

**ORDINANCE**  
**OF THE STATES OF DELIBERATION**

ENTITLED

**The Board of Employment, Industry and Commerce**  
**(Transfer of Functions) Ordinance, 1996 \***

*[CONSOLIDATED TEXT]*

**NOTE**

*This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.*

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\* No. XXXI of 1996.

**ORDINANCE  
OF THE STATES OF DELIBERATION**

ENTITLED

**The Board of Employment, Industry and Commerce  
(Transfer of Functions) Ordinance, 1996**

ARRANGEMENT OF SECTIONS

1. Transfer of functions to Board of Industry.
2. Savings and transitional provisions.
3. Amendments.
4. Repeals.
5. Interpretation.
6. Citation.

SCHEDULE 1	Functions of Board of Employment, Industry and Commerce Transferred to Board of Industry.
Part I	Laws.
Part II	Ordinances.
SCHEDULE 2	Amendments.
Part I	Laws.
Part II	Ordinances.

*(Made on the 31<sup>st</sup> July, 1996.)*

## **The Board of Employment, Industry and Commerce (Transfer of Functions) Ordinance, 1996**

**THE STATES**, in pursuance of their Resolution of the 31<sup>st</sup> day of January, 1996<sup>a</sup>, and in exercise of the powers conferred upon them by section 1 of the Public Functions (Transfer and Performance) (Bailiwick of Guernsey) Law, 1991<sup>b</sup>, hereby order: –

### **Transfer of functions to Board of Industry.**

1. The functions of the States Board of Employment, Industry and Commerce and its President under the enactments set out in Schedule 1 are transferred respectively to the States of Guernsey Board of Industry and its President.

### **Savings and transitional provisions.**

2. Anything done before the date of the commencement of this Ordinance or in the process of being done on that date by or in relation to the States Board of Employment, Industry and Commerce or its President under any of the enactments set out in Schedule 1 shall have effect as if done or (as the case may be) may be continued by or in relation to the States of Guernsey Board of Industry or (as the case may be) its President.

### **Amendments.**

3. The enactments set out in Schedule 2 are amended as therein

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<sup>a</sup> Article XXI of Billet d'État No. I of 1996.

<sup>b</sup> Order in Council No. XXI of 1991.

mentioned.

**Repeals.**

4. The Transfer of Functions Ordinance, 1991<sup>c</sup> is repealed.

**Interpretation.**

5. Any reference in this Ordinance to an enactment is a reference thereto as amended.

**Citation.**

6. This Ordinance may be cited as the Board of Employment, Industry and Commerce (Transfer of Functions) Ordinance, 1996.

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**NOTE**

*The Ordinance was made and came into operation on 31st October, 1996.*

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<sup>c</sup> Recueil d'Ordonnances Tome XXV, p. 328.

SCHEDULE 1

Section 1

FUNCTIONS OF BOARD OF EMPLOYMENT, INDUSTRY AND COMMERCE  
TRANSFERRED TO BOARD OF INDUSTRY

PART I - LAWS

1. The Explosives (Guernsey) Law, 1905<sup>d</sup>.
2. The Law entitled "Loi relative aux Huiles ou Essences Minérales ou autres substances de la même nature, 1924"<sup>e</sup>.
3. The Health, Safety and Welfare of Employees Law, 1950<sup>f</sup>.
4. The Trading Stamps (Guernsey) Laws, 1966 and 1990<sup>g</sup>.
5. The Employment of Immigrants (Control) (Guernsey) Law, 1974<sup>h</sup>.
6. The Health and Safety at Work etc. (Guernsey) Law, 1979<sup>i</sup>.

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<sup>d</sup> Ordres en Conseil Vol. III, pp. 414 and 473; Vol. V, p. 30; Vol. XV, p. 11; Vol. XXIV, p. 250; No. XIV of 1993; and Tome XXV, p. 328.

<sup>e</sup> Ordres en Conseil Vol. VII, p. 324; Vol. VIII, p. 149; Vol. XIX, p. 213; No. XIV of 1993; No. XVII of 1994; Recueil d'Ordonnances Tome XXIV, p. 162 and Tome XXV, p. 328.

<sup>f</sup> Ordres en Conseil Vol. XIV, p. 312 and Recueil d'Ordonnances Tome XXV, p. 328.

