

No. 7.

[SEAL]

Signed

W. L. ALLARDYCE.

No. 9,



1908.

FALKLAND ISLANDS.

WILLIAM LAMOND ALLARDYCE, Esquire,
Companion of the Most Distinguished Order of St. Michael and St. George,
GOVERNOR AND COMMANDER-IN-CHIEF.

(24th December, 1908.)

An Ordinance

To regulate the legal position of the
Dependencies of the Colony of
the Falkland Islands.

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows:—

1. In this Ordinance, and in all Ordinances passed after the commencement of this Ordinance, unless the contrary intention appears, the expression "Dependencies" shall mean the groups of islands known as South Georgia, the South Orkneys, the South Shetlands, and the Sandwich Islands, and the territory known as Graham's Land, situated in the South Atlantic Ocean to the south of the fiftieth parallel of south latitude, and lying between the twentieth and the eightieth degrees of west longitude.

Interpretation.

2. Subject to all local Ordinances and Orders in Council for the time being in force, the Common Law the doctrines of Equity and the Statutes of general application which were in force in England on the 22nd day of May, 1900, are and shall be in force in the Dependencies, but so far only as the circumstances of the Dependencies and their inhabitants and the limits of the Colonial jurisdiction permit and subject to such qualifications as local circumstances render necessary.

Extent of the Law of
England in force in the
Dependencies.

Procedure for bringing the Law of the Colony into force in the Dependencies.

3. It shall be lawful for the Governor in Council from time to time to declare by notification in the Gazette any Ordinance or part of any Ordinance of the Colony, whether passed before or after the commencement of this Ordinance, to be in force in the Dependencies, and thereupon such Ordinance or part as aforesaid, and any rules, regulations, or bye-laws made thereunder, unless it is expressly declared that such rules, regulations, or bye-laws shall not be in force in the Dependencies, shall be in force therein, and it shall be lawful for the Governor in Council by notification in the Gazette to revoke and declare to be no longer in force any such notification as aforesaid.

General Law of the Colony not in force in the Dependencies.

4. Except as provided in this Ordinance, no Ordinance of the Colony passed before the commencement of this Ordinance, nor any Ordinance of the Colony passed hereafter which shall not be expressly declared to be in force in the Dependencies as well as in the Colony, shall be in force in the Dependencies.

Extent to which the Law of the Colony applied to the Dependencies shall be in force.

5. Any Ordinance or part of any Ordinance of the Colony which shall be in force in the Dependencies shall be in force therein so far only as the circumstances of the Dependencies and their inhabitants permit and subject to such qualifications as local circumstances render necessary.

Power of the Governor in Council to make rules, regulations, and bye-laws, specially applicable to the Dependencies.

6 Whenever any Ordinance or part of any Ordinance of the Colony shall be in force in the Dependencies, and rules, regulations, or bye-laws may be made thereunder for carrying out the provisions thereof, the Governor in Council may from time to time make under such Ordinance or part as aforesaid rules, regulations, or bye-laws, as the case may be, which shall be specially applicable to any or all of the Dependencies and be in force therein.

Jurisdiction of the Supreme Court extended to the Dependencies.

7. All the jurisdiction, powers, and authorities vested in the Supreme Court of the Colony under the provisions of the Administration of Justice Ordinance, 1901, shall extend to the Dependencies.

Power of the Governor to appoint Stipendiary Magistrates and Justices of the Peace.

8. The Governor may for any period he may think fit appoint from time to time such Stipendiary Magistrates and Justices of the Peace for the Dependencies as he may deem necessary.

Jurisdiction of Stipendiary Magistrates and Justices of the Peace.

9. Every Stipendiary Magistrate or Justice of the Peace appointed under this Ordinance shall have and may exercise over and within the district defined and specified in his warrant of appointment all the jurisdiction, powers, and authorities in civil and criminal cases as are conferred on and exercised by Stipendiary Magistrates and Justices respectively appointed under the provisions of the Summary Jurisdiction Ordinance, 1902, and if no limits be defined or specified in such warrant of appointment, then he shall have and may exercise the said jurisdiction, powers, and authorities throughout the Dependencies.

Power of the Governor to appoint constables.

10. The Governor may for any period he may think fit appoint from time to time any person to be a constable for the Dependencies, and any constable so appointed shall have, exercise, and enjoy all the powers, authorities, advantages, and immunities, and be liable to all the duties and responsibilities, which attach to any constable duly appointed under the provisions of the Summary Jurisdiction Ordinance, 1902.

11. The Governor may for any period he may think fit appoint from time to time such officers as may be necessary to enforce and carry out the provisions of any Ordinance or part of any Ordinance, and any regulations made thereunder, which shall be in force in the Dependencies.

Power of the Governor to appoint officers.

12. This Ordinance may be cited as the Dependencies Ordinance, 1908.

Short title.

Passed the Legislative Council this 22nd day of December, 1908.

Assented to by the Governor and given under the Public Seal of the Colony this 24th day of December, 1908.

(Signed)

M. CRAIGIE-HALKETT,

Clerk of the Council.

No. 8.

Inter-insular Mail & Passenger Service.

Tenders are invited by the Government of the Falkland Islands for a four-weekly Mail & Passenger Service between Stanley and Fox Bay, and for a quarterly service between Stanley, Port Stephens, Port Howard, Hill Cove, and West Point Island, by good and efficient steamships or sailing vessels, to be approved by the Government, capable of carrying with comfort not less than ten cabin passengers.

All mails and passengers to be embarked and disembarked at the expense of the contractor. The mails (including parcel post) to be conveyed from Post Office to Post Office.

All vessels employed in the service to be provided with a suitable place for the deposit and safe keeping of the mails under lock and key.

Each tender must be accompanied by a schedule of rates of freight and passage money.

The subsidy to be paid by the Government for the service will not exceed £600 per annum.

The agreement to be for a period of three or five years.

The contractor will be required to furnish security to the satisfaction of the Government for the due performance of the contract.

Tenders should be in the hands of the Colonial Secretary not later than the 1st of July, 1909.

By Command,

H. E. W. GRANT,

Colonial Secretary.

Colonial Secretary's Office,

Stanley, 30th December, 1908.

M.P. 489/1908.