

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

The Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1949 *

[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.

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* Recueil d'Ordonnances Tome X, p. 32; as amended by the Decimal Currency (Bailiwick of Guernsey) Law, 1970 (Ordres en Conseil Vol. XXII, p. 558); the Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1953 (Recueil d'Ordonnances Tome X, p. 392); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016). See also the Telecommunications (Guernsey) Law, 1972 (Ordres en Conseil Vol. XXIII, p. 395). This Ordinance has been repealed by the Alderney Property Tax Ordinance, 2020 (Alderney Ordinance No. IX of 2020).

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**The Alderney Rateable Values (Public Utilities) Assessment
Ordinance, 1949**

ARRANGEMENT OF SECTIONS

1. Assessment of certain Public Utility properties.
2. Powers of Policy & Resources Committee.
3. Property not used for purposes specified in s. 1.
4. Commencement.

REPEALED

(Made on the 20th July, 1949.)

The Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1949

THE STATES, pursuant to section six of the Alderney Rateable Values Assessment Ordinance, 1949, hereby order: –

Assessment of certain Public Utility properties.

1. The following rules shall apply for assessing the rateable value of the real property owned or occupied in Alderney by [Alderney Electricity Limited], the States of Guernsey Telephone Council and the States of Guernsey [Committee for the Environment & Infrastructure] –

- (a) in the case of real property so owned or occupied by [Alderney Electricity Limited] for the purposes of the production of, distribution of and obtaining payment for, electric energy, the rateable value thereof shall be collectively at the rate of £1,160 per million kilowatt-hours of electric energy estimated by the States of Guernsey [Policy & Resources Committee] (hereinafter referred to as "**the [Policy & Resources Committee]**") to have been sold by the said Company during the period of one year ending on the date of the latest determination of the rateable value,
- (b) in the case of real property so owned or occupied by the States of Guernsey Telephone Council for the purposes of the provision of, and obtaining payment for, telephonic communication, the rateable value shall be collectively at the rate of [56 new pence] for each

subscriber to the telephone service in Alderney during the period of one year ending on the date of the latest determination of the rateable value,

- (c) in the case of real property so owned or occupied by the States of Guernsey [Committee for the Environment & Infrastructure] for the purposes of the collection of, storage of, purification of, distribution of, and obtaining payment for, water, the rateable value shall be collectively at the rate of £10 per million gallons of water estimated by the [Policy & Resources Committee] to have been distributed to consumers by the said [Committee] during the period of one year ending on the date of the latest determination of the rateable value.

NOTES

In section 1,

the words "Alderney Electricity Limited" in square brackets, wherever occurring, were substituted by the Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1953, section 1, with effect from 28th September, 1953;

the words, first, "Committee for the Environment & Infrastructure" and second, "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 12(a) and section 5(3), Schedule 3, paragraph 5, with effect from 1st May, 2016;¹

the words "Policy & Resources Committee" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 15(a), with effect from 1st May, 2016;²

the words and figures in the sixth pair of square brackets were substituted in accordance with the provisions of the Decimal Currency (Bailiwick of Guernsey) Law, 1970, section 8, with effect from 15th

February, 1971.

The functions, rights and liabilities of the Public Services Department and of its Minister or Deputy Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for the Environment & Infrastructure and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 12(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.³

The functions, rights and liabilities of the Treasury and Resources Department and of its Minister or Deputy Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Policy & Resources Committee and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 15(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁴

In accordance with the provisions of the Telecommunications (Guernsey) Law, 1972, with effect from 1st January, 1973, the States of Guernsey Telephone Council has since been replaced by the States Telecommunications Board.⁵

Powers of [Policy & Resources Committee].

2. The [Policy & Resources Committee], or any person so authorised by the [Policy & Resources Committee], is hereby empowered, for the purpose of making the estimates referred to in the foregoing section, to enter the offices of [Alderney Electricity Limited] and the States of Guernsey [Committee for the Environment & Infrastructure], during the normal business hours of the said Company and [Committee], as the case may be, and there to inspect the books of the said Company and the said [Committee] and to make and to take away such extracts from the said books as it may consider necessary for the purposes hereinbefore referred to.

