

GUERNSEY STATUTORY INSTRUMENT  
2015 No. 42

**Sex Offenders (Prescribed Information)  
(Bailiwick of Guernsey) Regulations, 2015**

<i>Made</i>	<i>1<sup>st</sup> July , 2015</i>
<i>Coming into operation</i>	<i>1<sup>st</sup> July , 2015</i>
<i>Laid before the States</i>	<i>, 2015</i>

**THE HOME DEPARTMENT**, in exercise of the powers conferred on it by sections 4(1) and 55 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013<sup>a</sup>, hereby orders:-

**Bank accounts and credit cards.**

1. (1) The information set out in paragraphs (2) to (7) is prescribed for the purposes of section 4(1)(g) of the Law in a case where a notifier holds -

- (a) an account with a banking institution in his name, or in his name and the name of another person, and in relation to each such account, the information specified in paragraph (2),
- (b) an account with a banking institution in the name of an unincorporated business which is run by him, or run by him and another person, and in relation to each such account, the information specified in paragraph (3),
- (c) a debit card in relation to any account of which notification is given in accordance with subparagraph

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<sup>a</sup> Order in Council No. IX of 2014.

(a) or (b), and in relation to each such debit card, the information specified in paragraph (4),

(d) an account with a credit card provider in his name, or in his name and the name of another person, and in relation to each such account, the information specified in paragraph (5),

(e) an account with a credit card provider in the name of an unincorporated business which is run by him, or run by him and another person, and in relation to each such account, the information specified in paragraph (6), or

(f) a credit card in relation to any account of which notification is given in accordance with subparagraph (d) or (e), and in relation to each such credit card, the information specified in paragraph (7).

(2) The information specified for the purposes of paragraph (1)(a)

is -

(a) the name of each banking institution with which the notifier holds an account,

(b) the address of the office at which each account is held and, if that office is outside the Bailiwick, the address of the principal office in the Bailiwick (if any) of the banking institution,

(c) the number of each account, and

(d) the sort code in relation to each account.

(3) The information specified for the purposes of paragraph (1)(b)

is -

- (a) the information specified in paragraph (2), and
- (b) the name of the business in whose name the account is held.

is - (4) The information specified for the purposes of paragraph (1)(c)

- (a) the card number in relation to each debit card,
- (b) the validation date of each debit card,
- (c) the expiry date of each debit card, and
- (d) the name of the business (if any) in whose name the card is held.

is - (5) The information specified for the purposes of paragraph (1)(d)

- (a) the name of each credit card provider with which the notifier holds an account,
- (b) the address of the office at which each account is held and, if that office is outside the Bailiwick, the address of the principal office in the Bailiwick (if any) of the credit card provider, and
- (c) the number of each account.

is - (6) The information specified for the purposes of paragraph (1)(e)

- (a) the information specified in paragraph (5), and

- (b) the name of the business in whose name the card is held.

(7) The information specified for the purposes of paragraph (1)(f) is -

- (a) the card number in relation to each credit card,
- (b) the validation date of each credit card,
- (c) the expiry date of each credit card, and
- (d) the name of the business (if any) in whose name the card is held.

**Passports and identity documents etc.**

2. (1) The information set out in paragraph (2) is prescribed for the purposes of section 4(1)(g) of the Law in a case where a notifier holds any passport, any other identity document or (in a case where the notifier does not hold a passport or other identity document) any other document in which the full name of the notifier appears.

(2) The information which the notifier must notify is -

- (a) where the notifier holds any passport, and in relation to each passport the notifier holds -
  - (i) the passport number, and
  - (ii) the full name of the notifier as it appears in the passport,
- (b) where the notifier does not hold any passport, in relation to any other identity document the notifier holds -

- (i) the description of the identity document,
  - (ii) the issue number (if any) of the identity document, and
  - (iii) the full name of the notifier as it appears in the identity document, and
- (c) where the notifier does not hold a passport or other identity document, in relation to another document the notifier holds -
- (i) the description of the document (including the name of any issuing authority),
  - (ii) the issue number (if any) of the document, and
  - (iii) the full name of the notifier as it appears in the document.

**Employment.**

3. (1) The information set out in paragraph (2) is prescribed for the purposes of section 4(1)(g) of the Law in a case where the notifier is employed or self-employed.

(2) The information which the notifier must notify is -

- (a) if he is employed -
  - (i) the name and address of his, or all of his, employers, and
  - (ii) his position of employment with that, or each, employer, and

- (b) if he is self-employed -
  - (i) the name of his business,
  - (ii) the registered office of his business, and
  - (iii) the nature of his business.

**Interpretation.**

4. (1) In these Regulations, unless the context otherwise requires -

**"Bailiwick"** means the Bailiwick of Guernsey,

**"enactment"** means any Law, Ordinance or subordinate legislation,

**"the Law"** means the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013, and

**"subordinate legislation"** means any regulation, rule, order, rule of court, resolution, scheme, byelaw or other instrument made under any enactment and having legislative effect.

- (2) The Interpretation (Guernsey) Law, 1948<sup>b</sup> applies to the interpretation of these Regulations.

- (3) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

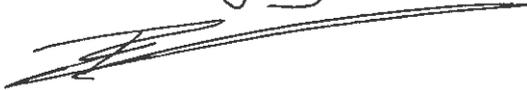
**Citation and commencement.**

5. These Regulations may be cited as the Sex Offenders (Prescribed Information) (Bailiwick of Guernsey) Order, 2015 and shall come into force on the 1<sup>st</sup> July, 2015.

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<sup>b</sup> Ordres en Conseil Vol. XIII, p. 355.

Dated this *first* day of *July*, 2015



P. L. GILLSON

Minister of the States Home Department

For and on behalf of the Department

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#### EXPLANATORY NOTE

*(This note is not part of these Regulations)*

These Regulations make provision, for the purposes of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013 ("**the Law**"), for an authorised officer to require a notifier to provide information about the following matters, in addition to the information set out in section 4(1) of the Law:

- Bank accounts and credit cards (regulation 1),
- Passports and identity documents (regulation 2), and
- Employment, including self-employment (regulation 3).

Failure to provide such information or the provision of information that the notifier knows to be false or misleading is an offence under section 4(10) of the Law.

These Regulations come into force on the 1st day of July, 2015.

