

STATUTORY INSTRUMENTS

1970 No. 1440

SAVINGS BANKS

The Trustee Savings Banks (Channel Islands) Order 1970*Made* - - - 30th September 1970*Coming into Operation* 12th October 1970

At the Court at Balmoral, the 30th day of September 1970

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of the power conferred on Her by section 99 of the Trustee Savings Banks Act 1969^(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 Trustee Savings Banks (Channel Islands) Order 1970 and shall come into operation on 12th October 1970.

2. The Trustee Savings Banks Act 1969 in its extension to the Channel Islands shall have effect subject to the adaptations and modifications specified in the Schedule to this Order, that is to say, in its extension to the Bailiwick of Jersey subject to those specified in Part I of the Schedule, and in its extension to the Bailiwick of Guernsey subject to those specified in Part II thereof.

W. G. Agnew.

SCHEDULE

PART I

ADAPTATIONS AND MODIFICATIONS IN THE EXTENSION OF THE TRUSTEE SAVINGS BANKS ACT 1969 TO JERSEY

1. In section 56(7) for the words "and in any newspapers" to "established" there shall be substituted the words "and, where the bank is established in the Bailiwick of Jersey, in a newspaper published in the Bailiwick".

2. In section 59(1) for the words from "any judge" where those words first occur to "standing in Scotland" there shall be substituted the words "the Bailiff of Jersey who, if satisfied that such examination is desirable, may thereupon appoint an advocate of the Royal Court of not less than seven years standing".

3. In section 59(3) for the words "on summary conviction" there shall be substituted the words "on conviction".

(a) 1969 c. 50.

4. In section 59(4) for the words from "a master or taxing officer" to "Scotland" there shall be substituted the words "the Judicial Greffier".
5. In section 64(1) for the words from "unless" to the end of the subsection there shall be substituted the words "unless the Commissioners consent".
6. In section 68(2) the words "on indictment" and the words "by a court in England, Wales or Northern Ireland" shall be omitted.
7. In section 92(2) the words "on indictment" and the words "by a court in England, Wales or Northern Ireland" shall be omitted.
8. In the sidenote to section 100 for the words "and commencement" there shall be substituted the words "commencement and subordinate legislation" and at the end of section 100 there shall be added the following subsection:—
 "(3) Any order, regulations or warrant under this Act shall not have effect in the Bailiwick of Jersey until registered by the Royal Court."

PART II

ADAPTATIONS AND MODIFICATIONS IN THE EXTENSION OF THE TRUSTEE SAVINGS BANKS ACT 1969 TO GUERNSEY

1. In section 46(2)(b) for the words "island of Jersey or" there shall be substituted the words "Bailiwick of" and for the words "that island" there shall be substituted the word "Guernsey".
2. In section 56(7) for the words from "and in any newspapers" to "established" there shall be substituted the words "and, where the bank is established in the Bailiwick of Guernsey, in a newspaper circulating in the Bailiwick".
3. In section 59(1) for the words from "any judge" where those words first occur to "standing in Scotland" there shall be substituted the words "the Bailiff or Deputy Bailiff of Guernsey who, if satisfied that such examination is desirable, may thereupon appoint an Advocate of not less than seven years standing authorised to practise in the Island of Guernsey".
4. In section 59(4) for the words from "a master or taxing officer" to "Scotland" there shall be substituted the words "Her Majesty's Attorney General for Guernsey".
5. For section 64(1)(b) there shall be substituted the following paragraph:—
 "(b) the bank is ordered to be wound up in pursuance of subsection (4) of this section."
6. After section 64(3) there shall be inserted the following subsection:—
 "(4) The bank may be wound up by order of the Royal Court sitting as an Ordinary Court under the provisions of the Law entitled "Loi Relative aux Sociétés Anonymes ou à Responsabilité Limitée" registered on 21st March 1908 or by order of the Court of Alderney under the provisions of the Companies (Amendment) (Alderney) Law 1962 and the provisions with respect to compulsory winding up of either of those Laws shall apply in relation to the bank subject to such modifications as may be provided by rules made by the Royal Court sitting as a Full Court."
7. In section 68(2) for the words from "by a court" to "Northern Ireland" there shall be substituted the words "by the Royal Court sitting as a Full Court".
8. In section 72(2) for the word "Scotland" there shall be substituted the words "the Bailiwick of Guernsey".
9. In section 92(2) for the words from "by a court" to "Northern Ireland" there shall be substituted the words "by the Royal Court sitting as a Full Court".

10. In section 95(1) for the definition of "enactment" there shall be substituted the following definition:—

““enactment” means any enactment in force in the Bailiwick of Guernsey or any part thereof;”.

11. In the sidenote to section 100 for the words "and commencement" there shall be substituted the words "commencement and subordinate legislation" and at the end of section 100 there shall be added the following subsection:—

“(3) Any order, regulations or warrant under this Act shall not have effect in the Bailiwick of Guernsey until registered by the Royal Court.”.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order specifies the adaptations and modifications subject to which the Trustee Savings Banks Act 1969 has effect in the Channel Islands.

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