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TO

FALKLAND ISLANDS GAZETTE, 1939.

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JANUARY 3, 1939.

No. 1.

GOVERNMENT NOTICES.

No. 77. Colonial Secretary's Office,
Stanley, Falkland Islands,
5th December, 1938.

Thursday the 8th of December, 1938, being the twenty-fourth anniversary of the Battle of the Falkland Islands the usual Parade and Commemoration Service will be held in Christ Church Cathedral at 10.15 a.m., at which His Excellency the Governor and the Honourable Members of Councils will attend officially. The Band and a naval contingent from H.M.S. "Ajax" and the Falkland Islands Defence Force will take part in the Service and subsequent Ceremony.

At the conclusion of the Service in the Cathedral the Governor and the several parties on parade will proceed to the Falkland Islands Battle Memorial where His Excellency will address the assembly, the National Anthem will be sung and the Ceremony will terminate.

It is hoped that as many of the public as possible will be present and that Heads of Departments and Government servants generally will make a special effort to attend.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 230/38.

No. 78. Colonial Secretary's Office,
Stanley, Falkland Islands.
10th December, 1938.

With reference to Government Notice No. 77 of the 1st of November, 1937, His Excellency the Governor has been pleased to appoint

MR. W. J. LEWIS,

to be a member of the Committee appointed for the care and management of the Public Library and Museum for the remainder of the three-year period ending on the 30th of September, 1940.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 172/25.

No. 79. Colonial Secretary's Office,
Stanley, Falkland Islands.
13th December, 1938.

His Excellency the Governor directs the publication of the following grant of leave to

MISS K. M. PETTERSSON,

Clerk, Agricultural Department.

Vacation Leave. 3 months, inclusive of the time taken on the voyage to the United Kingdom, with effect from the 13th of December, 1938.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/128.

No. 80. Colonial Secretary's Office.
Stanley, Falkland Islands.
13th December, 1938.

His Excellency the Governor has been pleased to appoint

MISS CORA NEWING

to be a Clerk, Grade V, in the Agricultural Department, on probation for a period of six months, with effect from the 1st of January, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/221.

No. 81. Colonial Secretary's Office,
Stanley, Falkland Islands.
15th December, 1938.

It is hereby notified, for general information, that the Public Offices will be closed on Monday, the 2nd of January, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 291/33.

No. 82. Colonial Secretary's Office,
Stanley, Falkland Islands.
16th December, 1938.

It is hereby notified, for general information, that Ordinance No. 10 of 1938 entitled "An Ordinance to provide for the safe storage of Petroleum-Spirit" will be brought in force on the 1st of February, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 290/35.

No. 83. Colonial Secretary's Office,
Stanley, Falkland Islands.
23rd December, 1938.

His Excellency the Governor and Commander-in-Chief has been pleased to appoint

LIEUTENANT R. GREENSHIEDS,
FALKLAND ISLANDS DEFENCE FORCE,

to be an Extra Aide-de-Camp to His Excellency with effect from the 22nd of December, 1938.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 251/38.

No. 84. Colonial Secretary's Office.
Stanley, Falkland Islands.
29th December, 1938.

It is hereby notified, for general information, that notice of the extension to the Colony of the Falkland Islands and its Dependencies of the Convention between the United Kingdom and Yugoslavia regarding Legal Proceedings in Civil and Commercial matters, which was signed in London on the 27th of February, 1936, was given to the Yugoslav Government by His Majesty's Minister at Belgrade on the 20th of September, 1938. In accordance with Article 17 (b) the ex-

tension of the Convention so notified came into force on the 20th of November 1938.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 264/26.

No. 85. Colonial Secretary's Office.
Stanley, Falkland Islands.
29th December, 1938.

Under Section 7 of the King Edward Hospital Ordinance, 1916, His Excellency the Governor has been pleased to appoint the following to be the Visiting Committee for the Hospital for the year 1939 :-

The Honourable V. A. H. Biggs, J.P.,
(Chairman)

Mr. L. Hardy
Mrs. A. Newing.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 596/29.

REGISTRAR'S NOTICE.

In the Supreme Court of the Falkland Islands.

Whereas Arthur Leslie Hardy of Stanley, Falkland Islands, as Mortgagee, has petitioned to be registered, in accordance with Section 9 et seq of the Titles to Land Ordinance, 1904, as owner of the land described in the subjoined petition :-

"To His Honour the Judge of the Supreme Court of the Falkland Islands :-

The humble petition of Arthur Leslie Hardy, of Stanley, Falkland Islands, sheweth :-

- (1) That the interest in a Mortgage, raised on certain property in Stanley by Raymond Vivian Hardy and Aubrey Gerald Hardy with Mrs. Orissa Dean on the 13th day of December, 1916, and registered under No. 1114, Vol. VII, folio 272 of the Records of the Registrar-General, Falkland Islands, on the 14th day of December, 1916, became vested in Your Petitioner by transfer on the 15th day of September, 1938.
- (2) That the Mortgagors have failed to respond to communications addressed to them, although in one instance a letter was delivered by hand.
- (3) That the Mortgage expired on the 31st day of December, 1936.
- (4) That the Land in question was granted under Crown Grants Numbers 324 and 204 on the 17th April, 1888, and 7th October, 1872, and is described thus :-

Crown Grant 204. 28 perches, Lot 85b, having a frontage to John Street, Stanley, of 125 links, on the East 140 links, on the South by a public passage 31 links wide 125 links, on the West by Allotment No. 84, 140 links in the late holding of Charles Montagu Dean.

Crown Grant 324. Lot 85c, 16 perches, bounded on the South by Fitzroy Road starting from the Crown land forming a public road 126 links then by a line running North 164 links then by a line running East 126 links, then by a line running South 164 links to the starting point save and except that a right of way is reserved from the East to the Well.

- (5) That the land is occupied by Your Petitioner.
- (6) That the whereabouts of the original title deeds are unknown.
- (7) That in consequence of the above facts Your petitioner humbly prays that Your Honour will decree that the land and property involved may be registered in the name of Your Petitioner.

(Sgd.) Arthur Leslie Hardy.

Stanley,

24th November, 1938."

Now these are therefore to warn all interested parties that the Cause will be heard in the aforesaid Supreme Court after the expiration of three months from the date hereof.

W. D. A. JONES,

Registrar, Supreme Court.

Stanley,

6th December, 1938.

S.C. 17/38.

PROBATE NOTICES.

In the Supreme Court of the Falkland Islands.

Thomas Harrison Hennah, of Stanley, Falkland Islands, deceased.

Whereas Thomas H. H. Hennah, of Stanley, Falkland Islands, son of the above-named deceased, has applied for Letters of Administration to administer the Estate of the deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof.

The deceased died leaving a Will dated 10th August, 1932.

W. D. A. JONES,

Registrar, Supreme Court.

Stanley, Falkland Islands.

28th November, 1938.

S.C. 18/38.

In the Supreme Court of the Falkland Islands.

Edwin Arthur Rutter, of Chartres, Falkland Islands, deceased.

Whereas Arthur Rutter, of Chartres, West Falkland Island, father of the above-named deceased, has applied for Letters of Administration to administer the Estate of the deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the date hereof.

The deceased died leaving no Will.

W. D. A. JONES,

Registrar, Supreme Court.

Stanley, Falkland Islands,

29th November, 1938.

S.C. 19/38.

In the Supreme Court of the Falkland Islands.

John Cranmer Betts, of Stanley, Falkland Islands, deceased.

Whereas George John Lyse, of Stanley, Falkland Islands, has applied for Letters of Administration to administer the estate of deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the date hereof.

The deceased died leaving no Will.

W. D. A. JONES,

Registrar, Supreme Court.

Stanley, Falkland Islands,

10th December, 1938.

S.C. 20/38.

**Comparative statement of the Estimated and Actual
the Falkland Islands for the Three
REVENUE.**

RECEIPTS.	Estimated 1938.	Amount received to 30th Sept., 1938.	Receipts for same period, 1937.	More than estimated, 1938.	Less than estimated, 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Balance on 1st Jan., 1938	.....	4794 6 0	.....	.....	.....
1. Customs Duties	10462 10 0	13564 4 6	14305 6 5	3101 14 6	.....
2. Port Dues	123 15 0	86 13 0	106 0 0	.....	37 2 0
3. Internal Revenue	1072 10 0	1196 10 5	1242 3 3	124 0 5	.....
4. Fees, Fines, &c.	3172 10 0	3069 0 2	5741 17 2	.....	103 9 10
5. Interest	11137 10 0	9975 2 5	9865 10 11	.....	1162 7 7
6. Post Office	10800 0 0	15702 17 9	10829 1 3	4902 17 9	.....
7. Telegraphs & Telephones	1800 0 0	1583 6 3	1506 3 6	.....	216 13 9
8. Rents	1005 0 0	796 8 0	861 4 7	.....	208 12 0
9. Miscellaneous	4301 5 0	1770 17 4	1275 13 7	.....	2530 7 8
10. Contribution from Dependencies	5250 0 0	3500 0 0	3500 0 0	.....	1750 0 0
Total Ordinary Rev. Falklands	£ 49125 0 0	51244 19 10	49233 0 8	8128 12 8	6088 12 10
Land Sales Fund	3577 10 0	3037 6 9	8119 4 0	.....	540 3 3
Marine Insurance Fund	.....	190 1 0	.....	190 1 0	.....
Reserve Fund	.....	16000 0 0	.....	16000 0 0	.....
Total ... £	52702 10 0	70472 7 7	57352 4 8	24318 13 8	6548 16 1
Dependencies Revenue	.....	6535 10 7	Surplus of Assets 1st January, 1938.		
Research Fund	.....	7853 12 7			
"Discovery Pension Fund"	.....	.....	Land Sales Fund ... £258282 9 6		
Unallocated Store Account	.....	15718 10 8			
Investments Realized	.....	158058 5 6	Other Surplus		
Farm & Building Loans	.....	913 16 8			
Advances Repaid	.....	1619 15 4	£308595 2 8		
Deposits Received	.....	58650 10 6			
Remittances Received	.....	106177 0 6			
Total ... £	425999 9 11				
Balance brought down 1st January, 1938	£ 4794 6 0				
Total ... £	430793 15 11				

Distribution of Cash Balance 1st January, 1938 :—

Colonial Treasury	£3105 13 0
Crown Agents	1533 1 10
South Georgia	155 11 2
	£4794 6 0.

Examined,

A. R. HOARE,

Local Auditor.

M.P. 172/31.

**Revenue and Expenditure under various Heads for
Quarters ended 30th September, 1938.**

EXPENDITURE.

PAYMENTS.	£ Estimated, 1938.			Amount paid to 30th Sept., 1938.			Payments for same period 1937.			More than £ estimated, 1938.			Less than £ estimated, 1938.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
1. Pensions	1145	5	0	1121	7	5	1178	5	3	.....			23	17	7
2. The Governor	2103	15	0	2029	9	7	1871	15	7	.....			74	5	5
3. Colonial Secretary	2169	0	0	1949	13	2	1912	9	5	.....			219	6	10
4. Treasury & Customs	1222	10	0	1275	16	8	1137	12	10	53	6	8	.....	
5. Audit	253	10	0	101	14	6	45	11	2	.....			151	15	6
6. Post Office	2640	0	0	2543	18	4	3265	4	1	.....			96	1	8
7. Wireless & Electrical	2538	0	0	2568	19	0	2552	0	9	30	19	0	.....	
8. Harbour	585	0	0	769	9	4	567	10	11	184	9	4	.....	
9. Legal	108	15	0	91	16	0	52	15	10	.....			16	19	0
10. Police & Prisons	751	10	0	694	4	4	732	17	7	.....			57	5	8
11. Medical	4304	5	0	4042	16	2	3756	4	3	.....			261	8	10
12. Education	2238	0	0	1989	19	11	1919	11	10	.....			248	0	1
13. Ecclesiastical	216	15	0	153	0	0	153	0	0	.....			63	15	0
14. Naturalist	41	5	0	32	11	9	86	2	3	.....			8	13	3
15. Military	966	0	0	714	13	5	780	14	3	.....			251	6	7
16. Agriculture	4822	10	0	5187	8	9	4703	12	0	364	18	9	.....	
17. Miscellaneous	3519	15	0	5722	11	2	5383	9	5	2202	16	2	.....	
18. Public Works Department	2662	10	0	2579	13	10	2670	0	7	.....			82	16	2
19. Public Works Recurrent	5201	5	0	10441	6	3	3931	2	11	5240	1	3	.....	
Total Ordinary Expenditure ... £	37489	10	0	44010	9	7	36700	0	11	8076	11	2	1555	11	7
20. Public Works Extraordinary	6296	5	0	8070	3	4	7192	16	3	1773	18	4	.....	
Appendix - Reserve Fund ... ..	.....			16000	0	0	.....			16000	0	0	.....	
Total Falklands	£ 43785	15	0	68080	12	11	43892	17	2	25850	9	6	1555	11	7
Surplus of Assets on the 30th Sept., 1938.															
Land Sales Fund ... ..	...	...	...	1951	0	6	Land Sales Fund £259368 15 9 General Revenue Balance 1/1/38. £50312 13 2 Deduct Surplus & Deficit A/c. 30/9/38. £18577 1 4 31735 11 10 £291104 7 7								
Dependencies Payments ... ..	...	...	...	8276	18	10									
Research Fund ... ..	...	...	...	30001	9	10									
Unallocated Store Account ... ..	...	...	...	10490	10	10									
Investments made ... ..	...	...	...	96900	17	9									
Advances made ... ..	...	...	...	1862	1	9									
Deposits Repaid ... ..	...	...	...	102840	7	5									
Remittances made ... ..	...	...	...	102019	15	1									
Total ... £				422423	14	11									
Balance on 30th Sept., 1938 ... ..	...	...	...	8370	1	0									
Total	£ 430793	15	11												

W. D. A. JONES,
for Colonial Treasurer.

**Comparative statement of the Estimated and Actual Revenue and Expenditure under various
Heads for the Dependencies for the Three Quarters ended 30th September, 1938.**

REVENUE.

Receipts.	£ Estimated 1938.	Amount received to 30th Sept., 1938.	Receipts for same period, 1937.	More than £ estimated 1938.	Less than £ estimated 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Customs Duties :					
(a) Imports	397 10 0	54 7 11	39 14 6	.....	343 2 1
(b) Exports	8850 0 0	5934 3 4	6101 13 5	.....	2915 16 8
2. Port & Tonnage Dues	105 0 0	120 0 0	170 0 0	15 0 0	.....
3. Internal Rev. Licences	870 0 0	157 5 0	156 5 0	.....	712 15 0
4. Fees, Fines, etc.	303 15 0	268 14 4	332 14 8	.....	35 0 8
5. Rents ...	1125 0 0	1 0 0	1251 0 0	.....	1124 0 0
6. Miscellaneous	7 10 0	.....	100 0 0	.....	7 10 0
Total Ordinary Revenue £	11658 15 0	6535 10 7	8151 7 7	15 0 0	5138 4 5
Research Fund		7853 12 7			
£		14389 3 2			

Surplus of Assets on 1st January, 1938.

Research Fund ... £239462 2 7
£239462 2 7.

EXPENDITURE.

Payments.	£ Estimated 1938.	Amount paid to 30th Sept., 1938.	Payments for same period, 1937.	More than £ estimated 1938.	Less than £ estimated 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Personal:-					
South Georgia	1425 0 0	1431 2 5	1241 5 3	6 2 5	.....
General	153 15 0	80 12 11	93 15 0	.....	73 2 1
2. Other Charges:-					
(a) South Georgia	470 5 0	503 11 3	528 4 7	33 6 3	.....
(b) South Shetlands	15 0 0	.....	.....	.....	15 0 0
General	8307 15 0	6261 12 3	6722 11 5	.....	2046 2 9
Total Ordinary Expenditure	10371 15 0	8276 18 10	8585 16 3	39 8 8	2134 4 10
3. Extraordinary:-					
(a) South Georgia	.....	.....	.....	.....	.....
(b) South Shetlands	.....	.....	.....	.....	.....
Miscellaneous	.....	.....	.....	.....	.....
£	10371 15 0	8276 18 10	8585 16 3	39 8 8	2134 4 10
5. Research Fund		30001 9 10			
Total Expenditure ...	£	38278 8 8			

Surplus of Assets on 30th September, 1938.

Research Fund ... £217314 5 4
General Account Cr.
£1741 8 3.

Examined,
A. R. HOARE,
Local Auditor.

W. D. A. JONES,
for Colonial Treasurer.

ANNUAL STOCK RETURN FOR 1937-1938.

Prepared from information furnished in accordance with Section 13 of the Live Stock Ordinance, 1901.

OWNER.	NAME OF STATION.	RAMS.	WETHERS.	BREEDING EWES.	OTHER EWES.		HOGGETS.	TOTAL.	EAR MARK
					CAST.	MAIDEN.			
EAST FALKLAND.									
C. Bender.	Moody Valley.	43	409	1,266	—	81	289	2,088	Fork & Back Bit.
G. Bonner & Co.	San Carlos.	417	7,314	9,307	134	2,469	5,979	25,620	Front Notch.
Pitaluga Bros.	Gibraltar.	367	3,404	6,751	—	—	3,048	13,570	Fore P.
Falkland Islands Co., Ltd.	Darwin & Lafonia.	2,070	46,878	50,062	1,545	17,864	34,843	153,262	Double Swallow.
" " " "	Islands.	219	2,456	8,917	1,079	119	3,834	16,624	" "
" " " "	Fitzroy.	370	12,199	11,291	—	3,530	7,614	35,004	" "
Smith, & Sons.	Berkeley Sound.	143	4,504	6,800	—	—	3,334	14,781	Triangle.
J. W. McGill.	Peninsular.	2	—	106	—	—	—	108	Back Bayonet.
H. S. Browning & J. W. McGill.	Mullet Creek.	32	320	1,200	—	—	280	1,832	Back Bayonet.
Mrs. F. O. Yonge.	Bluff Cove.	121	780	3,247	423	—	621	5,192	Double Slit.
Estate T. Robson.	Port Louis North.	185	3,360	4,496	—	—	2,559	10,600	Front Halfpenny.
The Douglas Str. Co. Ltd.	Douglas.	440	6,418	10,033	—	1,916	5,349	24,156	Fork.
Port San Carlos Co., Ltd.	Port San Carlos.	374	7,448	9,938	—	2,577	6,377	26,714	Saw.
Estate, J. J. Felton.	Evelyn.	438	7,270	10,163	—	2,849	5,557	26,277	Back Square.
Mrs. H. J. Pitaluga.	Rincon Grande.	20	5,000	3,265	—	200	2,156	10,641	Slit.
		5,241	107,760	136,842	3,181	31,605	81,840	366,469	

WEST FALKLAND.

J. L. Waldron, Ltd.	Port Howard.	396	10,000	13,250	—	3,550	7,831	35,027	Fork.
Holmstead, Blake & Co. Ltd.	Hill Cove.	359	8,351	11,309	150	3,045	6,595	29,809	Front Bayonet.
Deann & Co.	Port Stephens.	420	7,402	11,051	947	3,002	6,062	28,884	Fork.
Packe Bros. & Co. Ltd.	Fox Bay East	265	9,026	9,691	87	2,979	5,807	27,855	Square Fork.
Luxton & Anson.	Chartres.	314	7,138	10,087	186	2,510	5,401	25,636	Double Swallow.
Baillon & Stickney.	Fox Bay West.	354	4,640	7,663	—	1,270	4,033	17,960	Slit.
Falkland Islands Co., Ltd.	Spring Point.	65	2,874	4,175	—	1,027	2,110	10,251	Back Bit.
Bertrand & Felton.	Westbourne.	156	5,184	5,421	653	1,834	3,430	16,678	Front Square.
		2,329	54,615	72,647	2,023	19,217	41,269	192,100	

ISLANDS.

J. Hamilton.	Weddell.	239	3,061	1,549	246	422	207	5,724	Fork.
J. Hamilton.	Beaver.	4	—	200	—	—	—	204	Fork.
J. Hamilton.	Passage.	3	660	81	—	—	36	780	Fork.
G. T. Dean & Bros.	Pebble & Keppel.	183	8,001	5,606	161	2,031	4,019	20,001	Back Bayonet.
G. T. Dean & Bros.	Jason.	6	733	529	121	304	564	2,257	Back Bayonet.
Estate W. D. Benney.	Saunders.	110	2,957	3,057	—	873	1,809	8,806	Punch Hole.
J. Hansen.	Carcass.	111	660	601	100	214	455	2,141	Fore Bayonet.
Mrs. Scott.	New.	16	831	652	—	133	605	2,237	Fork.
Mrs. H. Ricketts.	Sea Lion.	10	660	660	—	—	360	1,690	Slit.
Mrs. E. E. Matthews.	West Swan.	—	—	—	—	230	—	230	Fork.
		682	17,404	12,921	628	4,207	8,019	43,861	

EAST FALKLAND	5,241	107,760	136,842	3,181	31,605	81,840	366,469
WEST FALKLAND	2,329	54,615	72,647	2,023	19,217	41,269	192,100
ISLANDS	682	17,404	12,921	628	4,207	8,019	43,861
TOTALS	8,252	179,779	222,410	5,832	55,029	131,128	602,430

IMPORTATIONS.

IBIS.	HORSES.	BULLS.	RAMS.	EWES.	GUANACO.	SKUNKS.	OSTRICH.
6	17	5	1,008	220	5	3	3

SUMMARY OF STOCK RETURNS 1933-1938.

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SHEEP.

YEAR.	RAMS.	WETHERS.	BREEDING EWES.	OTHER EWES.	HOGGETS.	% HOGGETS TO BREEDING EWES.	TOTAL.
1933-1934.	7,451	182,218	222,786	63,105	131,731	59.10	607,291
1934-1935.	7,342	179,732	225,354	61,255	141,999	63.01	615,682
1935-1936.	7,366	186,885	224,347	64,597	125,976	56.15	609,171
1936-1937.	7,870	177,296	220,148	60,042	138,990	63.13	604,346
1937-1938.	8,252	179,779	222,410	60,861	131,128	58.95	602,430

SHEEP DISPOSED OF.

YEAR.	SOLD LOCALLY FOR BREEDING.	EXPORTED.	SLAUGHTERED.			TOTAL.
			MUTTON.	TALLOW.	SKINS.	
1933-1934.	3,791	—	19,876	34,798	25,662	83,997
1934-1935.	5,486	2,015	20,434	30,690	27,768	86,453
1935-1936.	3,897	2,331	21,751	29,752	21,858	79,589
1936-1937.	4,593	31,328	18,935	25,222	14,139	94,217
1937-1938.	3,787	31,769	19,953	10,454	16,116	82,079

OTHER STOCK.

YEAR.	HORSES.	CATTLE.	SWINE.
1933-1934.	3,278	9,952	61
1934-1935.	3,378	10,072	29
1935-1936.	3,414	10,068	23
1936-1937.	3,387	10,076	16
1937-1938.	3,367	10,083	5

NOTE.—The annual report of the Agricultural Department will be printed on a separate form and published at a later date.

D. S. A. WEIR.

Agricultural Adviser.

Jury List for the year 1939.

The following list of the persons liable under the provisions of the Jury Ordinance, 1901 to serve as Jurors for the year 1939 is published in accordance with the fourth section of the Ordinance.

Any objection thereto will be heard and determined in the Magistrate's Court on the 16th of January, 1939.

A. R. HOARE,
Police Magistrate.

1. McAskill, John	60. Perry, Chris.	119. Anderson, Richard G.	178. Robson, George (Sr)
2. Stewart, Gordon	61. Stewart, Alex.	120. Johnson, Peter	179. Newman, Henry
3. Etheridge, Arthur	62. Skilling, Thos.	121. Newman, Wilfred L.	180. Hall, J.
4. Rutter, Arthur	63. Lang, W. A.	122. Ford, Chas. W.	181. Hewitt, James
5. Harvey, Arthur J.	64. Goodwin, James	123. Hollen, Frank	182. Biggs, Alfred
6. Goodwin, Bert.	65. Anderson, Wm. J. S.	124. Cletheroe, Cyril J.	183. Lanning, George
7. Porter, Charles	66. Cheek, A. E.	125. Morrison, Stewart	184. Halliday, W. J.
8. Pearson, Robert	67. Hall, Arthur W.	126. Grant, L. J.	185. McAtasney, E. J.
9. Stewart, D. W. H.	68. McAskill, Donald W.	127. McLeod, George	186. Hills, A. H.
10. McKay, Gideon	69. Llamosa, Arthur Jas.	128. Cheek, Fred J.	187. Robson, R. L.
11. Hutchinson, E. J.	70. Pettersson, E.	129. McKenzie, William	188. Reive, L. L.
12. Betts, Allan Sturdee	71. Parring, Francis G.	130. Larsen, Richard	189. Flowers, W. R.
13. Honeyman, D.	72. Lee, Edwin T.	131. Middleton, James	190. Bundes, R. J. C.
14. Binnie Jas (Jr)	73. Johnson, Fred. W.	132. Biggs, Herbert R.	191. Lindenberg, K. N. J.
15. McKay, George	74. Smith, John C.	133. Hollen, Henry D.	192. Halliday, S. S.
16. Turner, L. McL.	75. Lee, Alfred F.	134. Biggs, T. M. V.	193. Burrridge, Walter
17. Barnes, A. Jnr.	76. Peck, A. F.	135. Betts, Keith C.	194. Smith, Ludwick C.
18. Short, Fredk. G.	77. Simpson, A. S.	136. Clifton, Jas. Henry	195. Jennings, Charles
19. Dickson, Chas.	78. Skilling, A. G.	137. Duncan, David John	196. Bender, J. P. K.
20. Kevill, William	79. Llamosa, G. A.	138. Jaffray, A.	197. Elliott, Birt
21. Butler, George	80. Hall, G. F.	139. Skilling, Chas. J.	198. McLeod, Murdo
22. Summers, Stanley F.	81. Kiddle, W. E.	140. Roberts, W. E.	199. Burns, William
23. Binnie, William	82. Nilsson, W.	141. McDermid, M.	200. Summers, William
24. Goodwin, John K.	83. Lansdowne, K. V. B.	142. Robson, Geo. (Jr.)	201. Parker, C. F.
25. McKay, Donald	84. Cletheroe, A.	143. Luxton, Markham	202. Newman, Silas
26. Summers, V.	85. McGill, M.	144. Lyse, Sidney R.	203. Duncan, Peter R.
27. Scott, George	86. Luxton, Keith	145. Summers, E. L. G.	204. Watson, James
28. Carey, Raymond F.	87. Pole-Evans, D. M.	146. Dickson, E. T. C.	205. Anderson, Samuel
29. Jones, Chris. F.	88. Morrison, Donald E.	147. Coutts, John	206. Paulini, H. Wm.
30. Dixon, P. S.	89. Shannon, Sidney	148. McMillan, Ian	207. Short, John G. A.
31. Hardy, Chas. M.	90. Lellman, K. V.	149. Hollen, James J.	208. Clifton, William
32. McRae, Farquhar W. D.	91. Rowlands, W. J.	150. Sornsen, Ellis L.	209. McGill, Kenneth N.
33. Lang, John S.	92. Lee, William H.	151. Anderson, Samuel A.	210. Pearson, W.
34. Goodwin, Rupert	93. Davis, Arthur H.	152. Butler, Jos. T. J.	211. McLeod, Donald
35. Sornsen, Andrew A.	94. Llamosa, Wm. J.	153. Browning, Frederick	212. Phillips, Albert J.
36. White, William M.	95. Simpson, F. F.	154. McGill, Geoff. S.	213. Williams, S. R. H.
37. Clement, Jas. T.	96. Goodwin, Ernest	155. Noble, Arthur	214. Cartmell, William J.
38. Jones, Albert H.	97. Watson, Thos. D.	156. McRae, Donald Alex	215. McPherson, John
39. Duncan, David H.	98. Blakely, Adam K.	157. Robinson, P.	216. Jaffray, William
40. Enestrom, Edgar W.	99. Alazia, Albert F.	158. Biggs, Edward D.	217. Summers, Wm. E.
41. Halliday, Andrew J.	100. Browning, John	159. Short, George H.	218. Clement, Wickham
42. Berntsen, Lars M.	101. Earle, Arthur	160. Kiddle, Peter	219. Curran, Joseph
43. McRae, Duncan	102. Hooley, Jack C.	161. Yates, Alex.	220. Curran, Henry
44. McMillan, William	103. Bennett, Stanley	162. Robson, James	221. Bound, H. J. L.
45. Middleton, Stewart	104. Larsen, Richard	163. Halkett, Cecil M.	222. Smith, Frank
46. Kiddle, Albert	105. Oliver, Charles	164. Lang, Frank	223. Betts, G. R.
47. Gilruth, Thos	106. Nilsson, W. A.	165. Davis, Benjamin C.	224. McCarthy, Charles
48. Rumbolds, R.	107. Sarney, H.	166. Rowlands, Jas. G.	225. Watson, Jas. H.
49. Parrin, M.	108. Middleton, Jas. S.	167. Biggs, Bernard Noel	226. McLeod, Donald
50. Perry, J. J.	109. Pitaluga, Arthur	168. Lyse, Charles W.	227. Gleadell, Sidney M.
51. Clifton, Thos.	110. Betts, Alan S.	169. Goss, Sidney	228. Pedersen, J. H. S.
52. Goodwin, V. S.	111. Anderson, Alfred	170. Hall, Albert H.	229. Morrison, Finlay
53. Curran, John	112. Biggs, Horace W.	171. Blyth, Fredk J. K.	230. Stewart, S. A.
54. Sprules, Gilbert E.	113. Halliday, J. H.	172. Perry, Jas. J.	231. Middleton, David
55. Jennings, Clifford W.	114. Parrin, W.	173. McAtasney, Brian N.	232. Bain, Alex
56. Lee, Henry J.	115. Newing Walter	174. King, Alf. B.	233. Finlayson, Roderick
57. Miller, D. H.	116. Craig, Peter	175. Biggs, Edward John	234. Kiddle, Sydney B.
58. Courtney, Ray S.	117. Hardy, P. L.	176. Peck, Percy P.	235. Hollen, Thomas
59. Paice, William N.	118. Steen, R. B.	177. Biggs, Leslie E.	236. Biggs, John F.

