

Ordonnance de la Cour Royale



X
1925

A LA COUR ROYALE DE L'ILE DE GUERNESEY.

Le 23 mai 1925, pardevant Messire Havilland Walter de Sausmarez, Chevalier, Baillif; présents: George Edward Kinnersly, Julius Bishop, Aldolphus John Hocart, John Leale, William de Prélaz Crousaz, Jean Allés Simon, John Ernest Dorey, John Roussel et Osmond Priaulx Gallienne, écuyers, Jurés.

Ordonnances provisoire relative aux Huiles ou Essences Minérales ou autres substances de la même nature.

Attendu qu'en vertu de la loi relative aux Huiles ou Essences Minérales ou autres substances de la même nature sanctionnée par Ordre de Sa Majesté en Conseil en date du 17 Mars 1925, enregistré sur les Records de cette Ile le 4 Avril 1925, la Cour Royale est autorisée à prescrire les conditions de l'importation et de l'emmagasinement des huiles inflammables et à régler les formalités à être observées pour les demandes de licences de telles huiles inflammables;

Attendu qu'en vertu de la dite loi la Cour Royale est autorisée à passer toutes et telles Ordonnances qu'elle croira nécessaires pour la mise à exécution de la dite loi;

Attendu que les huiles inflammables auxquelles la dite loi a référence sont celles énumérées dans la cédule annexée à la dite loi;

La Cour, ouies les conclusions des Officiers du Roi, approuvé les Règlements suivants rédigés en anglais.

IMPORTATION.

1. No person shall import or store inflammable oils except under the following conditions: -
 - (a) when in quantities of less than two gallons, the inflammable oils shall be contained in separate glasses or earthenware vessels, securely stoppered, none of which shall contain more than one pint. Such glass or earthenware vessels shall be conspicuously labelled "highly inflammable", and shall be contained in strong cases, and each vessel

shall be protected from contact with another or with the sides of the case.

- (b) when in quantities of two gallons and under sixty gallons, the inflammable oils shall be contained in
 - (1) air-tight metal cans, closed by means of screw caps, none of which shall contain more than two gallons.
 - (2) in strong air-tight metal casks, closed by means of screw caps, none of which shall contain more than sixty gallons.
- (c) when in quantities of sixty gallons and over the inflammable oils shall be contained in properly constructed metal containers, approved by the Inspector.

2. Every importer of inflammable oils shall, within twenty-four hours preceding the arrival of a consignment of such oils, deliver at the States Office, a declaration in writing duly signed by him containing his address, the quantity and description of the flammable oils to be imported, as well as the nature of the packages in which the oils are contained.

3. All inflammable oils after being discharged from a ship shall be removed to a duly licensed store as soon as possible.

Inflammable oils shall not be left on the quays or slipways of the harbour either by day or night except at such places as may be indicated by the Harbour Master. When so left, they shall be under the guard of a watchman named by the Harbour Master at the expense of the consignee and they shall be subject to such regulations as may be imposed by the Inspector.

4. Inflammable Oils contained in casks, barrels or other vessels which are not staunch or show signs of leakage shall not be discharged from a ship except under the supervision of the Inspector or Harbour Master and shall be immediately removed to a place of safety at the expense of the consignee.

5. Notwithstanding anything to the contrary, inflammable oils may be imported in bulk in tank ships and may be discharged by means of pumps through pipes at such places and under such conditions as may be specified and approved by the Inspector and under his direction and authority. Except with the permission of the supervisor and subject to such conditions as he may prescribe no inflammable oils shall be so discharged between sunset and sunrise.

STORAGE

REGULATIONS FOR THE STORAGE OF INFLAMMABLE OILS IN QUANTITIES NOT EXCEEDING 10 GALLONS WITHOUT LICENCE, IN CONFORMITY WITH ARTICLE II, SECTION (1), SUBSECTION (b) OF THE LAW RELATING TO MINERAL OILS (1925).

6. Inflammable oils may not be stored without licence, except in quantities not exceeding 10 gallons, kept in hermetically sealed cans containing not more than 2 gallons, and in a building, not an inhabited house, such building to be properly ventilated, and all due precautions taken for the prevention of fire.

REGULATIONS FOR THE STORAGE OF INFLAMMABLE OILS IN LICENSED STORES IN CONFORMITY WITH ARTICLE II, SECTION (2), OF THE LAW RELATING TO MINERAL OILS (1925).

