

ORDINANCE  
OF THE STATES OF ALDERNEY

ENTITLED

**The Employment Permits (Exemptions) (Alderney)  
Ordinance, 1980 \***

*[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 the Greffier, The Court of Alderney, Queen Elizabeth II Street, Alderney, GY9 3TB.*

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\* Alderney Ordinance No. III of 1980; as amended by the: Employment Permits (Exemptions) (Amendment) Ordinance, 2002 (Alderney Ordinance No. VIII of 2002); Employment Permits (Exemptions) (Alderney) (Amendment) Ordinance, 2022 (Alderney Ordinance No. IV of 2002).

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ARRANGEMENT OF SECTIONS

1. Exempted employments.
2. Interpretation.
3. Citation.

SCHEDULE Exempted Employments.

(Made on the 2nd April, 1980.)

## **The Employment Permits (Exemptions) (Alderney) Ordinance, 1980**

**THE STATES**, in exercise of the powers conferred upon them by section five of the Employment Permits (Alderney) Law, 1975<sup>a</sup>, and in pursuance of their Resolution of the second day of April nineteen hundred and eighty, hereby order: –

### **Exempted employments.**

1. The provisions of the Employment Permits (Alderney) Law, 1975, (hereinafter referred to as "**the Law**") shall not apply to any gainful employment of a class set out in the Schedule to this Ordinance.

### **Interpretation.**

2. (1) In this Ordinance, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say –

[ "**agency care worker**" means a person (whether or not the person is a nurse) –

- (a) providing care services to one or more individuals over 18 years of age in a residential care home, a nursing home, or a dwelling, and
- (b) registered with an employment agency,]

**"dentist", "medical practitioner" and "veterinary surgeon"** mean

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<sup>a</sup> Ordres en Conseil Vol. XXV, p. 31.

a dentist, medical practitioner or veterinary surgeon, as the case may be, who is qualified to practise as such in the United Kingdom,

[ "**essential worker**" –

- (a) means a person engaged in establishing, building or maintaining parts of any infrastructure (including utilities such as water, electricity, gas, oil, post, or coastal defences) or structural facilities in Alderney, or
- (b) a person deployed in any other form of employment,

where the Chief Executive of the States certifies that –

- (i) the employment of the person is essential to Alderney, and
- (ii) the immediate deployment of that person in the employment concerned is necessary in the circumstances,]

**"gainful employment"** has the meaning assigned to it by subsection (1) of section eight of the Law.

[ "**midwife or nurse**" means a person registered in the Midwives' part, Nurses' part or Specialist Community Public Health Nurses' part of the register maintained by the Nursing and Midwifery Council under Article 5 of the Nursing and Midwifery Order 2001,]

[ "**nursing home**" means any premises used or intended to be used for the reception of, and the provision of nursing for, persons suffering from any

sickness, injury or infirmity, and includes a maternity home,]

[ "**pharmacist**" means a pharmacist registered under section 2 of the Doctors, Dentists and Pharmacists Ordinance, 1987.]

(2) The Interpretation (Guernsey) Law, 1948<sup>b</sup>, shall apply to the interpretation of this Ordinance as it applies to the interpretation of an enactment in force in the Island of Guernsey.

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**NOTES**

*In section 2, the definitions of the expressions "agency care worker", "essential worker", "midwife or nurse", "nursing home" and "pharmacist" were inserted by the Employment Permits (Exemptions) (Alderney) (Amendment) Ordinance, 2022, section 1(2), with effect from 21st July, 2022.*

*The Interpretation (Guernsey) Law, 1948 has since been repealed by the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, section 28(a), with effect from 1st October, 2018.*

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**Citation.**

3. This Ordinance may be cited as the [Employment (Exemptions) (Alderney) Ordinance, 1980].

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**NOTES**

*The Ordinance was made and came into operation on 2nd April, 1980.*

*In the printed version of this section, the words in square brackets shown, incorrectly, as the "Employment (Exemptions) (Alderney) Ordinance, 1980" should read the "Employment Permits (Exemptions) (Alderney) Ordinance, 1980".*

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<sup>b</sup> Ordres en Conseil Vol. XIII, p. 355.

SCHEDULE  
EXEMPTED EMPLOYMENTS

Section 1

Employment in any of the following capacities –

Representative of a foreign Government or of the United Nations

Employee of the States of Alderney, the States of Guernsey or the States of Jersey

[ Employees of Guernsey Telecoms Limited and Guernsey Post Limited]

Employee of the Corporation of Trinity House of Deptford Strond

Employee of Lloyds Bank Ltd., the Midland Bank Ltd., the National Westminster Bank Ltd., or the Trustee Savings Bank of the Channel Islands

Advocate of the Royal Court of Guernsey

Minister of religion

Dentist

Medical practitioner

Veterinary surgeon

Aircrew or Aircraft Maintenance staff

Crew of a ship other than a fishing vessel

Sales representative of a firm of wholesale suppliers

Principal or technical employee of a firm of Accountants, Architects,  
Chartered Engineers or Travel Agents

Representative of the Press or of a Broadcasting or Television company

[Agency care worker

Essential worker

Midwife or nurse

Pharmacist]

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**NOTES**

*In the Schedule,*

*the words in the first pair of square brackets were inserted by the  
Employment Permits (Exemptions) (Amendment) Ordinance, 2002, section 1,  
with effect from 19th June, 2002;*

*the words in the second pair of square brackets were inserted by the  
Employment Permits (Exemptions) (Alderney) (Amendment) Ordinance,  
2022, section 1(3), with effect from 21st July, 2022.*

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