

# PROJET DE LOI

ENTITLED

## **The Tourist Law, 1948 \***

[CONSOLIDATED TEXT]

### **NOTE**

*This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.*

© States of Guernsey

---

\* Ordres en Conseil Vol. XIII, p. 329; as amended by the: Tourist (Amendment) Law, 1967 (Ordres en Conseil Vol. XXI, p. 104); Tourist (Amendment) (Guernsey) Law, 1983 (Ordres en Conseil Vol. XXVIII, p. 275); Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); Tourist (Amendment) (Guernsey) Law, 1998 (No. XI of 1998, Ordres en Conseil Vol. XXXVIII, p. 307); States Supervisor (Transfer of Functions) (No. 1) Ordinance, 1972 (Recueil d'Ordonnances Tome XVIII, p. 20); Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016). See also the Tourist (Amendment) (Guernsey) Law, 1998 (*supra*).

# PROJET DE LOI

ENTITLED

## **The Tourist Law, 1948**

### ARRANGEMENT OF SECTIONS

1. States Committee for Economic Development.
2. ...
3. Prohibition of unauthorised provision of accommodation.
4. Boarding Permits.
5. Grant, refusal etc. of boarding permits.
6. Representations and notices.
7. Appeal.
8. Exhibition of Boarding Permits.
9. Committee may prescribe forms of application.
10. Power of Committee to inspect.
11. Power of Committee to appoint Inspectors.
12. Powers of Inspectors.
13. Classification and grading of premises.
14. ...
15. Offences and Penalties.
16. Power to make Ordinances relating to camping and for other purposes of the Law.
17. Fees.
18. Interpretation.

# PROJET DE LOI

ENTITLED

## The Tourist Law, 1948

**THE STATES**, in pursuance of their resolutions of the 15<sup>th</sup> day of November, 1946, the 22<sup>nd</sup> day of October, 1947, and the 4<sup>th</sup> day of February, 1948, have approved the following provisions which, subject to the Sanction of His Most Excellent Majesty in Council, shall have force of law in the Islands of Guernsey, Herm and Jethou.

### States [Committee for Economic Development].

1. [ (a) There shall be constituted a Board to be known as the States [Committee for Economic Development] (hereinafter referred to as "[**the Committee**]").]

(b) The constitution of [the Committee] shall be such as the States may from time to time resolve.

(c) ...

### NOTES

*In section 1,*

*paragraph (a) was substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(a), with effect from 8th November, 1983;*

*the words "Committee for Economic Development" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 1(a), with effect from 1st May, 2016;<sup>1</sup>*

*the words "the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016;*<sup>2</sup>

*paragraph (c) was repealed by the Tourist (Amendment) (Guernsey) Law, 1998, section 12(1), with effect from 1st December, 1998.*<sup>3</sup>

*The functions, rights and liabilities of the Commerce and Employment Department and of its Minister or Deputy Minister arising under or by virtue of this Law were transferred to and vested in, respectively, the Committee for Economic Development and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 1(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.*<sup>4</sup>

*In accordance with the provisions of the Tourist (Amendment) (Guernsey) Law, 1998, section 13(2), this Law, when cited together with the amending Laws (the Tourist (Amendment) (Guernsey) Law, 1967, the Tourist (Amendment) (Guernsey) Law, 1983 and the 1998 Law), may be cited as the "Tourist (Guernsey) Laws, 1948 to 1998".*<sup>5</sup>

**Duties of [the Board].**

2. ...

