

Island of



Guernsey

## Ordinance of the States

**VI**  
**2015**

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Made ..... 10th December, 2014  
Coming into Operation ..... 10th December, 2014  
Laid before the States ..... 25th February, 2015

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### **The Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008 (Amendment) Ordinance, 2014**



**The Charities and Non Profit Organisations  
(Registration) (Guernsey) Law, 2008  
(Amendment) Ordinance, 2014**

THE STATES LEGISLATION SELECT COMMITTEE, in pursuance of the States' Resolution of the 24<sup>th</sup> September, 2014<sup>a</sup>, and in exercise of the power conferred on them by section 11 of the Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008 as amended<sup>b</sup> and all other powers enabling the States in that behalf, and in exercise of the powers conferred on the Committee by Article 66(3) of the Reform (Guernsey) Law, 1948, as amended<sup>c</sup>, hereby orders:-

**Amendment of Schedule 1 to the Law of 2008.**

1. Schedule 1 to the Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008 is amended as follows -

(a) in paragraph 5, immediately after subparagraph (2) insert the following subparagraph -

"(3) For the avoidance of doubt, an organisation which -

(a) is struck off the Register under subparagraph (2), and

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<sup>a</sup> Article VII of Billet d'État No. XX of 2014.

<sup>b</sup> Order in Council No. XXVI of 2008; No. III of 2010; No. VIII of 2011; Recueil d'Ordonnances Tome XXXIII, pp. 149 and 290 and Ordinance No. XXIX of 2010.

<sup>c</sup> Ordres en Conseil Vol. XIII, p. 288 (there are amendments not material to this Ordinance).

- (b) which has not applied to be put on the Register within 1 month of being given notice of being struck off,

is not registered for the purposes of the offence under section 1(5) of this Law.",

- (b) immediately after paragraph 10, insert the following paragraph -

**"Failure to provide information.**

**10A.** Where a registered organisation without reasonable excuse fails to -

- (a) comply with any request for information made by the Registrar under the Law,
- (b) comply with any obligation or requirement imposed by or under this Law, or
- (c) pay any fee imposed under paragraph 11,

it is guilty of an offence and liable on summary conviction to a fine not exceeding level 1 on the uniform scale.", and

- (c) in paragraph 13 -

- (i) in subparagraph (2)(d) for the words "the Bailiwick", substitute "the Islands of Guernsey and Alderney", and
- (ii) immediately after subparagraph (2)(f), insert the following subparagraph -  
  
"(fa) the disclosure of information for the purposes of enabling or assisting the Director of Income Tax to discharge his functions,".

**Interpretation.**

2. Unless the context otherwise requires, references in this Ordinance to an enactment are references thereto as amended, re-enacted (with or without modification), extended or applied.

**Extent.**

3. This Ordinance shall have effect in the islands of Guernsey, Alderney, Herm and Jethou.

**Citation.**

4. This Ordinance may be cited as the Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008 (Amendment) Ordinance, 2014.

**Commencement.**

5. This Ordinance shall come into force on the 10<sup>th</sup> December, 2014.





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