

ORDINANCE
OF THE STATES OF DELIBERATION

ENTITLED

The States Supervisor (Transfer of Functions) (No. 2)
Ordinance, 1972 *

[CONSOLIDATED TEXT]

NOTE

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* Recueil d'Ordonnances Tome XVIII, p. 24; as amended by the Public Transport Licensing Ordinance, 1983 (Recueil d'Ordonnances Tome XXII, p. 490); the Pilotage (Amendment) Ordinance, 1992 (Recueil d'Ordonnances Tome XXVI, p. 118). See also the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the States Treasurer (Transfer of Functions) (Guernsey) Ordinance, 2008 (No. VII of 2008, Recueil d'Ordonnances Tome XXXIII, p. 38); the Chief Accountant (Transfer of Functions) (Guernsey) Ordinance, 2013 (No. XLIII of 2013).

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ARRANGEMENT OF SECTIONS

1. Transfer of certain powers and functions to States Treasurer.
2. Savings.
3. Amendments.
4. Citation.
5. Commencement.

SCHEDULE Powers and Functions Transferred and Amendments.

(Made on 29th March, 1972.)

The States Supervisor (Transfer of Functions) (No. 2) Ordinance, 1972

THE STATES, in pursuance of their Resolution of the thirtieth day of April, nineteen hundred and seventy, and in exercise of the powers conferred upon them by section one of the Public Transport (Licensing) (Guernsey) Law, 1964^a, section one of the Pilotage (Guernsey) Law, 1966^b, section one of the Road Traffic (Removal of Vehicles) (Guernsey) Law, 1968^c, section one of the Protection of Depositors, Companies and Prevention of Fraud (Bailiwick of Guernsey) Law, 1969^d, and section two of the Gambling (Guernsey) Law, 1971^e, and of all other powers enabling them in that behalf, hereby order: –

Transfer of certain powers and functions to States Treasurer.

1. (1) The powers and functions formerly vested in the States Supervisor and Treasurer of the States, by whatever name that office was described, under or by virtue of the provisions of the Ordinances set out in the first column of the Schedule to this Ordinance and now vested in the States Supervisor are hereby transferred to and vested in the States Treasurer.

(2) In addition to the powers and functions transferred and vested under the provisions of the last preceding subsection there are also hereby so transferred and vested all rights and liabilities enjoyed by, or incumbent on, the States

a Ordres en Conseil Vol. XIX, p. 205.

b Ordres en Conseil Vol. XX, p. 206.

c Ordres en Conseil Vol. XXI, p. 251.

d No. V of 1969.

e No. IV of 1971.

Supervisor in, or as a result of, the exercise of those powers and functions.

NOTES

In accordance with the provisions of the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, respectively section 2, Schedule 1, paragraph 1(a) and section 3, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance, the States Supervisor has since been replaced by the Chief Executive of the States of Guernsey.

In accordance with the provisions of the States Treasurer (Transfer of Functions) (Guernsey) Ordinance, 2008, section 1, with effect from 1st February, 2008 and subject to the savings and transitional provisions in section 2 of the 2008 Ordinance, the States Treasurer was replaced by the Chief Accountant.

In accordance with the provisions of the Chief Accountant (Transfer of Functions) (Guernsey) Ordinance, 2013, section 1, with effect from 1st December, 2013 and subject to the savings and transitional provisions in section 2 of the 2013 Ordinance, the Chief Accountant has since been replaced by the States Treasurer.

Savings.

2. (1) Nothing done by, or in relation to, the States Supervisor under or as a consequence of the powers or functions transferred under the provisions of subsection (1) of the last preceding section before the coming into force of this Ordinance shall be invalidated by the coming into force thereof.

(2) Anything in the process of being done under any of the provisions referred to in section one of this Ordinance by, or in relation to, the States Supervisor at the date of the coming into force of this Ordinance, whether by way of legal proceedings or otherwise, may be continued, by, or in relation to, the States Treasurer.

Amendments.

3. The Ordinances set out in the first column of the Schedule to this

Ordinance are hereby amended to the extent set out in the second column to that Schedule.

Citation.

4. This Ordinance may be cited as the States Supervisor (Transfer of Functions) (No. 2) Ordinance, 1972.

Commencement.

