

THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY

THE REFORM (GUERNSEY) LAW, 1948 (AMENDMENT) ORDINANCE, 2019

The States are asked to decide:-

Whether they are of the opinion to approve the draft Ordinance entitled "The Reform (Guernsey) Law, 1948 (Amendment) Ordinance, 2019", and to direct that the same shall have effect as an Ordinance of the States.

This proposition has been submitted to Her Majesty's Procureur for advice on any legal or constitutional implications in accordance with Rule 4(1) of the Rules of Procedure of the States of Deliberation and their Committees.

EXPLANATORY MEMORANDUM

This Ordinance amends article 20A of the Reform (Guernsey) Law, 1948. It prevents the institution of civil or criminal proceedings against any Dean of the Douzaine or independent Member for any words spoken or written when sitting on a Review Board to hear an application under the Administrative Decisions (Review) (Guernsey) Law, 1986.

The Reform (Guernsey) Law, 1948

(Amendment) Ordinance, 2019

THE STATES, in pursuance of their Resolution of the 2nd day of March, 2016^a, and in the exercise of the powers conferred on them by section 20H of the Reform (Guernsey) Law, 1948^b, hereby order:-

Amendment of the Reform (Guernsey) Law, 1948.

1. Immediately after article 20A(2) of the Reform (Guernsey) Law, 1948 insert the following paragraph -

"(3) No civil or criminal proceedings may be instituted against a Dean of the Douzaine of any Parish of the Island of Guernsey or an independent Member appointed by the Chairman of the Panel of Members for or in respect of any words spoken or written as a consequence of that person's role in a Board appointed in accordance with section 5 of the Administrative Decisions (Review) (Guernsey) Law, 1986^c."

Citation.

2. This Ordinance may be cited as the Reform (Guernsey) Law, 1948 (Amendment) Ordinance, 2019.

^a Article XIII of Billet d'État No. VI of 2016.

^b Ordres en Conseil Vol. XIII, p. 288; amended Order in Council No. II of 2007; there are amendments not relevant to this enactment.

^c Ordres en Conseil Vol. XXIX, p.381; amended by Order in Council X of 2019; there are other amendments not relevant to this enactment.