

ORDINANCE

OF THE STATES OF DELIBERATION

ENTITLED

The Heritage Committee Ordinance, 1994 *

[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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* Ordinances of the States, Vol. XXVI, p. 306; as amended by the Land Planning and Development (Guernsey) Law, 2005 (No. XVI of 2005). See also the Land Planning and Development (Guernsey) Law, 2005 (Savings and Transitional Provisions) Ordinance, 2007 (No. XXX of 2007); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003).

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ARRANGEMENT OF SECTIONS

1. Functions transferred to States Heritage Committee.
2. Savings and transitional provisions.
3. Citation.
4. Commencement.

(Made on the 1st June, 1994.)

The Heritage Committee Ordinance, 1994

THE STATES, in pursuance of their Resolution of the 9th day of February, 1994^a and in exercise of the powers conferred upon them by sections 1 and 3 of the Public Functions (Transfer and Performance) (Bailiwick of Guernsey) Law, 1991^b, hereby order: –

Functions transferred to States Heritage Committee.

1. In the definition of "the Committee" in –
 - (a) ...
 - (b) section 32(1) of the Wreck and Salvage (Vessels and Aircraft) (Bailiwick of Guernsey) Law, 1986^d,

for "the States Ancient Monuments Committee" there is in each case substituted "the States Heritage Committee".

NOTES

In section 1, paragraph (a) was repealed by the Land Planning and Development (Guernsey) Law, 2005, section 93, Schedule 3, Part II, paragraph 1(b), with effect from 6th April, 2009, subject to, first, the savings in section 93 of the 2007 Law and, second, the savings and transitional provisions in the Land Planning and Development (Guernsey) Law, 2005 (Savings and Transitional Provisions) Ordinance, 2007.

^a on Article 19 of Billet d'État No. III of 1994.

^b Order in Council No. XXI of 1991.

^d Ordres en Conseil Vol. XXIX, p. 390.

In accordance with the provisions of the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 16(b), Schedule 2, paragraph 6(b), with effect from 6th May, 2004, the States Heritage Committee has since been replaced, in respect of its functions, rights and liabilities arising under the Wreck and Salvage (Vessels and Aircraft) (Bailiwick of Guernsey) Law, 1986, by the Culture and Leisure Department; and the said functions, rights and liabilities of the Heritage Committee and of its President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Culture and Leisure Department and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 16(b), Schedule 2, paragraph 6(b), with effect from that same date, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

Savings and transitional provisions.

2. (1) Anything done before, or in the process of being done at the time of, the commencement of this Ordinance, by or in relation to the States Ancient Monuments Committee or its President shall thereafter have effect as if done, or (as the case may be) may be continued, by or in relation to the States Heritage Committee or (as the case may be) its President.

(2) ...

(3) Without prejudice to the generality of subsection (1) of this section, in relation to the Wreck and Salvage (Vessels and Aircraft) (Bailiwick of Guernsey) Law, 1986 –

(a) any licence granted and condition imposed under section 17 or section 18(4),

(b) any order made under section 18(1),

(c) any steps taken under section 18(6), and

- (d) any amount determined under section 23(2)

by the States Ancient Monuments Committee before the commencement of this Ordinance, shall be deemed thereafter to have been granted, imposed, made, taken, or determined (as the case requires) by the States Heritage Committee.

NOTE

In section 2, subsection (2) was repealed by the Land Planning and Development (Guernsey) Law, 2005, section 93, Schedule 3, Part II, paragraph 1(b), with effect from 6th April, 2009, subject to, first, the savings in section 93 of the 2007 Law and, second, the savings and transitional provisions in the Land Planning and Development (Guernsey) Law, 2005 (Savings and Transitional Provisions) Ordinance, 2007.

Citation.

3. This Ordinance may be cited as the Heritage Committee Ordinance, 1994.

Commencement.

4. This Ordinance shall come into force on 1st June, 1994.

