

Island of  Guernsey

Ordinance of the States. **VI**  
**1953**

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Made .. .. 25th February, 1953.

Coming into Operation .. 25th February, 1953.

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**The Liquor Licensing (Clubs)  
(Amendment) Ordinance, 1953**

THE STATES, on the representations of the Island Police Committee, hereby order:—

1. Subsection (2) of section eleven of the Liquor Licensing Ordinance, 1948, is hereby repealed and there is substituted therefor the following subsection:—

“(2) The following provisions shall have effect in relation to Club licences:—

- (a) in this subsection the expression “club committee” means the president, secretary, treasurer and the members of the committee of a club, and the expression “office” means the office held in a club;

- (b) a Club licence may be granted to a club on the application of the president or secretary thereof (hereafter in this subsection referred to as "the applicant") and who shall, not less than fifteen days before the date of the application—
- (i) give written notice of the proposed application to the Committee and to the Constables and Douzaine of the parish in which the club premises are situated notifying them of the situation of the said premises and of the day and hour on and at which the said application is to be made to the Royal Court; and
  - (ii) submit to a Law Officer of the Crown for his approval a copy of the rules of the club;
- (c) when giving notice of application the applicant shall furnish the Committee with the name, address and office of the person, being the president, secretary or assistant secretary of the club, designated by the club committee to be responsible for the conduct of the licence and the provisions of subsection (3) of this section relating to the production of certificates shall apply to such designated person whenever and in the same way as they would apply if he were an applicant for a licence other than a Club licence;
- (d) at the time of the application the said designated person shall be presented before the Royal Court and if approved and if the licence is granted his name shall be endorsed upon the licence and entered upon the records at the Greffe;

- (e) subject to the provisions of the next succeeding paragraph of this subsection, during such time as a Club licence granted or deemed to have been granted in pursuance of paragraph (b) of this subsection continues to be valid, any addition or alteration which may from time to time be made to the rules of the club shall forthwith be submitted by the designated person to a Law Officer of the Crown for his approval; and any such purported addition or alteration shall have no effect until such approval has been signified to the designated person;
- (f) no change in the rules of a club respecting the hours of sale of intoxicating liquor shall be effected without the sanction of the Royal Court;
- (g) the designated person shall as soon as may be after a Club licence has been granted or is deemed to have been granted in pursuance of paragraph (b) of this subsection deposit with Her Majesty's Greffier a copy of the rules of the Club;
- (h) during such time as a Club licence granted or deemed to have been granted in pursuance of paragraph (b) of this subsection continues to be valid a copy of any addition to or alteration of the rules of the club shall within fifteen days of becoming effective be deposited by the designated person with Her Majesty's Greffier;
- (i) the provisions of section seventeen of this Ordinance shall apply to the designated person as though he were the holder of a licence of a class referred to in that section;

- (j) on the designated person ceasing to act in that capacity, the Committee, on the application of the president or secretary of the club, may grant to a person designated by the club committee permission to carry on the licence for such period as may, in the Committee's opinion, be necessary to enable application to be made to the Royal Court for approval of a new designated person;
- (k) as respects a Club licence valid immediately before the coming into force of this subsection—
- (i) that Club licence shall continue, until the thirtieth day of June, 1953, to have effect as though this subsection had not been passed;
  - (ii) the club committee shall designate a person, being the president, secretary or assistant secretary of the club, to be responsible for the conduct of the licence and the president or secretary of the club shall apply to the Royal Court for approval of the person designated as aforesaid and in relation to such application fifteen days previous notice thereof shall be given to the Committee and the provisions of paragraphs (c) and (d) of this subsection shall apply thereto;
  - (iii) that Club licence shall, if a designated person in regard thereto has not been approved by the Royal Court on or before the thirtieth day of June, 1953, cease to be valid on that date;
  - (iv) that Club licence shall, if a designated person in regard thereto has been approved by the Royal Court on or before

the thirtieth day of June, 1953, be deemed to have been granted and to have effect on and after the first day of July, 1953, as though it had been granted in pursuance of paragraph (b) of this subsection;

- (l) where a designated person fails to comply with any of the provisions of paragraphs (e), (g) and (h) of this subsection he shall be liable in respect of each offence to a fine not exceeding ten pounds;
- (m) as respects a Club licence granted or deemed to have been granted in pursuance of paragraph (b) of this subsection the designated person shall be responsible for the personal supervision of the exercise of the licence as if he were the holder thereof and proceedings may be taken and penalties enforced against him as though he were the holder of that Club licence."

2. This Ordinance and the Liquor Licensing Ordinances, 1948 to 1951, may be cited together as the Liquor Licensing Ordinances, 1948 to 1953.

3. This Ordinance shall apply to the Islands of Guernsey, Herm and Jethou and shall come into force on the 1st day of March, 1953.

JAMES E. LE PAGE,

Her Majesty's Greffier.