

ORDER IN COUNCIL

XXIII

ratifying a Projet de Loi

1955

ENTITLED

The Tomato Marketing (Guernsey) (Amendment) Law, 1955.

(Registered on the Records of the Island of Guernsey
on the 19th day of November, 1955.)



1955.

ORDER IN COUNCIL.



IN THE ROYAL COURT OF THE ISLAND OF GUERNSEY

The 19th day of November, 1955, before Sir Ambrose James Sherwill, C.B.E., M.C., Bailiff; present :— Sir John Leale, Arthur Falla, Walter John Sarre, William Robert Freake Clark, Ernest Francis Lainé, Bertram Bartlett, Esquires, Donald Carey Brock, Esquire, C.B.E., Osmond Priaulx, Stephen James Falla, Esquires, Wilfred John Corbet, Esquire, O.B.E., Théophile Le Messurier Allez and Bertram Guy Blampied, Esquires, Jurats.

The Bailiff having this day placed before the Court an Order of Her Majesty in Council dated the 28th day of October, 1955, ratifying a *Projet de Loi* entitled "The Tomato Marketing (Guernsey) (Amendment) Law, 1955",—the Court, after the reading of the said Order in Council and after having heard Her Majesty's Comptroller thereon, ordered that the said Order in Council be registered on the records of this Island, of which Order in Council the tenor followeth :—

At the Court at Buckingham Palace,

The 28th day of October, 1955.

PRESENT,

The Queen's Most Excellent Majesty.

LORD PRESIDENT

MR. PEAKE

MR. THORNEYCROFT

MR. HOPKINSON

WHEREAS there was this day read at the Board a Report from the Right Honourable the Lords of the Committee of Council for the Affairs of Guernsey and Jersey, dated the 13th day of September, 1955, in the words following, viz.:—

“YOUR MAJESTY having been pleased, by Your General Order of Reference of the 22nd day of February, 1952, to refer unto this Committee the humble Petition of the States of the Island of Guernsey, setting forth:—

‘1. That, in pursuance of their Resolution of the 22nd day of June, 1955, the States of Deliberation at a meeting held on the 27th day of July, 1955, approved a Bill or “Projet de Loi” entitled “The Tomato Marketing (Guernsey) (Amendment) Law, 1955” and requested the Bailiff to present a most humble Petition to Your Majesty in Council praying for Your Royal Sanction thereto. 2. That the said Bill or “Projet de Loi” is in the words and figures set forth in the Schedule hereunto annexed. And most humbly praying that Your Majesty might be graciously pleased to grant Your Royal Sanction to the Bill or “Projet de Loi” of the States of Guernsey entitled “The Tomato Marketing (Guernsey)

(Amendment) Law, 1955" and to order that the same shall have force of Law in the Islands of Guernsey.'

"THE LORDS OF THE COMMITTEE, in obedience to Your Majesty's said Order of Reference, have taken the said Petition and the said Projet de Loi into consideration, and do this day agree humbly to report, as their opinion, to Your Majesty, that it may be advisable for Your Majesty to comply with the prayer of the said Petition and to approve of and ratify the said Projet de Loi."

HER MAJESTY having taken the said Report into consideration is pleased, by and with the advice of Her Privy Council, to approve of and ratify the said Projet de Loi, and to order, as it is hereby ordered, that the same shall have the force of Law within the Island of Guernsey.

AND HER MAJESTY doth hereby further direct that this Order, and the said Projet de Loi (a copy whereof is hereunto annexed) be entered upon the Register of the Island of Guernsey and observed accordingly.

AND the Lieutenant Governor and Commander-in-Chief of the Island of Guernsey, the Bailiff and Jurats, and all other Her Majesty's Officers, for the time being, in the said Island, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

W. G. AGNEW.

**Projet de Loi referred to in the foregoing
Order in Council.**

PROJET DE LOI

ENTITLED

The Tomato Marketing (Guernsey) (Amendment) Law, 1955.

THE STATES, in pursuance of their Resolution of the twenty-second day of June, nineteen hundred and fifty-five, have approved the following provisions which, subject to the Sanction of Her Most Excellent Majesty in Council, shall have force of law in the Island of Guernsey.

1. In this Law the expression "the principal Law" means the Tomato Marketing (Guernsey) Law, 1952.

2. Section six of the principal Law (which contains provisions as to expenses of the Guernsey Tomato Marketing Board) is hereby amended as follows, that is to say:—

(a) there are hereby inserted after subsection (1) thereof the following two subsections (1A) and (1B):—

"(1A) Every such proposal as to the amount per package of twelve pounds of tomatoes to be levied by the Board shall specify the several amounts comprised in that amount in respect of the following, that is to say:—

- (a) freight and carriage charges;
- (b) compensation under section five of this Law; and

(c) the other expenses of the Board.

(1B) Where, after the approval by an annual general meeting of registered producers for any financial year of the amount per package of twelve pounds of tomatoes to be levied by the Board under the foregoing provisions of this Law, it appears to the Board that so much of that amount as relates or is deemed to relate to freight and carriage charges or to compensation under section five of this Law, or to both such freight and carriage charges and such compensation, is or may be insufficient to meet the expenditure incurred or to be incurred by the Board in relation thereto in or in respect of that financial year, the Board may from time to time increase the levy by such amount and in respect of tomatoes exported during such period as appear to the Board necessary to meet that expenditure.”; and

(b) in subsection (2) thereof the words “made as aforesaid” are hereby deleted and there are hereby substituted therefor the words “or any increased levy under this Law”.

3. The levy of one shilling and three pence per package of twelve pounds of tomatoes made by the Guernsey Tomato Marketing Board under the provisions of section four and section six of the principal Law, which levy was approved by the registered producers at the annual general meeting, held on the seventh day of February, nineteen hundred and fifty-five, for the financial year ending on the thirty-first day of October, nineteen hundred and fifty-five, shall be deemed to have been approved on the basis that the proposal as to the said amount per package of twelve pounds of tomatoes to be levied by the

Board specified the several amounts comprised in that amount as follows, that is to say:—

- (a) in respect of freight and carriage charges, the amount of one shilling and one half-penny;
- (b) in respect of compensation under section five of the principal Law, the amount of three half-pence; and
- (c) in respect of the other expenses of the Board, the amount of one penny.

4. (1) This Law shall be deemed to have come into force on the eighth day of February, nineteen hundred and fifty-five.

(2) This Law shall be construed as one with the principal Law.

(3) This Law may be cited as the Tomato Marketing (Guernsey) (Amendment) Law, 1955, and the principal Law and this Law may be cited together as the Tomato Marketing (Guernsey) Laws, 1952 and 1955.

JAMES E. LE PAGE,

Her Majesty's Greffier.