

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

The Dog-Racing Ordinance, 1967 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. 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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* Recueil d'Ordonnances Tome XV, p. 261; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278). See also the Resolution of the States of Guernsey of 24th April, 1991 (Billet XI, proposition 1(4)); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016).

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ARRANGEMENT OF SECTIONS

1. Restriction on dog-racing.
2. Power of entry.
3. Offences and penalties.
4. Repeal.
5. Extent.
6. Citation.

(Made on 13th December, 1967.)

The Dog-Racing Ordinance, 1967

THE STATES, in pursuance of their Resolution of the twenty-eighth day of June, nineteen hundred and sixty-seven, hereby order: –

Restriction on dog-racing.

1. (1) Subject to the provisions of the next succeeding subsection, no occupier of land shall use that land or cause or permit that land to be used for the purpose of a race in which any dog runs or is made to run in competition with any other dog, or against time, for any prize of any description, or for any bet or wager made or to be made in respect of any such dog, and at which more than ten persons are present save under and in accordance with the provisions of a licence granted by the [States Committee for Home Affairs] (hereafter in this Ordinance referred to as "**the Committee**") under the provisions of the next succeeding subsection.

(2) The Committee may, in its absolute discretion, upon application being made to it in that behalf in accordance with subsection (3) of this section, grant a licence authorising the use of such land as shall be specified in the licence for the purpose of a race in which any dog runs or is made to run in competition with any other dog, or against time, for any trophy as shall be so specified, and may at any time revoke such a licence.

(3) A person who desires to obtain a licence under this section shall apply to the Committee in writing in that behalf and such application shall be in such form and accompanied by such information as the Committee may, from time to time, require.

- (4) The Committee may, in its absolute discretion, attach –
- (a) any condition to the grant of a licence under this section,
 - (b) any condition or further condition to such licence at

any time after the licence has been granted,

and may at any time vary or revoke any such condition.

(5) In this section the expression "**dog**" includes a bitch and a puppy.

NOTE

In accordance with their Resolution of 24th April, 1991, concerning Billet d'État No. XI, dated 12th April, 1991, the States directed that the Island Police Committee as established under Article 2 of the Loi ayant rapport à la Police Salariée pour l'Île entière, 1920, the States Committees (Amendment) Law, 1948 and the Police Committee (Amendment) Law, 1990 should be the States Committee for Home Affairs. The functions, rights and liabilities of the States Committee for Home Affairs and of its President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Home Department and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 9, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance. The functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Ordinance were subsequently transferred to and vested in, respectively, the Committee for Home Affairs and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 6(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.

Power of entry.

2. Any person so authorised, in writing, by or on behalf of the Committee may, at any reasonable time, enter upon any land for the purpose of ascertaining whether there is or has been any contravention of the provisions of subsection (1) of section one of this Ordinance or any failure to comply with any condition for the time being attaching to any licence granted under subsection (2) of section one of this Ordinance.

Offences and penalties.

3. (1) Any person who –
- (a) contravenes the provisions of subsection (1) of section one of this Ordinance,

- (b) fails to comply with any condition for the time being attaching to a licence granted under subsection (2) of section one of this Ordinance,
- (c) promotes or assists in the promotion of a race as is mentioned in subsection (1) of section one of this Ordinance run otherwise than in accordance with a licence granted under subsection (2) of that section, or
- (d) in connection with any application for the grant of a licence under subsection (2) of section one of this Ordinance knowingly makes any false statement or recklessly makes any statement which is false in any material particular,

shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 2 on the uniform scale] or to imprisonment for a term not exceeding three months or to both.

(2) Any person who obstructs any person in the exercise of his powers under section two of this Ordinance shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 1 on the uniform scale].

(3) Where an offence under this Ordinance committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any negligence on the part of, any director, manager, secretary or other officer of the body corporate, he as well as the body corporate shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

NOTE

In section 3, the words and figures in square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.

Repeal.

4. The Dog-Racing (Prohibition) Ordinance, 1947^a, is hereby repealed.

Extent.

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

Citation.

6. This Ordinance may be cited as the Dog-Racing Ordinance, 1967.

NOTE

The Ordinance was made and came into operation on 13th December, 1967.

^a Recueil d'Ordonnances, Tome IX, p. 202.