<sup>g</sup> Ordres en Conseil Vol. XX, p. 144; and No. XXII of 1990.

<sup>h</sup> Ordres en Conseil Vol. XXIV, p. 334.

<sup>i</sup> Ordres en Conseil Vol. XXVII, p. 155; and No. XIV of 1993.

*Consolidated text*

7. The Hawkers and Non-Resident Traders (Guernsey) Law, 1980<sup>j</sup>.
8. The Conditions of Employment (Guernsey) Law, 1985<sup>k</sup>.
9. The Weights and Measures (Guernsey and Alderney) Law, 1991<sup>l</sup>.
10. The Employers' Liability (Compulsory Insurance) (Guernsey) Law, 1993<sup>m</sup>.
11. The Health and Safety (Fees) (Guernsey) Law, 1993<sup>n</sup>.
12. The Industrial Disputes and Conditions of Employment (Guernsey) Law, 1993<sup>o</sup>.
13. The Poisonous Substances (Guernsey) Law, 1994<sup>p</sup>.

PART II - ORDINANCES

14. The Ordinance entitled "Ordonnance relative aux Huiles ou Essences Minérales ou autres substances de la même nature" made on the 23<sup>rd</sup>

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<sup>j</sup> Ordres en Conseil Vol. XXVII, p. 218; No. XVII of 1989; No. XX of 1991; and Recueil d'Ordonnances Tome XXV, p. 328.

<sup>k</sup> Ordres en Conseil Vol. XXIX, p. 42; No. I of 1992; and No. XXIII of 1994.

<sup>l</sup> Order in Council No. XVII of 1991.

<sup>m</sup> Order in Council No. XIII of 1993.

<sup>n</sup> Order in Council No. XIV of 1993.

<sup>o</sup> Order in Council No. I of 1993.

<sup>p</sup> Order in Council No. XVIII of 1994.

May, 1925<sup>q</sup>.

15. The Safety of Employees (Miscellaneous Provisions) Ordinance, 1952<sup>r</sup>.
16. The Steam Boilers (Insurance) Ordinance, 1952<sup>s</sup>.
17. The Quarries (Safety) Ordinance, 1954<sup>t</sup>.
18. The Safety of Employees (Growing Properties) Ordinance, 1954<sup>u</sup>.
19. The Safety of Employees (First Aid and Welfare) Ordinance, 1954<sup>v</sup>.
20. The Safety of Employees (Electricity) Ordinance, 1956<sup>w</sup>.
21. The Safety of Employees (Woodworking Machinery) Ordinance,

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<sup>q</sup> Recueil d'Ordonnances Tome VI, p. 163; Tome VIII, pp. 270 and 271; No. XII of 1993; and No. XXX of 1994; Ordinance made permanent on 18th January, 1932.

<sup>r</sup> Recueil d'Ordonnances Tome X, p. 194; Tome XXIV, p. 162; and Tome XXV, p. 328.

<sup>s</sup> Recueil d'Ordonnances Tome X, p. 311; and Tome XXV, p. 328.

<sup>t</sup> Recueil d'Ordonnances Tome XI, p. 3; Tome XXIV, p. 162; and Tome XXV, p. 328.

<sup>u</sup> Recueil d'Ordonnances Tome XI, p. 55; Tome XXIV, p. 162; and Tome XXV, p. 328.

<sup>v</sup> Recueil d'Ordonnances Tome XI, p. 49; and Tome XXV, p. 328.

<sup>w</sup> Recueil d'Ordonnances Tome XI, p. 201; Tome XXIV, p. 162; and Tome XXV, p. 328.

1959<sup>x</sup>.

22. The Safety of Employees (Ionising Radiations) (Guernsey) Ordinance, 1967<sup>y</sup>.

23. The Public Highways Ordinance, 1967<sup>z</sup>.

24. The Health and Safety at Work (General) (Guernsey) Ordinance, 1987<sup>aa</sup>.

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**NOTE**

*The Trading Stamps (Guernsey) Law, 1966 and the Trading Stamps (Amendment) (Guernsey) Law, 1990 have both since been repealed by the Trading Stamps (Repeal) (Guernsey) Law 1999, section 1, with effect from 12th April, 1999.*

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<sup>x</sup> Recueil d'Ordonnances Tome XII, p. 202; Tome XXIV, p. 162; and Tome XXV, p. 328.

