

ORDER IN COUNCIL IX

ratifying a Projet de Loi

1964

ENTITLED

The Mental Treatment (Amendment) (Guernsey) Law, 1964

(Registered on the Records of the Island of Guernsey
on the 25th day of August, 1964.)



1964.

ORDER IN COUNCIL



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 25th day of August, 1964, before Sir William Arnold, Kt., C.B.E., C. St. J., Bailiff; present : — Sir John Leale, 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 3rd day of July, 1964, ratifying a *Projet de Loi* entitled "The Mental Treatment (Amendment) (Guernsey) Law, 1964", the Court, after the reading of the said Order in Council and after having heard Her Majesty's Comptroller 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 at Buckingham Palace

The 3rd day of July, 1964.

PRESENT,

The Queen's Most Excellent Majesty.

LORD PRESIDENT

MR. SECRETARY BROOKE

MR. CARR

SIR PETER RAWLINSON

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 16th day of June, 1964, 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 February, 1964, the States of Deliberation at a meeting held on the 29th day of April, 1964, approved a Bill or “Projet de Loi” entitled “The Mental Treatment (Amendment) (Guernsey) Law, 1964” 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 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 Mental Treat-

ment (Amendment) (Guernsey) Law, 1964” 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.”

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 Bailiwick 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.

W. G. ACNEW.

Projet de Loi referred to in the foregoing
Order in Council

PROJET DE LOI

ENTITLED

The Mental Treatment (Amendment) (Guernsey) Law, 1964

THE STATES, in pursuance of their Resolution of the twenty-sixth day of February, nineteen hundred and sixty-four, 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.

1. The Mental Treatment Law (Guernsey) 1939, as amended(a), is hereby further amended as follows, that is to say—

Amendment
of Mental
Treatment
Law (Guern-
sey) 1939, as
amended.

- (a) the expression "Medical Superintendent", wherever it occurs therein, is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
- (b) the expression "Medical Officer in charge of the hospital", wherever it occurs therein, is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
- (c) in the definition of the expression "Medical Superintendent" in Article 1 thereof, the expression "Acting Medical Superintendent" is hereby repealed and the expression "Acting Consultant Psychiatrist" is hereby substituted therefor;

(a) Ordres en Conseil Vol. XI, p. 405; Vol. XVII, p. 64;
Vol. XVIII, p. 355.

- (d) in paragraph (5) of Article 31 thereof, the expression "Medical Officer in charge thereof" is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
- (e) in paragraph (6) and paragraph (8) of Article 34 thereof, the words "in charge of the hospital" are hereby repealed;
- (f) in paragraph (3) of Article 36 thereof, the expression "medical officer thereof" is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
- (g) in paragraph (1) of Article 39 thereof—
 - (i) the expression "Medical Officer of a mental hospital" is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
 - (ii) the word "therein" is hereby repealed and the words "in a mental hospital" are hereby substituted therefor.

Amendment
of Criminal
Justice
(Special
Verdicts)
(Guernsey)
Law, 1961.

2. The Criminal Justice (Special Verdicts) (Guernsey) Law, 1961(a), is hereby amended as follows, that is to say:—

- (a) the expression "Medical Superintendent", wherever it occurs therein, is hereby repealed and the expression "Consultant Psychiatrist" is hereby substituted therefor;
- (b) in section five thereof, the words "of the mental hospital" are hereby repealed.

3. (1) This Law may be cited as the Mental Treatment (Amendment) (Guernsey) Law, 1964.

Citation,
extent and
commence-
ment.

(2) The provisions of section one of this Law shall not extend to the Island of Alderney.

(3) This Law shall come into force on such day as shall be appointed in that behalf by Ordinance of the States of Guernsey.

R. H. VIDELO,

Her Majesty's Greffier.