

Island of  Guernsey

Ordinance of the States **XX**

1960

Made 16th November, 1960.

Came into Operation .. 16th November, 1960.

**The Methylated Spirits (Amendment)
Ordinance, 1960**

THE STATES, in pursuance of their Resolution of the third day of August, nineteen hundred and sixty, hereby order:—

1. In this Ordinance, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

Interpreta-
tion.

“the Board” means the States Board of Administration;

“industrial methylated spirits” has the meaning assigned to it by Article 1 of the principal Ordinance;

“medical purposes” means any medical, surgical or dental purpose;

“prescription” means a prescription conforming to the requirements of Article 6 of the principal Ordinance;

“the principal Ordinance” means the Ordinance entitled “Ordonnance relative à l'Importation

et à la Vente d'Essences Méthyliques (Methylated Spirits)" made permanent on the fifth day of October, nineteen hundred and thirty-one.

Supply of industrial methylated spirits as received by retailers.

2. (1) Subject to the provisions of Article 6 of the principal Ordinance and notwithstanding anything contained in Article 5 of that Ordinance, a retailer of methylated spirits may, if authorised so to do by a licence granted by the Board under Article 2 of that Ordinance, receive and have in his possession for sale industrial methylated spirits as received but shall not supply such spirits to any person—

- (a) except on the production and delivery of a permit granted by the Board to that person under the next succeeding subsection;
- (b) in excess of the quantity specified in such permit.

(2) The Board may, upon written application being made to it in that behalf, grant a permit in writing to any person authorising him to obtain from a retailer of methylated spirits industrial methylated spirits as received in such quantity and for such purposes, other than medical purposes or veterinary purposes, as shall be specified by the Board in the permit and the Board may attach such conditions as it deems fit to the grant of the permit.

(3) Any person who obtains industrial methylated spirits by virtue of a permit granted to him by the Board under the last preceding subsection—

- (a) shall not use such spirits, or cause or permit the same to be used, otherwise than for any of the purposes specified in his permit;
- (b) shall comply with any conditions attached to the grant of his permit under that subsection.

(4) A retailer of methylated spirits who supplies industrial methylated spirits as received upon the production and delivery of a permit granted by the Board under subsection (2) of this section shall retain such permit and return it to the Board forthwith.

(5) Any person who contravenes the provisions of subsection (1), subsection (3) or subsection (4) of this section shall be guilty of an offence under this Ordinance and liable, on conviction, to a fine not exceeding one hundred pounds.

(6) The reference to mineralised methylated spirits in Article 8 of the principal Ordinance and in the Schedule to that Ordinance, wherever it occurs, shall be deemed to include a reference to industrial methylated spirits as received.

3. Notwithstanding anything contained in Article 5 and Article 6 of the principal Ordinance, a pharmaceutical chemist or chemist and druggist authorised to practise as such in this Island or in the Island of Herm according to the law for the time being in force may, if authorised so to do by a licence granted by the Board under Article 2 of that Ordinance, receive and have in his possession industrial methylated spirits for sale as a constituent of an antiseptic or lotion or other preparation for external use which is not capable of being used as a beverage whether or not such spirits are for sale for medical purposes or veterinary purposes, and may supply such antiseptic, lotion or other preparation without a prescription, for any purpose and in any quantity.

Supply of antiseptic lotions and other preparations containing industrial methylated spirits by authorised pharmacists.

4. Any person who recovers or attempts to recover the spirit contained in methylated spirits or in any mixture containing methylated spirits by distillation or condensation or in any other manner shall be guilty of an offence under this Ordinance and liable, on conviction, to a fine not exceeding one hundred pounds.

Prohibition of recovery of spirit contained in methylated spirits, etc.

Variation,
suspension
and revoca-
tion of
licences.

5. The Board may—

- (a) vary the terms and conditions of a licence granted by it under Article 2 of the principal Ordinance;
- (b) suspend or revoke any such licence.

Offences by
body
corporate.

6. Where a person convicted of an offence under the principal Ordinance or under this Ordinance is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate, or was purporting to act in any such capacity, shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of the offence.

Extent.

7. This Ordinance shall have effect in the Islands of Guernsey and Herm.

Citation.

8. This Ordinance may be cited as the Methylated Spirits (Amendment) Ordinance, 1960 and this Ordinance and the principal Ordinance may be cited together as the Methylated Spirits Ordinances, 1931 and 1960.

R. H. VIDELO,

Her Majesty's Greffier.

Copies may be obtained from
Her Majesty's Greffier, Royal Court House, Guernsey.

PRICE 6D.