

*Consolidated text*

**ORDINANCE**  
**OF THE STATES OF DELIBERATION**

ENTITLED

**The Safety of Pits Ordinance, 1973 \***

*[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 XIX, p. 101; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278). See also the Health and Safety at Work (General) (Guernsey) Ordinance, 1987 (Recueil d'Ordonnances Tome XXIV, p. 162).

**ORDINANCE  
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**The Safety of Pits Ordinance, 1973**

ARRANGEMENT OF SECTIONS

1. Protection of pits.
2. Citation and commencement.

*(Made on the 25th July, 1973.)*

## **The Safety of Pits Ordinance, 1973**

**THE STATES**, in pursuance of their Resolution of the twenty-eighth day of March, nineteen hundred and seventy-three, hereby order: –

### **Protection of pits.**

1. (1) Without prejudice to compliance with the provisions of any other enactment for the time being in force relating to the safety of any pit the occupier of any land in or on which is a pit so situated as to be freely accessible and potentially hazardous to any person shall ensure that such pit is filled in, covered or fenced in such a manner as to prevent any person from accidentally falling into it.

(2) In this Ordinance "**pit**" means any boiler pit, oil catchment pit, water-cistern or well whether or not the same is in use and includes any derelict such boiler pit, oil catchment pit, water-cistern or well.

(3) Any person who fails to comply with the provisions of subsection (1) of this section shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 1 on the uniform scale] and to a further fine not exceeding ten pounds for every day during which the offence is continued after conviction.

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### **NOTES**

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

*In accordance with the provisions of the Health and Safety at Work (General) (Guernsey) Ordinance, 1987, section 35(1), Schedule 4, with*

*effect from 1st December, 1987, this enactment is one of those to be regarded as relevant statutory provisions for the purposes of the 1987 Ordinance.*

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**Citation and commencement.**

2. This Ordinance may be cited as the Safety of Pits Ordinance, 1973, and shall come into force on the first day of December, nineteen hundred and seventy-three.