

1979 No. 114

TELEVISION AND LOCAL SOUND BROADCASTING

**The Independent Broadcasting Authority Act 1973
(Channel Islands) Order 1979**

Made - - - - 6th February 1979

Coming into Operation 6th February 1979

At the Court at Buckingham Palace, the 6th day of February 1979

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 40(3) (read with section 39(2) and (3)) of the Independent Broadcasting Authority Act 1973(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Independent Broadcasting Authority Act 1973 (Channel Islands) Order 1979 and shall come into operation on 6th February 1979.
2. The Television Act 1964 (Channel Islands) Order 1964(b), the Television Act 1964 (Channel Islands) Order 1969(c) and the Sound Broadcasting Act 1972 (Channel Islands) Order 1973(d) are hereby revoked.
3. In this Order the expression "Channel Islands" means Jersey and Guernsey and the expressions "Jersey" and "Guernsey" mean the Bailiwicks of Jersey and Guernsey, respectively, and the territorial waters adjacent thereto.
4. The provisions of the Independent Broadcasting Authority Act 1973 as amended by the Independent Broadcasting Authority (No. 2) Act 1974(e) and by section 1 of the Independent Broadcasting Authority Act 1978(f) shall extend to the Channel Islands subject to the adaptations and modifications specified in the Schedule to this Order and any reference in the Schedule to that Act shall be to that Act as extended.

N. E. Leigh,
Clerk of the Privy Council.

(a) 1973 c. 19.
(c) S.I. 1969/1370.
(e) 1974 c. 42.

(b) S.I. 1964/1202.
(d) S.I. 1973/1087.
(f) 1978 c. 43.

SCHEDULE

ADAPTATIONS AND MODIFICATIONS IN THE EXTENSION OF THE
INDEPENDENT BROADCASTING AUTHORITY ACT 1973 TO THE CHANNEL ISLANDS

1. Unless the context otherwise requires, any reference to any Act of Parliament which has been extended to Jersey or Guernsey or both shall be construed as a reference to that Act as extended.

2. Any reference in the Independent Broadcasting Authority Act 1973 to local sound broadcasting shall be construed as a reference only to local sound broadcasting provided by the Independent Broadcasting Authority in the United Kingdom by virtue of the said Act, as it has effect in the United Kingdom.

3. For any reference to the Minister, there shall be substituted a reference to the Secretary of State.

4. In section 4(6) the words following "cinematograph film" shall be omitted.

5. After section 8(9) there shall be inserted the following subsections:—

"(10) Any regulations made by the Secretary of State under this section shall not have effect in Jersey or Guernsey until registered by the Royal Court of Jersey or the Royal Court of Guernsey as the case may be.

(11) In relation to any television broadcasting station in the Channel Islands the reference in subsection (7)(e) of this section to a Minister of the Crown shall include references to the Lieutenant Governors of Jersey and Guernsey and the Bailiffs of Jersey and Guernsey."

6. For section 16(3) there shall be substituted the following subsection:—

"(3) The references in this section to the House of Commons, Government departments, the Secretary of State and the Industrial Arbitration Board shall be construed—

(a) in relation to employment in Jersey, as references to the States of Jersey, Committees of the States of Jersey, the Industrial Disputes Officer appointed under the Industrial Disputes (Jersey) Law 1956, as amended from time to time, and the Industrial Disputes Tribunal constituted under that Law; and

(b) in relation to employment in Guernsey, as references to the States of Guernsey, Committees of the States of Guernsey, the Industrial Disputes Officer appointed under the Industrial Disputes and Conditions of Employment Law (1947), as amended from time to time, and the Industrial Disputes Tribunal constituted under that Law."

7. Section 22(6) shall be omitted.

8. For section 22(8) there shall be substituted the following subsection:—

"(8) In relation to any television broadcasting station in the Channel Islands, the reference in subsection (1) of this section to a Minister of the Crown shall include references to the Lieutenant Governors of Jersey and Guernsey and the Bailiffs of Jersey and Guernsey."

9. After section 23(3) there shall be inserted the following subsection:—

"(4) Any regulations made by the Secretary of State under this section shall not have effect in Jersey or Guernsey until registered by the Royal Court of Jersey or the Royal Court of Guernsey, as the case may be."

10. For section 26 there shall be substituted the following section:—

"26. The contracts between the Authority and the various programme contractors shall provide for payments to be made by the programme contractors to

the Authority representing what appear to the Authority to be the appropriate contributions of the respective programme contractors towards meeting the sums which the Authority regard as necessary in order to discharge their duty under section 25(2) of this Act.”.

11. Section 27 shall be omitted.

12. For section 32(3) there shall be substituted the following subsection:—

“(3) The reference in subsection (2) of this section to the Secretary of State shall be construed, in relation to any agreement affecting employment—

(a) in Jersey, as including a reference to the Industrial Disputes Officer appointed under the Industrial Disputes (Jersey) Law 1956, as amended from time to time; and

(b) in Guernsey, as including a reference to the Labour and Welfare Committee of the States of Guernsey.”.

13. In section 37(1) the definition of “the Minister” shall be omitted.

14. In section 40, subsections (2), (3) and (4) shall be omitted.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends the Independent Broadcasting Authority Act 1973 as amended to the Channel Islands with adaptations and modifications one of the effects of which is to exclude the provision of local sound broadcasting under the Act in the Channel Islands. The Orders in Council which extended the Acts consolidated in the Act of 1973 are revoked.

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