NOTES

In section 2,

the words "Policy & Resources Committee" in square brackets,

wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 15(a), with effect from 1st May, 2016;

the words in the first pair of square brackets were substituted by the Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1953, section 1, with effect from 28th September, 1953;

the words, first, "Committee for the Environment & Infrastructure" and second, "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 12(a) and section 5(3), Schedule 3, paragraph 5, with effect from 1st May, 2016.⁶

The functions, rights and liabilities of the Public Services Department and of its Minister or Deputy Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for the Environment & Infrastructure and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 12(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁷

Property not used for purposes specified in s. 1.

3. The rateable value of any property owned or occupied in Alderney by [Alderney Electricity Limited], the States of Guernsey Telephone Council or the States of Guernsey [Committee for the Environment & Infrastructure], for purposes other than those specified in section one of this Ordinance in respect of the said Company, Council or [Committee] respectively, shall be determined in the manner laid down in section six, excluding the second proviso thereto, of the Alderney Rateable Values Assessment Ordinance, 1949.

NOTES

In section 3,

the words in the first pair of square brackets were substituted by the Alderney Rateable Values (Public Utilities) Assessment Ordinance, 1953, section 1, with effect from 28th September, 1953;

the words, first, "Committee for the Environment & Infrastructure" and second, "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 12(a) and section 5(3), Schedule 3, paragraph 5, with effect from 1st May, 2016.⁸

The functions, rights and liabilities of the Public Services Department and of its Minister or Deputy Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for the Environment & Infrastructure and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 12(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁹

In accordance with the provisions of the Telecommunications (Guernsey) Law, 1972, with effect from 1st January, 1973, the States of Guernsey Telephone Council has since been replaced by the States Telecommunications Board.¹⁰

Commencement.

4. This Ordinance shall come into force on the 20th day of July, 1949.

¹ The words "Committee for the Environment & Infrastructure" were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 31, with effect from 6th May, 2004.

² These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 7(b), Schedule 2, paragraph 3(b), with effect from 6th May, 2004.

³ The functions, rights and liabilities of the Public Services Department and its Minister arising under or by virtue of this Ordinance were previously transferred to and vested in them, respectively, from the Water Board and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 31, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

⁴ The functions, rights and liabilities of the Treasury and Resources Department and its Minister arising under or by virtue of this Ordinance were previously transferred to and vested in them, respectively, from the Cadastre Committee and its President by the Machinery of Government (Transfer of Functions) (Guernsey)

Ordinance, 2003, section 1, Schedule 1, paragraph 7(b), Schedule 2, paragraph 3(b), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

5 The Telecommunications (Guernsey) Law, 1972 has since been repealed by the Telecommunications (Bailiwick of Guernsey) Law, 2001, section 33, Schedule 2, with effect from 1st October, 2001, subject to the transitional provisions in section 32 of the 2001 Law.

6 The words "Committee for the Environment & Infrastructure" were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 31, with effect from 6th May, 2004.

7 The functions, rights and liabilities of the Public Services Department and its Minister arising under or by virtue of this Ordinance were previously transferred to and vested in them, respectively, from the Water Board and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 31, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

8 The words "Committee for the Environment & Infrastructure" were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 31, with effect from 6th May, 2004.

9 The functions, rights and liabilities of the Public Services Department and its Minister arising under or by virtue of this Ordinance were previously transferred to and vested in them, respectively, from the Water Board and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 31, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

10 The Telecommunications (Guernsey) Law, 1972 has since been repealed by the Telecommunications (Bailiwick of Guernsey) Law, 2001, section 33, Schedule 2, with effect from 1st October, 2001, subject to the transitional provisions in section 32 of the 2001 Law.