

ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

The Government of Alderney (Amendment) Law, 1971

(Registered on the Records of the Island of Guernsey
on the 21st day of September, 1971.)



1971.

XI
1971

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 21st day of September, 1971, before John Henry Loveridge, Esquire, C.B.E., Deputy Bailiff; present:—Bertram Guy Blampied, Esquire, O.B.E., Stanley Walter Gavey, Esquire, Gilbert Carey de Jersey, Esquire, C.B., Laurence Francis de Vic Carey, Esquire, C.B., C.B.E., William Burton Fox, Esquire, Edward James Lainé, Esquire, C.B.E., D.F.C., Jean Le Pelley, Walter Francis Robin, Richard Alan Kinnerlsly, Esquires, and Harry Wall Poat, Esquire, D.S.O., M.C., A.D.C., Jurats.

The Deputy Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 28th day of July, 1971, ratifying a *Projet de Loi* of the States of Alderney entitled “The Government of Alderney (Amendment) Law, 1971”, 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 28th day of July 1971

PRESENT,

The Queen's Most Excellent Majesty

LORD PRESIDENT

LORD ECCLES

MR. NOBLE

MR. GODBER

CHANCELLOR OF THE EXCHEQUER

SIR SEEWOOSAGUR RAMGOOLAM

LORD KILBRANDON

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 July 1971, 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 2nd day of June 1971, the States adopted a Resolution that a Projet de Loi entitled “The Government of Alderney (Amendment) Law, 1971” 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 Government of Alderney (Amendment) Law, 1971 " and 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 Government of Alderney (Amendment) Law, 1971

THE STATES, in pursuance of their Resolution of the seventh day of April, nineteen hundred and seventy-one, 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 Government of Alderney Law, 1948, as amended^(a), is hereby further amended as follows:—

Amendments
to Law of
1948.

- (a) the definition of the expression "the first election" in subsection (1) of section twenty-eight thereof is repealed and the following definition is substituted therefor:—

" 'the special election' means the election to be held in nineteen hundred and seventy-one, for the election of three additional members of the States in accordance with the provisions of this Part of this Law;";

- (b) the full stop at the end of subsection (1) of section twenty-eight thereof is deleted and a semi-colon is substituted therefor and immediately thereafter there is inserted the following additional definition:—

(a) Ordres en Conseil Vol. XIII, p. 416, Vol. XVI, p. 202; No. XI of 1969.

“ ‘ the President ’ means the President of the States of Alderney.”;

- (c) section twenty-nine thereof is repealed and the following section is substituted therefor:—

“ Special
election

29.—(1) The States shall as soon as practicable fix a date for the special election.

(2) If three persons are not nominated for election at the special election any deficiency shall be deemed to have created a casual vacancy to be filled in accordance with the provisions of subsection (3) of section thirty-four of this Law.

(3) The Alderney States Election Procedure Ordinance, 1954, shall apply in relation to the special election as it applies in relation to an election held on a day appointed by the States under the provisions of section thirty-four of this Law.”;

- (d) in section thirty-two thereof the word “ nine ” is repealed and the word “ twelve ” is substituted therefor;
- (e) in section thirty-five thereof the words “ after the first election ” are repealed;
- (f) subsection (2) of section thirty-six thereof is repealed and the following subsection is substituted therefor:—

“(2) Of the three additional members elected at the special election the one who receives the largest number of votes shall retire on the first day of January, nineteen hundred and seventy-five, the one who receives the next largest number of votes shall retire on the first day of January, nineteen hundred and seventy-four, and the one who receives the smallest number of votes shall retire on the first day of January, nineteen hundred and seventy-three.”;

- (g) sections thirty-seven and thirty-eight thereof are repealed and the following section is substituted therefor:—

“Quorum. 37. A quorum of the States shall be seven members in addition to the President or the Vice-President or other person presiding at a particular meeting, as the case may be.”;

- (h) in subsection (2) of section thirty-nine thereof the words “subsequent to the first election” and the words “such subsequent” are repealed;
- (i) in section forty-one thereof the word “first” is repealed and the word “special” is substituted therefor;
- (j) in subsection (1) of section forty-seven thereof the words “after the first election and” and the word “subsequent” are repealed.

Citation
and
collective
title.

2.—(1) This Law may be cited as the Government of Alderney (Amendment) Law, 1971.

(2) This Law and the Government of Alderney Laws, 1948 to 1969, may be cited together as the Government of Alderney Laws, 1948 to 1971.

R. H. VIDELO,
Her Majesty's Greffier.