



GUERNSEY STATUTORY INSTRUMENT

2010 No. 85

The Police Powers and Criminal Evidence (Revised Code of Practice E) (Bailiwick of Guernsey) Order, 2010

<i>Made</i>	20 th September, 2010
<i>Coming into force</i>	1 st October, 2010
<i>Laid before the States</i>	, 2010

THE HOME DEPARTMENT, in exercise of the powers conferred on it by section 74 of the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2003^a, hereby makes the following Order:-

Revised Code E brought into operation.

1. The Revised Code E, the *Code of Practice for Audio Recording Interviews With Suspects* (October 2010), issued by the Home Department^b under sections 73 and 74(6) of the Police Powers and Criminal Evidence (Bailiwick of Guernsey) Law, 2003, is brought into operation.

Consequential revocation.

2. Paragraph (v) of article 1 of the Police Powers and Criminal Evidence (Codes of Practice) (Bailiwick of Guernsey) Order, 2004^c is revoked.

^a Order in Council No. XXIII of 2003; as amended by Order in Council No. XVI of 2009; Recueil d'Ordonnances Tome XXIX, p. 406; see also Orders in Council No. XVIII of 2009 and No. XXVIII of 2009.

^b See notice published in La Gazette Officielle of 24 July 2010.

^c G.S.I. No. 13 of 2004.

Interpretation.

3. (1) In this Order, unless the context requires otherwise –

"**enactment**" means any Law, Ordinance or subordinate legislation, and

"**subordinate legislation**" means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

(2) The provisions of the Interpretation (Guernsey) Law, 1948^d apply to the interpretation of this Order throughout the Bailiwick as they apply to the interpretation of an enactment in force in the Island of Guernsey.

(3) Any reference in this Order 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.

4. This Order may be cited as the Police Powers and Criminal Evidence (Revised Code of Practice E) (Bailiwick of Guernsey) Order, 2010 and comes into force at midnight on the 1st October, 2010.

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

Dated this 20 day of September, 2010



G. H. MAHY

Minister of the States Home Department

For and on behalf of the Department

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into operation Revised Code E, the *Code of Practice for Audio Recording Interviews With Suspects* (October 2010). A provision in Revised Code E revokes the existing Code E, *the Code of Practice for Tape Recording Interviews With Suspects* (published February 2004), and this Order also revokes the paragraph in the Police Powers and Criminal Evidence (Codes of Practice) (Bailiwick of Guernsey) Order, 2004 that brings into operation the existing Code E.

This Order and Revised Code E has effect from midnight of the 1st October, 2010.