<sup>y</sup> Recueil d'Ordonnances Tome XV, p. 90; and Tome XXV, p. 328.

<sup>z</sup> Recueil d'Ordonnances Tome XV, p. 241; Tome XXIV, p. 162; and Tome XXV, p. 328.

<sup>aa</sup> Recueil d'Ordonnances Tome XXIV, p. 162; and Tome XXV, p. 328.

SCHEDULE 2  
AMENDMENTS

Section [2]

PART I - LAWS<sup>1</sup>

1. In the Explosives (Guernsey) Law, 1905, in section XVII, for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
2. In the Law entitled "Loi relative aux Huiles ou Essences Minérales ou autres substances de la même nature, 1924", in the section entitled "definitions" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
3. In the Health, Safety and Welfare of Employees Law, 1950, in sections 1(2) and 4 for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
4. In the Trading Stamps (Guernsey) Laws, 1966 and 1990, in section 1(1) for "Board of Trade and Industry" substitute "States of Guernsey Board of Industry".
5. In the Employment of Immigrants (Control) (Guernsey) Law, 1974, in section 10(1) in the definition of "the Committee" for "States Labour and Welfare Committee" substitute "States of Guernsey Board of Industry".
6. In the Health and Safety at Work etc. (Guernsey) Law, 1979, in section 1(1) for "States Labour and Welfare Committee" substitute "States of Guernsey Board of Industry".

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7. In the Hawkers and Non-Resident Traders (Guernsey) Law, 1980, in section 20(1) in the definition of "the Board" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
8. In the Conditions of Employment (Guernsey) Law, 1985, in section 10A(11) for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
9. In the Weights and Measures (Guernsey and Alderney) Law, 1991 in schedule 10 for "Labour and Welfare Committee" substitute " Board of Industry".
10. In the Employers' Liability (Compulsory Insurance) (Guernsey) Law, 1993, in section 9(1) in the definition of "Board" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
11. The Health and Safety (Fees) (Guernsey) Law, 1993, in section 1 for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
12. In the Industrial Disputes and Conditions of Employment (Guernsey) Law, 1993, in section 18(1) in the definition of "the Board" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
13. In the Poisonous Substances (Guernsey) Law, 1994, in section 3 in the definition of "the Board" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".

PART II - ORDINANCES<sup>2</sup>

14. In section 82 (1) of the Safety of Employees (Miscellaneous Provisions) Ordinance, 1952 in the definition of "the Authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
15. In section 1 of the Steam Boilers (Insurance) Ordinance, 1952, for "Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
16. In section 1(1) of the Quarries (Safety) Ordinance, 1954, in the definition of "the Authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
17. In section 1 of the Safety of Employees (Growing Properties) Ordinance, 1954, in the definition of "the Authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
18. In section 1(1) of the Safety of Employees (First Aid and Welfare) Ordinance, 1954, in the definition of "the Authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
19. In section 1(1) of the Safety of Employees (Electricity) Ordinance, 1956, in the definition of "the Authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".

*Consolidated text*

20. In section 1(1) of the Safety of Employees (Woodwork Machinery) Ordinance, 1959, in the definition of "the authority" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
21. In section 1 of the Safety of Employees (Ionising Radiations) (Guernsey) Ordinance, 1967, for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
22. In section 1 of the Public Highways Ordinance, 1967, for "Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".
23. In section 35 of the Health and Safety at Work (General) (Guernsey) Ordinance, 1987, in the definition of "the Committee" for "States Board of Employment, Industry and Commerce" substitute "States of Guernsey Board of Industry".

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**NOTES**

*The Trading Stamps (Guernsey) Law, 1966 and the Trading Stamps (Amendment) (Guernsey) Law, 1990 have both since been repealed by the Trading Stamps (Repeal) (Guernsey) Law 1999, section 1, with effect from 12th April, 1999.*

*The number in square brackets shown, incorrectly, in the printed version of this Schedule as "2" should read "3".*

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<sup>1</sup> For subsequent amendments to the Laws herein listed, see the consolidated text of the relevant enactment.

<sup>2</sup> For subsequent amendments to the Ordinances herein listed, see the consolidated text of the relevant enactment.