Jury List continued :—

237. Berntsen, Alex	309. Anderson, Ludwic R.	381. Lee, Thomas F.	453. McPhee, Kenneth J.
238. Britton, William F.	310. Stewart, David G.	382. Robson, Tom	454. Davis, W. J.
239. Berntsen, Jas. L.	311. Alazia, Arthur J.	383. Porter, Arthur	455. Simpson, Geo H.
240. McMullen, John D.	312. Perry, Charles	384. Hardy, A. P.	456. Williams, John D.
241. McKay, James R.	313. Barnes, Arthur J.(Jr.)	385. Thompson, George	457. Bonner, Samuel
242. Alazia, George James	314. Reive, John	386. Fraia, Harry	458. Steel, Alex J.
243. Smith, David R.	315. Pitaluga, Alex	387. Braxton, T. N.	459. Cletheroe, John R.
244. Kiddle, Donald J.	316. Watson, Andrew	388. Hutchinson, Robt.	460. Hansen, Fred H.
245. King, Cecil F.	317. Fleuret Clovis	389. Mercer, John	461. Binnie, Horace Jas.
246. Biggs, M. W.	318. McKay, John	390. Wilson, Edward	462. Hennah, T. H. H.
247. May, Archie G. A.	319. Ashley, John R.	391. Gleadell, Jas R.	463. Osborne, John
248. Berntsen, William	320. May, Fredk. C.	392. Campbell, John M.	464. Peck, Desmond P.
249. McCarthy, William	321. Reive, George	393. Thomson, John McD.	465. Hansen, Wm. Chas.
250. McLeod, Roderick	322. Bender, Chris. P. W.	394. Myles, W. B.	466. Buse, Ralph
251. Morrison, Donald F.	323. Osborne, G. H.	395. Dettleff, Hansen	467. Paice, C. J. B.
252. Cartmell, Robert	324. Coutts, Alex.	396. Kenny, Norman D.	468. Davis, John
253. Jaffray, John S.	325. Ashley, Alfred G.	397. O'Sullivan, D. W.	469. Thompson, Harry
254. Campbell, William	326. Peck, Victor H.	398. McCullum, Allan A.	470. Paice, Nat. T.
255. Stewart, James H.	327. Campbell, Thos. W.	399. Gleadell, Frank E.	471. Biggs, Bernard C.
256. Shedden, Alex. A.	328. Berntsen Alex. J.	400. Summers, Sidney R.	472. Browning, Jos.
257. Hirtle, Wallace	329. Kelway, George	401. Barnes, John S.	473. Bonner, Henry J.
258. Alazia, John	330. Evans, John D. C.	402. Aldridge, Ernest J.	474. May, Alfred M. W.
259. Berntsen, Stanley G.	331. Poole, Charles	403. Hirtle, J. R.	475. Clarke, John H. A.
260. Henrickson, Albert	332. Perry, George	404. Hills, William	476. Gleadell, Ernest C.
261. Harvey, William	333. Osborne, George (Sr.)	405. Slade, Harry	477. Goss, James
262. McKay, Richard	334. Smith Andrew C.	406. Buse, F.	478. Browning, Jas S.
263. Phillips, Jesse	335. Allan, Chas. G.	407. McKay, David	479. Sornsen, C. Ed.
264. McLeod, Archibald	336. Creece, Martin G.	408. Hutchinson, W. J.	480. Henrickson, C. W.
265. Middleton, James	337. Hardy, Herbert H.	409. Peck Betts, James	481. Smith, William
266. Smith, John F.	338. Henrickson, Martin	410. Biggs, Wm. Jas	482. Biggs, Herbert P.
267. Morrison, Murdo	339. Biggs, Eric G. J.	411. Ryan, Jos. C.	483. Felton, A. A.
268. Hardy, A. L.	340. Kirk, William J.	412. Campbell, Ray	484. Dixon, E. V.
269. Paulini, Ralph	341. Watts Jas.	413. Kiddle, Alb. S.	485. White, Frank
270. Stacey, David C.	342. Miller, Sidney	414. Davis Fred. S.	486. Biggs, Arthur S. L.
271. Nicholson, Leslie H.	343. Paice, E. R. B.	415. Coleman, Fred. A.	487. Bowles, W. J.
272. Lellman, Edward F.	344. Lellman, Victor J.	416. Waghorn, Harry	488. Hills, Albert R.
273. Hirtle, E. R.	345. Turner, John	417. Gleadell, W. G.	489. Sedgwick, H. H.
274. Bonner, A. M., (Jr.)	346. Jones, Ivor Hugh	418. Benney, Wm. G.	490. Blyth, John
275. Shorey, William	347. Parrin, N. G.	419. Skilling, John O.	491. Halliday, J. A. L.
276. Shackel, Alex.	348. McLaren, Reuben	420. Browning, Wm. C.	492. Aldridge, L. W.
277. McLeod, John	349. Blyth, Alfred John	421. Allan, W. J.	493. Dettleff, Henry
278. Morrison, Wm.	350. Finlayson, Alex. Jas.	422. White, James	494. Hansen, Rupert
279. Peck, Bert H.	351. Buckley, Philip E.	423. Rowlands, Jas. H.	495. Goss, J. N.
280. Hannaford, R. H.	352. Andreason, S. V. Y.	424. White, J. W.	496. Lellman, Albert F. F.
281. Evans, M. E.	353. Kelway, Edward G.	425. Biggs, Des. V. A.	497. Reive, William J.
282. Grierson, W. J.	354. Robson, Edward	426. Luxton, Stan. C.	498. Lyse, Markham O.
283. Cartmell, Henry G.	355. Smith, Percy S.	427. Sedgwick, A.	499. Wallin, Richard
284. Sornsen, G. A.	356. Aldridge, Harold J.	428. Newing, George	500. Napier, Herbert M.
285. Goodwin James	357. Goodwin, Thos. Jas.	429. Berntsen, Nat.	501. Harries, John J.
286. McKenzie, Alex. (Jr.)	358. Berntsen, Ed. F.	430. Allan, Hector	502. McCarthy, M. Jnr.
287. Summers, Alex. W.	359. Anderson, Henry J.	431. Cletheroe, Alb. R.	503. Watts, Walter
288. Anderson, Jas. A.	360. Summers, E. N.	432. Mills, Thomas	504. Aiken, John
289. McKay, James J.	361. Bundes, Jeff.	433. Browning, Henry	505. McKay, Thomas
290. Summers, Albert	362. Lees, David	434. Peck, Andrew	506. McLeod, Lachlan
291. Biggs, Hubert	363. Pearson, George	435. Sedgwick, Bertram	507. Sedgwick, L. A.
292. Carey, Chas. W.	364. McGill, John	436. Bonner, Fred	508. Hardy, Thomas
293. Barnes, Richard	365. Bennett, Harold	437. Jones, Sidney J.	509. Hills, G. N.
294. Morrison, Wm. A.	366. Summers, E. V.	438. Atkins, Stanley P.	510. Bonner, Richard L.
295. Anderson, Peter	367. Aldridge, Stephen	439. Skilling, Chas. R.	511. Dettleff, Ernest A.
296. McGill, Wm. (Snr)	368. Kiddle, Fred.	440. Cletheroe, Leslie	512. Watson, D. R.
297. Johnson, Victor	369. Watts, Jas.	441. Atkins, Richard	513. Betts, C. S.
298. Hookings, Alfred	370. Kirk, John Albert	442. Clifton, Albert	514. Etheridge, Alex S.
299. Bradfield, Chas. H.	371. Biggs, Carl P.	443. Clark, James	515. Biggs, Alex M.
300. Morrison, Roderick J.	372. Halliday, John J.	444. McGill, K.	516. Stewart, William
301. Reive, Peter	373. Bonner, Bruce	445. Lindenberg, J. E. T.	517. Paulini, George L.
302. Goodwin, William	374. Stewart, W. H.	446. Brechin, Gregor	518. Skilling Percival
303. Short, Richard F.	375. Cletheroe, Stanley	447. McLeod, Donald J.	519. Barnes, Fred W.
304. Smith, Jas. H.	376. Summers, Walter J.	448. Gleadell, E. J.	520. Bonner, Andreas
305. Kiddle, Stephen H.	377. Jennings, F. G. J.	449. Grant, Reg. L.	521. Clifton, James
306. Robson, Walter C.	378. Peck, Jas P.	450. Duffin, Harry	522. Grant, Louis
307. Martin, Geo. A.	379. Miller, John	451. Betts, A. J.	523. Barnes, Sylvester
308. Hardy, Fred J.	380. Bennett, George A.	452. Aldridge, Sidney G.	524. Kelway, Fred A.

Jury List continued :—

525. Challen, Gordon L.	545. Gleadell, Bertram	565. Clifton, Jos. E.	585. Johnson, S. H.
526. Ryan, John S.	546. Jones, John F. C.	566. Anderson, Charles	586. Goodwin, David
527. Rowlands, Conrad	547. McAtasney, William	567. Morrison, Donald J.	587. Dettieff, Jas.
528. Summers, Alfred D.	548. Petterssen, John S. P.	568. Ratcliffe, Howard	588. Hooley, T. V.
529. Dettieff, Thomas O.	549. Yates, Robert	569. Allan, Frederick	589. Binnie, Nesbit
530. Biggs, Martin W. H.	550. Sedgwick, Wm. H.	570. Ratcliffe, Jas.	590. Nunn, Henry
531. Meirhoffer, George	551. King, Fred H.	571. Lee, Jas. W. T.	591. Blyth, Jas.
532. Mercer, Alex.	552. Summers, Aubrey V.	572. Ferguson, John	592. Petterssen, A. R. A.
533. Bowles, G. E.	553. Lehen, Dennis	573. Clifton, Chas	593. Watts, John
534. Watson, Wm. H. C.	554. Anderson, Louis	574. Lyse, John D.	594. Smith, Geo. D.
535. Smith, Jas A.	555. Johnson, Howard W.	575. Perry, W. J.	595. Betts, William D. N.
536. Faria, Joseph	556. Harris, W. C. H. G.	576. Short, George Chas.	596. Goodwin, John
537. McLaren, Geo M.	557. McKinnon, Colin	577. Duncan, Howard E.	597. Lyse, Ernest Louis
538. Bonner, Albert	558. Barnes, Frank	578. Betts, F. C.	598. Williams, Ralph M.
539. Reive, Robert	559. Smith, Jas.	579. Anderson, Thos.	599. Lee, Phillip R.
540. Kirk, W. E.	560. Bradbury, Cecil	580. Halliday, Guy P.	600. Jennings, Henry G.
541. Newman, St. Joseph	561. Hansen, George	581. Johnson, Eric Thos.	601. Summers, Vere F.
542. Crawford, Ed. S.	562. Blyth, Alex. L.	582. Pitaluga, Jas. A.	
543. Lellman, F. T.	563. Morrison, Norman	583. Anderson, John	
544. Aldridge, W. T.	564. Porter, Howard	584. May, Horace	



The Falkland Islands Gazette

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Vol. XLVIII.

FEBRUARY 1, 1939.

No. 2.

GOVERNMENT NOTICES.

No. 1. Colonial Secretary's Office,
Stanley, Falkland Islands.
11th January, 1939.

His Excellency the Governor and Commander-in-Chief has been pleased to approve of the following promotion in the Falkland Islands Defence Force:

SECOND LIEUTENANT L. W. ALDRIDGE,
to be Lieutenant, with effect from the 7th of January, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/17.

No. 2.

Colonial Secretary's Office,
Stanley, Falkland Islands.
12th January, 1939.

His Excellency the Governor has been pleased to appoint

THE HONOURABLE A. R. HOARE, M.B.E., J.P.,
to be Local Auditor, Director of Education, Magistrate and Registrar-General, with effect from the 1st of January, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/41.

No. 3. Colonial Secretary's Office.
Stanley, Falkland Islands.
12th January, 1939.

The following list containing the names and qualifications of Medical Practitioners, Midwives and Dentists, registered to practice in the Colony and the Dependencies is published in accordance with Section 3 of the Medical Practitioners, Midwives and Dentists Ordinance, 1914.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 21/28.

A. REGISTERED TO PRACTISE IN THE COLONY
AND DEPENDENCIES.

Name.	Qualification.	Date of Qualification
<i>Medical Practitioners</i>		
Kinneard, George	M.D., M.C.P. & S. (Man.) C.P.H. (Johns Hopkins) Cert. L.S.H. & T.M.	1922. 1933. 1929.
Cowan, David Kellock	L.R.C.P. & S. (Edin.) L.D.S., R.C.S. (Edin.)	1931.
Gray, Norman	M.B., Ch.B. (Edin.)	1934.
<i>Dental Surgeon.</i>		
Still, William Henry Roland	L.D.S., R.C.S. (Eng.)	1936.
<i>Midwives.</i>		
Reive, Gertrude Ellen	Certified Midwife	1934.
Henricksen, Agnes	Certified Midwife	1929.

B. REGISTERED TO PRACTISE IN THE
DEPENDENCIES.

<i>Medical Practitioners</i>		
Will, Peder	Diploma of University of Christiania.	1902.
Sverdrup, Harald Ulrik	do.	1917.
Longva, Bernt Peder Berntsen	do.	1925.
Refsum, Erling	University of Norway.	1927.
Augensen, Kaare	Doctor of Medi- cine, Fredrick's University of Oslo, Norway.	1920.
Shand, Peter Kenneth	M.B., Ch.B., (Edin.)	1928.
Horne, Falk	Doctor of Medi- cine, Fredrick's University of Oslo, Norway.	1931.
Baltzern, Rolf	do.	1933.
Vold, Haakon Ingier	do.	1932.

No. 4. Colonial Secretary's Office.
Stanley, Falkland Islands.
16th January, 1939.

Under the provisions of Section 3 of the Stanley Rating Ordinance, 1928, His Excellency the Governor has been pleased to appoint

The Officer in Charge of the Treasury.
" " " " " " Public Works
Department.

The Honourable V. A. H. Biggs, J.P.

Mr. R. H. Hannaford.

Mr. W. H. Sedgwick.

to be Members of the Board of Assessors for the year 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 597/29.

No. 5. Colonial Secretary's Office,
Stanley, Falkland Islands.
18th January, 1939.

It is hereby notified, for general information, that on the following dates in 1939 the Public Offices will be closed :—

Sports Holidays	Thursday, 23rd February.
Good Friday	Friday, 24th February.
Easter Monday	Friday, 7th April.
Empire Day	Monday, 10th April.
King's Birthday	Wednesday, 24th May.
August Holiday	Thursday, 8th June.
Anniversary of Falk- land Islands Battle	Monday, 7th August.
Christmas Holidays	Friday, 8th December. Monday, 25th December. Tuesday, 26th December. Wednesday, 27th December.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 291/33.

No. 6. Colonial Secretary's Office,
Stanley, Falkland Islands.
24th January, 1939.

His Excellency the Governor has been pleased to appoint

ERIC FERGUS JOHN DUNLOP, ESQUIRE,
M.B., Ch.B.,

to be a Medical Officer, with effect from the 19th of January, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/220.

No. 7. Colonial Secretary's Office,
Stanley, Falkland Islands.
24th January, 1939.

With reference to Government Notice No. 3 of the 4th of January, 1939, it is hereby notified, for general information, that the following Practitioner has been added to the list of Medical Practitioners registered to practise in the Colony and the Dependencies.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 21/28.

Name.	Qualification,	Date of Qualification
Dunlop, Eric Fergus John	M.B., Ch.B., (Ed.) Dip. T.D.D. Wales.	1929. 1933.

No. 8. Colonial Secretary's Office,
Stanley, Falkland Islands.
26th January, 1939.

With reference to Government Notice No. 36 of the 19th of May, 1938, it is hereby notified, for general information, that

MR. W. D. A. JONES.

Chief Clerk, Treasury and Customs Department, acted as Registrar-General from the 20th of May, 1938, to the 31st of December, 1938, both dates inclusive.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/71.

INTESTATE ESTATES.

In the goods of the late James McGill, of Goose Green, East Falkland Island, deceased.

Whereas on application the Supreme Court has been pleased to grant orders to the undersigned to get in and collect the estate of the above-named.

These are therefore to cite and admonish all persons having claims against the said estate to file and to prove the same at the Office of the Official Administrator on or before the 23rd April, 1939.

Creditors or claimants should express the name and place of their abode, the origin of the debt or claim, the degree or class of such debt, the particulars and exact amount thereof verified by affidavit. There should be annexed to such claim the documents purporting to be evidence to the same.

W. D. A. JONES,

Official Administrator.

Stanley, Falkland Islands,
24th January, 1939.

No. 1.

Proclamation

1939.

—:O:—

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON.

[L.S.]

By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

WHEREAS by sub-section (3) of section 4 of the Dangerous Drugs (Amendment) Ordinance, 1932, power is conferred on the Governor in Council to apply, by Proclamation Part II of the Dangerous Drugs Ordinance, 1925, with such modifications as may be specified in the Proclamation, to any of the following drugs, that is to say, methylmorphine (commonly known as codeine), ethylmorphine (commonly known as dionin) and their respective salts :

NOW, THEREFORE, the Governor is pleased, by and with the advice of the Executive Council, to declare and it is hereby declared, that Part II of the Dangerous Drugs Ordinance, 1925, shall after the first day of February, 1939, apply to the said drugs.

GOD SAVE THE KING.

Given at Government House, Stanley, this 10th day of January, in the Year of Our Lord One thousand Nine hundred and Thirty-nine.

By His Excellency's Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 239/32.

No. 2.

Proclamation

1939.

-----:O:-----

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON.

[L.S.]

By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

WHEREAS by sub-section (2) of section 6 of the Dangerous Drugs Ordinance, 1925, power is conferred on the Governor in Council to declare, by Proclamation, that Part II of the Dangerous Drugs Ordinance, 1925, shall apply to any drug of whatever kind in the same manner as it applies to the drugs mentioned in sub-section 1 of the said section 6 if it appears to him that the drug is or is likely to be productive, if improperly used, or is capable of being converted into a substance which is or is likely to be productive, if improperly used, of ill effects substantially of the same character or nature as or analogous to those produced by morphine or cocaine :

AND WHEREAS it appears to the Governor that all preparations, admixtures or other substances (except syrupus Codeinae Phosphatis B.P.C. 1934) containing any proportion of methylmorphine (commonly known as codeine) or ethylmorphine (commonly known as dionin) associated with an inert substance whether solid or liquid and all preparations, admixtures or other substances containing more than 2.5 per cent, of methylmorphine or ethylmorphine (calculated as pure drug) associated with another medicinal substance are productive, if improperly used, or are capable of being converted into a substance which is, or is likely to be productive, if improperly used, of ill effects substantially of the same character or nature as or analogous to those produced by morphine or cocaine :

NOW, THEREFORE, the Governor is pleased, by and with the advice of the Executive Council, to declare and it is hereby declared, that Part II of the Dangerous Drugs Ordinance, 1925, shall after the first day of February, 1939, apply to any preparation, admixture or other substance (except syrupus Codeinae Phosphatis B.P.C. 1934) containing any proportion of methylmorphine (commonly known as codeine) or ethylmorphine (commonly known as dionin) associated with any inert substance whether solid or liquid, and to any preparation, admixture or other substance containing more than 2.5 per cent. of methylmorphine or ethylmorphine (calculated as pure drug) associated with any other medicinal substance in the same manner as the said Part II applies to the drugs mentioned in subsection 1 of section 6 of the Dangerous Drugs Ordinance, 1925.

GOD SAVE THE KING.

Given at Government House, Stanley, this 10th day of January, in the Year of Our Lord One thousand Nine hundred and Thirty-nine.

By His Excellency's Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

M.P 239/32.

A Bill

To make exceptional provision for the protection of the community in cases of emergency.

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:—

Enacting Clause.

1. This Ordinance may be cited as the "Emergency Powers Ordinance, 1939."

Short Title.

2. (1) If at any time it appears to the Governor that any action has been taken or is immediately threatened by any persons or body of persons of such a nature and on so extensive a scale as to be calculated gravely to disturb the public peace or by interfering with the supply and distribution of food, water, fuel, or light, or with the means of transport, to deprive the community, or any portion of the community, of the essentials of life, the Governor may, by proclamation (hereinafter referred to as a proclamation of emergency) declare that a state of emergency exists.

Issue of Proclamation of emergency.

No such proclamation shall be in force for more than one month, without prejudice to the issue of another proclamation at or before the end of that period.

(2) Where a proclamation of emergency has been made, the occasion thereof shall forthwith be reported by the Governor to the Secretary of State.

3. (1) Where a proclamation of emergency has been made and so long as the proclamation is in force, it shall be lawful for the Governor in Council, by order, to make regulations for securing the essentials of life to the community, and those regulations may confer or impose on any Government Department, or on any officer or officers, such powers and duties as the Governor may deem necessary for the preservation of peace, for securing and regulating the supply and distribution of food, water, fuel, light, and other necessities, for maintaining the means of transport, and for any other purposes essential to the public safety and the life of the community, and may make such provisions incidental to the powers aforesaid as may appear to the Governor to be required for making the exercise of those powers effective :

Emergency regulations.

Provided that nothing in this Ordinance shall be construed to authorise the making of any regulations imposing any form of compulsory military service or industrial conscription :

Provided also that no such regulation shall make it an offence for any person or persons to take part in a strike, or peacefully to persuade any other person or persons to take part in a strike.

(2) Any regulations so made shall not continue in force after the expiration of seven days from the date of issue unless an order is made by the Governor in Council for the continuance thereof.

(3) The regulations may provide for the trial, by courts of summary jurisdiction, of persons guilty of offences against the regulations; so, however, that the maximum penalty, save as provided in sub-section (4) of this section, which may be inflicted for any offence against such regulations shall be imprisonment with or

without hard labour for a term of three months, or a fine of fifty pounds, or both such imprisonment and fine, together with the forfeiture of any goods or money in respect of which the offence has been committed.

Provided that no such regulation shall alter any existing procedure in criminal cases, or confer any right to punish by fine or imprisonment without trial.

(4) The regulations may empower a court of summary jurisdiction to issue an Order of Deportation against any person convicted of an offence against such regulations provided that such person is not a native of the Colony of the Falkland Islands or its Dependencies.

(5) Any person who is the subject of an Order of Deportation may be detained in custody until the departure of a vessel for a suitable destination overseas and then handed over to the master of such vessel who shall receive such person on board of the vessel on payment of the cost of passage and such person shall not be permitted thereafter to land in the Colony.

(6) The regulations so made shall have effect as if enacted in this Ordinance, but may be added to, altered, or revoked by Order of the Governor in Council or by regulations made in like manner and subject to like provisions as the original regulations: and regulations made under this Section shall not be deemed to be Statutory rules within the meaning of Section one of the Rules Publication Act (United Kingdom) 1893, 56 and 57 Victoria Ch. 66.

(7) The expiry or revocation of any regulations so made shall not be deemed to have affected the previous operation thereof, or the validity of any action taken thereunder, or any penalty or punishment incurred in respect of any contravention or failure to comply therewith, or any proceeding or remedy in respect of any such punishment or penalty.

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this day of , 1939.

Colonial Secretary.

A Bill

To repeal and re-enact with modifications the provisions of the Infanticide Ordinance, 1934.

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 :—

Enacting Clause.

1. This Ordinance may be cited as the "Infanticide Ordinance, 1939."

Short Title.

2. (1) Where a woman by any wilful act or omission causes the death of her child being a child under the age of twelve months, but at the time of the act or omission the balance of her mind was disturbed by reason of her not having fully recovered from the effect of giving birth of the child or by reason of the effect of lactation consequent upon the birth of the child, then, notwithstanding that the circumstances were such that but for this Ordinance the offence would have amounted to murder, she shall be guilty of felony, to wit of infanticide, and may for such offence be dealt with and punished as if she had been guilty of the offence of manslaughter of the child.

Offence of infanticide.

(2) Where upon the trial of a woman for the murder of her child, being a child under the age of twelve months, the jury are of opinion that she by any wilful act or omission caused its death, but that at the time of the act or omission the balance of her mind was disturbed by reason of her not having fully recovered from the effect of giving birth to the child or by reason of the effect of lactation consequent upon the birth of the child, then the jury may, notwithstanding that the circumstances were such that but for the provisions of this Ordinance they might have returned a verdict of murder, return in lieu thereof a verdict of infanticide.

(3) Nothing in this Ordinance shall affect the power of the jury upon an indictment for the murder of a child to return a verdict of manslaughter, or a verdict of guilty but insane, or a verdict of concealment of birth, in pursuance of section sixty of the Act of the Imperial Parliament entitled "Offences against the Person Act, 1861," except that for the purposes of the proviso to that section a child shall be deemed to have recently been born if it had been born within twelve months before its death.

