

Island of  Guernsey

Ordinance of the States. **XI**

**1950**

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Made ... .. 19th April, 1950.  
Came into operation ... 19th April, 1950.

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**Special Constabulary Ordinance, 1950.**

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

1. The Special Constabulary Provisional Ordinances, 1939 and 1948, and the Ordonnance provisoire autorisant l'octroi d'insignes aux Connétables Spéciaux, of the 13th day of February, 1937, are hereby repealed.

2. The force of Special Constabulary constituted for service in the Island of Guernsey is hereby designated "The Guernsey Special Constabulary", and is hereinafter in this Ordinance referred to as "the Constabulary".

3. The Constabulary shall consist of two Divisions hereby designated "Division A" and "Division B" respectively.

4. (1) Division A shall consist of the persons nominated from time to time by a Military Authority, by any department of the States of Guernsey, by the officials of any parish and by other public and semi-public bodies, and approved as Special Constables by the Chief Officer of Police, and who, within the period of fifteen months then last past, have taken the oath of Special Constable before the Royal Court and have not ceased to hold the office of Special Constable.
  - (2) (a) The functions of a Special Constable of Division A shall be in accordance with the oath of Special Constable administered to him.
  - (b) Such a Special Constable shall, for the purposes of discipline and administration, be under the control of the Chief Officer of Police, who shall have the power, after consultation with the department or body by which the Special Constable was nominated, of terminating his appointment as Special Constable.
5. (1) Division B shall be under the control of the Island Police Committee (hereinafter referred to as "the Committee") and shall consist of such number of Inspectors, Sergeants and Constables as the Committee may from time to time deem necessary.
  - (2) The power to nominate the members of Division B to their respective ranks may be exercised at any time by the Committee and the Committee may suspend or terminate the appointment of any member of that Division.
6. (1) Every member of Division B shall be appointed to perform in this Island the like duties as are from time to time performed by the members of the Island Police Force. The

appointment of any such member shall not be effective until an oath or affirmation in the following form shall have been taken or made by him before a Jurat of the Royal Court thereunto authorised by the Royal Court:—

**FORM OF OATH (OR AFFIRMATION).**

“I, A.B., do swear upon the faith and truth that I owe to God (do solemnly and sincerely declare and affirm) that I will well and truly serve our Sovereign Lord the King in the office of Special Constable, without favour or affection, malice or illwill; and that I will to the best of my power cause the peace to be kept and preserved, and prevent all offences against the persons and properties of His Majesty’s subjects; and that while I continue to hold the said office I will to the best of my skill and knowledge discharge the duties thereof faithfully according to law.”

- (2) Every person after taking the above oath or making the above affirmation shall forthwith sign the Attestation Roll of members of Division B.

7. A member of Division B may resign his office subject to his giving to the Chief Officer of Police notice of such period as may have been fixed by the Committee.

8. The Chief Officer of Police may at his discretion temporarily suspend any member of Division B and shall thereupon report such suspension to the Committee and the Committee shall, as soon as may be, consider such suspension and, after hearing the Chief Officer of Police and such other evidence as the Committee may deem necessary and after giving the member who has been suspended and any witnesses he may desire to call an opportunity of being heard, may confirm or terminate such suspension or may terminate the appointment of that member.

9. A member of Division A shall at all times, in the place or places to which his duties extend and for the purpose of the execution of those duties, have all the powers and duties of a police constable under customary or enacted law, or of any Ordinance, for the time being in force, and a member of Division B shall, when on duty in accordance with instructions lawfully issued to him, have throughout the Island of Guernsey all the powers and duties which any police constable has by virtue of customary or enacted law, or of any Ordinance, for the time being in force.

10. The Chief Officer of Police may give directions to any member of Division B and directions so given shall be complied with.

11. (1) The Committee may from time to time supply, and it shall be lawful for members of the Constabulary when on duty and on such other occasions as the Committee may prescribe, to wear—

(a) in the case of members of Division A, such badge; and

(b) in the case of members of Division B, such dress and accoutrements,

as the Committee may direct.

(2) A member of Division A shall at all times when he is in the exercise of his duty have on his person the badge issued to him by the Committee and shall produce the same on request.

(3) A person who, not being a member of Division A, wears a badge issued by the Committee, or who, not being a member of the Constabulary, represents himself to be such a member, shall be guilty of an offence and liable on conviction to a fine not exceeding ten pounds.

12. All badges, articles of dress and accoutrements issued to any member of the Constabulary by the Committee shall remain the property of the Com-

mittee and, upon the termination of the appointment of that member, he, or in the event of his decease, any person into whose possession any such badge or article of dress or accoutrement may come, shall return the same in good order, subject to wear and tear resulting from fair and reasonable usage, to the Committee. A person wilfully failing to return any article of dress or accoutrement which under the provisions of this section he is bound to return shall be guilty of an offence and liable on conviction to a fine not exceeding in case of an offence relating only to a badge, five pounds, and in any other case, twenty pounds, and the Committee may, notwithstanding the imposition of such fine, take civil proceedings against such person for the return of such article or for its value.

13. On the coming into force of this Ordinance, every member of the Guernsey Special Constabulary as constituted immediately before the commencement of this Ordinance shall, if he was then a member of Division A thereof, become a member of Division A as hereunder constituted, and if he was then a member of Division B thereof, become a member of Division B as hereunder constituted.

14. This Ordinance shall come into force on the 19th day of April, 1950.

JAMES E. LE PAGE,  
H.M. Greffier.