7. (1) The store in which inflammable oils are kept shall be constructed of brick, concrete, iron or other non-inflammable material. The store shall be properly ventilated.
- (2) Where an existing building of such a nature and so situated as to present no danger to surrounding property is allowed to be utilised, the provisions which relate to the material of which the store is to be constructed shall not apply, but all ventilating openings shall be thoroughly protected by fine wire gauze and due provision shall be made to prevent the escape of mineral oil under the action of fire or otherwise by the construction of a trench or masoned wall around the building.
- (3) Inflammable oils may also be kept in a strong metal tank or safe of a pattern approved by the Inspector. There shall be no openings in the tank or safe other than those necessary for the introduction and removal of such oils.
- (4) If a tank is used it shall be installed perfectly level and properly secured to a suitable foundation to the satisfaction of the Inspector.
- (5) The tank shall, whenever possible, be sunk to a depth of at least 18 inches below the surface of the ground and the space around it shall be filled with well stamped earth or sand.
- (6) Where by reason of the nature of the subsoil or other circumstances it is found impracticable to sink the tank below the level of the ground, the tank shall be installed in a petrol proof receptacle sufficient to contain the whole of the contents of such tank.
- (7) All licensed stores, licensed tanks, safes or other licensed receptacles in which inflammable oils are kept shall be approved by the Inspector and maintained in the same condition as they were at the time of inspection.
- (8) The inflammable oils in the store shall, at all times, be kept in securely closed metal tins each containing not more than two gallons or in substantially constructed tanks, safes or barrels as the case may be.
- (9) The quantity of inflammable oils in licensed stores shall not at any time exceed the quantity specified in the licence.
- (10) No artificial light capable of igniting inflammable vapours shall at any time be present or near the stores.
- (11) Smoking shall under no circumstances be permitted in or in the vicinity of an inflammable oil store or whilst the reservoirs of cars and boats are being filled or whilst inflammable oils are being handled in any manner whatsoever.
- (12) No fire, furnace or similar source of heat shall be within 20 feet of the store unless it is efficiently protected by a wall or screen approved by the Inspector.
- (13) Licensed stores shall be exclusively appropriated to the keeping of inflammable oils.
- (14) All empty vessels which have contained inflammable oils shall be closed securely at all times and safely stored.

(15) An adequate supply of sand, asbestos, blankets or other efficient means of extinguishing an inflammable oil fire shall be provided in the immediate vicinity of the store.

(16) Due provision shall be made to prevent unauthorised and all persons under 15 years of age from obtaining access to the store.

(17) No inflammable oils shall be conveyed to or from the store except in substantial and securely closed vessels free from leakage, and no article of an explosive or inflammable character shall be present in the vehicle at the same time as inflammable oils are being so conveyed.

(18) Due precautions shall at all times be taken by the licensee to prevent accidents by fire or explosion.

FORMALITIES IN RESPECT OF APPLICATIONS FOR LICENSES.

8. Applications for licenses to store inflammable oils in quantities not exceeding 10,000 gallons shall be made to the Board of Administration in such form as may be prescribed by the Board and shall contain the following particulars: -

- (a) the quantity of inflammable oils desired to be kept,
- (b) the proposed place and method of storage,
- (c) the purpose for which it is desired to keep such inflammable oils.

Each application shall be accompanied by the fee prescribed in Section (3) of Article II of the law.

9. Applications for the storage of inflammable oils in quantities exceeding 10,000 gallons shall be made to the Royal Court sitting as the Fill Court.

The applicant shall, prior to the date of application, give notice of the date and hour on which he intends to apply to the Court and of the quantity of inflammable oils he desires to store, by means of a publication to be inserted once in the box of the Church of the parish in which the store is situated and once in the official "Gazette," so that anyone desiring to oppose the application may be present in Court for the purpose.

The applicant shall also, not less than eight days prior to the date of application, send a similar notice in writing to the Constables of the parish in which the store is situated and to the Inspector. The Constables and Inspector shall examine the store or the site of the proposed store and shall make a report in person to the Court on the date of the application. The Court may authorise the Board of Administration to issue a license subject to such conditions as they may consider necessary, with power to renew the same provided that such conditions as may have been imposed by the Court are observed.

GENERAL REGULATIONS.

10. (1) No material alterations or additions to licensed stores shall be made without the sanction of the Board, and in the event of sanction being given, note thereof shall be endorsed on the licence.

- (2) Licenses shall be issued by the Board of Administration in the form prescribed in the Schedule marked A annexed hereto or in such other form as may from time to time be ordered by the Board.
- (3) The Inspector, if he thinks it desirable, may cause to be removed to a place of safety, at the expense of the offender, any inflammable oils found on any premises contrary to the law.
- (4) Any person who shall act in contravention of any article or section of this Ordonnance or of the conditions imposed by this license shall be liable for each offence to a fine which shall not exceed £10.

SCHEDULE.

LICENSE FOR THE STORAGE OF
INFLAMMABLE OILS

In accordance with the provisions of the Ordinances relating to Mineral and Vegetable Oils and other Inflammable substances Mr of is hereby authorised to store gallons of Inflammable Oils on the premises described below, situated at in the parish of until the 31st day of December on the following conditions, and in accordance with the regulations printed on the back thereof.

DESCRIPTION OF STORE, OR OTHER PLACE, AND CONDITIONS
UNDER WHICH INFLAMMABLE OILS MAY BE KEPT

.....
For Supervisor.

States Office,
Guernsey.

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Et sera cette Ordonnance en force à compter du 1er Juin prochain et e jusqu'aux
Chefs-Plaids d'après Pâques, 1926.

QUERTIER LE PELLEY,
Greffier du Roi.