**NOTES**

*Section 2 was repealed by the Tourist (Amendment) (Guernsey) Law, 1998, section 2, with effect from 1st December, 1998.*

*Prior to its repeal, the words in square brackets in the marginal note to section 2 were substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.*

*In accordance with the provisions of the Tourist (Amendment) (Guernsey) Law, 1998, section 2, with effect from 1st December, 1998, the duties of the Tourist Board (now the Committee for Economic Development) shall be such, apart from its specific duties under this Law, as may be approved from time to time by Resolution of the States.*

**Prohibition of unauthorised provision of accommodation.**

3. [ No person shall provide sleeping accommodation, board, lodging or

board and lodging, for reward [for any person for a period of three weeks or less] save under and in accordance with a permit (hereinafter referred to as "**a boarding permit**") granted by [the Committee] in respect of the premises concerned:]

PROVIDED THAT for the purpose of this section no account shall be taken of –

- (a) persons engaged in full-time domestic duties directly connected with the premises in which they sleep,
- (b) persons accommodated as pupils, teachers or organizers in a bona-fide educational establishment, or persons engaged in full-time domestic duties and sleeping in such establishments,
- (c) persons accommodated in respect of an occupation directly concerned with the care of the sick or of mentally affected persons under their care as patients of such persons,
- (d) persons accommodated in premises under the direct control of the States,
- (e) children under ten years of age,
- (f) persons accommodated in such circumstances that [the Committee] shall deem it unreasonable to apply the provisions of this Law.

**NOTES**

*In section 3,*

*the words in the first pair of square brackets were substituted by the Tourist (Amendment) Law, 1967, section 1(a), with effect from 1st May, 1967;*

*the words in the first pair of square brackets within the first pair of square brackets were substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 3, with effect from 1st December, 1998, subject to the transitional provisions in section 14(3) of the 1998 Law;*

*the words "the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>6</sup>*

### **Boarding Permits.**

4. [ (a) A boarding permit shall have effect from 1<sup>st</sup> April in the year during which it is issued, or from the date of issue if later in that year or if so specified in the permit, until 31<sup>st</sup> March in the following year.]

(b) [ The Committee] may grant any boarding permit unconditionally or subject to such conditions either as to duration or otherwise as they may deem advisable.

(c) Boarding permits shall be in writing and shall be deemed to be unconditional save insofar as any conditions thereof are clearly attached thereto or are notified in writing to the person to whom the boarding permit is granted.

(d) [ The Committee] may at any time and from time to time revoke, suspend or vary the conditions of any boarding permit.

### **NOTES**

*In section 4,*

*paragraph (a) was substituted by the Tourist (Amendment)*

*(Guernsey) Law, 1998, section 4, with effect from 1st December, 1998;*

*the words "The Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>7</sup>*

**[Grant, refusal etc. of boarding permits.]**

5. (1) In considering whether to grant or refuse, suspend, revoke, attach conditions to, or vary any conditions of, a boarding permit [the Committee] shall take into consideration –

- (a) the nature of the accommodation, amenities, and service provided or to be provided,
- (b) the overall nature, purpose and operation of the building or establishment in which accommodation is provided or to be provided,
- (c) the charges made or to be made for sleeping accommodation, and for meals, service and matters ancillary thereto, provided or to be provided for persons so accommodated in relation to what is or is to be provided for those charges,
- (d) the interests taken as a whole of visitors generally and of the inhabitants of the Islands or any one or more of them,
- (e) the breach (if any) by the applicant for or holder of a boarding permit of any duty laid upon him by this Law or any Ordinance made thereunder,

(f) any pertinent resolutions of the States.

(2) [The Committee] must attach to every boarding permit a condition prescribing the maximum number of persons for whom the holder may provide sleeping accommodation for reward pursuant to the permit, excluding –

(a) children under the age of 10 years, and

(b) other persons accommodated in such circumstances as the condition may specify.]

#### NOTES

*Section 5 was substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 5, with effect from 1st December, 1998.<sup>8</sup>*

*In section 5, the words "T/the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.*

#### **Representations and notices.**

6. (1) Before taking any decision –

(a) to refuse an application for a boarding permit,

(b) to revoke or suspend a boarding permit, or

(c) to vary (otherwise than by way of removal) the conditions of a boarding permit,

[the Committee] shall notify the applicant for or holder of the boarding permit, as the

case may be, in writing, that it is considering taking that decision, for the reasons stated in the notice, and of his rights under subsection (2) of this section.