(4) The said section sixty shall apply in the case of the acquittal of a woman upon an indictment for infanticide as it applies upon the acquittal of woman upon an indictment for murder.

3. The Infanticide Ordinance, 1934, is hereby repealed.

Repeal of Ordinance,
No. 9 of 1934.

Passed by the Legislative Council this day of
1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of 1939.

Colonial Secretary.

A Bill

To amend the Seditious Offences
(Penalties) Ordinance, 1938.

Enacting Clause.

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 :—

Short Title.

1. This Ordinance may be cited as the "Seditious Offences (Penalties) Amendment Ordinance, 1939."

Amendment of Section 3 of Ordinance, No. 12 of 1938.

2. Section 3 sub-section (1) of the Seditious Offences (Penalties) Ordinance, No. 12 of 1938, is hereby amended as follows :

(i) By the deletion of the words "But it is not a
"seditious intention" in the second part of the
definition of "seditious intention" and the sub-
stitution therefor of the words "But an act,
"speech or publication is not seditious by reason
"only that it intends-", and

(ii) By the deletion of the Proviso.

Passed by the Legislative Council this _____ day of _____, 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this day of , 1939.

Colonial Secretary.

Colonial Secretary.

METEOROLOGICAL OBSERVATIONS taken at STANLEY, FALKLAND ISLANDS, during the Year ended 31st December, 1938.

Latitude 51° 41 $\frac{3}{4}$ ' South.

Longitude 57° 51 $\frac{1}{4}$ ' West.

[February 1, 1939

THE FALKLAND ISLANDS GAZETTE.

22

MONTHS.	MEAN PRESSURE IN MILLIBARS.	AIR TEMPERATURE (F°).								PRECIPITATION IN INCHES.			VAPOUR PRESSURE IN MILLIBARS.	RELATIVE HUMIDITY SATURATION = 100.	AMOUNT OF CLOUD.	MEAN SUNSHINE (hours and tenths.)	WEATHER. Number of days of					WIND. Number of Observations of																	
		DRY BULB.	WET BULB.	MEANS OF		ABSOLUTE MAX. AND MIN.				TOTAL.	GREATEST FALL.	DATE.					RAIN.	SNOW OR SLEET.	GALES.	CLEAR SKY. 0-1	OVERCAST. 9-10	MEAN FORCE.	N.	N.N.E.	N.E.	E.N.E.	E.	E.S.E.	S.E.	S.S.E.	S.	S.S.W.	S.W.	W.S.W.	W.	W.N.W.	N.W.	N.N.W.	CALM.
				MAX.	MIN.	MAX.	DATE.	MIN.	DATE.																														
January ...	993.5	49.6	45.4	55	35	66	25th	31	6th 20th 30th	3.31	.35	11th	4.3	57	8.0	5.5	22	—	—	—	16	2.7	2	—	2	—	—	—	1	1	4	—	3	1	6	3	7	—	1
February ...	998.1	49.8	42.8	56	33	74	2nd	31	2nd 10th 22nd	2.31	.65	11th	8.9	73	7.6	5.4	20	—	1	—	12	3.8	—	—	—	—	—	—	4	—	8	1	6	2	6	1	—		
March ...	1000.1	47.9	45.6	52	39	62	23rd	30	5th	2.46	1.01	14th	9.5	83	8.0	3.6	15	1	—	—	16	3.8	5	—	—	—	—	2	—	5	—	2	—	6	—	11	—	—	
April ...	1003.2	45.5	43.5	48	40	54	2nd	31	14th	4.05	.86	25th	8.7	84	8.0	3.2	19	2	—	—	18	2.9	2	—	4	1	—	—	2	—	1	—	8	2	—	1	8	1	—
May ...	1001.1	42.3	40.9	45	37	58	2nd	28	20th	3.43	.82	11th	8.2	89	8.3	1.5	20	—	1	1	19	2.2	—	—	—	—	2	—	6	—	—	—	3	2	5	2	8	3	—
June ...	998.9	38.3	36.9	42	33	49	6th	25	16th 17th	2.91	.41	24th	6.9	87	8.1	1.1	25	4	—	—	22	1.8	1	—	3	—	—	3	—	1	1	5	2	4	4	6	—	—	
July ...	999.1	35.7	34.2	40	30	46	8th	17	20th	2.61	.80	22nd	6.1	85	5.8	2.8	16	8	—	—	9	2.6	2	—	—	—	—	1	—	1	—	7	3	7	3	7	—	—	
August ...	999.8	36.4	34.8	40	30	45	7th	23	5th	2.61	.34	20th	6.1	85	7.0	3.2	23	6	1	—	17	3.1	—	—	—	—	—	1	4	1	2	—	5	—	5	—	13	—	—
September	1005.2	38.7	36.8	44	32	53	7th	24	24th	.95	.15	22nd	6.6	82	7.0	4.4	15	3	—	—	14	2.6	1	—	1	—	—	—	1	—	2	—	2	—	10	—	12	1	—
October ...	998.6	44.6	41.5	49	36	54	16th 23rd	31	25th 16th	.71	.22	12th	7.5	76	6.5	5.9	10	—	1	—	7	3.2	1	—	—	—	—	—	—	3	1	4	1	4	3	13	1	—	
November ...	998.6	48.0	43.6	52	37	64	14th	31	10th	2.31	.55	3rd	7.7	69	7.1	6.3	16	—	—	—	11	3.8	—	—	1	—	—	—	—	—	2	2	9	2	1	1	11	1	—
December ...	998.3	48.5	44.8	52	39	62	15th	30	9th	3.21	.66	1st	8.5	73	7.7	5.2	15	1	—	1	12	2.7	1	—	3	—	—	—	2	1	4	2	8	—	3	2	5	—	—
Means.	999.5	43.8	40.9	48	35	57	—	28	—	2.57	.56	—	7.4	78	7.4	4.0	18	2	.33	.16	14.4	2.9	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	

Stanley, Falkland Islands.

D. S. A. WEIR,
Agricultural Adviser.

Jury List for the year 1939.

The following list of the persons liable under the provisions of the Jury Ordinance, 1901 to serve as Jurors for the year 1939 is published in accordance with the fourth section of the Ordinance.

A. R. HOARE,
Police Magistrate.

1. McAskill, John	60. Perry, Chris.	119. Anderson, Richard G.	178. Robson, George (Sr)
2. Stewart, Gordon	61. Stewart, Alex.	120. Johnson, Peter	179. Newman, Henry
3. Etheridge, Arthur	62. Skilling, Thos.	121. Newman, Wilfred L.	180. Hall, J.
4. Rutter, Arthur	63. Lang, W. A.	122. Ford, Chas. W.	181. Hewitt, James
5. Harvey, Arthur J.	64. Goodwin, James	123. Hollen, Frank	182. Biggs, Alfred
6. Goodwin, Bert.	65. Anderson, Wm. J. S.	124. Cletheroe, Cyril J.	183. Lanning, George
7. Porter, Charles	66. Cheek, A. E.	125. Morrison, Stewart	184. Halliday, W. J.
8. Pearson, Robert	67. Hall, Arthur W.	126. Grant, L. J.	185. McAtasney, E. J.
9. Stewart, D. W. H.	68. McAskill, Donald W.	127. McLeod, George	186. Hills, A. H.
10. McKay, Gideon	69. Llamosa, Arthur Jas.	128. Cheek, Fred J.	187. Robson, R. L.
11. Hutchinson, E. J.	70. Pettersson, E.	129. McKenzie, William	188. Reive, L. L.
12. Betts, Allan Sturdee	71. Parring, Francis G.	130. Larsen, Richard	189. Flowers, W. R.
13. Honeyman, D.	72. Lee, Edwin T.	131. Middleton, James	190. Bundes, R. J. C.
14. Binnie Jas (Jr)	73. Johnson, Fred. W.	132. Biggs, Herbert R.	191. Lindenber, K. N. J.
15. McKay, George	74. Smith, John C.	133. Hollen, Henry D.	192. Halliday, S. S.
16. Turner, L. McL.	75. Lee, Alfred F.	134. Biggs, T. M. V.	193. Burridge, Walter
17. Barnes, A. Jnr.	76. Peck, A. F.	135. Betts, Keith C.	194. Smith, Ludwick C.
18. Short, Fredk. G.	77. Simpson, A. S.	136. Clifton, Jas. Henry	195. Jennings, Charles
19. Dickson, Chas.	78. Skilling, A. G.	137. Duncan, David John	196. Bender, J. P. K.
20. Kevill, William	79. Llamosa, G. A.	138. Jaffray, A.	197. Elliott, Birt
21. Butler, George	80. Hall, G. F.	139. Skilling, Chas. J.	198. McLeod, Murdo
22. Summers, Stanley F.	81. Kiddle, W. E.	140. Roberts, W. E.	199. Burns, William
23. Binnie, William	82. Nilsson, W.	141. McDermid, M.	200. Summers, William
24. Goodwin, John K.	83. Lansdowne, K. V. B.	142. Robson, Geo. (Jr.)	201. Parker, C. F.
25. McKay, Donald	84. Cletheroe, A.	143. Luxton, Markham	202. Newman, Silas
26. Summers, V.	85. McGill, M.	144. Lyse, Sidney R.	203. Duncan, Peter R.
27. Scott, George	86. Luxton, Keith	145. Summers, E. L. G.	204. Watson, James
28. Carey, Raymond F.	87. Pole-Evans, D. M.	146. Dickson, E. T. C.	205. Anderson, Samuel
29. Jones, Chris. F.	88. Morrison, Donald E.	147. Coutts, John	206. Paulini, H. Wm.
30. Dixon, P. S.	89. Shannon, Sidney	148. McMillan, Ian	207. Short, John G. A.
31. Hardy, Chas. M.	90. Lellman, K. V.	149. Hollen, James J.	208. Clifton, William
32. McRae, Farquhar W.D.	91. Rowlands, W. J.	150. Sornsen, Ellis L.	209. McGill, Kenneth N.
33. Lang, John S.	92. Lee, William H.	151. Anderson, Samuel A.	210. Pearson, W.
34. Goodwin, Rupert	93. Davis, Arthur H.	152. Butler, Jos. T. J.	211. McLeod, Donald
35. Sornsen, Andrew A.	94. Llamosa, Wm. J.	153. Browning, Frederick	212. Phillips, Albert J.
36. White, William M.	95. Simpson, F. F.	154. McGill, Geoff. S.	213. Williams, S. R. H.
37. Clement, Jas. T.	96. Goodwin, Ernest	155. Noble, Arthur	214. Cartmell, William J.
38. Jones, Albert H.	97. Watson, Thos. D.	156. McRae, Donald Alex	215. McPherson, John
39. Duncan, David H.	98. Blakely, Adam K.	157. Robinson, P.	216. Jaffray, William
40. Enestrom, Edgar W.	99. Alazia, Albert F.	158. Biggs, Edward D.	217. Summers, Wm. E.
41. Halliday, Andrew J.	100. Browning, John	159. Short, George H.	218. Clement, Wickham
42. Berntsen, Lars M.	101. Earle, Arthur	160. Kiddle, Peter	219. Curran, Joseph
43. McRae, Duncan	102. Hooley, Jack C.	161. Yates, Alex.	220. Curran, Henry
44. McMillan, William	103. Bennett, Stanley	162. Robson, James	221. Bound, H. J. L.
45. Middleton, Stewart	104. Larsen, Richard	163. Halkett, Cecil M.	222. Smith, Frank
46. Kiddle, Albert	105. Oliver, Charles	164. Lang, Frank	223. Betts, G. R.
47. Gilruth, Thos	106. Nilsson, W. A.	165. Davis, Benjamin C.	224. McCarthy, Charles
48. Rumbolds, R.	107. Sarney, H.	166. Rowlands, Jas. G.	225. Watson, Jas. H.
49. Parrin, M.	108. Middleton, Jas. S.	167. Biggs, Bernard Noel	226. McLeod, Donald
50. Perry, J. J.	109. Pitaluga, Arthur	168. Lyse, Charles W.	227. Gleadell, Sidney M.
51. Clifton, Thos.	110. Betts, Alan S.	169. Goss, Sidney	228. Pedersen, J. H. S.
52. Goodwin, V. S.	111. Anderson, Alfred	170. Hall, Albert H.	229. Morrison, Finlay
53. Curran, John	112. Biggs, Horace W.	171. Blyth, Fredk J. K.	230. Stewart, S. A.
54. Sprules, Gilbert E.	113. Halliday, J. H.	172. Perry, Jas. J.	231. Middleton, David
55. Jennings, Clifford W.	114. Parrin, W.	173. McAtasney, Brian N.	232. Bain, Alex
56. Lee, Henry J.	115. Newing Walter	174. King, Alf. B.	233. Finlayson, Roderick
57. Miller, D. H.	116. Craig, Peter	175. Biggs, Edward John	234. Kiddle, Sydney B.
58. Courtney, Ray S.	117. Hardy, P. L.	176. Peck, Percy P.	235. Hollen, Thomas
59. Paice, William N.	118. Steen, R. B.	177. Biggs, Leslie E.	236. Biggs, John F.

Jury List continued :—

237. Berntsen, Alex	309. Anderson, Ludwic R.	381. Lee, Thomas F.	453. McPhee, Kenneth J.
238. Britton, William F.	310. Stewart, David G.	382. Robson, Tom	454. Davis, W. J.
239. Berntsen, Jas. L.	311. Alazia, Arthur J.	383. Porter, Arthur	455. Simpson, Geo H.
240. McMullen, John D.	312. Perry, Charles	384. Hardy, A. P.	456. Williams, John D.
241. McKay, James R.	313. Barnes, Arthur J. (Jr.)	385. Thompson, George	457. Bonner, Samuel
242. Alazia, George James	314. Reive, John	386. Fraia, Harry	458. Steel, Alex J.
243. Smith, David R.	315. Pitaluga, Alex	387. Braxton, T. N.	459. Cletheroe, John R.
244. Kiddle, Donald J.	316. Watson, Andrew	388. Hutchinson, Robt.	460. Hansen, Fred H.
245. King, Cecil F.	317. Fleuret Clovis	389. Mercer, John	461. Binnie, Horace Jas.
246. Biggs, M. W.	318. McKay, John	390. Wilson, Edward	462. Hennah, T. H. H.
247. May, Archie G. A.	319. Ashley, John R.	391. Gleadell, Jas R.	463. Osborne, John
248. Berntsen, William	320. May, Fredk. C.	392. Campbell, John M.	464. Peck, Desmond P.
249. McCarthy, William	321. Reive, George	393. Thomson, John McD.	465. Hansen, Wm. Chas.
250. McLeod, Roderick	322. Bender, Chris. P. W.	394. Myles, W. B.	466. Buse, Ralph
251. Morrison, Donald F.	323. Osborne, G. H.	395. Dettleff, Hansen	467. Paice, C. J. B.
252. Cartmell, Robert	324. Coutts, Alex.	396. Kenny, Norman D.	468. Davis, John
253. Jaffray, John S.	325. Ashley, Alfred G.	397. O'Sullivan, D. W.	469. Thompson, Harry
254. Campbell, William	326. Peck, Victor H.	398. McCullum, Allan A.	470. Paice, Nat. T.
255. Stewart, James H.	327. Campbell, Thos. W.	399. Gleadell, Frank E.	471. Biggs, Bernard C.
256. Shedden, Alex. A.	328. Berntsen Alex. J.	400. Summers, Sidney R.	472. Browning, Jos.
257. Hirtle, Wallace	329. Kelway, George	401. Barnes, John S.	473. Bonner, Henry J.
258. Alazia, John	330. Evans, John D. C.	402. Aldridge, Ernest J.	474. May, Alfred M. W.
259. Berntsen, Stanley G.	331. Poole, Charles	403. Hirtle, J. R.	475. Clarke, John H. A.
260. Henrickson, Albert	332. Perry, George	404. Hills, William	476. Gleadell, Ernest C.
261. Harvey, William	333. Summers, Vere F.	405. Slade, Harry	477. Goss, James
262. McKay, Richard	334. Smith Andrew C.	406. Buse, F.	478. Browning, Jas S.
263. Phillips, Jesse	335. Allan, Chas. G.	407. McKay, David	479. Sornsen, C. Ed.
264. McLeod, Archibald	336. Creece, Martin G.	408. Hutchinson, W. J.	480. Henrickson, C. W.
265. Middleton, James	337. Hardy, Herbert H.	409. Peck Betts, James	481. Smith, William
266. Smith, John F.	338. Henrickson, Martin	410. Biggs, Wm. Jas	482. Biggs, Herbert P.
267. Morrison, Murdo	339. Biggs, Eric G. J.	411. Ryan, Jos. C.	483. Felton, A. A.
268. Hardy, A. L.	340. Kirk, William J.	412. Campbell, Ray	484. Dixon, E. V.
269. Paulini, Ralph	341. Watts Jas.	413. Kiddle, Alb. S.	485. White, Frank
270. Stacey, David C.	342. Miller, Sidney	414. Davis Fred. S.	486. Biggs, Arthur S. L.
271. Nicholson, Leslie H.	343. Paice, E. R. B.	415. Coleman, Fred. A.	487. Bowles, W. J.
272. Lellman, Edward F.	344. Lellman, Victor J.	416. Waghorn, Harry	488. Hills, Albert R.
273. Hirtle, E. R.	345. Turner, John	417. Gleadell, W. G.	489. Sedgwick, H. H.
274. Bonner, A. M., (Jr.)	346. Jones, Ivor Hugh	418. Benney, Wm. G.	490. Blyth, John
275. Shorey, William	347. Parrin, N. G.	419. Skilling, John O.	491. Halliday, J. A. L.
276. Shackel, Alex.	348. McLaren, Reuben	420. Browning, Wm. C.	492. Aldridge, L. W.
277. McLeod, John	349. Blyth, Alfred John	421. Allan, W. J.	493. Dettleff, Henry
278. Morrison, Wm.	350. Finlayson, Alex. Jas.	422. White, James	494. Hansen, Rupert
279. Peck, Bert H.	351. Buckley, Philip E.	423. Rowlands, Jas. H.	495. Goss, J. N.
280. Hannaford, R. H.	352. Andreason, S. V. Y.	424. White, J. W.	496. Lellman, Albert F. F.
281. Evans, M. E.	353. Kelway, Edward G.	425. Biggs, Des. V. A.	497. Reive, William J.
282. Grierson, W. J.	354. Robson, Edward	426. Luxton, Stan. C.	498. Lyse, Markham O.
283. Cartmell, Henry G.	355. Smith, Percy S.	427. Sedgwick, A.	499. Wallin, Richard
284. Sornsen, G. A.	356. Aldridge, Harold J.	428. Newing, George	500. Napier, Herbert M.
285. Goodwin James	357. Goodwin, Thos. Jas.	429. Berntsen, Nat.	501. Harries, John J.
286. McKenzie, Alex. (Jr.)	358. Berntsen, Ed. F.	430. Allan, Hector	502. McCarthy, M. Jnr.
287. Summers, Alex. W.	359. Anderson, Henry J.	431. Cletheroe, Alb. R.	503. Watts, Walter
288. Anderson, Jas. A.	360. Summers, E. N.	432. Jennings, Henry G.	504. Aiken, John
289. McKay, James J.	361. Bundes, Jeff.	433. Browning, Henry	505. McKay, Thomas
290. Summers, Albert	362. Lees, David	434. Peck, Andrew	506. McLeod, Lachlan
291. Biggs, Hubert	363. Pearson, George	435. Sedgwick, Bertram	507. Sedgwick, L. A.
292. Carey, Chas. W.	364. McGill, John	436. Bonner, Fred	508. Hardy, Thomas
293. Barnes, Richard	365. Bennett, Harold	437. Jones, Sidney J.	509. Hills, G. N.
294. Morrison, Wm. A.	366. Summers, E. V.	438. Atkins, Stanley P.	510. Bonner, Richard L.
295. Anderson, Peter	367. Aldridge, Stephen	439. Skilling, Chas. R.	511. Dettleff, Ernest A.
296. McGill, Wm. (Snr)	368. Kiddle, Fred.	440. Cletheroe, Leslie	512. Watson, D. R.
297. Johnson, Victor	369. Watts, Jas.	441. Atkins, Richard	513. Betts, C. S.
298. Hookings, Alfred	370. Kirk, John Albert	442. Clifton, Albert	514. Etheridge, Alex S.
299. Bradfield, Chas. H.	371. Biggs, Carl P.	443. Clark, James	515. Biggs, Alex M.
300. Morrison, Roderick J.	372. Halliday, John J.	444. McGill, K.	516. Stewart, William
301. Reive, Peter	373. Bonner, Bruce	445. Lindenberg, J. E. T.	517. Paulini, George L.
302. Goodwin, William	374. Stewart, W. H.	446. Brechin, Gregor	518. Skilling Percival
303. Short, Richard F.	375. Cletheroe, Stanley	447. McLeod, Donald J.	519. Barnes, Fred W.
304. Smith, Jas. H.	376. Summers, Walter J.	448. Gleadell, E. J.	520. Bonner, Andreas
305. Kiddle, Stephen H.	377. Jennings, F. G. J.	449. Grant, Reg. L.	521. Clifton, James
306. Robson, Walter C.	378. Peck, Jas P.	450. Duffin, Harry	522. Grant, Louis
307. Martin, Geo. A.	379. Miller, John	451. Betts, A. J.	523. Barnes, Sylvester
308. Hardy, Fred J.	380. Bennett, George A.	452. Aldridge, Sidney G.	524. Kelway, Fred A.

Jury List continued :—

525. Challen, Gordon L.	545. Gleadell, Bertram	565. Clifton, Jos. E.	585. Johnson, S. H.
526. Ryan, John S.	546. Jones, John F. C.	566. Anderson, Charles	586. Goodwin, David
527. Rowlands, Conrad	547. McAtasney, William	567. Morrison, Donald J.	587. Dettleff, Jas.
528. Summers, Alfred D.	548. Petterssen, John S. P.	568. Ratcliffe, Howard	588. Hooley, T. V.
529. Dettleff, Thomas O.	549. Yates, Robert	569. Allan, Frederick	589. Binnie, Nesbit
530. Biggs, Martin W. H.	550. Sedgwick, Wm. H.	570. Ratcliffe, Jas.	590. Nunn, Henry
531. Meirhofer, George	551. King, Fred H.	571. Lee, Jas. W. T.	591. Blyth, Jas.
532. Mercer, Alex.	552. Summers, Aubrey V.	572. Ferguson, John	592. Petterssen, A. R. A.
533. Bowles, G. E.	553. Lehen, Dennis	573. Clifton, Chas	593. Watts, John
534. Watson, Wm. H. C.	554. Anderson, Louis	574. Lee, Phillip R.	594. Smith, Geo. D.
535. Smith, Jas A.	555. Johnson, Howard W.	575. Perry, W. J.	595. Betts, William D. N.
536. Faria, Joseph	556. Harris, W. C. H. G.	576. Short, George Chas.	596. Goodwin, John
537. McLaren, Geo M.	557. McKinnon, Colin	577. Duncan, Howard E.	597. Lyse, Ernest Louis
538. Bonner, Albert	558. Barnes, Frank	578. Betts, F. C.	598. Williams, Ralph M.
539. Reive, Robert	559. Smith, Jas.	579. Anderson, Thos.	
540. Kirk, W. E.	560. Bradbury, Cecil	580. Halliday, Guy P.	
541. Newman, St. Joseph	561. Hansen, George	581. Johnson, Eric Thos.	
542. Crawford, Ed. S.	562. Blyth, Alex. L.	582. Pitaluga, Jas. A.	
543. Lellman, F. T.	563. Morrison, Norman	583. Anderson, John	
544. Aldridge, W. T.	564. Porter, Howard	584. May, Horace	



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MARCH 1, 1939.

No. 3.

GOVERNMENT NOTICES.

No. 9. Colonial Secretary's Office,
Stanley, Falkland Islands,
7th February, 1939.

His Excellency the Governor directs it to be notified, for general information, that the Right Honourable the Secretary of State for the Colonies has approved the Estimates of Revenue and Expenditure of the Colony of the Falkland Islands and its Dependencies for the year 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 165/38.

No. 10. Colonial Secretary's Office,
Stanley, Falkland Islands.
7th February, 1939.

His Excellency the Governor has been pleased to appoint

MR. THOMAS DANIEL EVANS
to be Headmaster, Government School, Stanley,
with effect from the 4th of February, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/152.

No. 11. Colonial Secretary's Office,
Stanley, Falkland Islands.
14th February, 1939.

His Excellency the Governor has been pleased to appoint

MR. G. HANSEN and
MRS. H. WAGHORN

to be members of the Committee to advise on matters relating to the Stanley Common, *vice* Mr. J. W. Grierson, J.P., and Mr. J. D. McKay, resigned.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 134/35.

No. 12. Colonial Secretary's Office,
Stanley, Falkland Islands.
18th February, 1939.

His Excellency the Governor has been pleased to appoint

MR. THOMAS NATHANIEL BRAXTON

to be Mason. Public Works Department, with effect from the 1st of January, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/222.

No. 13. Colonial Secretary's Office,
Stanley, Falkland Islands.
20th February, 1939.

HIS LATE HOLINESS POPE PIUS XI.

The Governor directs it to be notified, for general information, that flags locally will be flown

at half-mast on the 28th February, 1939, as His Excellency has been informed by the Secretary of State for the Colonies that this is the date selected in Great Britain to mark the funeral.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 31/39.

No. 14. Colonial Secretary's Office,
Stanley, Falkland Islands.
25th February, 1939.

Under the provisions of the Public Health Ordinance, No. 5 of 1894, as amended by the Public Health (Amendment) Ordinance, No. 7 of 1937, His Excellency the Governor has been pleased to appoint

The Honourable the Senior Medical Officer, <i>President.</i>	} <i>Ex-officio members.</i>
The two Medical Officers.	
The Executive Engineer.	
The Honourable V. A. H. Biggs, J.P.	
Mr. F. G. Langdon, J.P.	
Mr. H. C. Harding, J.P.	
Mrs. T. Paice	

to be members of the Board of Health for the Colony of the Falkland Islands for the year, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 600/29.

LEGISLATIVE COUNCIL.

Minutes of Meeting held on the 17th February, 1939.

1. The Minutes of the meeting held on the 5th of November, 1938, were confirmed.
2. The Honourable the Colonial Secretary, by command, laid on the table the following papers :
 - (i) Copies of all Regulations, Proclamations, Orders and Bye-laws made or approved by the Governor in Executive Council since the last meeting of the Legislative Council.
 - (ii) Copies of despatches received from the Secretary of State for the Colonies, intimating the non-disallowance by His Majesty of Ordinances, Nos. 2, 8 and 11 of 1938.
 - (iii) Comparative Statements of Revenue and Expenditure of the Colony and the Dependencies for the period 1st January to 30th September, 1938.
3. The Honourable the Colonial Secretary moved and the Honourable the Senior Medical Officer seconded the adoption of the following Resolution :

"WHEREAS additional provision is required for the service of the Colony
"and its Dependencies for the year ended the 31st of December, 1938.

"Be it resolved -

"This Council hereby sanctions the expenditure from public funds of the
"sum of ELEVEN THOUSAND THREE HUNDRED AND NINETY-SIX
"POUNDS SEVENTEEN SHILLINGS AND FIVE PENCE (£11,396 : 17 :
"5) to meet the several charges itemized in the accompanying schedule."

The resolution was adopted.

4. The adoption of the following Resolution was moved by the Honourable the Colonial Secretary :

"WHEREAS it has become necessary to provide additional funds for em-
"ployment in the town of Stanley and whereas it appears expedient to proceed
"further during the year 1939 with the improvement of land and tracks to the
"Peat Banks."

