guernsey.

(Registered on the Records of the Island of Guernsey
on the 6th day of April, 1965.)



1965.

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 6th day of April, 1965, before Sir William Arnold, Kt., C.B.E., C. St. J., 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 Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 26th day of February, 1965, directing that for a term not exceeding ninety-nine years the common rights of the Habitants of the Clos du Valle in the tracks, roads and sites mentioned in sub-paragraphs (1), (2) and (3) of paragraph 1 and in sub-paragraphs (1), (2) and (3) of paragraph 2 of the proposals of the President and Members of the Vale Commons Council in respect of L'Ancrese Common, which proposals were approved by the States of Guernsey

on the 3rd day of February, 1965, be deemed to have been ceded to, and relinquished in favour of, the States of Guernsey, 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 26th of February, 1965.

PRESENT,

The Queen's Most Excellent Majesty.

LORD PRESIDENT
MR. SECRETARY GREENWOOD
MR. GUNTER
MISS HERBISON
SIR CHARLES WINN

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 22nd day of February, 1965, 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 at their meeting held on the third day of February, nineteen hundred and sixty-five, the States of Guernsey approved, *inter alia*, the following proposals of the President and Members of the Vale Commons Council in respect of L’Ancresse Common:—

“1. (1) That the area presently used as a car park to the west of the kiosk and public conveniences on the site of the Halfmoon Battery (disused) and more particularly shown and delineated on Tracing No. 6239/32 hereunto annexed and thereon coloured pink, be surfaced and the boundaries defined by boulders;

(2) That a new car park be constructed to the east of the said kiosk and public conveniences and more particularly shown and delineated on the said Tracing No. 6239/32 and thereon coloured pink;

(3) That the section of track to the rear of the said kiosk and public conveniences and more particularly shown and delineated on the said Tracing No. 6239/32 and thereon coloured blue, be made up to give access to the proposed car park mentioned in the last preceding sub-paragraph;

2. (1) That the track leading northward from Les Mielles Road to the eastern end of L'Ancrese Bay and ending near the Nid de l'Herbe and more particularly shown and delineated on Tracing No. 6239/34 hereunto annexed and thereon coloured blue, be made up for single line traffic and incorporating the lay-bys marked blue on the said Tracing No. 6239/34; together with a spur leading to the west towards Martello Tower (No. 6) and coloured blue on the said Tracing;

(2) That a new car park be constructed at the junction of the track mentioned in the last preceding sub-paragraph with Les Mielles Road and more particularly shown and delineated on the said Tracing No. 6239/34 and thereon coloured pink;

(3) That a new car park be constructed at the end of the track mentioned in sub-paragraph (1) of this paragraph near the Nid de l'Herbe and more particularly shown and delineated on the said Tracing No. 6239/34 and thereon coloured pink, the boundaries of which to be defined by boulders."

and authorised the States Board of Administration to carry out the necessary work.

‘2. That the Habitants of the Clos du Valle have certain common rights over the parts of the Common referred to in the said proposals.

‘3. That at a meeting of the said Habitants held on the twenty-first day of August, nineteen hundred and sixty-four, the majority of the Habitants present approved the proposals and the relinquishment of their common rights over the said tracks, roads and sites for a term not exceeding ninety-nine years.

‘4. That on the seventeenth day of November, nineteen hundred and sixty-four, after publication of the necessary notices, the Royal Court of Guernsey considered a Report of the said President and Members dated the twenty-second day of August, nineteen hundred and sixty-four, and ordered the said Report to be registered on the Records of the Island, there being no opposition thereto.

‘5. That at their said meeting held on the third day of February, nineteen hundred and sixty-five, the States of Guernsey, on the recommendation of the said President and Members, authorised the Bailiff to present a most humble Petition to Your Majesty in Council praying Your Majesty to order and direct that for a term not exceeding ninety-nine years the common rights of the Habitants of the Clos du Valle in the tracks, roads and sites mentioned in sub-paragraphs (1), (2) and (3) of paragraph 1 and in sub-paragraphs (1), (2) and (3) of paragraph 2 referred to in paragraph 1 of this Petition be deemed to have been ceded to, and

relinquished in favour of, the States of Guernsey. And most humbly praying that Your Majesty might be graciously pleased to order and direct that for a term not exceeding ninety-nine years the common rights of the Habitants of the Clos du Valle in the tracks, roads and sites mentioned in sub-paragraphs (1), (2) and (3) of paragraph 1 and in sub-paragraphs (1), (2) and (3) of paragraph 2 referred to in paragraph 1 of this Petition be deemed to have been ceded to, and relinquished in favour of, the States of Guernsey.'

"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have taken the said Petition 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."

HER MAJESTY having taken the said Report into consideration is pleased, by and with the advice of Her Privy Council, to approve thereof and to order, as it is hereby ordered, that for a term not exceeding ninety-nine years the common rights of the Habitants of the Clos du Valle in the tracks, roads and sites mentioned in sub-paragraphs (1), (2) and (3) of paragraph 1 and in sub-paragraphs (1), (2) and (3) of paragraph 2 referred to in paragraph 1 of the said Petition be deemed to have been ceded to, and relinquished in favour of, the States of Guernsey.

AND HER MAJESTY doth hereby further direct that this Order 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.

R. H. VIDELO,

Her Majesty's Greffier.