



ISLAND OF ALDERNEY

ORDINANCE OF THE STATES

**XVII
2010**

Made 22nd December 2010

Coming into force 22nd December 2010

**The Housing (Exemptions) (No. 4) (Alderney)
Ordinance, 2010**

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^a ("**the 2002 Law**"), hereby order:-

Persons exempted from section 33 of 2002 Law.

1. (1) Subject to the provisions of this section, Blue Horizon Limited (Alderney Company no 1545) of Martyn House 41 Victoria Street, St Anne, Alderney, GY9 3UG, 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 an application for permission for the construction of thirty-six properties comprising sixteen apartments, seven detached houses, four terraced house and nine flats, on land forming part of land registered as entry number AY 961 in the Alderney Land

^a Order in Council No. XII of 2003; amended by Order in Council No. XV of 2004 and Ordinance No. III of 2007.

Register, to be located at the premises known as The Grand Hotel Alderney.

(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 four terraced houses and nine flats which are the subject of the application for permission referred to in Section 1(2) may not be developed or used for any purpose other than for the provision of Affordable Housing without the prior written consent of the Committee.

(6) ‘Affordable Housing’ means for the purposes of this Ordinance:

- (a) Housing which is to be made available only for existing residents of Alderney or other priority applicants, as determined by the States of Alderney as Housing Authority; and or
- (b) Housing that is made available for rent or purchase at prices that are discounted to the market rate to meet a particular need or sector of the population as identified by the States of Alderney as Housing Authority under its housing policy (‘priority applicants’); and or
- (c) Housing which will, on re-letting or resale, continue to be restricted to existing residents of Alderney or other priority applicants, on similar beneficial terms

under provisions relating to the specified development and agreed with the States of Alderney as Housing Authority.

Interpretation.

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

"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^b 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. 4) (Alderney) Ordinance, 2010 and shall come into force on the date it is approved by resolution of the States of Alderney.

^b Ordres en Conseil Vol. XIII, p. 355.

S. E. KELLY
Greffier

£1.10

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The States Office
Island Hall