"NOW, THEREFORE, THIS COUNCIL RESOLVES, with the sanction
"of the Secretary of State for the Colonies that the additional sum of THREE
"THOUSAND POUNDS (£3,000) shall be expended on this service during the
"year 1939 over and above the sums provided in the estimate of the expenditure
"for the year 1939."

The Honourable the Senior Medical Officer seconded and the Resolution was adopted.

5. The Honourable the Colonial Secretary moved and the Honourable the Senior Medical Officer seconded the adoption of the following Resolution :

"WHEREAS a disastrous earthquake recently occurred in the Republic of
"Chile causing suffering to the people of that Country and whereas having regard
"to the close association which has always existed between this Colony and the said
"Republic it appears expedient that a grant should be made from the public funds
"of the Colony towards the relief of the victims of the disaster."

"NOW, THEREFORE, THIS COUNCIL RESOLVES, to grant the sum
"of FIFTY POUNDS (£50) towards the relief of the victims of the aforesaid
"earthquake, which sum shall be expended for the purpose mentioned during the
"year 1939."

The Resolution was adopted.

6. On the motion of the Honourable the Colonial Secretary seconded by the Honourable A. R. Hoare, the Bill "To make exceptional provision for the protection of the community in cases of emergency" was read a *first* time.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1 and 2 were agreed to.

Clause 3 was agreed to with the following amendment :

The insertion of the words "and for preserving the public peace" after the word "community" in line 4 of sub-section (1).

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

7. With reference to Secretary of State's Circular despatch of the 11th of October, 1938, the Honourable the Colonial Secretary moved and the Honourable the Senior Medical

Officer seconded the *first* reading of the Bill "To repeal and re-enact with modifications the provisions of the Infanticide Ordinance, 1934."

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1, 2 and 3 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

8. With reference to Secretary of State's Confidential despatch of the 28th of October, 1938, the Honourable the Colonial Secretary moved the *first* reading of the Bill "To amend the Seditious Offences (Penalties) Ordinance, 1938."

The Honourable A. R. Hoare seconded.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1 and 2 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

9. With reference to Secretary of State's Circular despatch of the 29th of September, 1938, the Honourable the Colonial Secretary moved and the Honourable V. A. H. Biggs seconded the *first* reading of the Bill "To prescribe the minimum age for the employment of children in any occupation."

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clause 1 was agreed to.

Clause 2 was agreed to with the following amendment :

The deletion of the words "during school time" in the first Proviso.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

The Council adjourned *sine die*.

Vital Statistics for the Falkland Islands for the year ended 31st December, 1938.

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Births.

				Males.	Females.	Total.
Stanley	18	14	32
Darwin & East Falkland	6	2	8
West Falkland	—	1	1
				<u>24</u>	<u>17</u>	<u>41</u>

The number of births registered in the previous year was 37.

Deaths.

				Males.	Females.	Total.
Stanley	...	...	...	11	4	15
Darwin & East Falkland	...	...	...	2	1	3
West Falkland	...	...	...	1	1	2
				<u>14</u>	<u>6</u>	<u>20</u>

The number of deaths registered in the previous year was 20.

Marriages.

		Anglican.	Roman Catholic.	Registrar.	Non-conformist.	Total.
Stanley	...	5	1	4	1	11
Darwin & East Falkland	...	—	—	2	—	2
West Falkland	...	—	—	1	—	1
		<u>5</u>	<u>1</u>	<u>7</u>	<u>1</u>	<u>14</u>

The number of marriages performed in the previous year was 18.

Arrivals in the Colony.

The number of arrivals in the Colony during the year was 74 males and 59 females or a total of 133 against 77 males and 52 females or a total of 129 in the preceding year.

Departures from the Colony.

The number of departures from the Colony during the year was 95 males and 72 females or a total of 167 as against 93 males and 61 females or a total of 154 in the preceding year.

General.

The estimated population of the Falkland Islands on the 1st of January 1938 was 1319 males and 1072 females or a total population of 2391.

The population on the 31st December 1938 was 2378 as shewn below :—

			Males.	Females.	Total.
Estimated population			1319	1072	2391
on the 31st December 1937	...	...	74	59	133
Add arrivals during year	...	...	1393	1131	2524
			95	72	167
Deduct departures during year	...	...	1298	1059	2357
			24	17	41
Add births during year	...	...	1322	1076	2398
			14	6	20
Deduct deaths during year	...	...	1308	1070	2378
Totals	...	...	

			Males.	Females.
Birth rate per 1,000	...	...	10.08	7.16
Death rate per 1,000	...	...	5.89	2.52
Population per sq. mile	...	...	.52	

Dependencies.

Marriages registered during year	...	...	nil.
Births registered during year	...	...	nil.
Deaths registered during year	...	...	nil.

The resident population at South Georgia during the year was estimated at 750.

A. R. HOARE,
Registrar General.

Stanley, 10th February, 1939.



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APRIL 1, 1939.

No. 4.

GOVERNMENT NOTICES.

No. 15. Colonial Secretary's Office,
Stanley, Falkland Islands.
3rd March, 1939.

It is hereby notified, for general information,
that His Excellency the Governor has been pleased
to appoint

MR. FREDRICK BROWNING,
to act as Common Ranger, during the absence of
Mr. B. Fleuret, with effect from the 26th of Feb-
ruary, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 38/37.

No. 16. Colonial Secretary's Office.
Stanley, Falkland Islands.
10th March, 1939.

His Excellency the Governor directs the
publication of the following grant of leave to
MISS E. M. CAREY,

Colonial Postmaster.

Vacation Leave. 120 days; exclusive of the time
taken on the voyage to and from
the United Kingdom, not ex-
ceeding twenty-eight days in
either direction, with effect
from the 10th of March, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. L/61.

No. 17. Colonial Secretary's Office,
Stanley, Falkland Islands.
10th March, 1939.

His Excellency the Governor has been pleased to appoint

MR. A. I. FLEURET,

Assistant Colonial Secretary, to act as Colonial Postmaster during the absence on leave of Miss E. M. Carey, with effect from the 10th of March, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/19.

No. 18. Colonial Secretary's Office,
Stanley, Falkland Islands.
15th March, 1939.

DAYLIGHT SAVING.

With reference to Government Notice No. 51 of the 27th of August, 1938, it is hereby notified, for general information, that the period determined for Daylight Saving during the current summer will expire at midnight on Saturday the 1st of April, 1939, when Stanley time will revert to the local mean.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 492/27.

No. 19. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th March, 1939.

It is hereby notified, for general information, that

MR. T. H. H. HENNAH,

Engineman. Electrical and Telegraphs Department, was absent on vacation leave from the 10th of April to the 18th of November, 1938, both dates inclusive.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. L/117.

No. 20. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th March, 1939.

His Excellency the Governor has been pleased to appoint

MISS MARY FRANCES GOWANS

to be Nursing Sister in the Falkland Islands, with effect from the 22nd of March, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/223.

No. 21. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th March, 1939.

His Excellency the Governor has been pleased to appoint

MR. SAMUEL HENNAH

to be a Travelling Teacher on the West Falkland, on probation for a period of twelve months, with effect from the 26th of February, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/224.

PROBATE NOTICE.

In the Supreme Court of the Falkland Islands.

*Estate Doris Eileen Etheridge of Stanley,
Falkland Islands.*

Whereas Helen Etheridge of Stanley, Falkland Islands, the mother of the above-named deceased, has applied for Letters of Administration to administer the estate of deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the date hereof.

The deceased died leaving no Will.

W. D. A. JONES,

Registrar, Supreme Court.

Stanley, Falkland Islands.

18th March, 1939.

S.C. 5/39.

Report on the Government Savings Bank for the year ended 30th September, 1938.

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Colonial Treasury,
Stanley, Falkland Islands.
6th February, 1939.

The Honourable,
The Colonial Secretary,
Stanley.

Sir,

In accordance with section 12 of the Savings Bank Ordinance, 1936, I have the honour to submit the following report on the transactions of the Government Savings Bank in respect of the period 1st October, 1937, to 30th September, 1938.

2. During the year there were 1,187 deposits as against 523 withdrawals. The average monthly deposits amounted to £3,411 : 5 : 3 against average monthly withdrawals of £2,536 : 4 : 5.

3. During the period 82 accounts were opened and 66 closed, leaving 1,085 Deposit accounts at the end of the year. The average amount standing to the credit of each depositor on the 30th September, 1938, was £184 : 15 : 2, or about £84 per head of the population.

4. The accrued interest credited to the various accounts amounted to £4,541 : 13 : 3; the deposits and accrued interest exceeded withdrawals by £15,042 : 3 : 6, leaving a balance of £200,460 : 11 : 1 standing to the credit of depositors on the 30th September, 1938, as is shown by the subjoined statement :—

Amount standing to credit of depositors 30/9/37.	...	£185,418 : 7 : 7.
Deposits received during the year	... ..	40,935 : 3 : 1.
Interest credited to depositors' accounts	... ..	4,541 : 13 : 3.
		£230,895 : 3 : 11.
Total	...	
Less withdrawals	...	30,434 : 12 : 10.
		£200,460 : 11 : 1.
Balance due to Depositors at 30th September, 1938		

5. The total sum expended by the Crown Agents, from time to time under Section 11 (i) of the Ordinance in the purchase of approved Securities of a face value of £207,874 : 10 : 3 amounted to £203,191 : 0 : 8. During the year the income derived from the Securities held amounted to £8,312 : 11 : 11.

6. Appended hereto are statements showing :—

- (i) Nominal value, cost and market value of Investments held on behalf of the Savings Bank Fund at the 30th September, 1938.
- (ii) Monthly Summary of Transactions.
- (iii) Abstract of Revenue and Expenditure, Deposits and Withdrawals, Investment Adjustment Account, Reserve Account, and Assets and Liabilities at the close of the year under review.

7. It will be observed that the assets of the Savings Bank exceed the total liabilities by the sum of £23,877 : 7 : 11, or almost 12% of the sum due to depositors.

I have the honour to be,

Sir,

Your obedient servant,

W. D. A. JONES,
for Colonial Treasurer.

INVESTMENTS.

SAVINGS BANK FUND.

30th September, 1938.

Name of Stock.			%	Face Value of Stock.			Cost of Stock.			Market Value on 30th September, 1938.			
				£	s.	d.	£	s.	d.	Price.	£	s.	d.
South Africa	1953/73.	...	3½	8315	14	6	8503	6	1	99½	8274	2	11
Ceylon	1939/59.	...	4	3329	19	0	1821	1	3	99½	3313	6	0
"	1940.	...	3	1972	5	2	1999	7	6	97½	1922	19	0
Gold Coast	1939/59.	...	4	5065	13	8	4713	13	1	99½	5040	7	1
Funding Loan	1960/90.	...	4	3967	1	0	4481	3	8	109	4324	1	8
Nigeria	1963.	...	4	8007	17	4	7337	18	4	103½	8288	2	10
Queensland	1922/47.	...	3	446	0	7	344	13	9	92½	412	11	6
Nigeria	1955.	...	3	19579	15	7	18894	12	6	94½	18502	17	10
Funding Loan	1956/61.	...	2½	10284	3	7	8859	16	2	89	9152	18	5
Gold Coast	1956.	...	4½	1149	0	9	1090	13	5	110½	1269	13	9
New Zealand	1947.	...	4½	1045	0	0	1132	14	3	99½	1039	15	6
British Guiana	1949/69.	...	5	14000	0	0	13847	18	0	112½	15750	0	0
Kenya	1948/58.	...	5	1898	7	1	1893	15	10	108½	2059	14	3
New Zealand	1952/55.	...	3	6044	16	10	5901	8	7	84½	5107	17	10
Australia	1940/60.	...	4¾	4802	5	8	5042	13	8	100½	4826	5	11
Ceylon	1960/70.	...	5	2000	0	0	1980	0	0	112½	2250	0	0
Nigeria	1950/60.	...	5	11000	0	0	10890	0	0	111½	12265	0	0
New Zealand	1949.	...	5	10631	11	5	10542	10	9	102½	10897	7	3
Consols	1957 o/a	...	4	4078	4	7	4521	16	1	108	4404	9	9
Ceylon	1965.	...	4½	5064	6	11	4825	5	9	109½	5545	9	2
Kenya	1961/71.	...	4½	2000	0	0	1970	0	0	111½	2230	0	0
Northern Rhodesia	1950/70.	...	5	5235	11	1	4999	19	1	111½	5837	12	10
Uganda	1951/71.	...	5	10000	0	0	9600	0	0	111½	11150	0	0
India	1948 o/a	...	3	3913	17	8	2446	18	9	80	3131	2	2
Palestine Gtd. Stock	1942/67.	...	5	12506	11	9	13866	18	7	109½	13694	14	3
Gold Coast	1960/70.	...	4½	1896	4	11	2128	18	2	110½	2095	7	0
New Zealand	1940.	...	3½	4750	5	4	4768	9	3	97½	4631	10	2
Kenya	1957/67.	...	3½	5000	0	0	4925	0	0	100½	5025	0	0
Canada	1930/50.	...	3½	13032	2	8	13257	5	0	101½	13227	12	4
India	1949/52.	...	3	5070	6	4	5159	9	6	99	5019	12	3
Com. of Australia	1948/53.	...	3¾	5175	5	10	5408	10	7	97½	5045	18	2
Ceylon	1959/64.	...	3	3381	11	8	3338	12	0	92½	3127	19	3
Com. of Australia	1955/58.	...	3	11136	16	7	10468	15	2	85½	9521	19	9
Gold Coast	1945/70.	...	6	568	18	5	634	3	5	112½	640	0	9
New Zealand	1955/60.	...	3½	667	9	8	662	19	11	93½	624	1	11
Nigeria	1949/79.	...	6	857	4	8	970	12	7	121½	1041	10	9
Total			...	207874	10	3	203191	0	8		210691	2	3

SAVINGS BANK, 1937-38.

—:0:—

Monthly Summary of Transactions for the Year ended 30th September, 1938.

Date.	Deposits.			Withdrawals.			Difference.			TOTAL.			Interest.			Accounts Opened.	Accounts Closed.	No. of Deposits.	No. of With- drawals.
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.				
Balance ...										185,418	7	7							
1937.																			
October ...	1,548	8	11	2,188	10	8	— 640	1	9	184,778	5	10				9	5	63	50
November ...	4,116	6	4	2,581	14	1	+ 1534	12	3	186,312	18	1				6	3	58	40
December ...	6,224	15	1	2,879	5	3	+ 3,345	9	10	189,658	7	11				11	3	128	45
1938.																			
January ...	1,093	3	11	1,656	16	5	— 563	12	6	189,094	19	4		3	11	3	5	65	48
February ...	1,564	19	3	2,514	8	11	— 949	9	8	188,148	19	11	3	10	3	1	13	57	30
March ...	3,397	5	7	3,860	11	7	— 463	6	0	187,687	9	9	1	15	10	6	4	116	43
April ...	2,337	16	8	3,419	15	10	— 1,081	19	2	186,621	8	3	15	17	8	7	10	83	56
May ...	5,473	7	1	4,570	8	3	+ 902	18	10	187,532	9	5	8	2	4	8	7	89	52
June ...	6,016	17	3	2,762	10	7	+ 3,254	6	8	190,789	16	5	3	0	4	6	5	116	52
July ...	1,287	0	5	1,493	3	8	— 206	3	3	190,583	18	7		5	5	8	4	72	41
August ...	2,733	11	5	1,789	10	7	+ 944	0	10	191,535	9	8	7	10	3	5	6	107	33
September ...	5,141	11	2	717	17	0	+ 4,423	14	2	200,460	11	1	4,501	7	3	12	1	233	33
£	40,935	3	1	30,434	12	10	—10,500	10	3				4,541	13	3	82	66	1187	523

GOVERNMENT SAVINGS BANK.

Year ended 30th September, 1938.

REVENUE AND EXPENDITURE ACCOUNT.

	£	s.	d.		£	s.	d.
To Interest paid to Depositors on closed accounts	40	17	7	By Interest on Investments	8,312	11	11
.. Interest capitalised and credited to Depositors' A/cs.	4,500	15	8	.. Balance transferred to Reserve Account	32	3	9
.. Cash advances made by Colonial Treasurer	1,581	12	5				
.. Dividends transferred to Savings Bank Fund on 31st December, 1937	1,921	10	0				
.. Proportion of salaries &c.	300	0	0				
	<u>£8,344</u>	<u>15</u>	<u>8</u>		<u>£8,344</u>	<u>15</u>	<u>8</u>

ACCOUNT OF DEPOSITS AND WITHDRAWALS.

To Balance – Credit of Depositors at 30th September, 1937	185,418	7	7	By withdrawals	30,434	12	10
.. Deposits received	40,935	3	1	.. balance – Credit of Depositors' A/cs. 30/9/38.	200,460	11	1
.. Interest credited to Depositors' accounts	4,541	13	3				
	<u>£230,895</u>	<u>3</u>	<u>11</u>		<u>£230,895</u>	<u>3</u>	<u>11</u>

INVESTMENT ADJUSTMENT ACCOUNT.

To depreciation & loss on sales of Investments	£6,404	3	7	By transfer to Reserve A/c.	£6,404	3	7
--	--------	---	---	-----------------------------	--------	---	---

RESERVE ACCOUNT.

To Investment Adj. A/c.	6,404	3	7	By Balance at 30th September, 1937	30,313	15	3
.. Revenue & Expenditure A/c.	32	3	9				
.. Balance at 30/9/38.	23,877	7	11				
	<u>£30,313</u>	<u>15</u>	<u>3</u>		<u>£30,313</u>	<u>15</u>	<u>3</u>

STATEMENT OF ASSETS AND LIABILITIES.

LIABILITIES.		ASSETS.	
Amount due to Depositors	200,460 : 11 : 1	Market Value of Investments	210,691 : 2 : 3
Reserve	23,877 : 7 : 11	Cash	13,646 : 16 : 9
	<u>£224,337 : 19 : 0</u>		<u>£224,337 : 19 : 0</u>

N.B. There is a contingent liability amounting to £4,596 : 17 : 11 in respect of a transfer from Falkland Islands Funds to bring Savings Bank Fund up to 115% of amount due to Depositors in 1937.

Colonial Treasury,
Stanley, Falkland Islands.
6th February, 1939.

W. D. A. JONES,
for Colonial Treasurer.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 1 of 1939.

I ASSENT,

H. HENNIKER HEATON,
Governor.

13th March, 1939.

An Ordinance

To make exceptional provision for the protection of the community in cases of emergency.

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:—

Enacting Clause.

1. This Ordinance may be cited as the "Emergency Powers Ordinance, 1939."

Short Title.

2. (1) If at any time it appears to the Governor that any action has been taken or is immediately threatened by any persons or body of persons of such a nature and on so extensive a scale as to be calculated gravely to disturb the public peace or by interfering with the supply and distribution of food, water, fuel, or light, or with the means of transport, to deprive the community, or any portion of the community, of the essentials of life, the Governor may, by proclamation (hereinafter referred to as a proclamation of emergency) declare that a state of emergency exists.

Issue of Proclamation of emergency.

No such proclamation shall be in force for more than one month, without prejudice to the issue of another proclamation at or before the end of that period.

(2) Where a proclamation of emergency has been made, the occasion thereof shall forthwith be reported by the Governor to the Secretary of State.

3. (1) Where a proclamation of emergency has been made and so long as the proclamation is in force, it shall be lawful for the Governor in Council, by order, to make regulations for securing the essentials of life to the community and for preserving the public peace, and those regulations may confer or impose on any Government Department, or on any officer or officers, such powers and duties as the Governor may deem necessary for the preservation of peace, for securing and regulating the supply and distribution of food, water, fuel, light, and other necessities, for maintaining the means of transport, and for any other purposes essential to the public safety

Emergency regulations.

and the life of the community, and may make such provisions incidental to the powers aforesaid as may appear to the Governor to be required for making the exercise of those powers effective :

Provided that nothing in this Ordinance shall be construed to authorise the making of any regulations imposing any form of compulsory military service or industrial conscription :

Provided also that no such regulation shall make it an offence for any person or persons to take part in a strike, or peacefully to persuade any other person or persons to take part in a strike.

(2) Any regulations so made shall not continue in force after the expiration of seven days from the date of issue unless an order is made by the Governor in Council for the continuance thereof.

(3) The regulations may provide for the trial, by courts of summary jurisdiction, of persons guilty of offences against the regulations; so, however, that the maximum penalty, save as provided in sub-section (4) of this section, which may be inflicted for any offence against such regulations shall be imprisonment with or without hard labour for a term of three months, or a fine of fifty pounds, or both such imprisonment and fine, together with the forfeiture of any goods or money in respect of which the offence has been committed.

Provided that no such regulation shall alter any existing procedure in criminal cases, or confer any right to punish by fine or imprisonment without trial.

(4) The regulations may empower a court of summary jurisdiction to issue an Order of Deportation against any person convicted of an offence against such regulations provided that such person is not a native of the Colony of the Falkland Islands or its Dependencies.

(5) Any person who is the subject of an Order of Deportation may be detained in custody until the departure of a vessel for a suitable destination overseas and then handed over to the master of such vessel who shall receive such person on board of the vessel on payment of the cost of passage and such person shall not be permitted thereafter to land in the Colony.

(6) The regulations so made shall have effect as if enacted in this Ordinance, but may be added to, altered, or revoked by Order of the Governor in Council or by regulations made in like manner and subject to like provisions as the original regulations; and regulations made under this Section shall not be deemed to be Statutory rules within the meaning of Section one of the Rules Publication Act (United Kingdom) 1893, 56 and 57 Victoria Ch. 66.

(7) The expiry or revocation of any regulations so made shall not be deemed to have affected the previous operation thereof, or the validity of any action taken thereunder, or any penalty or punishment incurred in respect of any contravention or failure to comply therewith, or any proceeding or remedy in respect of any such punishment or penalty.

Passed by the Legislative Council this 17th day of February, 1939.

A. I. FLEURET,
Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 13th day of March, 1939.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 2 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

13th March, 1939.

An Ordinance

To repeal and re-enact with modifications the provisions of the Infanticide Ordinance, 1934.

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 :—

Enacting Clause.

1. This Ordinance may be cited as the "Infanticide Ordinance, 1939."

Short Title.

2. (1) Where a woman by any wilful act or omission causes the death of her child being a child under the age of twelve months, but at the time of the act or omission the balance of her mind was disturbed by reason of her not having fully recovered from the effect of giving birth to the child or by reason of the effect of lactation consequent upon the birth of the child, then, notwithstanding that the circumstances were such that but for this Ordinance the offence would have amounted to murder, she shall be guilty of felony, to wit of infanticide, and may for such offence be dealt with and punished as if she had been guilty of the offence of manslaughter of the child.

Offence of infanticide.

(2) Where upon the trial of a woman for the murder of her child, being a child under the age of twelve months, the jury are of opinion that she by any wilful act or omission caused its death, but that at the time of the act or omission the balance of her mind was disturbed by reason of her not having fully recovered from the effect of giving birth to the child or by reason of the effect of lactation consequent upon the birth of the child, then the jury may, notwithstanding that the circumstances were such that but for the provisions of this Ordinance they might have returned a verdict of murder, return in lieu thereof a verdict of infanticide.

(3) Nothing in this Ordinance shall affect the power of the jury upon an indictment for the murder of a child to return a verdict of manslaughter, or a verdict of guilty but insane, or a verdict of concealment of birth, in pursuance of section sixty of the Act of the Imperial Parliament entitled "Offences against the Person Act, 1861," except that for the purposes of the proviso to that section a child shall be deemed to have recently been born if it had been born within twelve months before its death.

(4) The said section sixty shall apply in the case of the acquittal of a woman upon an indictment for infanticide as it applies upon the acquittal of woman upon an indictment for murder.

Repeal of Ordinance,
No. 9 of 1934.

3. The Infanticide Ordinance, 1934, is hereby repealed.

Passed by the Legislative Council this 17th day of February, 1939.

A. I. FLEURET,
Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 13th day of March, 1939.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 3 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

13th March, 1939.

An Ordinance

To amend the Seditious Offences (Penalties) Ordinance, 1938.

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 :—

Enacting Clause.

1. This Ordinance may be cited as the "Seditious Offences (Penalties) Amendment Ordinance, 1939."

Short Title.

2. Section 3 sub-section (1) of the Seditious Offences (Penalties) Ordinance, No. 12 of 1938, is hereby amended as follows :

Amendment of Section 3 of Ordinance No. 12 of 1938.

(i) By the deletion of the words "But it is not a "seditious intention" in the second part of the definition of "seditious intention" and the substitution therefor of the words "But an act, "speech or publication is not seditious by reason "only that it intends—", and

(ii) By the deletion of the Proviso.

Passed by the Legislative Council this 17th day of February, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 13th day of March, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 4 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

13th March, 1939.

An Ordinance

To prescribe the minimum age for the employment of children in any occupation.

Enacting Clause.

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:-

Short Title.

1. This Ordinance may be cited as "the Employment of Children Ordinance, 1939."

Prohibition of employment of children.

2. Any person who employs a child under the age of fourteen years in any occupation shall be guilty of an offence and shall be liable on summary conviction thereof to imprisonment with or without hard labour for any term not exceeding six months or to a fine not exceeding fifty pounds or to both such imprisonment and fine:

Provided that this section shall not apply to part time work not exceeding 2 hours daily, done by children of not less than 12 years of age, and

Provided further that any Magistrate shall be empowered to grant permission for any child under the age of 14 years to be employed if in his opinion such employment would be in the child's interests.

Passed by the Legislative Council this 17th day of February, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 13th day of March, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.



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No. 5

GOVERNMENT NOTICES.

No. 22. Colonial Secretary's Office,
Stanley, Falkland Islands.
3rd April, 1939.

His Excellency the Governor directs it to be notified, for general information, that intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that His Majesty will not be advised to exercise his power of disallowance in respect of the following Ordinances of the Legislature of the Falkland Islands :-

Ordinance No. 13 of 1938, entitled "The Appropriation (1939) Ordinance, 1938". M.P. 165/35.

Ordinance No. 16 of 1938, entitled "The Registration of United Kingdom Trade Marks Ordinance, 1938". M.P. 200/34.

Ordinance No. 18 of 1938, entitled "The Tariff (Import Duties) Amendment Ordinance, 1938." M.P. 237/38.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 23. Colonial Secretary's Office,
Stanley, Falkland Islands.
11th April, 1939.

His Excellency the Governor directs the publication of the following grant of leave to
MR J. NORRIS,

Police Constable.

Vacation Leave. 120 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction, with effect from the 9th of April, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. L/115.

No. 24. Colonial Secretary's Office,
Stanley, Falkland Islands.
25th April, 1939.

His Excellency the Governor directs the publication of the following grants of leave to officials in the service of this Government with effect from the 25th of April, 1939.

MR. A. MERCER,
Supervisor, Electrical & Telegraphs Department.
Vacation Leave. 150 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction. M.P. L/118.

MR. G. L. CHAILLEN,
General Foreman of Works, Public Works Department.

Vacation Leave. 120 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction. M.P. L/84.

MISS G. E. REIVE,
Nurse-Matron, King Edward VII. Memorial Hospital.

Vacation Leave. 120 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction. M.P. L/112.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 25. Colonial Secretary's Office,
Stanley, Falkland Islands.
25th April, 1939.

His Excellency the Governor has been pleased to appoint

MR. HOWELL ROBERT EVANS
to be Gardener, Government House, with effect from the 18th of April, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/177.