(2) A person to whom notice is given under subsection (1) of this section may within 28 days make representations to [the Committee] in writing, orally in person, or orally by a representative, as to why the decision under consideration should not be taken; but, in the case of a decision within paragraph (b) or (c) of that subsection, if [the Committee] is of the opinion that the public interest may require the decision to be taken sooner, the period of 28 days provided for in this subsection may be reduced to such period, not being less than 2 working days, as may be specified in the notice.

(3) [The Committee] must not, without the agreement of the applicant for or holder of the boarding permit concerned, take any decision within subsection (1) of this section before the expiration of the period allowed for making representations pursuant to subsection (2) of this section, and must have regard to any representations so made.

(4) Subject to subsection (3) of this section, a decision within subsection (1) of this section takes effect when the applicant for or holder of the boarding permit concerned is notified in writing of the decision and the reason therefor, or on such later date as may be so notified; and that notification must be given within 14 days of the date of the decision.

(5) For the purposes of this section a working day is any day other than a Saturday, a Sunday, or a day declared by Ordinance of the States to be a public holiday.]

#### **NOTES**

*Section 6 was substituted by the Tourist (Amendment) (Guernsey) Law, 1998,*

section 6, with effect from 1st December, 1998.<sup>9</sup>

*In section 6, the words "T/the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.*

**Appeal.**

7. An appeal shall lie to the Royal Court sitting as an Ordinary Court[, which appeal must be instituted by a summons served on [the President] of [the Committee] within 2 months of the date of the decision,] from any refusal, revocation or suspension of a boarding permit by [the Committee], or from the attachment by [the Committee] of any condition to such a permit, on any question of law or of mixed law and fact, or on the following grounds only –

- (a) that [the Committee] has in such refusal, revocation, suspension or attachment of condition, acted in a manner contrary to natural justice, or
- (b) that in considering whether or not so to refuse, revoke, or suspend, or whether and in what respect so to attach any condition, [the Committee] has considered matters other than those set out in section 5 hereof or has failed to consider any of such matters.

Any decision of the Royal Court sitting as an Ordinary Court on such appeal shall be final.

**NOTES**

*In section 7,*

*the words in the first pair of square brackets were inserted by the Tourist (Amendment) (Guernsey) Law, 1998, section 7, with effect from 1st*

December, 1998, subject to the transitional provisions in section 14(5) of the 1998 Law;

*the words, first, "the President" and, second, "the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, respectively section 2, Schedule 1, paragraph 1(a) and section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>10</sup>*

**Exhibition of Boarding Permits.**

8. A copy of his current boarding permit shall be exhibited at all times by the person to whom the boarding permit is granted in the main entrance of each of the premises to which it is applicable in such manner as to bring it clearly to the notice of any person entering such premises by such entrance, and there shall be further so exhibited a copy of any condition attached to such permit which shall, by writing addressed to such person, be required to be exhibited.

**[Committee] may prescribe forms of application.**

9. [ The Committee] may from time to time prescribe forms in which applications in respect of boarding permits shall be made and may in their discretion disregard any application made otherwise than in such a form.

**NOTE**

*In section 9, and the marginal note thereto, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>11</sup>*

**Power of [Committee] to inspect.**

10. Any member of [the Committee] appointed in writing for that purpose by [the Committee] or by [the President] of [the Committee] on their behalf is empowered at all reasonable times to enter upon and inspect any premises in respect of which a boarding permit has been applied for or has been granted.

**NOTE**

*In section 10, and the marginal note thereto, the words, first, "Committee" and "the Committee" and, second, "the President" in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, respectively section 5(1), Schedule 3, paragraph 2 and section 2, Schedule 1, paragraph 1(a), with effect from 1st May, 2016.<sup>12</sup>*

**Power of [Committee] to appoint Inspectors.**

11. [ The Committee] may, for the purpose of carrying out their duties under this Law, [appoint in writing such persons, whether or not employees of the States, as inspectors] either generally or for a special purpose or occasion as they may deem necessary.

