

Orders of the Royal Court.



II
1968

IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 6th day of February, 1968, before Dr. Francis Coningsby, Lieutenant-Bailiff; present :— 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, William Burton Fox, Esquires, and Edward James Lainé, Esquire, C.B.E., D.F.C., Jurats.

No. 2 Order, 1968

ENTITLED

The Children and Young Persons (Forms) Rules, 1968

THE ROYAL COURT, in exercise of the powers conferred upon it by section thirty-five of the Children and Young Persons (Guernsey) Law, 1967(a), and of all other powers thereunto enabling it, hereby orders:—

(a) Ordre en Conseil No. 1 of 1967.

Forms of
recognizance.

1. For the purposes of the Children and Young Persons (Guernsey) Law, 1967 (hereafter in these Rules referred to as "the Law")—

- (a) a recognizance to exercise proper care and guardianship shall be in Form 1; and
- (b) where a person is required to enter into such a recognizance with surety, the recognizance of a surety shall be in Form 2.

Forms of
warrant.

2. (1) A warrant issued under section eighteen of the Law for the arrest of a child or young person shall be in Form 3.

(2) A warrant issued under section eighteen aforesaid for the arrest of the parent or guardian of a child or young person shall be—

- (a) in the case where the child or young person is charged with an offence, in Form 4;
- (b) in any other case, in Form 5.

Construc-
tion.

3. In these Rules—

- (a) a form referred to by number means the form so numbered in the Schedule to these Rules, and any such form may be used with such variation as the circumstances may require;
- (b) the expression "young person" includes a person who has attained the age of seventeen years but has not attained the age of eighteen years.

Citation.

4. These Rules may be cited as "The Children and Young Persons (Forms) Rules, 1968".

SCHEDULE

Rule 1 and Rule 2

FORM 1

Recognizance to exercise proper care and guardianship

THE CHILDREN AND YOUNG PERSONS
(GUERNSEY) LAW, 1967.

IN THE MAGISTRATE'S COURT OF THE
ISLAND OF GUERNSEY

I _____, (hereinafter called
"the cognisor") acknowledge that I owe to our
Sovereign Lady the Queen the sum of _____,
payment thereof to be enforced against me in
accordance with such order as may be made in
that behalf under section fourteen of the Children
and Young Persons (Guernsey) Law, 1967, if I fail
to comply with the condition endorsed hereon.

(Signature of cognisor)

Taken before me the _____ day of _____, 19 ____.

(Endorsement)

The condition of this recognizance is that if the
cognisor exercises proper care and guardianship in
respect of _____ for the term of _____
from the date of this recognizance,
then this recognizance shall be void, but otherwise
shall remain in full force.

FORM 2

Recognizance of surety

THE CHILDREN AND YOUNG PERSONS
(GUERNSEY) LAW, 1967
IN THE MAGISTRATE'S COURT OF THE
ISLAND OF GUERNSEY

I _____, as surety, acknowledge that
I owe to our Sovereign Lady the Queen the sum of _____,
payment thereof to be enforced
against me in accordance with such order as may
be made in that behalf under section fourteen of
the Children and Young Persons (Guernsey) Law,
1967, if
(hereinafter called "the principal" fails to comply
with the condition endorsed hereon.

(Signature of surety)

Taken before me the _____ day of _____, 19 ____ .

(Endorsement)

The condition of this recognizance is that if the
principal exercises proper care and guardianship in
respect of _____ for the term of _____
from the date of this recognizance,
then this recognizance shall be void, but otherwise
shall remain in full force.

FORM 3

Warrant for arrest of child or young person

THE CHILDREN AND YOUNG PERSONS
(GUERNSEY) LAW, 1967
IN THE MAGISTRATE'S COURT OF THE
ISLAND OF GUERNSEY

To each and all of the officers of police of the Island
Police Force

Information on oath has been laid this day by
that an application is to be
made to the Magistrate's Court by
(hereinafter called the applicant) in respect of
(hereinafter called the respondent)
a child [or young person] under the provisions of
section of the Children and Young Persons
(Guernsey) Law, 1967, on the ground that (*state
ground of application*)

You are therefore commanded forthwith to arrest
the respondent and bring him/her before the Magis-
trate's Court on the day of , 19 ,
to see the applicant make the said application [and
you are further commanded to convey the respon-
dent to (*state particulars of place
of safety*) and there to deliver him/her to the person
in charge thereof; and you, the said person in charge,
shall receive him/her into your custody and keep
him/her until the said day of ,
19 , and on that day the said officers of police are
required to convey him/her before the Magistrate's
Court to be dealt with according to law unless other-
wise ordered in the meantime]

Dated this day of , 19

Magistrate

FORM 4

Warrant for arrest of parent or guardian : offence
THE CHILDREN AND YOUNG PERSONS
(GUERNSEY) LAW, 1967

IN THE ROYAL COURT OF GUERNSEY
[or IN THE MAGISTRATE'S COURT OF THE
ISLAND OF GUERNSEY
or IN THE COURT OF ALDERNEY
or IN THE COURT OF THE SENESCHAL OF
SARK]

To each and all of the officers of police of the Island
Police Force

[or To the Constable and Vingtenier]

WHEREAS (hereinafter
called the defendant) a child [or young person] is
charged for that he/she on the day of
, 19 , at
did (*state the substance of the offence*)

And information on oath has been laid by
that is the parent
[or guardian] of the defendant.

You are therefore commanded forthwith to arrest
the said and bring him/her
before the Royal Court [or the Magistrate's Court or
the Court of Alderney or the Court of the Seneschal]
on the day of , 19 ,
to attend the Court during all stages of the proceed-
ings.

Dated this day of , 19 .

Bailiff
[or Magistrate
or Chairman of the Court
or Seneschal]

FORM 5

*Warrant for arrest of parent or guardian : care,
protection or control*

THE CHILDREN AND YOUNG PERSONS
(GUERNSEY) LAW, 1967

IN THE MAGISTRATE'S COURT OF THE
ISLAND OF GUERNSEY

To each and all of the officers of police of the
Island Police Force

Information on oath has been laid this day by
that an application is to be made
to the Magistrate's Court by
(hereinafter called the applicant) in respect of
(hereinafter called the respondent)
a child [or young person] under the provisions of
section of the Children and Young Persons
(Guernsey) Law, 1967, on the ground that (*state
ground of application*)

And information has further been laid by
that, is the parent
[or guardian] of the respondent.

You are therefore commanded forthwith to arrest
the said and bring him/her
before the Magistrate's Court on the
day of , 19 , to see the applicant
make the said application and to attend the
Magistrate's Court during all the stages of the pro-
ceedings.

Dated this day of , 19 .
Magistrate

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