No. 26. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th April, 1939.

His Excellency the Governor has been pleased to accord provisional recognition, pending the receipt of His Majesty's Exequatur, to the appointment of

DAVID WILLIAM ROBERTS, ESQUIRE,
as honorary Norwegian Consul at Stanley.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 27/31.

Stanley Volunteer Fire Brigade.

—::O::—

Statement of Income and Expenditure.

RECEIPTS.			PAYMENTS.		
1938.			1938.		
1st January	Balance	£695 : 5 : 6	1st January to 31st December :		
31st December :			Salaries	£ 73 : 0 : 0	
Contributions from			Colonial Government		
Insurance Companies	154 : 9 : 2		Materials, Lighting etc.	91 : 8 : 10	
Bank Interest	17 : 7 : 10		Sundry payments	26 : 11 : 8	
			Balance on 31st Dec., 1938 :-		
			Bank	£651 : 8 : 9	
			Cash	24 : 13 : 3	
				676 : 2 : 0	
		£867 : 2 : 6			£867 : 2 : 6

Examined,
A. R. HOARE,
15th February, 1939.

V. A. H. BIGGS,
Secretary & Treasurer.
8th February, 1939.

Instrument under the Public Seal of the Colony of the Falkland Islands appointing MONTAGU CECIL CRAIGIE-HALKETT, ESQUIRE, Officer of the Most Excellent Order of the British Empire, to be the Deputy for the Governor of the said Colony.

[L.S.]

His Excellency SIR HERBERT HENNIKER HEATON, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies* to MONTAGU CECIL CRAIGIE-HALKETT, *Officer of the Most Excellent Order of the British Empire, Colonial Secretary of the said Colony, Greeting.*

H. HENNIKER HEATON,

Governor.

WHEREAS by certain Letters Patent passed under the Great Seal of the United Kingdom and bearing date the 19th day of September, 1914, it is provided that in the event of the Governor of the Colony of the Falkland Islands and its Dependencies having occasion at any time to be temporarily absent for a short period from the seat of Government, or to leave the Colony for the purpose of visiting any Dependency thereof, he may, by an Instrument under the Public Seal of the Colony, appoint any person to be his deputy during such temporary absence, and in that capacity to exercise, perform, and execute for and on behalf of the Governor during such temporary absence, but no longer, all such powers and authorities by the said Letters Patent or otherwise vested in the Governor as shall in and by such Instrument be specified and limited, but no others ;

AND WHEREAS, I shall have occasion to be absent from Stanley from the 24th of April to the 10th of May, 1939, for the purpose of visiting certain places on the West Falkland Island.

NOW, THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, do hereby appoint you MONTAGU CECIL CRAIGIE-HALKETT, Colonial Secretary of the said Colony, to be my deputy within the said Colony during my temporary absence from Stanley as aforesaid and in that capacity to exercise, perform and execute for me and on my behalf during such temporary absence, all such powers and authorities by the above recited Letters Patent or otherwise vested in me, but subject always to the provisions of the said Letters Patent and to such instructions as you shall receive from me from time to time for your guidance.

Given under my hand and the Public Seal of the Colony this twenty-fourth day of April, 1939.

By His Excellency's Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Order of His Excellency the Governor in Council.

The Government Employees Provident Fund Ordinance, 1938.

H. HENNIKER HEATON,
Governor.

In exercise of the powers vested in him by the Government Employees Provident Fund Ordinance, 1938, and otherwise, and with the advice of the Executive Council, His Excellency the Governor is pleased to order and it is hereby ordered that paragraph (b) of the Schedule to the aforesaid Ordinance shall be deleted and the following paragraph substituted therefor :-

“(b) Other non-pensionable Government Employees in receipt of wages “at a rate of not less than One hundred pounds per annum and paid from Votes “under “Other Charges”, who may from time to time be added to the list of “such employees by name by Order of the Governor in Council.”

“Provided that nothing herein contained shall affect the rights and “privileges enjoyed by contributors prior to the date of this Order.”

Made by the Governor in Executive Council at a meeting held on the eighteenth day of April, 1939.

A. I. FLEURET,
Clerk of the Executive Council.

M.P. 15/39.

Bye-laws to amend the Bye-laws made by the Board of Health for the Falkland Islands and Dependencies, under Sections 18 and 19 of the Public Health Ordinance, 1894, and approved by the Governor in Council.

Short Title.

1. These Bye-laws may be cited as “The Board of Health for the Falkland Islands and Dependencies Consolidated (Amendment) Bye-laws 1939”, and shall be read and construed as one with the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws 1937.

Repeal of Section 71 of Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

2. Section 71 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937, is hereby repealed and replaced by the following section :-

Cost to be borne by owner and penalty for non-compliance.

71. In any case under the preceding section 70 of these Bye-laws where the owner as aforesaid shall fail to bury the carcass within 48 hours of the receipt of a notice in writing from the Inspector, the Inspector shall cause the carcass to be buried and the owner, as aforesaid, shall pay to the Inspector on demand the cost of burial not exceeding £1 and shall be liable on conviction to a fine not exceeding £2.

3. Section 81 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws 1937, is hereby repealed and replaced by the following section :—

Penalties.

81. Any person who wilfully contravenes or evades or attempts to contravene or evade any of the provisions of these Bye-laws or who aids or abets any such contravention or evasion or attempted contravention or evasion shall be liable upon conviction by a Court of Summary Jurisdiction to a penalty not exceeding £2 and in the case of a continuing offence to a further penalty not exceeding five shillings for each day on which such offence continues after written notice of the said offence or order from the Board has been served upon him.

Repeal of Section 81 of Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

4. Section 35 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937, is hereby repealed and replaced by the following section :—

Removal of
Garbage.

35. The owner or occupier of any premises within the Town of Stanley shall sort his garbage or waste material in a manner which the Board can approve and shall place the same in a location and in a receptacle (or receptacles) which in the opinion of the Board is satisfactory.

Repeal of Section 35 of Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

5. The storage of manure or other waste material for sale or for any other purpose except for the personal use of the householder is forbidden within the Town of Stanley and where the owner or occupier stores manures for his personal use it shall be kept in a place and in a manner which the Board can approve.

Storage of manure.

Made by the Board of Health at a meeting held on the 21st of January, 1939.

B. N. BIGGS,
Clerk of the Board of Health.

Approved by the Governor in Executive Council at a meeting held on the 18th of April, 1939.

A. I. FLEURET,
Clerk of the Executive Council.

Rules made under the Falkland Islands Currency Notes Ordinance, 1930, as amended by the Falkland Islands Currency Notes (Amendment) Ordinance, 1933.

H. HENNIKER HEATON,
Governor.

In exercise of the powers vested in him by section 14 of the Falkland Islands Currency Notes Ordinance, 1930, as amended by the Falkland Islands Currency Notes (Amendment) Ordinance, 1933, and with the approval of the Secretary of State, His Excellency the Governor is pleased to make and hereby makes the following Rules :—

Short Title.

1. These Rules may be cited as the Falkland Islands Currency Notes Rules, 1939.

Definition.

2. In these Rules :—

“The Ordinance” means the Falkland Islands Currency Notes Ordinance, 1930, as amended by the Falkland Islands Currency Notes (Amendment) Ordinance, 1933.

“Commissioner” means the Commissioner of Currency.

“Colony” means the Colony of the Falkland Islands and its Dependencies.

Currency Officers.

3. The Commissioner shall be a Currency Officer for the purposes of these Rules and he may appoint such other persons to be Currency Officers as the Governor may approve.

Custody of Currency Notes.

4. All unissued currency notes, and all currency notes withdrawn from circulation by the Commissioner and selected for re-issue in accordance with Rule 17, shall be kept in a strong fireproof vault (hereinafter referred to as “the vault”) having each of its entrances secured by three different locks, the keys of which shall be held respectively by the Colonial Treasurer and such two of the Currency Officers as the Governor may from time to time appoint.

Issue of Currency Notes.

5. All currency notes on first issue shall be issued so far as possible in the order of their serial numbers.

Re-issue of Currency Notes.

6. The re-issue of currency notes selected for re-issue under Rule 17, shall be preferred to the issue of currency notes not previously issued.

Minimum sum to be exchanged for Currency Notes or Sterling.

7. The minimum sum which any person shall be entitled, under the provisions of the first proviso to Section 6 of the Ordinance, to lodge with the Crown Agents for the Colonies, or with the Commissioner, for the purpose of obtaining sterling, or currency notes, as the case may be, shall be £40.

Rate of Commission to be charged.

8. The rate of commission which the Commissioner shall be entitled to charge and levy from any person obtaining currency notes or sterling under the second proviso to Section 6 of the Ordinance, until further notice, shall be one per cent.

Forged and Counterfeit Notes.

9. The Commissioner may for the purposes of verification and enquiry impound any currency note which he has good reason to believe to be forged, counterfeited or altered.

10. (1) The denominations and size of currency notes which may be issued under the Ordinance shall be as follows :—

Denominations.

£5.

£1.

10/-

Size.

5 $\frac{3}{4}$ inches by 3 $\frac{5}{8}$ inches.

Denominations, size etc., of Currency Notes.

(2) In addition to the pictorial and decorative elements the front of the currency notes shall include :—

- (a) a conspicuous inset reproduction of the King's Head.
- (b) the denomination in figures and in words.
- (c) the words "The Government of the Falkland Islands", and the words "These notes are legal tender for the payment of any amount".
- (d) a *fac-simile* signature of the Commissioner, with the date of issue.
- (e) The Series Index and serial number at the left hand top corner and at the right hand bottom corner.

11. The Commissioner may from time to time redeem worn or damaged currency notes and issue in exchange new currency notes of an equivalent aggregate value, but not necessarily of the same denominations.

Withdrawal of damaged or worn Currency Notes.

12. The accounting and book-keeping necessary to recording in the Colony the transactions of the Note Security Fund shall be performed by or under the directions of the Treasurer to the Government of the Falkland Islands.

Accounting and Book-keeping.

13. The Commissioner shall cause books to be kept to be called the Currency Note Register, the Register of Currency Note Issues, and the Register of Cancelled and Destroyed Notes.

Books to be kept.

14. When currency notes are supplied to the Commissioner, or issued, withdrawn from circulation, re-issued, cancelled or destroyed in accordance with these Rules, an entry shall forthwith be made in the Currency Note Register and signed by at least two Currency Officers showing the date and nature of each such transaction, the denominations and total number of the notes involved and the denominations and total number of all notes supplied to the Commissioner, issued, remaining unissued, withdrawn from circulation, re-issued, cancelled, kept for destruction in accordance with the provisions of Regulation 20 (iii) or destroyed in the manner prescribed by these Rules up to and including the transaction which is then being recorded.

Currency Note Register.

15. (1) In the Register of Currency Note Issues shall be recorded consecutively the serial numbers of the currency notes issued by the Commissioner, together with the date of issue and the date on which each note is withdrawn from circulation, and re-issued, cancelled or destroyed by the Commissioner.

Register of Currency Note issues.

(2) In addition, when any currency note has been so destroyed, a line shall be drawn through the whole entry in the register relating to that note.

16. In the register of cancelled and destroyed notes there shall be recorded the serial numbers of notes cancelled or destroyed together with the date of cancellation or destruction.

Register of Cancelled and destroyed notes.

Classification of Currency Notes withdrawn from circulation.

17. When any currency notes are withdrawn from circulation by the Commissioner the notes shall forthwith be classified either for re-issue or for destruction.

Re-issue of Currency Notes.

18. All currency notes selected for re-issue under Rule 17 shall be placed in the vault and kept in the manner prescribed in Rule 4, but they shall be kept separate from the currency notes previously unissued.

Cancellation of Currency Notes.

19. When any currency note has been selected for destruction under Rule 17 it shall forthwith be cancelled in the presence of at least two Currency Officers by stamping, perforating, cutting or otherwise defacing the note in such manner as the Commissioner may approve, and any portion of such note which may have been removed shall be burnt in the presence of the same Currency Officers.

Destruction of cancelled Currency Notes.

20. (i) After cancellation, currency notes shall be arranged as far as possible consecutively, according to their series in bundles of 100 notes and their numbers recorded in the Register of cancelled and destroyed notes in accordance with the provision of Rule 16.

(ii) After the currency notes have been classified, bundled and recorded, they shall be handed to at least two Currency Officers none of whom shall have acted previously in respect of the same notes under the previous provision of this Rule. The currency notes after being checked by them shall if possible be immediately destroyed in their presence by fire, in an incinerator provided for the purpose, and the Currency Officers shall immediately after the destruction sign a certificate in a form to be approved by the Commissioner showing the total number and value of the notes destroyed under each prefix letter of a series.

(iii) If any currency notes are not destroyed by fire immediately after they are handed to and checked by the Currency Officers in accordance with the previous provisions of this Regulation, the Currency Officers shall certify the records in the Register of cancelled and destroyed notes and seal and date the bundles of currency notes which shall forthwith be placed in the vault and there kept until it is convenient to destroy them.

(iv) When the sealed bundles of cancelled currency notes are withdrawn from the vault, the notes shall be checked against the records in the Register of cancelled and destroyed notes by at least two Currency Officers who shall be the Currency Officers who had sealed the bundles if those officers are available; the notes shall then be destroyed in their presence in accordance with the provisions of paragraph (ii) hereof, and they shall sign a certificate in the Register of cancelled and destroyed notes as provided in that paragraph.

Board of Survey.

21. (1) There shall be a Board of Survey appointed by the Governor, which shall consist of at least two members neither of whom shall be a Currency Officer or an officer of the Treasury, and which shall examine the stocks of notes held by the Commissioner, whether unissued, awaiting re-issue or awaiting destruction.

(2) The Local Auditor, whether or not he is a member of the Board of Survey shall be notified of every Survey to be held and shall be entitled to be present, either in person, or by his officers, at any survey.

(3) Ordinary surveys shall be held at least quarterly, and surprise surveys shall be held by the Board of Survey when required to do so by the Governor. At least one surprise survey

shall be held in every year.

(4) At any Survey the Board of Survey may accept any sealed package of notes without counting the contents thereof, if the seals are apparently intact, and the package bears the seal of :-

- (a) The Crown Agents for the Colonies, or
- (b) the unbroken seal of previous Boards of Survey, or
- (c) in the case of bundles of cancelled currency notes; two Currency Officers.

(5) A report of each survey, containing a list of all packages of notes and showing how far the packages have been accepted or counted shall be forwarded by the Board of Survey to the Colonial Secretary for the information of the Governor, and the Colonial Secretary shall furnish copies of the report to the Auditor and the Commissioner.

(6) All books and documents in which are any account, minute or memorandum relating to the Currency Notes Security Fund, or whatever else shall tend to secure a true account of the transactions of the Commissioner, shall be at all times open to examination by the Board of Survey.

22. The Commissioner shall submit annually for the approval of the Governor estimates of expenditure during the year, and the Governor's prior sanction for any supplementary provision shall be obtained.

Annual Estimates of Expenditure.

23. Notwithstanding that currency notes of the "A" and "B" series issued under the Falkland Islands Currency Notes Order, 1899, were withdrawn from circulation on the 1st of January, 1935, and ceased to be legal tender as from that date, such notes if presented at the Treasury, Stanley, shall be encashed in legal tender of the equivalent aggregate value.

Encashment of Notes of Series "A" and "B".

24. The Falkland Islands Currency Notes Rules, 1931, and Amendments thereto, are hereby repealed.

Repeal of Falkland Islands Currency Notes Rules 1931, and Amendments.

Stanley, Falkland Islands.

6th April, 1939.

**Comparative statement of the Estimated and Actual
the Falkland Islands for the Year
REVENUE.**

RECEIPTS.	Estimated 1938.	Amount received to 31st Dec., 1938.	Receipts for same period, 1937.	More than estimated, 1938.	Less than estimated, 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Balance on 1st Jan., 1938	.....	4794 6 0	.....	.....	.....
1. Customs Duties	13950 0 0	14447 4 6	17484 14 7	497 4 6	.....
2. Port Dues	165 0 0	113 10 0	144 3 9	.....	51 10 0
3. Internal Revenue	1430 0 0	1338 19 1	1392 2 3	.....	91 0 11
4. Fees, Fines, &c.	4230 0 0	3520 12 5	6920 0 0	.....	709 7 7
5. Interest	14850 0 0	14152 15 7	13230 6 1	.....	697 4 5
6. Post Office	14400 0 0	16500 10 6	12761 6 9	2100 10 6	.....
7. Telegraphs & Telephones	2400 0 0	2847 18 6	3022 1 7	447 18 6	.....
8. Rents	1340 0 0	1127 12 0	1236 15 2	.....	212 8 0
9. Miscellaneous	5735 0 0	2580 2 7	7305 5 9	.....	3154 17 5
10. Contribution from Dependencies	7000 0 0	4989 11 3	6158 19 4	.....	2010 8 9
Total Ordinary Rev. Falklands £	65500 0 0	61618 16 5	69655 15 3	3045 13 6	6926 17 1
Land Sales Fund	4770 0 0	8934 2 8	15943 14 4	4164 2 8	.....
Reserve Fund	.....	16000 0 0	.....	16000 0 0	.....
Marine Insurance Fund	.....	193 3 0	.....	193 3 0	.....
Colonial Development Fund	.....	3200 0 0	.....	3200 0 0	.....
Total ... £	70270 0 0	89946 2 1	85599 9 7	26602 19 2	6926 17 1
Dependencies Revenue	.....	11457 4 11	Surplus of Assets 1st January, 1938.		
Research Fund	.....	9418 0 8			
"Discovery Pension Fund"	.....	.....	Land Sales Fund ... £258282 9 6 Other Surplus 50312 13 2 £308595 2 8		
Unallocated Store Account	.....	15718 10 8			
Investments Realized	.....	199746 9 6			
Farm & Building Loans	.....	1150 16 8			
Advances Repaid	.....	2527 13 7			
Deposits Received	.....	90651 5 9			
Remittances Received	.....	141488 2 5			
Investments Adjustment A/c.	.....	26737 8 11			
Total	£	588841 15 2			
Balance brought down 1st January, 1938	£	4794 6 0			
Total	£	593636 1 2			

Distribution of Cash Balance 1st January, 1938 :—

Colonial Treasury	£3105 13 0
Crown Agents	1533 1 10
South Georgia	155 11 2
	£4794 6 0.

Examined,

A. R. HOARE,

Local Auditor.

M.P. 172/31.

Revenue and Expenditure under various Heads for
ended 31st December, 1938.

EXPENDITURE.

PAYMENTS.	Estimated, 1938.			Amount paid to 31st Dec., 1938.			Payments for same period 1937.			More than estimated, 1938.			Less than estimated, 1938.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
1. Pensions	1527	0	0	1993	0	11	1567	16	8	466	0	11	.....	
2. The Governor	2805	0	0	2745	2	9	2661	10	0	.....			59	17	3
3. Colonial Secretary	2892	0	0	2677	15	10	2457	18	6	.....			214	4	2
4. Treasury & Customs	1630	0	0	1827	19	6	1545	17	8	197	19	6	.....	
5. Audit	338	0	0	132	19	6	140	4	6	.....			205	0	6
6. Post Office	3520	0	0	3394	4	8	5178	3	6	.....			125	15	4
7. Wireless & Electrical	3384	0	0	3423	16	0	3202	12	7	39	16	0	.....	
8. Harbour	780	0	0	1012	17	5	857	15	1	232	17	5	.....	
9. Legal	145	0	0	116	16	0	65	5	10	.....			28	4	0
10. Police & Prisons	1002	0	0	975	10	9	1017	10	4	.....			26	9	3
11. Medical	5739	0	0	5322	2	3	5015	18	0	.....			416	17	9
12. Education	2984	0	0	2833	17	4	2609	9	11	.....			150	2	8
13. Ecclesiastical	289	0	0	289	0	0	289	0	0	.....			.....
14. Naturalist	55	0	0	38	14	0	115	17	6	.....			16	6	0
15. Military	1288	0	0	1250	13	11	1157	8	11	.....			37	6	1
16. Agriculture	6430	0	0	6580	3	5	6003	1	11	150	3	5	.....	
17. Miscellaneous	4693	0	0	7934	0	6	24884	6	10	3241	0	6	.....	
18. Public Works Department	3550	0	0	3364	15	9	3614	8	8	.....			185	4	3
19. Public Works Recurrent	6935	0	0	12248	14	11	5864	5	7	5313	14	11	.....	
Total Ordinary Expenditure ... £	49986	0	0	58162	5	5	68248	12	0	9641	12	8	1465	7	3
20. Public Works Extraordinary	8395	0	0	10560	0	2	13040	14	6	2165	0	2	.....	
Colonial Development Fund	.....			3200	0	0	.....			3200	0	0	.....	
Appendix - Reserve Fund ...	.....			16000	0	0	.....			16000	0	0	.....	
Total Falklands	£ 58381	0	0	87922	5	7	81289	6	6	31006	12	10	1465	7	3
Surplus of Assets on the 31st Dec., 1938.															
Land Sales Fund ... ..	.....			1951	0	6	Land Sales Fund ... ..	.....		£265265	11	8			
Dependencies Payments ... ..	.....			11457	4	11	General Revenue	.....						
Research Fund ... ..	.....			48213	5	10	Balance 1/1/38. £50312	13	2						
Unallocated Store Account ... ..	.....			10490	10	10	Deduct								
Investments made ... ..	.....			105040	6	4	Deficit 31/12/38. 7103	9	2						
Advances made ... ..	.....			2723	10	2			£43209	4	0				
Deposits Repaid ... ..	.....			171681	4	3	Deduct transfer								
Remittances made ... ..	.....			110260	7	6	to Reserve Fund 16000	0	0						
General Reserve Balance A/c.	.....			11665	16	7			£27209	4	0				
Investments Adjustment A/c.	.....			26737	8	11	Deduct Deprecia-								
							tion of Invest-								
							ments 31/12/38. 11665	16	7						
Total ... £	588143	1	5				Balance 31/12/38. £15543	7	5				15543	7	5
Balance on 31st Dec., 1938	.....			5492	19	9									
Total	£ 593636	1	2										£280808	19	1

Distribution of Cash Balance 31st December, 1938 :—

Colonial Treasury	£ 3450	3	3
Crown Agents	1735	3	9
South Georgia	307	12	9
	£5492	19	9.

W. D. A. JONES,
for Colonial Treasurer.

**Comparative statement of the Estimated and Actual Revenue and Expenditure under various
Heads for the Dependencies for the Year ended 31st December, 1938.**

REVENUE.

Receipts.	Estimated 1938.	Amount received to 31st Dec., 1938.	Receipts for same period, 1937.	More than estimated 1938.	Less than estimated 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Customs Duties :					
(a) Imports	530 0 0	548 11 7	712 8 1	18 11 7	.....
(b) Exports	11800 0 0	8326 7 2	8435 13 7	.....	3473 12 10
2. Port & Tonnage Dues	140 0 0	200 0 0	270 0 0	60 0 0	.....
3. Internal Rev. Licences	1160 0 0	510 15 0	566 5 0	.....	649 5 0
4. Fees, Fines, etc.	405 0 0	528 10 6	606 8 4	123 10 6	.....
5. Rents ...	1500 0 0	502 0 0	2251 0 0	.....	998 0 0
6. Miscellaneous	10 0 0	841 0 8	100 0 0	831 0 8	.....
Total Ordinary Revenue £	15545 0 0	11457 4 11	12941 15 0	1033 2 9	5120 17 10
Research Fund		9418 0 8			
£		20875 5 7			

Surplus of Assets on 1st January, 1938.

Research Fund ... £239462 2 7
£239462 2 7.

EXPENDITURE.

Payments.	Estimated 1938	Amount paid to 31st Dec., 1938.	Payments for same period, 1937.	More than estimated 1938.	Less than estimated 1938.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Personal:-					
South Georgia	1900 0 0	1927 1 10	1766 2 11	27 1 10	.....
General	205 0 0	98 19 7	125 0 0	.....	106 0 5
2. Other Charges:-					
(a) South Georgia	627 0 0	537 1 6	713 0 5	.....	89 18 6
(b) South Shetlands	20 0 0	.....	.....	.....	20 0 0
General	11077 0 0	8894 2 0	10337 11 8	.....	2182 18 0
Total Ordinary Expenditure	13829 0 0	11457 4 11	12941 15 0	27 1 10	2398 16 11
3. Extraordinary:-					
(a) South Georgia	.....	.....	.....	.....	.....
(b) South Shetlands	.....	.....	.....	.....	.....
Miscellaneous	.....	.....	.....	.....	.....
£	13829 0 0	11457 4 11	12941 15 0	27 1 10	2398 16 11
5. Research Fund		48213 5 10			
Total Expenditure ...		£ 59670 10 9			

Surplus of Assets on 31st December, 1938.

Research Fund ... £200666 17 5.

Examined,
A. R. HOARE,
Local Auditor.

W. D. A. JONES,
for Colonial Treasurer.

A Bill

To control Telegraphy and similar methods of communication.

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. This Ordinance may be cited as the "Telegraphy Ordinance, 1939."	Short Title.

2. (1) Where it appears to the Governor that such a course is expedient in the public interest, he may, by warrant under his hand, require any person who owns or controls any telegraphic cable or wire, or any apparatus for wireless telegraphy, used for the sending or receipt of telegrams to or from any place out of the Colony, to produce to him, or to any person named in the warrant, the originals and transcripts either of all telegrams, or of telegrams of any specified class or description, or of telegrams sent from or addressed to any specified person or place, sent or received to or from any place out of the Colony by means of any such cable, wire, or apparatus, and all other papers relating to any such telegrams as aforesaid.

Governor may require production of telegrams and papers.

(2) Any person who, on being required to produce any such original or transcript or paper as aforesaid, refuses or neglects to do so shall be guilty of an offence under this Ordinance, and shall, for each offence, be liable to imprisonment with or without hard labour for a term not exceeding three months, or to a fine not exceeding fifty pounds, or to both such imprisonment and fine.

(3) In this Section, the expression "telegrams" shall have the same meaning as in the Telegraph Act, 1869, of the Imperial Parliament, and the expression "wireless telegraphy" shall have the same meaning as in Section 2 of the Wireless Telegraphy Ordinance, 1925.

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of , 1939.

Colonial Secretary.

METEOROLOGICAL OBSERVATIONS taken at Cumberland Bay, during the year 1938.