**NOTES**

*In section 11,*

*the words in the first pair square brackets, and in the marginal note thereto, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016;<sup>13</sup>*

*the words in the second pair of square brackets were substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 8(1), with effect from 1st December, 1998.*

**Powers of Inspectors.**

12. [ (1)] Any Inspector appointed pursuant to the provisions of section 11 of this Law is empowered, subject to the production to anyone reasonably demanding it of [a document identifying him as such an inspector], at all reasonable times to enter upon and inspect any premises in respect of which a boarding permit has been granted.

[ (2)] Where there is reasonable cause to believe premises in respect

of which a boarding permit has not been granted are being used in contravention of the provisions of section 3 of this Law [the Committee] may by order in writing, signed by [the President] or [Vice-President] of [the Committee], authorise an Inspector appointed as aforesaid at all reasonable times within seven days from the date of the order to enter upon and inspect any premises specified in the order for the purpose of ascertaining whether such premises are being so used.]

## NOTES

*In section 12,*

*subsection (1) was renumbered, and subsection (2) was inserted, by the Tourist (Amendment) Law, 1967, section 1(b), with effect from 1st May, 1967;*

*the words in square brackets in subsection (1) were substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 8(2), with effect from 1st December, 1998;<sup>14</sup>*

*the words, first, "the President" and "Vice-President" and, second, "the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, respectively section 2, Schedule 1, paragraph 1(a) and section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>15</sup>*

### **Classification and grading of premises.**

**13.** (a) [The Committee] are empowered from time to time by writing addressed to the person to whom a boarding permit has been granted in respect of any premises –

- (i) to classify those premises for the purpose of the obtaining of the grant or the renewal of a licence under [the Liquor Licensing Ordinance, 1993], or under any enactment amending or replacing the appropriate provisions of that Ordinance,

*Consolidated text*

- (ii) to grade and describe those premises [in such manner, including the use of symbols and insignia, as [the Committee] considers appropriate].

(b) [ The Committee] are empowered to publish[, and to appose to the exterior of any such premises a plaque, which shall remain the property of [the Committee], indicative of,] any such grading or description.

[ (c) In so grading and describing any premises [the Committee] may take into account –

- (i) the nature and condition of the accommodation provided, of the premises overall, and of their surroundings,
- (ii) the nature and quality of the fixtures and fittings related to the accommodation,
- (iii) the nature, quality and presentation of catering associated with the accommodation,
- (iv) the nature and quality of the facilities offered in association with the accommodation,
- (v) the nature and quality of the service provided,
- (vi) any minimum requirements and guidelines published by [the Committee] in respect of the grading and description of premises.]

(d) No person to whom a boarding permit has been granted shall

with intent to deceive directly or indirectly advertise or describe the premises in respect of which such permit has been granted in such a manner as might lead any person to suppose that the premises had been graded or described by [the Committee] in a manner substantially at variance with the manner in which they are so graded or described.

## NOTES

*In section 13,*

*the words "T/the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016;<sup>16</sup>*

*the words and figures in square brackets in subparagraph (i) of paragraph (a) were substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 12(2), with effect from 1st December, 1998;*

*the words in square brackets in subparagraph (ii) of paragraph (a) were inserted by the Tourist (Amendment) (Guernsey) Law, 1998, section 9(1), with effect from 1st December, 1998;*

*the words in the second pair of square brackets in paragraph (b) were inserted by the Tourist (Amendment) (Guernsey) Law, 1998, section 9(2), with effect from 1st December, 1998;*

*paragraph (c) was substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 9(3), with effect from 1st December, 1998.*

*The Liquor Licensing Ordinance, 1993 has since been repealed by the Liquor Licensing Ordinance, 2006, section 102(a), with effect from 1st June, 2006, subject to the provisions of section 94 and section 95 of the 2006 Ordinance.*

