

ORDINANCE
OF THE STATES OF DELIBERATION

ENTITLED

**The States Supervisor (Transfer of Functions) (No. 1)
Ordinance, 1972 ***

[CONSOLIDATED TEXT]

NOTE

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* Recueil d'Ordonnances Tome XVIII, p. 20; as amended by the Tourist (Amendment) (Guernsey) Law, 1998 (No. XI of 1998). See also the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016).

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ARRANGEMENT OF SECTIONS

1. Transfer of certain powers and functions to States Treasurer and Board of Administration.
2. Savings.
3. Amendments.
4. Citation.
5. Commencement.

SCHEDULE Powers and Functions Transferred and Amendments.

(Made on 29th March, 1972.)

The States Supervisor (Transfer of Functions) (No. 1) Ordinance, 1972

THE STATES, in exercise of the powers conferred upon them by section three of the States Supervisor and Treasurer of the States (Transfer of Functions) Law, 1971^a, hereby order: –

Transfer of certain powers and functions to States Treasurer and Board of Administration.

1. (1) The powers and functions formerly vested in the States Supervisor and Treasurer of the States, by whatever name that office was described, under or by virtue of the provisions of the Laws set out in the first column of the Schedule to this Ordinance and now vested in the States Supervisor, are hereby transferred to and vested in –

- (a) the States Treasurer in the case of the Laws set out in Part I of the said Schedule,
- (b) the States Board of Administration in the case of the Law set out in Part II of the said Schedule.

(2) In addition to the powers and functions transferred and vested under the provisions of the last preceding subsection there are also hereby so transferred and vested all rights and liabilities enjoyed by, or incumbent on, the States Supervisor in, or as a result of, the exercise of those powers and functions.

NOTE

In accordance with the provisions of the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, respectively section 2, Schedule 1, paragraph 3(a) and section 3, with effect from 6th May, 2004, the States Board of Administration and the States Supervisor have since been replaced by the Home Department and the Chief Executive of the

^a No. XIV of 1971.

States of Guernsey, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance; and the functions, rights and liabilities of the States Board of Administration and of its President arising under or by virtue of this Ordinance have been transferred to and vested in, respectively, the Home Department and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(a), with effect from that same date. In accordance with the provisions of the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 6(a), with effect from 1st May, 2016; the Home Department has since been replaced by the Committee for Home Affairs; and the functions, rights and liabilities of the Home Department and its Minister arising under or by virtue of this Ordinance have been transferred to and vested in, respectively, the Committee for Home Affairs and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 6(a), with effect from that same date, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.

Savings.

2. (1) Nothing done by, or in relation to, the States Supervisor under or as a consequence of the powers or functions transferred under the provisions of subsection (1) of the last preceding section before the coming into force of this Ordinance shall be invalidated by the coming into force thereof.

(2) Anything in the process of being done under any of the provisions referred to in section one of this Ordinance by, or in relation to, the States Supervisor at the date of the coming into force of this Ordinance, whether by way of legal proceedings or otherwise, may be continued by, or in relation to, the States Treasurer or the States Board of Administration, as the case may be.

Amendments.

3. The Laws set out in the first column of the Schedule to this Ordinance are hereby amended to the extent set out in the second column of that Schedule.

Citation.

4. This Ordinance may be cited as the States Supervisor (Transfer of Functions) (No. 1) Ordinance, 1972.

Commencement.

5. This Ordinance shall come into force on the first day of April,

nineteen hundred and seventy-two.

SCHEDULE

Section one

Section three

POWERS AND FUNCTIONS TRANSFERRED AND AMENDMENTS

PART I

Laws vesting powers and functions transferred	Extent of amendment
<p>Sub-paragraphs (1) and (2) of paragraph two of the Schedule to the Borrowing (Control) (Bailiwick of Guernsey) Law, 1946^b.</p>	<p>In sub-paragraphs (1) and (2) of paragraph two of the Schedule the words "States Supervisor" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.¹</p> <p>In sub-paragraph (3) of paragraph two of the Schedule the words "States Supervisor" where those words firstly occur are hereby repealed and the words "States Treasurer" are hereby substituted therefor and the words "In sub-paragraphs (1) (2) and (3) of this paragraph the expression "States Supervisor" means the States Supervisor in Guernsey and includes the States Assistant Supervisor;" are hereby repealed.</p>
<p>Section two of the Landing Tax Law, 1948^c.</p>	<p>In section two the words "Treasurer of the States of Guernsey" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.²</p>
<p>[...]</p>	<p>[...]</p>

^b Ordres en Conseil Vol. XIII, p. 43.

^c Ordres en Conseil Vol. XIII, p. 242.

<p>Section thirteen of the Currency Offences (Guernsey) Law, 1950^e.</p>	<p>In the proviso to subsection (1) of section thirteen the words "States Supervisor" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.</p>
<p>Section twenty-five of the Reform (Sark) Law, 1951^f.</p>	<p>In section twenty-five the words "Treasurer of the Guernsey States" are hereby repealed and the words "States Treasurer of Guernsey" are hereby substituted therefor.</p>
<p>Subsection (9) of section seven and subsection (1) of section eight of and the Schedule to the Clearance of Ruins (Guernsey) Law, 1957^g.</p>	<p>In subsection (9) of section seven, in subsection (1) of section eight and in the Schedule the words "Treasurer of the States" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.³</p>

PART II

<p>Laws vesting powers and functions transferred</p>	<p>Extent of amendment</p>
<p>Article I of the Law entitled "Loi relative aux ventes publiques à l'encan" registered on the twentieth day of April, nineteen hundred and fourteen^h.</p>	<p>In Article I the words "Trésorier des États" where those words occur are hereby repealed and the words "Conseil Administratif des États" are hereby substituted therefor.⁴</p>

^e Ordres en Conseil Vol. XIV, p. 417.

^f Ordres en Conseil Vol. XV, p. 215.

^g Ordres en Conseil Vol. XVII, p. 167.

^h Ordres en Conseil Vol. V, p. 41.

NOTES

In the Schedule, the words omitted in the square brackets in the left and right hand columns were repealed by the Tourist (Amendment) (Guernsey) Law, 1998, section 12(6), with effect from 1st December, 1998.

The Currency Offences (Guernsey) Law, 1950 has since been repealed by the Forgery and Counterfeiting (Bailiwick of Guernsey) Law, 2006, section 28, with effect from 28th April, 2010.

The Reform (Sark) Law, 1951 has since been repealed by the Reform (Sark) Law, 2008, section 66(2), Schedule 2, with effect from 1st September, 2008, subject to, first, the general savings and, second, the specific savings and transitional provisions in, respectively, section 66(3) and section 67 of the 2008 Law.

¹ For subsequent amendments, see the consolidated text of the Borrowing (Control) (Bailiwick of Guernsey) Law, 1946.

² For subsequent amendments, see the consolidated text of the Borrowing (Control) (Bailiwick of Guernsey) Law, 1946.

³ For subsequent amendments, see the consolidated text of the Borrowing (Control) (Bailiwick of Guernsey) Law, 1946.

⁴ For subsequent amendments, see the consolidated text of the Borrowing (Control) (Bailiwick of Guernsey) Law, 1946.