MONTH.	AIR PRESSURE.					AIR TEMPERATURES.					PSYCHROMETER.		RAINFALL.			WEATHER.			SUNSHINE.
	MEAN.	HIGHEST & LOWEST.				MEAN.	MAX. AND MIN.				VAPOUR PRESSURE.	RELATIVE HUMIDITY.	TOTAL.	GREATEST FALL.	DATE.	DAYS OF RAIN.	DAYS OF SNOW & SLEET.	DAYS OF FOG.	DAYS.
		HIGHEST.	DATE.	LOWEST.	DATE.		MAX.	DATE.	MIN.	DATE.									
January ...	742.50	753.06	18th	726.59	29th	4.80C	15.1	27th	- 1.0	11th	4.70	71.7	2.39"	1.04"	28th	5	2	6	21
February ...	740.75	750.19	20th	725.67	12th	5.00"	12.1	1st	- 0.8	15th	4.74	70.8	5.85"	1.88"	15th	18	4	7	23
March ...	747.72	765.33	17th	732.04	5th	4.60"	15.5	20th	- 1.3	27th	4.67	73.3	3.41"	1.04"	21st	11	2	7	27
April ...	747.67	767.24	6th	722.98	29th	3.40"	15.5	25th	- 3.7	19th	4.37	75.3	3.78"	0.88"	17th	8	5	8	19
May ...	747.55	762.78	6th	725.94	30th	0.60"	8.9	7th	- 6.9	31st	3.74	76.9	4.85"	1.18"	9th	4	13	2	10
June ...	745.50	765.81	30th	725.02	5th	-1.10"	8.8	7th	-10.0	20th	3.09	72.1	6.45"	2.01"	4th	4	10	4	—
July ...	745.30	768.89	22nd	725.04	14th	-1.50"	7.7	5th	- 8.8	19th	2.92	69.6	4.98"	1.57"	24th	2	8	0	5
August ...	741.66	766.64	31st	711.37	16th	-2.90"	3.0	14th	-12.7	6th	3.08	79.2	9.12"	2.28"	8th	3	10	1	14
September	747.60	766.40	2nd	719.50	22nd	-1.25"	5.3	30th	- 8.7	14th	3.27	76.8	3.57"	0.89"	20th	6	4	0	16
October ...	748.07	760.70	12th	728.20	24th	3.05"	10.0	14th	- 4.3	28th	4.01	71.0	3.76"	1.24"	1st	8	7	0	21
November	744.47	761.60	20th	721.00	5th	2.83"	13.0	4th	- 4.0	13th	4.16	73.7	1.57"	1.03"	4th	2	4	2	20
December ...	746.50	762.30	26th	730.40	4th	2.97"	12.1	16th	- 1.8	6th	4.66	80.7	3.53"	1.28"	6th	5	4	4	21
Year.	745.44					1.71 C.	35.08 F.				3.95	74.3	53.26"			76	73	41	197



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MAY 25, 1939.

No. 6.

A Bill

To legalize certain payments made in the year One thousand Nine hundred and Thirty-eight in excess of the Expenditure sanctioned by Ordinance No. 3 of 1937.

WHEREAS it is expedient to make further provision for the service of the Colony for the year 1938. Preamble.

BE IT THEREFORE ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows:- Enacting Clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1938) Ordinance, 1939. Short Title.

A Bill

To amend the Tariff Ordinance, 1900,
as amended by the Tariff (Import Duties)
Amendment Ordinances, 1929, 1931, and
1933.

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:-

Enacting Clause.

1. This Ordinance may be cited as the Tariff (Import Duties) Amendment Ordinance, 1939, and shall be read and construed as one with the Tariff Ordinance, 1900, as amended by the Tariff (Import Duties) Amendment Ordinances, 1929, 1931, and 1933.

Short Title.

2. The first paragraph of the Second Schedule to the Tariff Ordinance, 1900, is hereby amended by the deletion of the first subparagraph and the substitution therefor of the following new subparagraph:

Amendment of
Second Schedule to
Tariff Ordinance.
1900.

“Perfumed spirits and Cologne water, fortified lime
“juice not exceeding fifteen per cent proof spirit to bulk,
“lemonade, ginger ale, ginger beer, soda water, potash
“and all other mineral waters including material for man-
“ufacturing the same; provided that such material shall
“not exceed ninety-nine per cent of proof spirit content.”

3. The Tariff (Import Duties) Amendment Ordinance, 1938, is hereby repealed.

Repeal of Ordinance
No. 18 of 1938.

Passed by the Legislative Council this day of
1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of 1939.

Colonial Secretary.

A Bill

To repeal the Workmen's Compensa-
tion Ordinance, 1936, and to amend the
Workmen's Compensation Ordinance, 1937.

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:-

Enacting Clause.

1. This Ordinance may be cited as “The Workmen's Compensation (Amendment) Ordinance, 1939” and shall be read and construed as one with the Workmen's Compensation Ordinance, 1937, hereinafter referred to as the Principal Ordinance.

Short Title.

2. The Workmen's Compensation Ordinance, No. 11 of 1936, is hereby repealed.

Repeal of Ordinance.
No. 11 of 1936.



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JUNE 1, 1939.

No. 7.

GOVERNMENT NOTICES.

No. 27. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th April, 1939.

His Excellency the Governor directs it to be notified, for general information, that intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that His Majesty will not be advised to exercise his power of disallowance in respect of the following Ordinance of the Legislature of the Falkland Islands :-

Ordinance No. 13 of 1938, entitled "An Ordinance to amend the Tariff Ordinance, 1900, as amended by the Tariff (Export Duties) amendment Ordinances, 1923 and 1924."

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. D/8/35.

No. 28. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th April, 1939.

His Excellency the Governor has been pleased to appoint

MR. HOWARD RATCLIFFE,

to be Tugmaster and Government Pilot in the Harbour Department with effect from the 1st of May, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/120.

No. 29. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd May, 1939.

His Excellency the Governor directs it to be notified, for general information, that notice of the extension to the Falkland Islands of the Convention between the United Kingdom and Greece regarding Legal Precedings in Civil and Commercial matters, which was signed at London on the 27th of February, 1936, was given to the Greek Government by His Majesty's Representative at Athens on the 19th of December, 1938, and in accordance with Article 15 (b) the extension of the Convention so notified came into force on the 19th of January, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 90/38.

No. 30. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd May, 1939.

His Excellency the Governor has been pleased to make the following appointments with effect from the 25th of April, 1939 :-

MR. JOHN MERCER,

Operator, 1st Class. Stanley W/T. Station, to act as Supervisor, Electrical and Telegraphs Department, during the absence on leave of Mr. A. Mercer. M.P. P/97.

MISS MARY FRANCES GOWANS,
Nursing Sister, King Edward VII. Memorial Hospital, to act as Nurse-Matron during the absence on leave of Miss G. E. Reive. M.P. P/223.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 31. Colonial Secretary's Office,
Stanley, Falkland Islands.
3rd May, 1939.

His Excellency the Governor directs the publication of the following grants of leave to officials in the service of this Government :-

MR. W. C. RUMBOLDS,

Customs Officer, South Georgia.

Vacation Leave. 112 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction, with effect from the 23rd of April, 1939. M.P. L/26.

MR. F. O'SULLIVAN,

Assistant Customs Officer, South Georgia.

Vacation Leave. 120 days; exclusive of the time taken on the voyage to and from the United Kingdom, not exceeding twenty-eight days in either direction, with effect from the 14th of March, 1939. M.P. L/62.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 32. Colonial Secretary's Office,
Stanley, Falkland Islands.
23rd May, 1939.

His Excellency the Governor has been pleased to appoint

DAVID KELLOCK COWAN, ESQ.,
L.R.C.P. & S., L.D.S., R.C.S.,

and

DAVID WILLIAM ROBERTS, ESQ.,
to be Justices of the Peace for the Colony, with effect from the 24th of May, 1939.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 30/28.

No. 33. Colonial Secretary's Office,
Stanley, Falkland Islands.
23rd May, 1939.

His Excellency the Governor directs it to be notified, for general information, that on the occasion of His Majesty's Birthday a Ceremonial Parade will be held at 11.0 a.m. on Thursday the 8th of June, 1939, on the general lines of similar Parades which have taken place in past years.

The Parade, which will be inspected by the Governor and Commander-in-Chief and at which His Excellency will take the salute, will form up in the Government House Paddock, and will comprise the Falkland Islands Defence Force.

A salute of 21 guns will be fired from Victory Green during the Ceremony.

If weather conditions are unsuitable the Parade will be held in the Town Hall.

It is desired that all Government Officials and as many members of the public as possible should be present.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 41/37.

AGRICULTURAL NOTICE.

Agricultural Department,
Stanley, Falkland Islands.
3rd May, 1939.

CLEAN CERTIFICATE.

I do hereby certify that the sheep on Salvador Station belonging to Pitaluga Bros., an order to clean which sheep was issued on the 1st day of October, 1936, are at the date hereof not infected sheep, and that the station is released from quarantine.

D. S. A. WEIR,
Agricultural Adviser.

Regulations made by the Governor in Council under
Section 3 of the Pensions Ordinance, 1937.

H. HENNIKER HEATON,

Governor.

1. These Regulations may be cited as "The Pensions Short Title.
(Amendment) Regulations, 1939."

2. Section 9 of the Pensions Regulations, 1937, is hereby amended by the addition thereto of the following new paragraph : Amendment of Section 9 of Pensions Regulations, 1937.

"(3) For the purposes of this Regulation no
"period during which an officer was a contributor under
"the Government Employees Provident Fund Ordinance,
"1938, shall be regarded as service in an appointment
"other than a pensionable office."

3. Section 13 of the Pensions Regulations, 1937, is hereby amended by the addition thereto of the following Proviso : Amendment of Section 13 of Pensions Regulations, 1937.

"Provided that no award shall be made under
"this Regulation in respect of a period during which an
"officer was a contributor under the Government Employees Provident Fund Ordinance, 1938."

Made by the Governor in Executive Council at a meeting held on the 18th of April, 1939.

A. I. FLEURET,

Clerk of the Executive Council.

Financial Report for the year 1938.

::0::

Colonial Treasury,
Stanley, Falkland Islands.
6th May, 1939.

To The Honourable,
The Colonial Secretary,

Sir,

I have the honour to submit the following report on the financial transactions of the Colony of the Falkland Islands and its Dependencies for and in respect of the year ended 31st December, 1938.

The Falkland Islands.

2. The year's account summarised is as follows:—

Excess of Assets over Liabilities on the 1st January, 1938 ... £308,595 : 2 : 8

REVENUE.

Total Ordinary ... £61,618 ; 16 : 5

Land Sales Fund:—

Colonial Development Fund £3,200 : 0 : 0

Land Purchases &c. 5,734 : 2 : 8 8,934 : 2 : 8 70,552 : 19 : 1

£379,148 : 1 : 9

EXPENDITURE.

Ordinary Expenditure £58,162 : 5 : 5

Extraordinary „ 10,560 : 0 : 2

£68,722 : 5 : 7

GENERAL REVENUE BALANCE

Depreciation of

Investments £11,665 : 16 : 7

Transfer to Reserve 16,000 : 0 : 0

£27,665 : 16 : 7

Land Sales Fund ... 1951 : 0 : 6

98,339 : 2 : 8

Excess of Assets over Liabilities, 31st December, 1938 ... £280,808 : 19 : 1

Nett result of year's working – Decrease of Assets ... £27,786 : 3 : 7

3. It will be observed that Ordinary Revenue exceeded Ordinary Expenditure by £3,456 : 11 : 0. Total expenditure, chargeable to Revenue, however, created a nett deficit of £7,103 : 9 : 2. Details thereof are given later in this report.

4. Among the factors contributing to the decrease in Surplus Assets there may be cited:—

- (i) depreciation of the Colony's investments by a sum of £11,665 : 16 : 7.
- (ii) the conservation of Surplus Assets by the transfer from General Revenue Balance to Reserve Fund of £16,000.
- (iii) the elimination of the Unallocated Stores Account from the statement of Assets.

5. **DEPENDENCIES.** Ordinary Revenue amounted to £11,457 : 4 : 11., or a sum less by £4,087 : 15 : 1 than the Estimate, while expenditure estimated at £13,829 corresponds with the actual revenue.

6. In conformity with Ordinance 8/38, a Government Employees Provident Fund was inaugurated during the course of the year. The amount due to depositors at the 31st December, 1938, was £2,864 : 19 : 10, and is fully covered.

A detailed report in this connection has been submitted.

7. **GEORGIA MARINE INSURANCE FUND.** A new Fund established in 1938 to provide cover for the M.V. "Georgia" over a period of 15 years by means of an annual charge of £187 to Falkland Islands Expenditure, Head VIII Harbour.

The balance of the Fund at 31/12/38 was £193 : 3 : 0.

8. **GOVERNMENT SAVINGS BANK.** A copy of the report on the transactions of the Government Savings Bank for the year ending 30/9/38 is included in the financial returns forwarded with this report, together with a detailed statement of account for the period 1st January – 31st December, 1938.

The balance at the latter date was £223,184 : 2 : 7 made up as follows:—

Due to depositors –	£199,632 : 17 : 4
Reserve	23,551 : 5 : 3
	<hr/>
	£223,184 : 2 : 7

The reserve, it will be observed, represents nearly 12% of the sum due to depositors. It should be noted, however, that a contingent liability of £4,596 : 17 : 11 exists in respect of a transfer from Falkland Islands Funds in 1937.

9. **NOTE SECURITY FUND.** To conform with the Falkland Islands Currency Notes Ordinance 1930, a separate report of the transactions of the Note Security Fund has been submitted.

10. **DEPENDENCIES RESEARCH AND DEVELOPMENT FUND.** The balance of the Fund at the close of the year was £200,666 : 17 : 5 as follows:—

Balance – 1st January, 1938	...	...	...	£239,462 : 2 : 7
<u>Receipts.</u>				
Interest on Investments	£8,918 : 0 : 8			
Repayment from British Grahamland Expedition	500 : 0 : 0			
	<hr/>			9,418 : 0 : 8
				<hr/>
				£248,880 : 3 : 3
<u>Payments</u>				
Discovery Committee	41,500 : 0 : 0			
Sundry Expenses	2 : 7 : 6			
Transfer to F.Is. Dependencies Revenue	841 : 0 : 8			
Depreciation of Investments	5,869 : 17 : 8			
	<hr/>			48,213 : 5 : 10
				<hr/>
Balance at 31st December, 1938	...	...	...	£200,666 : 17 : 5

11. **FALKLAND ISLANDS RESERVE FUND.** As shown in the paragraph dealing with Investments, the Falkland Islands Reserve Fund was increased during the year to £50,000.

12. **LAND SALES FUND.** At the close of the year the balance of the Fund was £265,265 : 11 : 8. The transactions during the period of account are summarised hereunder:—

Balance – 1st January, 1938	...	...	...	£258,282 : 9 : 6
<u>Receipts.</u>				
Land Purchases	£5,734 : 2 : 8			
Refund of advances made for improvement of Grasslands &c. (See F. I. Expenditure Colonial Development Fund)	3,200 : 0 : 0			
				8,934 : 2 : 8
Total	...	...	...	£267,216 : 12 : 2
<u>Payments.</u>				
Improvement of Grassland and Stock Investigations	£1,226 : 0 : 6			
Purchase of land &c.	725 : 0 : 0			
				1,951 : 0 : 6
Balance – 31st December, 1938	...	...	...	£265,265 : 11 : 8

13. FARM & BUILDING LOANS. On the 1st January, 1938, the balance outstanding was £4,508 : 10 : 0. Repayments during the year amounted to £1,150 : 16 : 8, leaving a balance of £3,357 : 13 : 4. Interest received and credited to Revenue totalled £172 : 10 : 3.

14. INVESTMENTS. The following investments were made by the Crown Agents on behalf of the funds quoted:—

RESERVE FUND – Increased by £16,000 by transfer of a like sum from General Revenue Balance Account.

“GEORGIA” MARINE INSURANCE FUND – new item, £187 charged to Expenditure, Head VIII, was invested in securities of a face value of £187 : 14 : 1. The interest thereon amounting to £6 : 3 : 0, was also invested, so that at the close of the year securities of a nominal value of £193 : 19 : 3 costing £193 : 3 : 0 were held on behalf of the Fund.

GOVERNMENT EMPLOYEES’ PROVIDENT FUND – The sum expended in the purchases of Securities with nominal value of £2,688 : 10 : 4 was £2,594 : 2 : 2.

In accordance with Colonial Regulation 275, the Colony’s Securities were revalued at the current middle-market prices in London at the close of the year, and resulted in a total depreciation of £11,665 : 16 : 7, which was, as previously stated, charged to General Revenue Balance Account. Similarly, investments held on behalf of Funds were written down by the sum of £15,071 : 12 : 4 the sums involved being debited to the respective Funds.

The following summarises the depreciation and the Funds affected:—

Colony’s Investments:—

Land Sales Fund	£9,656 : 8 : 0	
Reserve Fund	2,005 : 7 : 10	
“Georgia” Marine Insurance Fund	4 : 0 : 9	
		£11,665 : 16 : 7

Investments held on behalf of Funds:—

Savings Bank Fund	£8,340 : 10 : 5	
Government Employees’ Provident Fund	57 : 6 : 0	
Research & Development Fund	5,869 : 17 : 8	
Note Security Fund	803 : 18 : 3	
		15,071 : 12 : 4
Total depreciation	...	£26,737 : 8 : 11

Statements showing the nominal and market values, as well as the cost prices, of all Investments are submitted with this report.

15. **UNALLOCATED STORES ACCOUNT.** The Unallocated Stores Account, which up to 1937, was included in the Assets of the Colony was closed during the year by charges to Votes under Head XIX Public Works Recurrent. Particulars thereof are set out in the detailed statement of expenditure relating to the Head quoted.

16. **COLONIAL DEVELOPMENT FUND.** In December of the year under review £3,200 was received from the Colonial Development Fund in respect of the major portion of a free grant towards the cost of:—

- (i) Improvement of the Colony's Grasslands, and
- (ii) the visit of a technical expert in connection therewith.

The Scheme, estimated to cost £5,000 excluding expenses incurred during and after the visit of the expert, was commenced in 1937, and continued throughout the first half of 1938. It was financed by the appropriation of £2,500 of Ordinary Revenue together with a transfer thereto of a like sum from the Land Sales Fund, to meet provision made under Expenditure Head XVI. Agriculture. The charges relating to the visit of the technical expert were debited direct to Land Sales Fund.

It will be recalled that the Scheme provided for the recovery of charges borne by the Land Sales Fund from the Colonial Development Fund Grant, and this was effected accordingly at the close of the year.

Detailed statements of Expenditure have been rendered.

17. Appended is an abstract of Falkland Islands and Dependencies Expenditure for the year 1938. Comparative Statements of Revenue and Expenditure have already been furnished, while the Financial Statements required by Colonial Regulations 323 and 354 are submitted herewith.

18. The following table shows the trend of the Colony's Revenue and Expenditure for the past five years.

	1934.	1935.	1936.	1937.	1938.
	£	£	£	£	£
Revenue :					
Ordinary (Recurrent)	55,275	49,633	57,944	69,656	61,619
Other Sources	47,425	180	6,561	15,943	8,934
Total ...	102,700	49,813	64,505	85,599	70,553
Expenditure :					
Ordinary (Recurrent)	37,519	44,829	41,114	68,248	58,162
Extraordinary expenditure	16,944	13,211	10,588	13,041	10,560
Reserve Fund	—	—	—	—	—
Land Sales Fund	31,903	110	1,363	4,059	1,951
Depreciation of Investments	—	1766	—	—	—
Total ...	86,366	59,916	53,065	85,348	70,673
Surplus - Revenue over Expenditure ...	16,334	—	11,440	251	—
Deficit - Expenditure over Revenue ...	—	10,103	—	—	120
Assets over Liabilities at the close of the year ...	307,007	296,904	308,344	308,595	280,809

NOTE.—The figures given for 1938 exclude Depreciation of Investments £11,666 and the transfer to the Reserve Fund of £16,000.

19. FALKLAND ISLANDS REVENUE. The Ordinary Revenue amounted to £61,618 : 16 : 5., or £3,881 : 3 : 7 less than the Estimate, as follows:—

OVER THE ESTIMATES.

Head	I. Customs Duties	£ 497 : 4 : 6
	VI. Post Office	2,100 : 10 : 6
	VII. Telegraphs & Telephones	447 : 18 : 6
		<hr/>
		£3,045 : 13 : 6

UNDER THE ESTIMATES.

Head	II. Port Dues	£ 51 : 10 : 0
	III. Internal Revenue	91 : 0 : 11
	IV. Fees, Fines &c.	709 : 7 : 7
	V. Interest	697 : 4 : 5
	VIII. Rents	212 : 8 : 0
	IX. Miscellaneous	3,154 : 17 : 5
	X. Contributions from Dependencies	2,010 : 8 : 9
		<hr/>
		6,926 : 17 : 1
		<hr/>
	Less than the Estimates	£3,881 : 3 : 7
		<hr/>

20. The following comments are submitted on the main items "Over" or "Under" the Estimates:—

I. CUSTOMS DUTIES – Over by £497 : 4 : 6. The excess is due to receipts in respect of imports of spirits, which amounted to £1,891 : 17 : 2 more than the estimate.

The items under the estimate totalled £1394 : 12 : 8 including £755 : 19 : 0, £200, and £402 : 1 : 10 for exports of wool, seal oil and tobacco respectively. The short fall on wool is attributable to a shipment in December, 1937, normally shipped in the month following. The Seal Oil industry was inoperative during the year.

VI. POST OFFICE – Over by £2,100 : 10 : 6. As a result of extraordinary sales of stamps to Philatelists. The estimate of £14,000 was exceeded by £2,232 : 12 : 10.

VII. TELEGRAPHS & TELEPHONES. Excess of £474 : 8 : 9 due to increased traffic – Wireless telegraphs. Items under the estimate reduced the excess to £447 : 18 : 6.

21. UNDER THE ESTIMATES.

IV. FEES, FINES &c. Under by £709 : 7 : 7 due to shortfall of £922 : 18 : 3 under sub-head Supreme Court.

V. INTEREST – Under by £697 : 4 : 5 due in the main to decreased receipts under I Land Sales Fund consequent upon conversion of stocks yielding less interest.

IX. MISCELLANEOUS – Under by £3,154 : 17 : 5. Due to shortfall of £3,700 under subhead 6. Savings Bank. The estimated revenue from this source was found to be unrealisable owing to a number of causes, chiefly the depreciation of Savings Bank Investments and the increased reserve required to cover deposits.

X. CONTRIBUTIONS FROM DEPENDENCIES – Under by £2,010 : 8 : 9. The Surplus of Dependencies revenue was insufficient to meet the estimated figure for 1938 of £7,000 by £2,851 : 9 : 5. The actual shortfall is reduced by the payment in 1938 of the balance due from 1937.

22. EXPENDITURE. Expenditure amounted to £68,722 : 5 : 7, or £10,341 : 5 : 7 more than the Estimate as follows:—

EXCESSES.

Pensions	466 : 0 : 11	
Treasury & Customs	197 : 19 : 6	
Electrical & Telegraphs	39 : 16 : 0	
Harbour	232 : 17 : 5	
Agriculture	150 : 3 : 5	
Miscellaneous	3,241 : 0 : 6	
Public Works Recurrent	5,313 : 14 : 11	
Public Works Extraordinary	2,165 : 0 : 2	
	<hr/>	£11,806 : 12 : 10

SAVINGS.

The Governor	59 : 17 : 3	
Colonial Secretary	214 : 4 : 2	
Audit	205 : 0 : 6	
Post Office	125 : 15 : 4	
Legal	28 : 4 : 0	
Police & Prisons	26 : 9 : 3	
Medical	416 : 17 : 9	
Education	150 : 2 : 8	
Naturalist	16 : 6 : 0	
Military	37 : 6 : 1	
Public Works Department	185 : 4 : 3	
	<hr/>	1,465 : 7 : 3
	Nett Excess	<hr/> £10,341 : 5 : 7 <hr/>

23. Apart from slightly over or under the estimates, the following explanations of the main excesses and savings are submitted:—

EXCESSES.

I. PENSIONS. — Excess £466 : 0 : 11, Due to gratuities and pensions granted to Officers retired during the year.

IV. TREASURY & CUSTOMS. — Nett excess £197 : 19 : 6. Due to refunds under "Customs drawbacks &c." of excess duty paid on declaration as against duty leviable on certified landing weights.

VII. ELECTRICAL & TELEGRAPHS. Nett excess £39 : 16 : 0. Caused by the presentation for payment in 1938 of an account for charges incurred in 1937.

VIII. HARBOUR. Nett excess £232 : 17 : 5. Due to provision of £187 under new subhead (Georgia Marine Insurance Fund), and provision for allowance of £50 per annum to coxswain of m.v. Georgia.

XVI. AGRICULTURE. Nett excess £150 : 3 : 5. Additional provision, shown in the accompanying detailed statements of expenditure, amounted to £439 : 13 : 7, including "Labour" £149; Rent of Offices £50; together with expenditure in respect of "Purchase of Dairy Utensils", "Building Materials", "Horses &c." and "Allowance to Storekeeper" totalling approximately £230. Savings from other votes under the Head reduced the excesses to the figure given above.

XVII. MISCELLANEOUS. Nett Excess £3,241 : 0 : 6. The main contributory causes to the above excess are as follows :-

<u>Sub-head.</u>		<u>Cause.</u>
Passages ...	£ 924 : 14 : 9.	New appointments.
Transport ...	103 : 0 : 8.	Additional expenses due to exchanges of offices between East and West Falklands.
Charitable Relief	225 : 3 : 2.	Increased grants of.
Repatriation ...	83 : 17 : 6.	Additional expenses consequent upon repatriation of Falkland Island family resident in the U.K.
Government Employees' Provident Fund	1,240 : 7 : 4.	Bonuses on compulsory contributions and arrears.
Note Security Fund	805 : 18 : 1.	To provide necessary legal cover for Note Issue.
<hr/> £3,383 : 1 : 6. <hr/>		

XIX. PUBLIC WORKS RECURRENT. Nett Excess £5,313 : 14 : 11. Among the contributory causes to the above excess were (i) Purchase and renewal of furniture for Government Buildings £209 : 3 : 9; (ii) the transfer to Votes of the value of the Unallocated Stores Account balance on the 1st January, 1938, and the nett expenditure in respect of stores purchased during the year, amounting in all to £5,421 : 4 : 5.

XX. PUBLIC WORKS EXTRAORDINARY. Nett Excess £2,165 : 0 : 2. Consequent upon the decision to expedite the completion of the 'Secretariat and Treasury Offices', additional provision was made in the sum of £3,524, of which £3,106 : 12 : 2 was expended on the service. Other items contributing to the nett excess on the Head were (i) Completion of the removal of Marnon House, West Falkland, £420 : 2 : 7; (ii) the renewal of Water Pump in the environs of Stanley £124 : 1 : 3; (iii) Military expenditure totalling £506 : 14 : 1; and (iv) £247 : 9 : 4 in respect of renewal of Electrical Plant, being part of the cost of plant supplied in 1937 and forming a guarantee of satisfactory performance over a period of twelve months.

Savings on other votes reduced the total excess to £2,165 : 0 : 2.

SAVINGS.

COLONIAL SECRETARY. Nett Savings of £214 : 4 : 2 were effected mainly as the result of the transfer to another Department of one clerk, grade II.

AUDIT. Nett Savings £205 : 0 : 6. Due to transfer of clerk £45 : 10 : 6, and to non-expenditure of £157 : 10 : 0 provided as part cover of expenses of visiting auditor.

POST OFFICE. Nett Savings £125 : 15 : 4. The principal saving is to be found under 'Carriage of Mails', expenditure in respect of which was less by £135 : 7 : 6 than estimated. Minor excesses on other subheads reduced the saving to the above figure.

MEDICAL. Nett savings £416 : 17 : 9. Due to the non-appointment of a Nursing Sister £152; Hospital maintenance £80; Drugs, Medicines, and Instruments £73; Nutrition £64; and the non-expenditure of £50 provided for Health Education.

EDUCATION. Nett saving of £150 : 2 : 8. Attributable to savings under Personal Emoluments - Travelling Teachers. The number of Travelling Teachers throughout the year was one less than provided for.

PUBLIC WORKS DEPARTMENT. Nett savings £185 : 4 : 3. Mainly attributable to savings under Personal Emoluments - Director of Public Works, in consequence of the retirement of the holder and the non-appointment of a successor.

Dependencies.

