

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

Ordonnance pour la Protection des Pigeons *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. 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 VIII, p. 301; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); the Protection of Pigeons (Amendment) Ordinance, 1985 (Recueil d'Ordonnances Tome XXIII, p. 262). This Ordinance is applied to the Island of Herm by the Herm Laws Ordinance, 1948 (Recueil d'Ordonnances Tome IX, p. 247). See also the Reform (Guernsey) Law, 1948 (Ordres en Conseil Vol. XIII, p. 288). This Ordinance has been repealed by the Animal Welfare (Guernsey) Ordinance, 2012 (No. III of 2012).

**ORDINANCE
OF THE STATES OF DELIBERATION**

ENTITLED

Ordonnance pour la Protection des Pigeons

ARRANGEMENT OF SECTIONS

1. An offence to kill, wound, or take house doves or pigeons.
2. Birds in possession or on premises of any person.
3. Oral warning to attend Court.
4. Parents of young persons.

(Made on 21st October, 1933.)

Ordonnance pour la Protection des Pigeons

ATTENDU QUE de temps en temps des pigeons voyageurs sont apportés en grand nombre du Royaume Uni en cette Île pour être élargis afin qu'ils fassent la volée de retour.

ATTENDU QUE quelques uns de tels pigeons restent dans l'Île après élargissement, et ainsi devenant des épaves sont sujets à être attrapés et maltraités.

ATTENDU QU'IL y a lieu de statuer sur la protection, tant de tels pigeons que des pigeons gardés en cette Île.

LA COUR, ouïes les conclusions des Officiers du Roi, par voie des règlements suivants rédigés en anglais, a ordonné et ordonne:—

An offence to kill, wound, or take house doves or pigeons.

1. Whosoever shall unlawfully and wilfully kill, wound, or take any house dove or pigeon under such circumstances as shall not amount to [theft] or unlawfully and wilfully attempt by means of any bait, hook or other device or such means to take any house dove or pigeon, shall be guilty of an offence and on conviction shall be liable [to a fine not exceeding [level 3 on the uniform scale]].

NOTES

In section 1,

the words in the first and second pairs of square brackets were substituted by the Protection of Pigeons (Amendment) Ordinance, 1985, respectively section 1(a) and section 1(b), with effect from 29th May, 1985;

the words and figure in square brackets within the second pair of square brackets were substituted by the Uniform Scale of Fines (Bailiwick

Guernsey) Law, 1989, section 2(5), Schedule, Part II, with effect from 1st July, 1989.

The Ordinance is applied to the Island of Herm by the Herm Laws Ordinance, 1948, Article 1, Schedule, Part III, with effect from 13th 1948.

In accordance with the provisions of the Reform (Guernsey) Law, 1948, Article 70(3), with effect from 1st January, 1950, this formerly Provisional Ordinance of the Royal Court became a Permanent Ordinance of the States.

Birds in possession or on premises of any person.

2. If any such bird taken as aforesaid shall be found in the possession or detained on the premises of any person, a Police Officer may take possession thereof and the same shall be disposed of as the Inspector of the States Police shall direct; and any person in whose possession or on whose premises such bird shall be so found (such person knowing that the bird had been taken as aforesaid) shall be guilty of an offence and shall, on conviction, be liable to such fine as aforesaid.

Oral warning to attend Court.

3. For the purpose of the prosecution of an alleged offence under this Ordinance, every person on receiving an oral warning from a Police Officer to attend at Court shall be bound to attend at Court in accordance with such warning.

Parents of young persons.

4. Where a person charged with an offence under this Ordinance is a young person under the age of sixteen years the father or mother or other person having the custody of the young person so charged shall be bound to attend at Court for the hearing of the charge if so warned by a Police Officer, and may be ordered by the Court to pay the whole or any part of the fine which may be inflicted on such young person. Provided that a payment so ordered shall in the event of default be recoverable only by civil process.

NOTE

The Ordinance was made and came into operation on 21st October, 1933.

REPEALED