
 STATUTORY INSTRUMENTS

1966 No. 949

GENEVA CONVENTIONS

The Geneva Conventions Act (Jersey) Order 1966

Made - - - - - 28th July 1966

Coming into Operation 1st September 1966

At the Court at Buckingham Palace, the 28th day of July 1966

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of section 8 (2) (a) of the Geneva Conventions Act 1957(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. The provisions of the Geneva Conventions Act 1957 shall extend to Jersey subject to the exceptions and modifications specified in the Schedule to this Order.

2.—(1) In this Order “Jersey” means the Bailiwick of Jersey and the territorial waters adjacent thereto.

(2) The Interpretation Act 1889(b) shall apply for the purpose of interpreting this Order as it applies for the purpose of interpreting an Act of Parliament.

3. This Order may be cited as the Geneva Conventions Act (Jersey) Order 1966 and shall come into operation on 1st September 1966.

W. G. Agnew.

SCHEDULE

 EXCEPTIONS AND MODIFICATIONS TO BE MADE IN THE EXTENSION OF THE GENEVA
 CONVENTIONS ACT 1957 TO JERSEY

1. For the words “the United Kingdom” wherever they occur there shall be substituted the word “Jersey” and any reference to the Geneva Conventions Act 1957 shall be construed as a reference to that Act as extended to Jersey by this Order.

2.—(1) In section 1 (1) for the word “felony” there shall be substituted the words “an offence triable only on indictment”.

(2) Section 1 (2), (3) and (5) shall be omitted.

3.—(1) In paragraph (ii) of section 3 (1) the words from “instructions” to “by whom that” shall be omitted.

(2) In section 3 (3) the words “a solicitor and” shall be omitted.

(3) For section 3 (4) and (5) there shall be substituted the following subsections:—

“(4) Where counsel has been assigned in pursuance of subsection (3) of this section, an order shall be made by the Royal Court directing his costs as fixed by, or ascertained in accordance with, rules made under this section to be paid out of the General Revenues of the States.

(5) In this section ‘counsel’ means an advocate of the Royal Court of Jersey.

(6) The power to make rules of court under the Royal Court (Jersey) Law 1948 shall include power to make rules for the purposes of subsection (4) of this section.”

4. In section 4 (1) for the words "the Court of Criminal Appeal, the High Court of Justiciary, or the Court of Criminal Appeal in Northern Ireland, as the case may be" there shall be substituted the words "the Court of Appeal constituted under the Court of Appeal (Jersey) Law 1961" and for the words from "in subsection (1) of section six" to the end of the subsection there shall be substituted the words "Article 29 (1) of the Court of Appeal (Jersey) Law 1961 (which relates to the revesting and restitution of property on conviction)".

5.—(1) In section 5 (1) the words "or, in Northern Ireland, the Minister of Home Affairs for Northern Ireland" shall be omitted.

(2) In section 5 (2) the words "or, in Northern Ireland, the Minister aforesaid" shall be omitted.

6.—(1) In section 6 (2) for the words "the Board of Trade" there shall be substituted the words "the Royal Court of Jersey".

(2) In section 6 (3) the words "on summary conviction" shall be omitted.

(3) In section 6 (4) for the words "the passing of this Act" wherever they occur there shall be substituted the words "the coming into operation of this Act in Jersey".

(4) For section 6 (7), (8) and (9) there shall be substituted the following subsection:—

"(7) The Geneva Convention Act 1911 (a) and the Geneva Convention Act 1937(b) shall cease to have effect in Jersey."

7. In section 7 (1) the definition of "enactment" shall be omitted.

8. Section 8 (2) shall be omitted.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends to the Bailiwick of Jersey the provisions of the Geneva Conventions Act 1957 with the exceptions and modifications specified in the Schedule.

(a) 1911 c. 20.

(b) 1937 c. 15.