24. REVENUE. Estimated £15,545 - Actual £11,457 : 4 : 11. The nett shortfall of £4,087 : 15 : 1 is in the main attributable to the poor whaling season as reflected in the revenue from whale and seal oil and guano, less than the estimates by £2,954 : 11 : 8 and £519 : 1 : 2 respectively.

Additional contributory factors are to be found under Internal Revenue - Whaling Licences, and Rent - Crown Lands, with respective shortfalls of £650 and £998. In the case of the former the estimate appears to have been based on a recovery in the whaling industry which did not materialise. There were, however, rents amounting to £1,000 outstanding at the close of the year pending renewals of leases.

EXPENDITURE. Estimated £13,829 - Actual £11,457 : 4 : 11.

It will be observed that Expenditure is equivalent to the Actual Revenue, which was insufficient to meet the contribution due to the Central Administration by the sum of £2,851 : 9 : 5. Legislation to recover the amount due will be introduced in 1939.

25. Detailed statements of Revenue and Expenditure together with explanations of excesses have been furnished.

26. In conclusion it is submitted, with reference to the Colony's accounts proper, that generally, and despite the apparent deficit of £7,103 (£2,851 of which is recoverable) the results of the financial period under report may be regarded as satisfactory. Especially in view of the additional expenditure incurred in (i) the writing-off of the Unallocated Stores Account; (ii) the provision of funds to expedite the completion of the new Secretariat and Treasury Offices; and (iii) Bonuses consequent upon the inauguration of the Government Employees' Fund. It will be noted that item (i) alone more than accounts for the actual deficit.

I have the honour to be,

Sir,

Your obedient Servant,

W. D. A. JONES,

for Colonial Treasurer.

ABSTRACT OF FALKLAND ISLANDS EXPENDITURE, 1938.

HEAD.		APPROVED ESTIMATE, 1938.			EXPENDITURE FOR 1938.								
		Personal	Other Charges.	Total.	Personal			Other Charges.			Total.		
		£	£	£	£	s.	d.	£	s.	d.	£	s.	d.
I.	Pensions ...	1527	—	1527	1993	0	11	.....			1993	0	11
II.	The Governor ...	2344	461	2805	2314	9	0	430 13 9			2745	2	9
III.	Colonial Secretary ...	2570	322	2892	2349	17	0	327 18 10			2677	15	10
IV.	Treasury & Customs	1505	125	1630	1492	12	2	335 7 4			1827	19	6
V.	Audit ...	130	208	338	84	9	6	48 10 0			132	19	6
VI.	Post Office ...	600	2920	3520	603	15	4	2790 9 4			3394	4	8
VII.	Electrical & Telegraphs ...	2034	1350	3384	2016	4	4	1407 11 8			3423	16	0
VIII.	Harbour ...	560	220	780	610	0	0	402 17 5			1012	17	5
IX.	Legal ...	115	30	145	115	0	0	1 16 0			116	16	0
X.	Police & Prisons ...	922	80	1002	929	16	2	45 14 7			975	10	9
XI.	Medical ...	4041	1698	5739	3888	4	6	1433 17 9			5322	2	3
XII.	Education ...	2328	656	2984	2161	8	4	672 9 0			2833	17	4
XIII.	Ecclesiastical ...	14	275	289	14	0	0	275 0 0			289	0	0
XIV.	Naturalist ...	50	5	55	38	2	0	12 0			38	14	0
XV.	Military ...	92	1196	1288	93	13	8	1157 0 3			1250	13	11
XVI.	Agriculture ...	1440	4990	6430	1478	16	8	5101 6 9			6580	3	5
XVII.	Miscellaneous ...	—	4693	4693	.....			7934 0 6			7934	0	6
XVIII.	Public Works ...	2955	595	3550	2744	18	8	619 17 1			3364	15	9
XIX.	Public Works Recurrent ...	—	6935	6935	.....			12248 14 11			12248	14	11
Total Ordinary Expenditure...		23227	26759	49986	22928	8	3	35233 17 2			58162	5	5
XX.	Public Works Extraordinary ...	—	8395	8395	.....			10560 0 2			10560	0	2
Transfer to Reserve Fund ...		—	—	—	.....			16000 0 0			16000	0	0
Total Falklands ...		23227	35154	58381	22928	8	3	61793 17 4			84722	5	7
DEPENDENCIES.													
I.	Ordinary Expenditure ...	2105	11724	13829	2026	1	5	9431 3 6			11457	4	11
Total Dependencies ...		2105	11724	13829	2026	1	5	9431 3 6			11457	4	11

Falkland Islands Note Security Fund.

—:O:—

Colonial Treasury,
Stanley, Falkland Islands.
23rd April, 1939.

The Honourable,
The Colonial Secretary,
Stanley.

Sir,

In conformity with the provisions of the Falkland Islands Currency Notes Ordinance, 1930, I have the honour to submit my statement of transactions for the period 1st January, 1938 to 31st December, 1938.

2. The total value of the Note Currency in circulation on the 1st January, 1938, was £26,000, and this amount was decreased during the year to £24,500. The following statement shows the numbers and denominations of the notes in circulation on the 31st December, 1938 :—

£5 Notes :	Series "A"	2	
	" "B"	12	
	" "C"	1,648	
			value £ 8,310.
£1 Notes :	Series "A"	57	
	" "B"	129	
	" "C"	14,441	
			value £14,627.
10/- Notes :	Series "C"	3,096	value £ 1,548.
5/- Notes :	Series "A"	31	
	" "B"	29	
			value £ 15.
	Total value	...	<u>£24,500.</u>

3. During the year damaged notes to the value of £3,000 were withdrawn from circulation, of which sum £1,500 was replaced by new notes. Details of the notes issued are given hereunder :—

£5 Notes :	Series "C"	40	value £ 200.
£1 "	" "	1,100	" 1,100.
10/- "	" "	400	" 200.
	Total	...	<u>£1,500.</u>

4. The value of Currency Notes lodged with the Commissioner during the year by persons desiring to receive sterling in London was £5,801, whilst £250 was lodged with the Crown Agents in London for payment in the Colony. The commission received in respect of these transfers amounted to £60 : 10 : 2. A sum of £25, with commission thereon, deposited in the Colony for transfer to London was subsequently refunded as being less than the permissible minimum transfer.

5. The total dividends earned by investments amounted to £935 : 8 : 8, which sum was credited direct to Revenue.

6. On the 31st December, 1938, the sum of £803 : 18 : 3 was debited to the Fund in respect of depreciation of Investments held on behalf of the Fund at that date.

7. During the year sums totalling £805 : 18 : 1 were charged to Falkland Islands expenditure and credited to the Note Security Fund in order to bring the balance of the latter to a figure equivalent to 110% of the Note Issue.

8. Statements of Receipts and Payments and of the Investments held at the close of the year are appended.

I have the honour to be,

Sir,

Your obedient servant,

W. D. A. JONES,

for Colonial Treasurer.

Note Security Fund.

Statement of transactions 1st January to 31st December, 1938.

RECEIPTS.		PAYMENTS.	
1938.			
1st January. To Balance	£28875 : 0 : 0.	By Dividends transferred to Revenue	£ 935 : 8 : 8.
1% Commission received on transfers to London	58 : 0 : 2.	Sterling payments by Crown Agents, London	6276 : 0 : 0.
1% Commission received on transfers to Colony	2 : 10 : 0.	Sterling payment in Colony	250 : 0 : 0.
Currency lodged for payment in London	5801 : 0 : 0.	Refund of currency and commission lodged in Colony (As per contra.)	25 : 5 : 0.
Currency, with commission, refunded as per contra.	25 : 5 : 0.	Clerical assistance	6 : 6 : 0.
Currency lodged with Crown Agents for payment in Colony	250 : 0 : 0.	Telegrams	16 : 6.
Dividends received during year	935 : 8 : 8.	Decrease of Note Issue	3000 : 0 : 0.
Telegrams	16 : 6.	Note Registers	6 : 4 : 0.
Issues of New Notes (Increase)	1500 : 0 : 0.	Depreciation of Investments	803 : 18 : 3.
Transferred from Falkland Is. Funds (<i>See F. Is. Expenditure</i>)	805 : 18 : 1.	Balance	26950 : 0 : 0.
	<u>£38253 : 18 : 5.</u>		<u>£38253 : 18 : 5.</u>

Balance :-

Market value of Investments	...	£26,662 : 3 : 9.
Liquid balance	... ..	287 : 16 : 3.
Equals 110% of the Note Issue	... ..	<u>£26,950 : 0 : 0.</u>

Note Security Fund 1938.

NAME OF STOCK.		%	FACE VALUE OF STOCK.			COST OF STOCK.			MARKET VALUE OF INVESTMENTS, 31ST DECEMBER, 1937.			
			£	s.	d.	£	s.	d.	Price.	£	s.	d.
Kenya	1946/56	6	3184	19	10	3315	1	10	116½	3710	10	4
Queensland	1922/47	3	900	0	0	842	17	7	91½	823	10	0
Nigeria	1955	3	2781	2	11	1925	13	3	94½	2628	3	8
Funding Loan	1956/61	2½	2893	1	3	2547	14	2	86¾	2509	14	8
Jamaica	1956/61	3	2020	4	0	2000	0	0	92½	1868	13	9
Nigeria	1947/57	5	600	0	0	594	0	0	111½	669	0	0
"	1963	4	1842	16	7	1617	1	4	107½	1981	0	10
Kenya	1950	4½	2021	5	3	1945	6	6	109½	2213	5	8
Nigeria	1950/60	5	3000	0	0	3282	10	0	111½	3345	0	0
New Zealand	1949	5	2518	13	0	2510	7	9	98	2468	5	7
Canada	1930/50	3½	1019	8	4	1039	7	11	101	1029	12	3
Tasmania	1940/50	4	1444	4	8	1476	5	6	98	1415	7	0
Joint Colonial Fund			24225	15	10	23096	5	10		24662	3	9
			2000	0	0	2000	0	0		2000	0	0
			26225	15	10	25096	5	10		26662	3	9
Book value			...	...	...	27466	2	0				
Market value of Investments			...			26662	3	9				
Depreciation			...	...	...	£ 803	18	3				

Report on the Government Employees' Provident Fund for the year ended 31st December, 1938.

—:o:—

Colonial Treasury,
Stanley,
26th April, 1939.

The Honourable,
The Colonial Secretary,
Stanley.

Sir,

In accordance with Section 4 (6) of Ordinance No. 8 of 1938, I have the honour to submit a report on the transactions of the Government Employees' Provident Fund from its inception, in July, to the 31st December, 1938.

Appended are the following statements showing :—

- (i) Abstract of Revenue and Expenditure, Deposits and Withdrawals, Investment Adjustment Account, Investment Account, Capital Account, and Assets and Liabilities at the close of the year.
- (ii) Nominal value, cost and market value of Investments on 31st December, 1938.

It will be observed that Compulsory deposits, including arrears, amounted to £1,469 : 18 : 3 which with bonus (£1,469 : 18 : 3), voluntary deposits (£23 : 14 : 0), and accrued interest (£14 : 9 : 4) resulted in a total credit to depositors of £2,977 : 19 : 10, of which £113 : 0 : 0, representing compulsory deposit and bonus, was repaid, leaving a balance of £2,864 : 19 : 10 at the close of the year.

Expenditure by the Crown Agents in the purchase of approved securities, of a face value of £2,688 : 10 : 4, amounted to £2,594 : 2 : 2. Income from these investments totalled £23 : 6 : 3.

In conformity with Colonial Regulation 275, the Fund was charged with the sum of £57 : 6 : 0 in respect of depreciation of investments. The assets were thereby reduced to a figure less by £48 : 9 : 1 than the sum due to depositors. In the circumstances it was considered necessary to charge Falkland Islands Funds with this sum and credit the Fund accordingly. The amount involved is noted at the foot of the statement of Assets and Liabilities as a contingent liability.

Accounts for 89 depositors were opened and 1 closed during the period of account.

I have the honour to be,

Sir,

Your obedient servant,

W. D. A. JONES,

for Colonial Treasurer.

The Government Employees' Provident Fund accounts for the year ended 31st December, 1938.

Revenue and Expenditure Account.

To interest credited to Depositors' A/cs	14 : 9 : 4	By interest on Investments	23 : 6 : 3
„ Capital Account	57 : 6 : 0	„ transfer from Falkland Is. Funds	48 : 9 : 1
	<u>£ 71 : 15 : 4</u>		<u>£71 : 15 : 4</u>

Deposits and Withdrawals Account.

To Compulsory Deposits	1,469 : 18 : 3	By Withdrawal	113 : 0 : 0
„ Bonus	1,469 : 18 : 3	„ Balance credit of Depositors	2,864 : 19 : 10
„ Voluntary Deposits	23 : 14 : 0		
„ Interest	14 : 9 : 4		
	<u>£2,977 : 19 : 10</u>		<u>£2,977 : 19 : 10</u>

Investment Adjustment Account.

To depreciation of Investments	57 : 6 : 0	By transfer to Capital A/c	57 : 6 : 0
	<u>£57 : 6 : 0</u>		<u>£57 : 6 : 0</u>

Investment Account.

To sundry purchases	2,594 : 2 : 2	By depreciation	57 : 6 : 0
		„ Balance - Market Value	2,536 : 16 : 2
	<u>£2,594 : 2 : 2</u>		<u>£2,594 : 2 : 2</u>

Capital Account.

To withdrawal	113 : 0 : 0	By deposits, bonus, and interest	2,977 : 19 : 10
„ Investment Adj. Account	57 : 6 : 0	„ Revenue & Expenditure A/c.	57 : 6 : 0
„ Balance	2,864 : 19 : 10		
	<u>£3,035 : 5 : 10</u>		<u>£3,035 : 5 : 10</u>

Statement of Assets and Liabilities.

LIABILITIES.		ASSETS.	
Amount due to Depositors	2,864 : 19 : 10	Market value of Investments	2,536 : 16 : 2
		Cash in hands of Treasurer	328 : 3 : 8
	<u>£2,864 : 19 : 10</u>		<u>£2,864 : 19 : 10</u>

(Note.—There is a contingent liability of £48 : 9 : 1 in respect of an Advance made by the Government of the Falkland Islands as above).

INVESTMENTS.

Government Employees' Provident Fund Account.

NAME OF STOCK.		%	FACE VALUE OF STOCK.	COST OF STOCK.	MARKET VALUE OF INVESTMENTS.		
			£ s. d.	£ s. d.	Price.	£ s. d.	
British Guiana	1959/69	3	1,835 : 0 : 5	1,713 : 18 : 10	91½	1,679 : 0 : 11	
Sierra Leone	1958/63	3½	853 : 9 : 11	880 : 3 : 4	100½	857 : 15 : 3	
			2,688 : 10 : 4	2,594 : 2 : 2		2,536 : 16 : 2	
			Book Value	2,594 : 2 : 2			
			Market Value	2,536 : 16 : 2			
			Depreciation	£57 : 6 : 0			



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No. 8.

GOVERNMENT NOTICES.

No. 34. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th May, 1939.

His Excellency the Governor has been pleased to appoint

MR. FREDERICK GEORGE SHORT
to be Caretaker, King Edward VII. Memorial
Hospital, on probation for a period of six months,
with effect from the 1st of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/228.

No. 35. Colonial Secretary's Office,
Stanley, Falkland Islands.
31st May, 1939.

Under the provisions of Section 3 of the Seal
Fishery (Consolidation) Ordinance, 1921, His Ex-
cellency the Governor has been pleased to appoint

MR. J. J. HARRIES

to be a Seal Fishery Officer with effect from the
1st of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 139/37.

No. 36. Colonial Secretary's Office,
Stanley, Falkland Islands.
5th June, 1939.

His Excellency the Governor has been pleased to appoint

MR. DENNIS JOHN SOLLIS

to be Deck Hand in the Harbour Department, on probation for a period of six months, with effect from the 5th of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/227.

No. 37. Colonial Secretary's Office,
Stanley, Falkland Islands.
5th June, 1939.

His Excellency the Governor directs the publication of the following grant of leave to

THE HONOURABLE G. KINNEARD,
M.D., M.C.P. & S.,

Senior Medical Officer.

Vacation Leave. 140 days; exclusive of the time taken on the voyages to and from Canada, not exceeding twenty-eight days in either direction, with effect from the 4th of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. L/192.

No. 38. Colonial Secretary's Office,
Stanley, Falkland Islands.
5th June, 1939.

In pursuance of instructions conveyed through the Right Honourable the Secretary of State for the Colonies, His Excellency the Governor has been pleased to make the following appointment to the Legislative Council of the Falkland Islands:

REGINALD CAREW POLE-EVANS, ESQ.,
O.B.E., J.P.,

to be a Member for a period of five years, with effect from the 24th of May, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 41/29.

No. 39. Colonial Secretary's Office,
Stanley, Falkland Islands.
12th June, 1939.

His Excellency the Governor has been pleased to appoint

ERIC FERGUS JOHN DUNLOP, ESQ., M.B., Ch.B.,
to be Officer-in-Charge of the Medical Department during the absence on leave of the Senior Medical Officer, with effect from the 4th of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/220.

No. 40. Colonial Secretary's Office,
Stanley, Falkland Islands.
15th June, 1939.

It is hereby notified, for general information, that in pursuance of instructions received from the Right Honourable the Secretary of State for the Colonies, His Excellency the Governor has been pleased to make the following appointment to the Executive Council of the Falkland Islands:-

ALBERT RAWLINSON HOARE, ESQUIRE,
M.B.E., J.P.,

to be a Member for a period of one year, with effect from the 3rd of June, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 81/33.

No. 41. Colonial Secretary's Office,
Stanley, Falkland Islands.
15th June, 1939.

His Excellency the Governor directs the publication, for general information, of the following telegrams regarding the celebration of His Majesty the King's Birthday :-

From His Excellency the Governor to the
Prime Minister, Ottawa, Canada.

Following for His Majesty's Private Secretary begins: On the occasion of the celebration of His Majesty's Birthday I submit the loyal and heartfelt congratulations of the people of the Falkland Islands and the Dependencies. Ends.

From His Majesty King George VI. to
His Excellency the Governor.

I sincerely thank you and all in the Falkland Islands for your kind Birthday message.

It may be mentioned that the correct procedure when the King is in the United Kingdom is for the telegram from the Colony to be addressed to the Secretary of State for the Colonies through whom His Majesty's acknowledgment is sent. The honour to the Colony this year of a direct message from His Majesty will be appreciated.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 41/37.

No. 42. Colonial Secretary's Office,
Stanley, Falkland Islands.
20th June, 1939.

TOBOGANNING IN STANLEY.

It is hereby notified, for general information, that on account of the increase in motor traffic and in the interests of the safety of all users of the public thoroughfares tobogganning is prohibited until further notice on all roads and streets in the town of Stanley except Hebe Street.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

(Penalty under Section 52 (e) of the Summary Jurisdiction Ordinance, 1902.)

M.P. 119/38.

No. 43. Colonial Secretary's Office,
Stanley, Falkland Islands.
23rd June, 1939

His Excellency the Governor has been pleased to make the following appointment in the Falkland Islands Defence Force under Section 7 (1) of the Defence Force Ordinance, 1920, with effect from the 12th of June, 1939 :-

MR. CHRISTIAN ANDREASEN
to be Second Lieutenant and Quartermaster in the Mounted Infantry branch of the Force.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 1/32.

PROBATE NOTICES.

In the Supreme Court of the Falkland Islands.

Alexandre Dugas, of Sea Lion Islands, Falkland Islands, deceased.

Whereas Mrs. H. J. Ricketts, aunt of the above-named deceased, has applied for Letters of Administration to administer the Estate of the deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof.

The deceased died leaving no Will.

W. D. A. JONES,
Registrar, Supreme Court.

Stanley, Falkland Islands.

9th June, 1939.

S.C. 12/39.

In the Supreme Court of the Falkland Islands.

James Alexander Duncan, of Stanley, Falkland Islands, deceased.

Whereas Katherine Alice Christ, sister of the above-named deceased, has applied for Letters of Administration to administer the estate of the deceased in the Falkland Islands.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof.

The deceased died leaving a Will dated 12th September, 1922.

W. D. A. JONES,
Registrar, Supreme Court.

Stanley, Falkland Islands.

22nd June, 1939.

S.C. 12/39.

LEGISLATIVE COUNCIL.

Minutes of Meeting held on 31st May, 1939.

1. The Minutes of the meeting held on the 17th of February, 1939, were confirmed.
2. The Honourable the Colonial Secretary, by command, laid on the Table the following papers :
 - (i) Copies of all Regulations, Proclamations, Orders and Bye-laws made or approved by the Governor in Executive Council since the last meeting of the Legislative Council.
 - (ii) Copies of despatches received from the Secretary of State for the Colonies, intimating the non-disallowance by His Majesty of Ordinances, Nos. 13, 14, 16 and 18 of 1938.
 - (iii) Comparative Statements of Revenue and Expenditure of the Colony and the Dependencies for the period 1st January to 31st of December, 1938.
 - (iv) Estimates of the 'Discovery' Committee's expenditure for the year 1939.
 - (v) The Treasurer's Report and Financial Statements for the year ended the 31st of December, 1938.

3. The Honourable the Colonial Secretary moved and the Honourable the Senior Medical Officer seconded, the adoption of the following Resolution :

"WHEREAS additional provision is required for the service of the Colony and its Dependencies for the year ended the 31st of December, 1938.

"Be it resolved -

"This Council hereby sanctions the expenditure from public funds of
"the sum of EIGHT THOUSAND NINE HUNDRED AND SEVENTY-
"TWO POUNDS EIGHTEEN SHILLINGS AND FOUR PENCE
" (£8,972 : 18 : 4) to meet the several charges itemized in the accompanying
"schedule."

The Resolution was adopted.

4. On the motion of the Honourable the Colonial Secretary seconded by the Honourable the Senior Medical Officer, the Bill "To legalize certain payments in the year "One thousand Nine hundred and Thirty-eight in excess of the Expenditure sanctioned by "Ordinance, No. 3 of 1937," was read a *first* time.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clause 1 was agreed to.

On motion made consideration of Clause 2 was postponed until after consideration of the Schedule.

The Schedule was agreed to.

Clause 2 was recommitted and agreed to.

The Enacting Clause, Preamble and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

5. The Honourable the Colonial Secretary moved the first reading of the Bill "To Control Telegraphy and similar methods of communication."

The Honourable the Senior Medical Officer seconded.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1 and 2 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

6. On the motion of the Honourable the Colonial Secretary, seconded by the Honourable A. R. Hoare, the Bill "To amend the Savings Bank Ordinance, 1936", was read a *first* time.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1, 2, 3 and 4 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

7. With reference to Secretary of State's despatch, No. 30 of the 14th of April, 1939, the Honourable the Colonial Secretary moved and the Honourable V. A. H. Biggs seconded the *first* reading of the Bill "To repeal the Workmen's Compensation Ordinance, 1936, and to amend the Workmen's Compensation Ordinance, 1937".

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1, 2, 3, 4 and 5 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

8. With reference to Secretary of State's despatch, No. 12 of the 20th of February, 1939, the Honourable the Colonial Secretary moved the *first* reading of the Bill "To amend the Tariff Ordinance, 1900, as amended by the Tariff (Import Duties) Amendment Ordinances, 1929, 1931 and 1933".

The Honourable N. Keith Cameron seconded.

On further motion made and seconded the Standing Orders were suspended and the Bill was read a *second* time and committed.

Clauses 1, 2 and 3 were agreed to.

The Enacting Clause and Title were agreed to.

The Council resumed.

The Bill was then read a *third* time and passed.

The Council adjourned *sine die*.

**Comparative statement of the Estimated and Actual
the Falkland Islands for the Quarter
REVENUE.**

RECEIPTS.	½ Estimated 1939.	Amount received to 31st March, 1939.	Receipts for same period, 1938.	More than ½ estimated, 1939.	Less than ½ estimated, 1939.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
Balance on 1st Jan., 1939	.....	5492 19 9	.....	.....	.....
1. Customs Duties ...	3562 10 0	7667 11 10	7496 16 2	4105 1 10	.....
2. Port Dues ...	41 5 0	16 4 0	36 2 0	.....	25 1 0
3. Internal Revenue ...	411 5 0	405 15 9	378 7 6	.....	5 9 3
4. Fees, Fines, &c. ...	766 5 0	685 9 1	694 9 6	.....	80 15 11
5. Interest ...	3637 10 0	3776 8 2	3686 13 4	138 18 2	.....
6. Post Office ...	675 0 0	492 12 4	13535 0 10	.....	182 7 8
7. Telegraphs & Telephones ...	640 10 0	486 19 8	459 10 8	.....	153 10 4
8. Rents ...	315 0 0	185 13 11	213 1 2	.....	129 6 1
9. Miscellaneous ...	2240 0 0	370 9 7	583 9 6	.....	1869 10 5
10. Contribution from Dependencies ...	1500 0 0	.....	.....	.....	1500 0 0
Total Ordinary Rev. Falklands £	13789 5 0	14087 4 4	27083 10 8	4244 0 0	3946 0 8
Land Sales Fund ...	944 15 0	5327 1 11	2810 0 7	4382 6 11	.....
Reserve Fund ...	.....	.....	.....	.....	.....
Marine Insurance Fund ...	.....	.....	.....	.....	.....
Colonial Development Fund ...	.....	.....	.....	.....	.....
Total ... £	14734 0 0	19414 6 3	29893 11 3	8626 6 11	3946 0 8
Dependencies Revenue ...	...	3501 0 1	<p style="text-align: center;">Surplus of Assets 1st January, 1939.</p> <hr/> <div> Land Sales Fund ... £265265 11 8 General Revenue balance a/c 15543 7 5 <hr/> £280808 19 1 </div>		
Research Fund ...	...	2737 19 3			
Investments Realized ...	...	37100 0 0			
Farm & Building Loans ...	...	271 16 8			
Advances Repaid ...	...	475 0 10			
Deposits Received ...	...	21970 7 2			
Remittances Received ...	...	17030 18 10			
Total ...	£	102501 9 1			
Balance brought down 1st January, 1939 ...	£	5492 19 9			
Total ...	£	107994 8 10			

Distribution of Cash Balance 1st January, 1939 :—

Colonial Treasury ...	£3450 3 3
Crown Agents ...	1735 3 9
South Georgia ...	307 12 9
	<hr/> £5492 19 9.

Examined,

A. R. HOARE,

Local Auditor.

M.P. 172/31.

Revenue and Expenditure under various Heads for
ended 31st March, 1939.

EXPENDITURE.

