



ISLAND OF ALDERNEY

XVIII  
2011

**ORDINANCE OF THE STATES**

*Made* ..... 16<sup>th</sup> November 2011

*Coming into force* ..... 16<sup>th</sup> November 2011

**The Housing (Exemptions) (No. 2) (Alderney) Ordinance,  
2011**

**THE STATES OF ALDERNEY**, in exercise of the powers conferred on them by sections 33(1)(c) and 75 of the Building and Development Control (Alderney) Law, 2002<sup>a</sup> ("**the 2002 Law**"), hereby order: -

**Persons exempted from section 33 of 2002 Law.**

1. (1) Subject to the provisions of this section, Sundial Holdings Limited ("**the applicant**") whose registered office is Sundial House, Les Rocquettes, Alderney, GY9 3TF, is hereby prescribed for the purposes of section 33(1)(c) of the 2002 Law.

(2) The provisions of subsection (1) apply only in relation to the applicant's application for permission to construct a two storey building comprising a doctor's surgery on the ground floor and a one bedroom flat on the first floor on land at Le Val, Alderney, GY9 3UL, which forms land registered as entry number AY2266 in the Alderney Land Register.

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<sup>a</sup> Order in Council No. XII of 2003; as amended by No. XV of 2004 and Ordinance No. III of 2007.

(3) For the avoidance of doubt, the provisions of the 2002 Law, other than section 33 thereof, apply in relation to the application described in subsection (2) in all respects.

(4) The permission which may be granted by the Committee pursuant to this Ordinance does not count towards the number of permissions for the time being prescribed under section 15 of the 2002 Law.

(5) The one-bedroom, first floor flat forming part of the building to be constructed pursuant to this Ordinance -

(a) shall not be sold, conveyed or otherwise transferred by the applicant separately from the ground floor premises forming part of the same building, without the prior written consent of the Committee, and

(b) may only be used as accommodation for the staff of the doctor's surgery or other business run from the ground floor premises forming part of the same building, unless the Committee gives its prior written consent to use for any other purpose.

**Interpretation.**

2. (1) In this Ordinance -

"**the applicant**" means the person defined in section 1(1) of this Ordinance,

"**the Committee**" means the Building and Development Control Committee of the States of Alderney,

"**the 2002 Law**" means the Building and Development Control (Alderney) Law, 2002,

and other expressions have the same meanings as in the 2002 Law.

(2) The provisions of the Interpretation (Guernsey) Law, 1948<sup>b</sup> apply to the interpretation of this Ordinance.

(3) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation and commencement.**

3. This Ordinance may be cited as the Housing (Exemptions) (No. 2) (Alderney) Ordinance, 2011 and shall come into force on the day that it is approved by the States of Alderney.

**S. E. KELLY**

**Greffier**

**£1.14**

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