5. This Ordinance shall come into force on the first day of April, nineteen hundred and seventy-two.

SCHEDULE

Section one

Section three

POWERS AND FUNCTIONS TRANSFERRED AND AMENDMENTS

Ordinances vesting powers and functions transferred	Extent of amendment
<p>Subsection (2) of section four of the Export of Bulbs Ordinance, 1953^f.</p>	<p>In subsection (2) of section four the words "Treasurer of the States" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.</p>
<p>Paragraph (a) of section fifteen, paragraph (a) of subsection (1) and subsection (2) of section seventeen, subsection (1) and subsection (4) of section eighteen, section nineteen, subsection (1) of section twenty, subsection (5) and subsection (6) of section twenty-five A of, and paragraph 2 of Part II of the Second Schedule to, the Liquor Licensing Ordinance, 1960^g.</p>	<p>In paragraph (a) of section fifteen, paragraph (a) of subsection (1) and subsection (2) of section seventeen, subsection (1) and subsection (4) of section eighteen, section nineteen, subsection (1) of section twenty, subsections (5) and (6) of section twenty-five A and paragraph 2 of Part II of the Second Schedule the words "Treasurer of the States" where those words occur are hereby repealed and the words "States Treasurer" are hereby substituted therefor.</p>
<p>[...]</p>	<p>[...]</p>
<p>[...]</p>	<p>[...]</p>
<p>Section fifteen of the Road</p>	<p>[...]</p>

^f Recueil d'Ordonnances Tome X, p. 389.

^g Recueil d'Ordonnances Tome XII, p. 314.

<p>Traffic (Removal of Vehicles) Ordinance, 1969^j.</p>	<p>In section fifteen the words "Treasurer of the States" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.¹</p>
<p>Subsection (1) of section two and paragraph (a) of subsection (7) of section six of the Gambling (Public Lotteries) Ordinance, 1971^k.</p>	<p>In subsection (1) of section two and paragraph (a) of subsection (7) of section six the words "Treasurer of the States" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.</p>
<p>Subsection (1) of section nine of the Protection of Depositors (Bailiwick of Guernsey) Ordinance, 1971^l.</p>	<p>In subsection (1) of section nine the words "Treasurer of the States" are hereby repealed and the words "States Treasurer" are hereby substituted therefor.</p>

NOTES

In the Schedule,

the words omitted in the first pairs of square brackets in the left and right hand columns were repealed by the Public Transport Licensing Ordinance, 1983, section 60, Third Schedule, with effect from 27th July, 1983;

the words omitted in the second pairs of square brackets in the left and right hand columns were repealed by the Pilotage (Amendment) Ordinance, 1992, section 2, with effect from 1st November, 1992.

The Export of Bulbs Ordinance, 1953 has since been repealed by the Import and Export (Plant Health) Ordinance, 1982, section 24, with effect from 29th September, 1982. The Import and Export (Plant Health) Ordinance, 1982 has since been repealed by the Plant Health (Enabling Provisions) (Guernsey) Law, 2014, section 6, Schedule, with effect from 4th February, 2020, subject to the transitional provisions in section 57, Schedule 6, paragraph 1(a) of the Plant Health (Guernsey) Ordinance, 2019; the Plant Health (Guernsey) Ordinance, 2019 has since been repealed by the Plant

^j Recueil d'Ordonnances Tome XVI, p. 165.

^k No. XXX of 1971.

^l No. L of 1971.

Consolidated text

Health (Guernsey) (Repeal) Ordinance, 2020, section 1, with effect from 27th November, 2020.

The Liquor Licensing Ordinance, 1960 has since been repealed by the Liquor Licensing Ordinance, 1984, section 159, Fifth Schedule, with effect from 1st January, 1985.

The Liquor Licensing Ordinance, 1984 has since been repealed by the Liquor Licensing Ordinance, 1993, section 113, with effect from 29th September, 1993.

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.

The Gambling (Public Lotteries) Ordinance, 1971 has since been repealed by the Gambling (Public Lotteries) Ordinance, 1973, section 11, with effect from 31st January, 1973.

The Gambling (Public Lotteries) Ordinance, 1973 has since been repealed by the Gambling (Channel Islands Lottery) (Guernsey) Ordinance, 1975, section 3, with effect from 16th May, 1975, but without prejudice to the payment of prizes in the public lotteries held thereunder.

The Protection of Depositors (Bailiwick of Guernsey) Ordinance, 1971 has since been repealed by the Banking Supervision (Bailiwick of Guernsey) Law, 1994, section 57(b), with effect from 1st October, 1994, subject to the savings in section 58 of the 1994 Law. The Banking Supervision (Bailiwick of Guernsey) Law, 1994 has since been repealed by the Banking Supervision (Bailiwick of Guernsey) Law, 2020, section 67(a), with effect from 1st November, 2021, subject to the savings and transitional provisions in section 68 of the 2020 Law.

¹ For subsequent amendments see the consolidated text of the Road Traffic

(Removal of Vehicles) Ordinance, 1969.