STATUTORY INSTRUMENTS

# 1968 No. 301

# COMMONWEALTH IMMIGRANTS

## The Commonwealth Immigrants (Guernsey) Order 1968

*Made* - - - - *4th March* 1968

*Coming into Operation* *5th March* 1968

At the Court at Buckingham Palace, the 4th day of March 1968

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the power conferred on Her by section 18(2) of the Commonwealth Immigrants Act 1962(a), as amended by section 6(3) of the Commonwealth Immigrants Act 1968(b), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

**1.** In Article 1(1) of the Commonwealth Immigrants (Guernsey) Order 1962(c), as amended(d), after the words "the Commonwealth Immigrants Act 1962" there shall be inserted the words "as amended by the Commonwealth Immigrants Act 1968".

**2.** In paragraph 2 of Schedule 1 to the said Order for the words "sections 15(2) and (3)" there shall be substituted the words "sections 4A(3), 15(2) and (3)".

**3.** After paragraph 5 of the said Schedule 1 there shall be inserted the following paragraph:—

'5AA. For section 4A(6) there shall be inserted the following subsection:—

"(6) An order made by the Secretary of State under this section shall not come into force in the Bailiwick of Guernsey until it has been registered by the Royal Court." '.

**4.** After paragraph 9 of the said Schedule 1 there shall be inserted the following paragraph:—

'9A. In section 14(2) and (3) after the words "Commonwealth Immigrants Act 1968", in both places where they occur, there shall be inserted the words "as extended to the Bailiwick of Guernsey by the Commonwealth Immigrants (Guernsey) Order 1968." '.

**5.**—(1) Section 5 of the Commonwealth Immigrants Act 1968 shall extend to the Bailiwick of Guernsey subject to the adaptations and modifications specified in the next following paragraphs.

(a) 1962 c. 21. (b) 1968 c. 9.

(c) S.I. 1962/1341 (1962 II, p. 1473). (d) S.I. 1963/2097 (1963 III, p. 4669).

(2) For subsections (2) and (3) of the said section 5 there shall be substituted the following subsection:—

"(2) A person guilty of an offence under this section shall be liable to a fine or to imprisonment for a term not exceeding two years or to both.".

(3) The references in the said section 5 to the principal Act shall be construed as references to the Commonwealth Immigrants Act 1962 as extended to the Bailiwick of Guernsey by the Commonwealth Immigrants (Guernsey) Order 1962.

**6.** This Order, except for the purposes of extending to the Bailiwick of Guernsey section 4A of the Commonwealth Immigrants Act 1962 (as amended by the Commonwealth Immigrants Act 1968) and section 5 of the Commonwealth Immigrants Act 1968, shall come into operation on 5th March 1968; and for the said purposes shall come into operation on 9th March 1968.

**7.**—(1) This Order may be cited as the Commonwealth Immigrants (Guernsey) Order 1968.

(2) The Interpretation Act 1889(a) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

*W. G. Agnew.*

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## EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order provides that the Commonwealth Immigrants (Guernsey) Order 1962 (which extended the Commonwealth Immigrants Act 1962 to the Bailiwick of Guernsey) shall be amended so that that Act shall extend to the Bailiwick as amended by the Commonwealth Immigrants Act 1968, and provides that section 5 of the 1968 Act shall extend to the Bailiwick with adaptations and modifications.

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(a) 1889 c. 63.