## **Fees. Development Fund.**

**14.** ...

## NOTE

*Section 14 was repealed by the Tourist (Amendment) (Guernsey) Law, 1998,*

*section 12(3), with effect from 1st December, 1998.<sup>17</sup>*

**Offences and Penalties.**

**15.** (a) Any person acting in contravention of section 3 of this Law shall be guilty of a separate offence in respect of each person for whom such accommodation is provided and shall be liable on conviction –

- (i) on a first conviction to a fine not exceeding [level 1 on the uniform scale],
- (ii) on a second conviction to a fine not exceeding [level 3 on the uniform scale],
- (iii) on a third or subsequent conviction to a fine not exceeding [level 5 on the uniform scale].

(b) Any person who, with intent –

- (i) to obtain the grant of a boarding permit, or
- (ii) to avoid the variation of any condition to a boarding permit, or
- (iii) to avoid the revocation or suspension of a boarding permit,

wilfully makes any statement which is false in a material particular to [the Committee] or to any member of [the Committee] or to an Inspector appointed under this Law or who wilfully withholds from [the Committee] or from any such person material information shall be guilty of an offence and shall be liable on conviction to a fine not exceeding [level 2 on the uniform scale] or to imprisonment [...] for a term

not exceeding three months or to both such imprisonment and fine.

[(c) Any person who by way of business exhibits or publishes a sign, notice or document which –

- (i) describes as an hotel, as a guesthouse, or as self catering accommodation, any premises in respect of which no boarding permit is for the time being in force, or
- (ii) falsely claims or implies that a boarding permit, a boarding permit without conditions, or a boarding permit on more favourable conditions than those in fact attached, is for the time being in force in respect of any premises,

is guilty of an offence and liable on conviction to a fine not exceeding level 2 on the uniform scale, or to imprisonment for a term not exceeding 3 months, or to both.]

(d) Any person [who without reasonable excuse fails to provide such information, in such form, as [the Committee] may reasonably require about the operation of premises in respect of which a boarding permit has been granted, or who wilfully obstructs] any member of [the Committee] or any Inspector duly appointed under this Law in the exercise of the powers conferred upon him by this Law shall be guilty of an offence and shall be liable –

- (i) on a first conviction to a fine not exceeding [level 1 on the uniform scale],
- (ii) on a second conviction to a fine not exceeding [level 2 on the uniform scale],

(iii) on a third or subsequent conviction to a fine not exceeding [level 3 on the uniform scale] or to imprisonment [...] for one month.

(e) Any person committing an act in contravention of this Law for which a penalty is not specifically provided shall be guilty of an offence and shall be liable on a first conviction to a fine not exceeding [level 1 on the uniform scale] and on a second or subsequent conviction to a fine not exceeding [level 2 on the uniform scale].

Where an offence for which any person is liable under this Law has been committed by an agent of that person, the agent, as well as that person, shall be deemed to be guilty of that offence and shall be liable to be punished accordingly.

## NOTES

*In section 15,*

*the words and figures in the first, second and third pairs of square brackets in paragraph (a), in the fourth pair of square brackets in paragraph (b) and in the first pair of square brackets in paragraph (e) were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989;*

*the words "the Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016;<sup>18</sup>*

*the words omitted in, first, the fifth pair of square brackets in paragraph (b) and, second, the sixth pair of square brackets in paragraph (d) were repealed by the Tourist (Amendment) (Guernsey) Law, 1998, section 12(4), with effect from 1st December, 1998;*

*paragraph (c) was substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 10(1), with effect from 1st December, 1998;*

*the words in the first pair of square brackets in paragraph (d) were substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 10(2),*

*with effect from 1st December, 1998;*

*the words in the third, fourth and fifth pairs of square brackets in paragraph (d) were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(5), Schedule, Part I, with effect from 1st July, 1989;*

*the words and figure in the second pair of square brackets in paragraph (e) were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(4), with effect from 1st July, 1989.*

**[Power to make Ordinances relating to camping and for other purposes of the Law.]**

**16.** The States may, from time to time by Ordinance, make such provision as they deem necessary or expedient for regulating or prohibiting camping or the use of sites for camping and otherwise for the purpose of carrying out the provisions of this Law.]

