

ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

The Prison Administration (Amendment) (Guernsey) Law, 1999

(Registered on the Records of the Island of Guernsey
on the 16th March, 1999.)



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ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

*The 16th day of March, 1999 before Sir Graham Dorey, Bailiff; present:-
Leonard Arthur Moss, Lawrence Oscar Ozanne, John Richard
Rowe Henry, Laurence Lenfestey Guille, Derek Martin Le Page,
Stephen Edward Francis Le Poidevin, Alan Cecil Bisson, David
Michael Jory and Keith Bichard, O.B.E., Esquires, and The
Reverend Peter Gerald Lane, Jurats.*

The Bailiff having this day placed before the Court a copy of an Order of Her Majesty in Council dated the 10th day of February, 1999 approving and ratifying a *Projet de Loi* entitled "The Prison Administration (Amendment) (Guernsey) Law, 1999", 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 10th day of February 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 15th day of January 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 29th day of April 1998, the States of Deliberation at a meeting held on the 30th day of September 1998 approved a Bill or “Projet de Loi” entitled “The Prison Administration (Amendment) (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 Prison Administration (Amendment) (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 Prison Administration (Amendment) (Guernsey) Law, 1999

THE STATES, in pursuance of their Resolution of the 29th day of April 1998^a, 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.

Power to test prisoners for drugs

1. After section 3 of the Prison Administration (Guernsey) Law, 1949, as amended^b, there shall be inserted the following section-

"Testing prisoners for drugs

3A. (1) The States may by Ordinance make provision for the testing of any prisoner to ascertain whether he has alcohol or any drug in his body.

(2) In this section "drug" means any drug which is a controlled drug for the purposes of the Misuse of Drugs (Bailiwick of Guernsey) Law, 1974^c."

Citation

2. This Law may be cited as the Prison Administration (Amendment) (Guernsey) Law, 1999.

^a Article VIII of Billet d'État No. VII of 1998.

^b Ordres en Conseil, Vol. XIV, p. 159.

^c Ordres en Conseil, Vol. XXIV, p. 273.