

Island of



Guernsey

## Ordinance of the States

**XXXIV**  
**2015**

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Made ..... 29th September, 2015

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### **The Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013 (Amendment) Ordinance, 2015**



**The Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013  
(Amendment) Ordinance, 2015**

**THE STATES**, in exercise of the powers conferred on them by sections 54(8) and 55 of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013<sup>a</sup> and all other provisions enabling them in that behalf, hereby order:-

**Amendment of section 54.**

1. (1) Section 54(1) of the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013 ("**the Law**") is amended as follows -

- (a) immediately after the definition of "application for review", insert the following definition -

**"appropriate judicial officer"** means -

- (a) in Alderney, the Chairman or a Jurat of the Court of Alderney,
- (b) in Sark, the Seneschal, the Deputy Seneschal or a Lieutenant Seneschal,"
- (b) in the definition of "**the Bailiff**", immediately after "Juge Délégué", insert "or an appropriate judicial officer,"
- (c) immediately after the definition of "picture", insert the following definition -

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<sup>a</sup>

Order in Council No. IX of 2014.

**"police officer"** means -

- (a) in relation to Guernsey, Herm and Jethou -
  - (i) a member of the salaried police force of the Island of Guernsey, or
  - (ii) within the limits of his jurisdiction, a member of the special constabulary of the Island of Guernsey,
  
- (b) in relation to Alderney -
  - (i) a member of the salaried police force of the Island of Guernsey,
  - (ii) a member of any police force which may be established by the States of Alderney, or
  - (iii) within the limits of his jurisdiction, a special constable appointed under section 47 of the Government of Alderney Law, 2004<sup>b</sup>, and
  
- (c) in relation to Sark -
  - (i) the Constable, the Vingtenier or the Assistant Constable of Sark,

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<sup>b</sup> No. III of 2005 (Ordres en Conseil Vol. XLV, p. 26); as amended by Order in Council No. XXII of 2010, No. XI of 2012 and No. V of 2014. See also Ordres en Conseil Vol. XXII, p. 122 and Ordres en Conseil Vol. XXIX, p. 207.

- (ii) a member of the salaried police force of the Island of Guernsey, or
  - (iii) within the limits of his jurisdiction, a special constable appointed by the Court of the Seneschal,"
- (d) immediately after the definition of "restriction order", insert the following definition -

**"Royal Court"**, for the purposes of sections 18 and 20, may be constituted by the Bailiff sitting unaccompanied by the Jurats," and

- (e) immediately after the definition of "sexual offence to which this Law applies", insert the follow definitions –

**"sexual offences prevention order"**, **"foreign travel order"** and **"risk of sexual harm order"**, for the purposes of section 2(6), also include an interim order of the same type made under section 18, 20 and 22 respectively,".

### Interpretation.

2. (1) In this Ordinance, unless the context requires otherwise -

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

**"the Law"** has the meaning given in section 1, 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>c</sup> applies to the interpretation of this Ordinance throughout the Bailiwick.

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

**Citation.**

3. This Ordinance may be cited as the Criminal Justice (Sex Offenders and Miscellaneous Provisions) (Bailiwick of Guernsey) Law, 2013 (Amendment) Ordinance, 2015.

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



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