

Island of  Guernsey

Ordinance of the States **XXVII**

1955

Made 30th November, 1955.

Came into Operation ... 30th November, 1955.

**The Bank Holidays and Negotiable
Instruments (Guernsey) Ordinance, 1955.**

WHEREAS, according to commercial custom, negotiable instruments, including bills of exchange and promissory notes, which fall due for payment on a Sunday (other than a Sunday next following a bank holiday), Good Friday, Christmas Day or a day appointed as a day of public thanksgiving or public mourning are due and payable on the next preceding business day and those instruments which fall due for payment on a bank holiday or a Sunday next following a bank holiday are payable on the next succeeding business day:

THE STATES, on the representations of the States Advisory Council, hereby order:—

1. (1) In this Ordinance, unless the context otherwise requires—

- (a) the expression “bank holiday” means a bank holiday within the meaning of section two of this Ordinance;
- (b) the expression “business day” means a day not being a Sunday, Good Friday, Christmas Day, a bank holiday or a day appointed as a day of public thanksgiving or public mourning.

(2) Unless the context otherwise requires, any reference in this Ordinance to any other enactment shall be construed as a reference to that enactment as amended, extended or applied by or under any other enactment, including this Ordinance.

2. The following days shall be bank holidays, that is to say:—

- (a) New Year’s Day if a weekday;
- (b) Easter Monday;
- (c) Liberation Day;
- (d) the Monday in Whitsun week;
- (e) the first Monday in August;
- (f) the twenty-sixth day of December if a weekday;
- (g) the second day of January in any year in which New Year’s Day falls on a Sunday;
- (h) the twenty-seventh day of December in any year in which Christmas Day falls on a Sunday;
- (i) the twenty-seventh day of December in any year in which the twenty-sixth day of December falls on a Sunday.

3. (1) A bill of exchange or a promissory note which is due and payable on a bank holiday shall be payable, and in the case of non-payment may be noted and protested, on the next following business day.

(2) Any such noting or protest shall be as valid as if made on the day on which the bill or note was due and payable.

4. When the day on which any notice of dishonour of an unpaid bill of exchange or promissory note should be given, or when the day on which a bill of exchange or promissory note should be presented or received for acceptance, or accepted or forwarded to any referee, is a bank holiday, such notice of dishonour shall be given and such bill of exchange or promissory note shall be presented or forwarded on the next following business day.

5. The provisions of section three of this Ordinance in so far as they relate to noting and protest and the provisions of the last preceding section of this Ordinance shall apply to a bill of exchange or promissory note which is due and payable on a Sunday, not being a Sunday next following a bank holiday, or on Good Friday, Christmas Day or a day appointed as a day of public thanksgiving or public mourning, with the substitution, for the references in those provisions to the next following business day, of references to the next preceding business day.

6. For the purposes of the Ordinance entitled "Ordonnance contenant les Règlements pour le Greffe" of the twenty-fifth day of October, nineteen hundred and thirty, the twenty-seventh day of December in any year in which Christmas Day falls on a Sunday shall be a "jour de relâche".

7. The Registry of Deaths Ordinance, 1949, is hereby amended in manner following, that is to say, the words "and on Boxing Day" in paragraph (2) of section two thereof are hereby repealed and there are hereby substituted therefor the words "the twenty-sixth day of December, the twenty-seventh day of December in any year in which Christmas Day falls on a Sunday and the twenty-seventh day of December in any year in which the twenty-sixth day of December falls on a Sunday,".

8. The Ordinances set out in the Schedule to this Ordinance are hereby repealed.

9. This Ordinance shall have effect in the Islands of Guernsey, Herm and Jethou.

SCHEDULE Section eight

Ordinances Repealed

The Ordinance entitled "Ordonnance relative aux Jours Fériés" made permanent on the 18th day of January, 1909.

The Ordinance entitled "Ordonnance relative aux Jours Fériés" of the 19th day of November, 1932.

The Ordinance entitled "Ordonnance relative aux Jours Fériés" of the 12th day of November, 1938.

The Ordinance entitled "Ordonnance déclarant Lundi le 4 septembre 1939, un Jour Férié limité" of the 4th day of September, 1939.

The Ordinance entitled "Ordonnance déclarant le jour fixé pour la célébration en 1940 du jour de naissance de Sa Majesté n'être pas un Jour Férié" of the 25th day of May, 1940.

The Ordinance entitled "Ordonnance (1947) supplémentaire à l'Ordonnance de 1909 relative aux Jours Fériés" of the 15th day of March, 1947.

The "Jours Fériés" (Emergency) Ordinance, 1949.

The "Jours Fériés" (No. 2) Ordinance, 1949.

JAMES E. LE PAGE,

Her Majesty's Greffier.