

ORDER IN COUNCIL

ratifying a Projet de Loi

ENTITLED

The South Africa (Bailiwick of Guernsey) Law, 1963.

(Registered on the Records of the Island of Guernsey
on the 14th day of May, 1963.)



1963.

VI

1963

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 14th day of May, 1963, before Sir William Arnold, Kt., C.B.E., C. St. J., Bailiff; present :— Sir John Leale, Théophile Le Messurier Allez, Bertram Guy Blampied, Esquires, Richard Edward Gibson, Esquire, O.B.E., 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., and D'Arcy George Le Tissier, Esquire, Jurats.

The Bailiff having this day placed before the Court an Order dated the 26th day of March, 1963, of the Counsellors of State in Council on behalf of Her Majesty, being authorised thereto by Letters Patent dated the 22nd day of January, 1963, ratifying a *Projet de Loi* entitled "The South Africa (Bailiwick of Guernsey) Law, 1963", 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 and to the Seneschal of Sark for registration on the records of those Islands respectively, of which Order in Council the tenor followeth :—

At the Court of Saint James,

The 26th day of March, 1963.

PRESENT,

**Her Majesty Queen Elizabeth The Queen Mother
His Royal Highness the Duke of Gloucester**

LORD PRESIDENT

CHANCELLOR OF THE DUCHY OF LANCASTER

MR. BOYD-CARPENTER

MR. DEEDES

WHEREAS Her Majesty, in pursuance of the Regency Acts, 1937 to 1953, was pleased, by Letters Patent dated the twenty-second day of January, 1963, to delegate to the following Counsellors of State (subject to the exceptions hereinafter mentioned) or any two or more of them, that is to say, His Royal Highness The Prince Philip, Duke of Edinburgh, Her Majesty Queen Elizabeth The Queen Mother, Her Royal Highness The Princess Margaret, Countess of Snowdon, His Royal Highness The Duke of Gloucester, His Royal Highness Prince William of Gloucester and His Royal Highness The Duke of Kent, full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

AND WHEREAS Her Majesty was further pleased to except from the number of the said Counsellors of State His Royal Highness The Prince Philip, Duke of Edinburgh, Her Royal Highness The Princess Margaret, Countess of Snowdon, His Royal Highness The Duke of Gloucester, His Royal Highness Prince William of Gloucester and His Royal Highness The Duke of Kent while absent from the United Kingdom:

And 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 20th day of March, 1963, 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 26th day of September, 1962, the States of Deliberation at a meeting held on the 31st day of October, 1962, approved a Bill or “Projet de Loi” entitled “The South Africa (Bailiwick of Guernsey) Law, 1963,” which Bill is designed to apply to the Bailiwick of Guernsey, and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the States of the Island of Alderney at a meeting held on the 20th day of November, 1962, considered the said Bill or “Projet de Loi” when a Resolution was passed agreeing to the application of the same to Alderney. 3. That the Chief Pleas of the Island of Sark at a meeting held on the 18th day of December, 1962, considered the said Bill or “Projet de Loi” when a Resolution was passed agreeing to the application of the same to Sark. 4. 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 South Africa (Bailiwick of Guernsey)

Law, 1963" and to order that the same shall have force of law in the Bailiwick 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."

Now, therefore, Her Majesty Queen Elizabeth The Queen Mother and His Royal Highness The Duke of Gloucester, being authorized thereto by the said Letters Patent, have taken the said Report into consideration, and do hereby, by and with the advice of Her Majesty's Privy Council, on Her Majesty's behalf approve of and ratify the said Projet de Loi, and order, as it is hereby ordered, that the same shall have the force of Law in the Bailiwick of Guernsey:

And do 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 South Africa (Bailiwick of Guernsey)
Law, 1963.**

THE STATES, in pursuance of their Resolution of the twenty-sixth day of September, nineteen hundred and sixty-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 Bailiwick of Guernsey.

i. For the purposes of the Import Duties Act (Bailiwick of Guernsey), 1932, as amended, the Republic of South Africa shall, subject to the general power of exclusion conferred by subsection (5) of section ten thereof, continue to form part of the Commonwealth preference area and accordingly in the said section ten—

South Africa
to continue
to form part
of the Com-
monwealth
preference
area.

- (a) in subsection (4) thereof, all the words which appear after the word "Nyasaland" are hereby repealed and the words "together with Burma, the Republic of Ireland and the Republic of South Africa:" are hereby substituted therefor;
- (b) in subsection (8) thereof the words "the Union of South Africa" are hereby repealed and the words "the Republic of South Africa" are hereby substituted therefor.

References in Maintenance Orders Law to "dominions" to include reference to South Africa.

2. The Maintenance Orders (Facilities for Enforcement) (Guernsey) Law, 1955, shall apply in relation to the Republic of South Africa as it applies in relation to a part of Her Majesty's dominions.

Wines from South Africa to have preferential impôt.

3. For the purposes of the Order in Council of the twenty-fourth day of March, nineteen hundred and thirty-six and registered on the second day of May in that year (which provides for a preferential rate of impôt on Empire wines) the Republic of South Africa shall continue to form part of the British Empire.

Citation.

4. This Law may be cited as the South Africa (Bailiwick of Guernsey) Law, 1963.

Commencement.

5. This Law shall be deemed to have come into operation on the thirty-first day of May, nineteen hundred and sixty-two.

R. H. VIDELO,

Her Majesty's Greffier.