**NOTE**

*Section 16 was substituted by the Tourist (Amendment) Law, 1967, section 1(c), with effect from 1st May, 1967.*

**[Fees.]**

**17.** (1) [ The Committee] may from time to time by Order prescribe the fees payable by applicants for, and holders of, boarding permits.

(2) An Order under this section may make different provision for different cases and circumstances and, without prejudice to the generality of the foregoing, may prescribe fees by reference to –

- (a) the classification and grading of the premises concerned, and

- (b) the number of persons for whom its holder is permitted to provide sleeping accommodation for reward pursuant to the boarding permit concerned.

(3) An Order made under this section must be laid as soon as possible before a meeting of the States and shall, if at that or their next meeting the States resolve to annul it, cease to have effect, but without prejudice to anything done under it or to the making of a new Order.]

#### NOTES

*Section 17 was substituted by the Tourist (Amendment) (Guernsey) Law, 1998, section 11, with effect from 1st December, 1998.*

*In section 17, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.*

*The following Order has been made under section 17:*

*Boarding Permit Fees Order, 2025;  
Boarding Permit Fees Order, 2026.*

#### Interpretation.

18. In this Law –

the expression "**prescribed date**" shall mean a date which [the Committee] shall prescribe by notice inserted in the Gazette Officielle on at least three occasions the last of which occasions shall be not later than 28 days before the prescribed date,

the expression "**the Islands**" means the Islands of Guernsey, Herm and Jethou,

the expression "**attachment of conditions**" includes the variation of

conditions,

the expression "**vary the conditions**" includes the attachment of conditions and the removal of conditions previously attached to the grant of a permit.

## NOTES

*In section 18, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(1), Schedule 3, paragraph 2, with effect from 1st May, 2016.<sup>19</sup>*

*The Law received Royal Sanction on 5th August, 1948 and was registered on the Records of the Island of Guernsey and came into force on 28th August, 1948.*

---

<sup>1</sup> These words were previously substituted, in part, by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983; and by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 28, with effect from 6th May, 2004.

<sup>2</sup> These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

<sup>3</sup> Prior to its repeal, paragraph (c) was amended by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

<sup>4</sup> The functions, rights and liabilities of the Commerce and Employment Department and its Minister arising under or by virtue of this Law were previously transferred to and vested in them, respectively, from the Tourist Board and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 28, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003

---

Ordinance.

**5** Previously, collective title provisions were included in the Tourist (Amendment) (Guernsey) Law, 1967, section 2(1) and the Tourist (Amendment) (Guernsey) Law, 1983, section 5.

**6** These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**7** These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**8** Prior to its substitution, section 5 was amended by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**9** Prior to its substitution, section 6 was amended by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**10** The words "the Committee" in square brackets (save for those within the first pair of square brackets) were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983; and the words "the President" in square brackets were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 28, with effect from 6th May, 2004.

**11** These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**12** The words "the Committee" in square brackets were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983; and the words "the President" in square brackets were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 28, with effect from 6th May, 2004.

**13** These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**14** Prior to their substitution, these words were previously amended by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**15** The words "the Committee" in square brackets were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983; and the words "the President" and "Vice-President" in square brackets were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 28, with effect from 6th May, 2004.

**16** The words in the first, fourth and seventh pairs of square brackets were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**17** Prior to its repeal, section 14 was amended by the States Supervisor (Transfer of Functions) (No. 1) Ordinance, 1972, section 3, Schedule, Part I, with effect from 1st April, 1972; the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**18** These words, save for those in the square brackets within the first pair of square brackets in paragraph (d), were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.

**19** These words were previously substituted by the Tourist (Amendment) (Guernsey) Law, 1983, section 1(b), with effect from 8th November, 1983.