PAYMENTS.	Estimated, 1939.			Amount paid to 31st March, 1939.			Payments for same period 1938.			More than estimated, 1939.			Less than estimated, 1939.								
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.						
1. Pensions	517	10	0	611	13	4	377	6	4	94	3	4	.....							
2. The Governor	674	15	0	699	9	10	638	8	5	24	14	10	.....							
3. Colonial Secretary	691	5	0	606	0	10	568	5	7	.....			85	4	2					
4. Treasury & Customs	375	0	0	272	0	6	441	7	11	.....			102	19	6					
5. Audit	64	10	0	65	0	0	86	12	6	10	0		.....							
6. Post Office	863	10	0	823	18	11	811	7	8	.....			39	11	1					
7. Wireless & Electrical	875	15	0	783	0	11	737	1	4	.....			92	14	1					
8. Harbour	275	10	0	186	15	1	192	13	3	.....			88	14	11					
9. Legal	46	5	0	107	19	0	25	0	0	61	14	0	.....							
10. Police & Prisons	253	15	0	235	6	8	230	15	0	.....			18	8	4					
11. Medical	1641	0	0	1638	0	0	1115	4	0	.....			3	0	0					
12. Education	783	0	0	717	15	6	586	17	7	.....			65	4	6					
13. Ecclesiastical	72	5	0	10	0	0	13	10	0	.....			62	5	0					
14. Naturalist	32	10	0	.....			12	16	0	.....			32	10	0				
15. Military	460	15	0	707	19	9	509	8	1	247	4	9	.....							
16. Agriculture	1667	0	0	2298	6	8	1187	19	9	631	6	8	.....							
17. Miscellaneous	1388	15	0	1954	19	8	889	17	9	566	4	8	.....							
18. Public Works Department	843	15	0	784	8	0	820	6	11	.....			59	7	0					
19. Public Works Recurrent	1737	10	0	1862	12	0	1483	9	4	125	2	0	.....							
Total Ordinary Expenditure ... £	13264	5	0	14365	6	8	10728	7	5	1751	0	3	649	18	7						
20. Public Works Extraordinary	515	15	0	644	3	3	3078	7	5	128	8	3	.....							
Total Falklands	£ 13780	0	0	15009	9	11	13806	14	10	1879	8	6	649	18	7						
Land Sales Fund				231	8	9	Surplus of Assets on the 31st March, 1939.														
Dependencies Payments				1851	0	4															
Research Fund				7500	8	11	Land Sales Fund £270361 4 10														
Investments made				14553	14	6															
Advances made				403	5	9	General Revenue Balance 1/1/39. £15543 7 5														
Deposits Repaid				16467	9	7															
Remittances made				45213	1	5	Add Surplus 31/3/39. 727 14 2														
Total ... £				101229	19	2															
Balance on 31st March, 1938 ...				6764	9	8															
Total				£107994	8	10															
Distribution of Cash Balance 31st March, 1939 :—																					
Colonial Treasury							£ 4928	18	1												
Crown Agents							1680	14	6												
South Georgia							154	17	1												
							£6764 9 8.														

W. D. A. JONES,
for Colonial Treasurer.

**Comparative statement of the Estimated and Actual Revenue and Expenditure under various
Heads for the Dependencies for the Quarter ended 31st March, 1939.**

REVENUE.

Receipts.	‡ Estimated 1939.	Amount received to 31st March, 1939.	Receipts for same period, 1938.	‡ More than estimated 1939.	‡ Less than estimated 1939.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Customs Duties :					
(a) Imports	132 10 0	15 10 9	6 11 0	.....	116 19 3
(b) Exports	2950 0 0	2964 12 0	330 8 0	14 12 0	.....
2. Port & Tonnage Dues	50 0 0	150 0 0	120 0 0	100 0 0	.....
3. Internal Rev. Licences	290 0 0	156 15 0	157 5 0	.....	133 5 0
4. Fees, Fines, etc.	113 15 0	214 2 4	208 7 4	100 7 4	.....
5. Rents ...	375 0 0	.....	1 0 0	.....	375 0 0
6. Miscellaneous	2 10 0	.....	.....	.....	2 10 0
Total Ordinary Revenue £	3913 15 0	3501 0 1	823 11 4	214 19 4	627 14 3
Research Fund		2737 19 3			
£		6238 19 4			

Surplus of Assets on 1st January, 1939.

Research Fund ... £200666 17 5
£200666 17 5.

EXPENDITURE.

Payments.	‡ Estimated 1939.	Amount paid to 31st March, 1939.	Payments for same period, 1938.	‡ More than estimated 1939.	‡ Less than estimated 1939.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Personal:-					
South Georgia	491 0 0	472 10 0	487 10 0	.....	18 10 0
General	51 5 0	.....	31 5 0	.....	51 5 0
2. Other Charges:-					
(a) South Georgia	177 10 0	385 4 10	213 15 3	207 14 10	.....
(b) South Shetlands	5 0 0	.....	.....	.....	5 0 0
General	2531 5 0	993 5 6	863 18 5	.....	1537 19 6
Total Ordinary Expenditure	3256 0 0	1851 0 4	1596 8 8	207 14 10	1612 14 6
3. Extraordinary:-					
(a) South Georgia	.....	.....	.....	.....	.....
(b) South Shetlands	.....	.....	.....	.....	.....
Miscellaneous	.....	.....	.....	.....	.....
£	3256 0 0	1851 0 4	1596 8 8	207 14 10	1612 14 6
5. Research Fund		7500 8 11			
Total Expenditure ...	£	9351 9 3			

Surplus of Assets on 31st March, 1939.

Research Fund ... £195904 7 9.
General Account ... £ 1649 19 9.
£197554 7 6.

Examined,
A. R. HOARE,
Local Auditor.

W. D. A. JONES,
for Colonial Treasurer.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 5 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

17th June, 1939.

An Ordinance

To legalize certain payments made in the year One thousand Nine hundred and Thirty-eight in excess of the Expenditure sanctioned by Ordinance No. 3 of 1937.

WHEREAS it is expedient to make further provision for the service of the Colony for the year 1938.

Preamble.

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

Enacting Clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1938) Ordinance, 1939.

Short Title.

2. The sums of money set forth in the Schedule hereto having been expended for the services therein mentioned beyond the amounts granted for those services by the Ordinance providing for the service of the year One thousand Nine hundred and Thirty-eight, the same are hereby declared to have been duly laid out and expended for the Service of the Colony in that year, and are hereby approved, allowed and granted in addition to the sums mentioned for those services in the said Ordinance.

Appropriation of excess of expenditure for the year 1938.

Passed by the Legislative Council this 31st day of May, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 17th day of June, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Schedule.

SCHEDULE.

Number.	Head of Service.	Amount.		
		£	s.	d.
FALKLAND ISLANDS.				
I.	Pensions	466	0	11
IV.	Treasury & Customs	197	19	6
VII.	Electrical & Telegraphs	39	16	0
VIII.	Harbour	232	17	5
XVI.	Agriculture	150	3	5
XVII.	Miscellaneous	3241	0	6
XIX.	Public Works Recurrent	5313	14	11
Total Ordinary Expenditure		£ 9641	12	8
XX.	Public Works Extraordinary	2165	0	2
APPENDIX IV.	Reserve Fund	16000	0	0
APPENDIX V.	Colonial Development Fund	3200	0	0
Total ...		£ 31006	12	10

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 6 of 1939.

I ASSENT,
H. HENNIKER HEATON,
Governor.

17th June, 1939.

An Ordinance

To amend the Tariff Ordinance, 1900,
as amended by the Tariff (Import Duties)
Amendment Ordinances, 1929, 1931, and
1933.

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:—

Enacting Clause.

1. This Ordinance may be cited as the Tariff (Import Duties)
Amendment Ordinance, 1939, and shall be read and construed as one
with the Tariff Ordinance, 1900, as amended by the Tariff (Import
Duties) Amendment Ordinances, 1929, 1931, and 1933.

Short Title.

2. The first paragraph of the Second Schedule to the Tariff
Ordinance, 1900, is hereby amended by the deletion of the first sub-
paragraph and the substitution therefor of the following new sub-
paragraph:

Amendment of
Second Schedule to
Tariff Ordinance.
1900.

“Perfumed spirits and Cologne water, fortified lime
“juice not exceeding fifteen per cent proof spirit to bulk,
“lemonade, ginger ale, ginger beer, soda water, potash
“and all other mineral waters including material for man-
“ufacturing the same; provided that such material shall
“not exceed ninety-nine per cent of proof spirit content.”

3. The Tariff (Import Duties) Amendment Ordinance, 1938,
is hereby repealed.

Repeal of Ordinance
No. 18 of 1938.

Passed by the Legislative Council this 31st day of
May, 1939.

A. I. FLEURET,
Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this 17th day of June, 1939.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 7 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

17th June, 1939.

An Ordinance

To repeal the Workmen's Compensation Ordinance, 1936, and to amend the Workmen's Compensation Ordinance, 1937.

Enacting Clause.

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:-

Short Title.

1. This Ordinance may be cited as "The Workmen's Compensation (Amendment) Ordinance, 1939" and shall be read and construed as one with the Workmen's Compensation Ordinance, 1937, hereinafter referred to as the Principal Ordinance.

Repeal of Ordinance, No. 11 of 1936.

2. The Workmen's Compensation Ordinance, No. 11 of 1936, is hereby repealed.

Amendment of subsection (1) of Section 2 of Principal Ordinance.

3. (1) The definition of "Employer" contained in subsection (1) of Section 2 of the Principal Ordinance shall be amended by substituting for the words "from the owner thereof" the words "by that person", and for the words "the owner of the vehicle" the words "the person from whom the use of the vehicle is so obtained".

(2) The definition of "workman" contained in subsection (1) of Section 2 of the Principal Ordinance shall be amended by substituting for the words "from the owner thereof" the words "by that person": and the Proviso to the said definition shall be amended by substituting for the words "two hundred" in paragraph (a) the words "three hundred and fifty", and by deleting paragraphs (f) and (g) of the said Proviso.

Amendment of Proviso to subsection (1) of Section 3 of Principal Ordinance.

4. Paragraph (a) of the Proviso to subsection (1) of Section 3 of the Principal Ordinance shall be amended by substituting for the word "ten" the word "three".

5. Subsection (1) of Section 4 of the Principal Ordinance shall be amended as follows :

Amendment of subsection (1) of Section 4 of Principal Ordinance.

(1) in paragraph (a) (i) by substituting for the words "two hundred and fifty" the words "six hundred".

(2) in paragraph (a) by substituting for the paragraph beginning with the words "In addition to any sum payable" the following new paragraph :

"(iii) the workman leaves no dependants, the reasonable expenses of the burial of the deceased workman and the reasonable expenses of the medical attendance on the deceased workman, not exceeding in all the sum of fifteen pounds."

(3) in paragraph (b) (i) and (ii) by substituting for the words "three hundred and fifty" the words "seven hundred and fifty".

(4) in paragraph (d) (ii) by deleting the words "or, after he has attained the age of seventeen years, to one-half".

(5) by adding at the end of subsection (1) the following further proviso:

"Provided further that if the disablement lasts less than four weeks, no compensation shall be payable in respect of the first three days."

Passed by the Legislative Council this 31st day of May, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 17th day of June, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 8 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

17th June, 1939.

An Ordinance

To control Telegraphy and similar methods of communication.

Enacting Clause.

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 :—

Short Title.

1. This Ordinance may be cited as the "Telegraphy Ordinance, 1939."

Governor may require production of telegrams and papers.

2. (1) Where it appears to the Governor that such a course is expedient in the public interest, he may, by warrant under his hand, require any person who owns or controls any telegraphic cable or wire, or any apparatus for wireless telegraphy, used for the sending or receipt of telegrams to or from any place out of the Colony, to produce to him, or to any person named in the warrant, the originals and transcripts either of all telegrams, or of telegrams of any specified class or description, or of telegrams sent from or addressed to any specified person or place, sent or received to or from any place out of the Colony by means of any such cable, wire, or apparatus, and all other papers relating to any such telegrams as aforesaid.

(2) Any person who, on being required to produce any such original or transcript or paper as aforesaid, refuses or neglects to do so shall be guilty of an offence under this Ordinance, and shall, for each offence, be liable to imprisonment with or without hard labour for a term not exceeding three months, or to a fine not exceeding fifty pounds, or to both such imprisonment and fine.

(3) In this Section, the expression "telegrams" shall have the same meaning as in the Telegraph Act, 1869, of the Imperial Parliament, and the expression "wireless telegraphy" shall have the same meaning as in Section 2 of the Wireless Telegraphy Ordinance, 1925.

Passed by the Legislative Council this 31st day of May, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 17th day of June, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FAULKLAND ISLANDS.

Ordinance No. 9 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

17th June, 1939.

An Ordinance

To amend the Savings Bank Ordinance. 1936.

Enacting Clause.

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:—

Short Title.

1. This Ordinance may be cited as the "Savings Bank (Amendment) Ordinance, 1939", and shall be read and construed as one with the Savings Bank Ordinance, 1936, hereinafter referred to as the Principal Ordinance.

**Amendment of
Principal Ordinance.**

2. The Principal Ordinance shall have effect as if for the words "thirtieth day of September" wherever those words occur there were substituted the words "thirty-first day of December".

**Amendment of Sec-
tion 13 of Principal
Ordinance.**

3. Sub-section (2) of Section 13 of the Principal Ordinance shall have effect as if for the words "fifteen per centum" there were substituted the words "ten per centum".

**Repeal of Sub-section
(3) of Section 13 of
Principal Ordinance.**

4. Sub-section (3) of Section 13 of the Principal Ordinance is hereby repealed.

Passed by the Legislative Council this 31st day of May, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 17th day of June, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

A Bill

To regulate the slaughtering of Stock
and to provide for the inspection of Slaugh-
terhouses.

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:—

Enacting Clause.

1. This Ordinance may be cited as "The Falkland Islands Slaughtering and Inspection Ordinance, 1939."

Short Title.

2. In this Ordinance, if not inconsistent with the context, —

Interpretation.

"Slaughterhouse" means any place with its buildings and appurtenances used for the purposes of slaughtering stock for local consumption.

"Slaughtering place" means Slaughterhouse.

"Meatshop" means any premises where meat is stored or exposed for sale.

"Brand" means any brand mark or stamp; and includes any tag or label bearing any brand mark or stamp.

"Carcass of stock" includes the whole or any part of the flesh, wool, skin, hide, bones, hair, horns, hoofs, and offal of the stock.

"Conveyance" includes every description of cart, wagon, truck, or other vehicle.

"Disease" means any disease and includes, Tuberculosis, Malignant tumours or new growths if generalised or extensive, Mammitis acute septic, Pericarditis septic, Pneumonia septic or gangrenous, Rickets, Pyaemia, Sarcocysts if generalised in the musculature, Septicaemia, Swine fever, Tetanus, Bruising — general extensive and

severe with or without gangrene, Decomposition, Dropsy or Oedema general, Emaciation, Fever, Odour, sexual, urinous, Icterus (severe,) Advanced pregnancy, Recent parturition, Cysticercus Cellulosae, Cysticercus Bovis, Cysticercus Ovis, Echinococcus cysts (generalised), Melanosis, Mange, Caseous Lymph Adenitis, and any other such defect or inferiority in the condition of any stock or meat as in the opinion of the Inspector renders it unfit for human consumption.

"Diseased" means infected or affected by disease.

"Inspector" means any Inspector appointed by the Governor under Section 10 of this Ordinance.

"Meat" means the flesh of any slaughtered stock, whether the same is in its natural state or has been subjected to any freezing, chilling, salting or other preservative process

"Prescribed" means prescribed by this Ordinance or by regulations thereunder.

"Ship" includes every vessel used for navigation.

"Stock" means cattle, sheep, swine or goats of either sex or any age; and includes such other animals as the Governor-in-Council from time to time, declares to be stock for the purpose of this Ordinance.

"This Ordinance" includes all regulations made thereunder by the Governor-in-Council.

Persons slaughtering for family use, and *bona fide* farmers exempted.

3. Subject to the provisions of the next succeeding section, nothing in this Ordinance shall operate or be construed to render it unlawful

(a) For any person to slaughter stock on land or premises in his own occupation for consumption by persons resident thereon, or employed by him, and not for barter or sale; nor

(b) For any *bona fide* farmer whose ordinary farming operations include the raising of stock, to slaughter stock on his farm in the ordinary course of his business.

Provisions to which such exemptions subject.

4. The rights conferred by the last preceding section shall be subject to the provisions following, that is to say :—

(a) It shall not be lawful knowingly to slaughter or allow to be used for human consumption, or knowingly to slaughter for barter or sale, any stock which is diseased.

(b) Whenever on the slaughter of any stock such stock is found to be diseased, the provisions of section 2, hereof shall, *mutatis mutandis*, apply.

(c) The rights conferred on any person by paragraph (a) of the last preceding section shall not be exercisable if he fails or neglects to keep a faithful record of all stock slaughtered under that paragraph, and to at all times have such record open to inspection by any inspector.

(d) With respect to every description of stock, the rights conferred by paragraph (b) of the last preceding section shall not be exercisable in any of the following cases, that is to say :—

(1) If the farm is situate inside a town or within three miles of the nearest boundary thereof computed by the nearest accessible road; or

(2) If the meat of any of the stock slaughtered

under that paragraph is bartered or sold anywhere to a butcher, or anywhere inside a town or within three miles of the nearest boundary thereof computed as aforesaid, to any person; or

(3) If the farmer fails or neglects to keep a faithful record of all stock as slaughtered and of the persons to whom they are bartered or sold, or to at all times have such record open to inspection by any inspector.

Slaughterhouses.

5. It shall not be lawful in any town to slaughter any stock for human consumption or to dress any carcass for sale, except in a registered slaughter-house.

Stock to be slaughtered in slaughter-houses.

6. Any person who desires to obtain a licence in respect of a slaughter-house in the town of Stanley shall make application therefor to the Board of Health and with respect to every such application the following provisions shall apply :-

Application for licence for slaughter-house.

The application will be in the prescribed form and shall be accompanied by full plans and description of the slaughter-house.

7. The Board of Health may grant and issue the Licence if after due inquiry it is satisfied on the following points, that is to say;

Conditions subject to which Licence is granted.

(a) That the applicant is of good character.

(b) That the requirements of this Ordinance have been duly complied with, and also

(c) That the situation of the slaughter-house is not objectionable and that its construction, equipment, and accommodation are in all respects sufficient.

8. With respect to every such licence the following provisions shall apply :-

Provisions as to licences.

(a) It shall be in the prescribed form, and shall, unless sooner cancelled, continue in force until the thirty-first day of December next succeeding the date of issue, but may in the prescribed manner be thereafter renewed from year to year.

(b) The licence whilst in force shall authorise the licensee, or any person with the licensee's written consent to slaughter in the slaughter-house specified therein stock for human consumption.

(c) The Licence may be transferred in such manner and subject to such conditions as may be prescribed.

(d) A fee of ten shillings shall be charged for each licence issued by the Board under this Ordinance.

9. When issuing such licence the Board of Health shall register the slaughter-house to which the licence relates and such registration shall continue in force during the currency of the licence, to which it relates, but no longer.

Registration of Slaughter-houses.

Inspection.

10. The Governor may from time to time, in such manner and on such terms and conditions as he thinks fit, appoint fit persons to be inspectors and other officers for the purpose of this Ordinance, and may define their duties, functions, and powers.

Appointment of inspectors and officers.

11. Any officer under this Ordinance may at any time and

Powers of Officers.

from time to time enter into or upon any place being a slaughtering place, meat shop, or other land, building, yard or premises or into, or upon any ship or conveyance where any stock or carcass may be or is supposed to be, or which is used or intended to be used for the collecting or slaughtering of stock or the carriage of stock or meat, and there do whatever he deems necessary for all or any of the purposes following, that is to say :—

(a) To inspect such place, ship, conveyance, stock or carcass;

(b) To make search for any stock or carcass supposed to be stolen or diseased, and to prevent the slaughter of any such stock or the removal except by himself or under his authority of any such stock or carcass;

(c) To prevent cruelty to any stock whether such cruelty is caused by overcrowding, insufficient shelter, insanitary conditions, want of food or drink, or otherwise howsoever;

(d) To prevent any such place, ship, or conveyance which in his opinion is in any way insanitary, defective, or unsuitable being used for the collecting, slaughtering, carriage or sale of stock or meat in the Falkland Islands.

Power to examine books, remove stock, etc.

12. For the purposes of the last preceding section the officer entering any such place as aforesaid—

(a) May examine all books and other records relating to stock or carcasses received or slaughtered in such place, or delivered or removed therefrom; and also,

(b) May at the expense in all things of the owner or other person appearing to be in charge of any stock or carcass,—

(1) Remove to any convenient place of safety any stock or carcass, supposed to be stolen or diseased, or any stock appearing to be subjected to cruelty; and also,

(2) Supply with food, drink, or shelter any stock appearing to be in need thereof; and also,

(c) May examine, touching any stock or carcass, any persons found in such place, ship, or conveyance or appearing to be employed therein or to have charge thereof or of any stock or carcass therein; and also,

(d) May require any such person as aforesaid to assist in carrying out the provisions of this section, in which case it shall be the duty of every such person to comply forthwith with such requisition.

Record of stock slaughtered to be kept in slaughter book.

13. (1) In and for every slaughtering place there shall at all times be kept a book called a slaughter-book, wherein shall be truly and faithfully entered from day to day the following particulars respecting all stock slaughtered each day in such place, that is to say:—

(a) The number, species, and sex of such stock; and also,

(b) The name, occupation and address of the owner of such stock or if the licensee is the owner, then of the person from whom and the date on which he took delivery of the same; and also,

(c) In the case of a slaughterhouse, the colour of each head of cattle and the brand or earmark of each head of cattle or sheep; and also,

(d) Such other particulars as may be prescribed.

(2) The slaughter-book shall at all times be open to inspection by any inspector or other officer under this Ordinance, or any constable, without fee.

14. Where on the slaughter of any stock it is found that such stock is diseased it shall be the duty of the person in charge of the slaughtering place where such stock is slaughtered to cause the carcass to be burnt or buried forthwith.

Mode of dealing with diseased stock on slaughter.

General Provisions.

15. Every slaughter-place, conveyance or other place where stock are confined or being carried, or any meat shop, shall at all times, to the satisfaction of the inspector be kept efficiently lighted, ventilated, cleansed, drained, and provided with a sufficient water supply, and no offal, filth or refuse shall be allowed to remain therein.

Provisions for cleanliness.

16. It shall not be lawful for any person

- (a) To destroy the skin of any stock or carcass; or,
- (b) To cut off, remove, or destroy any ear on such skin; or,
- (c) To cut out, burn, or otherwise destroy or deface any brand upon any such skin; or,
- (d) To be in possession of any such skin from or upon which the ear or brand has been cut, removed, burnt, or otherwise destroyed or defaced; or,
- (e) To knowingly purchase a raw hide or skin from which any brand has been cut or burnt out or destroyed or otherwise defaced, — unless in every instance he is able to give a satisfactory account thereof whenever called upon so to do by any inspector, justice, or court.

Skins, and brands thereon, not to be destroyed.

17. Any inspector or justice may at any time inspect the skins of any stock that have been or appear from the slaughter-book to have been, slaughtered in any slaughtering place, and the manager or licensee shall if so requested, furnish to such inspector or justice a full or satisfactory account showing from whom such skins were received, and to whom and in what manner they have been sold or disposed of.

Inspection of skins of slaughtered stock.

18. It shall not be lawful for any person owning or having charge of swine to

- (a) Feed them or allow them to be fed on any part of the diseased carcass of any animal;
- (b) To feed them with any meat or offal, unless such meat or offal is first boiled; nor,
- (c) To allow them to wander or be kept, housed, or penned within fifty yards of any slaughtering place; nor,
- (d) To allow them to be brought within fifty yards of any slaughtering place, save for the purpose of slaughter therein within twelve hours thereafter.

Swine not to be fed on diseased carcasses or be allowed near slaughtering-place.

19. Every person commits an offence against this Ordinance who, directly or indirectly by himself, his servant or agent, —

Definition of "an offence".

- (a) Does anything declared by this Ordinance to be unlawful; or,
- (b) Fails to perform or observe any duty or obligation imposed by this Ordinance; or,
- (c) Prevents, obstructs, or hinders any inspector or other officer under this Ordinance, or any justice or constable, in the exercise of any power or function conferred by this Ordinance.

Punishment of offences.

20. (1) Every person who commits any offence against this Ordinance is liable to a fine not exceeding £25.

(2) Wherein any proceedings for a fine in respect of and such offence knowledge on the part of defendant must be shown, such knowledge shall be presumed until the contrary is proved.

Licensee to see Ordinance complied with.

21. Without in any way releasing any other person from liability under this Ordinance, it shall be the duty of the licensee of a slaughtering place to see that all the provisions of this Ordinance relating to such slaughtering place are duly observed and complied with.

Proceedings against Licensee.

22. With respect to proceedings against the licensee of a slaughtering place for any offence against this Ordinance the following provisions shall apply :—

(a) He shall produce his licence to the court at the commencement of the hearing.

(b) The second and every subsequent conviction shall by the court be endorsed on the licence.

(c) On a third or any subsequent endorsement within any period of two years the court may cancel the licence.

Compensation for diseased stock.

23. (1) Where on the slaughtering of stock for human consumption it is found that the stock is diseased, the owner shall be entitled to compensation in the cases and to the extent mentioned in the Schedule hereto :—

Provided that compensation shall not be payable

(a) Unless the owner makes application therefor in the prescribed form to an inspector within three days after the stock was slaughtered; nor,

(b) Unless the owner satisfies the inspector that the stock so slaughtered was in fact diseased, and has been disposed of as required by section 14, of this Ordinance; nor,

(c) In any case where the meat was rendered unfit for human consumption through defect or inferiority in its condition or owing to a state of advanced pregnancy or of recent parturition of the animal.

Schedule.

Heifers, and bullocks not exceeding eight years of age, and in every case of not less value than £3 per head.	} 1d. per lb., dressed weight, of meat condemned, not including the head or any part of the animal below the knee or hock.
---	--

Lambs, and sheep (other than rams) not exceeding five years of age, and in every case of not less value than 10s. per head.	} — do. —
---	-----------

Swine—

Of not more than 200 lb.	} 2d. per lb., dressed weight, not including the head.
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Of more than 200 lb.	} 1d. per lb., dressed weight, not including the head.
----------------------	--

Cows not exceeding ten years of age and of not less value than £3 per head.	} ¾d. per lb., dressed weight, of meat condemned, not including the head or any part of the animal below the knee or hock.
---	--

Calves of not less than 60 lb., dressed weight.	}	$\frac{3}{4}$ d. per lb., dressed weight, of meat condemned, not includ- ing the head or any part of the animal below the knee or hock.
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Regulations.

24. The Governor in Council may from time to time make regulations providing for all or any of the following matters :-

Governor in Council
may make regulations.

(a) The registration of slaughtering places, and the licensing of all persons carrying on the business of slaughterers, butchers, or purveyors of meat for human consumption;

(b) The registration of marks, stamps, brands and labels used for the branding or marking of meat;

(c) The inspection of slaughtering places, stock, carcasses and meat, and also of conveyances used for the carriage of stock, carcasses, or meat;

(d) The inspection of ships carrying or intending to carry carcasses or meat for export;

(e) The branding, marking, and grading of meat;

(f) The proper, efficient, and sanitary construction, lighting, ventilation, cleansing, drainage, water-supply, maintenance, and good management of slaughtering-places and of all fixtures, appliances, instruments, utensils, and thing connected or used therewith or connected with the management thereof;

(g) The mode in which carcasses or meat shall be conveyed from any slaughtering-place to any ship or other place;

(h) The destruction or disposal of any stock, carcass, or meat which, in the opinion of the Inspector, is diseased;

(i) The conditions subject to which carcasses or meat from beyond a town may be brought for sale, barter, or consumption within the town;

(j) Returns to be made by the licensees of slaughtering-places, setting forth prescribed particulars relating to the work done therein;

(k) The mode in which and the causes for which any licence or certificate under this Ordinance may be cancelled;

(l) The form and mode in which anything shall be done which in this Ordinance is expressed to be prescribed;

(m) Generally providing for anything for which regulations are contemplated or required by this Ordinance, or which he deems necessary in order to fully give effect to the purposes of this Ordinance.

Regulations as to Licence Fees and Penalties.

In and by such regulations the Governor in Council may

(a) Impose annual licence fees on all persons carrying on the business of slaughterers, butchers, or purveyors of meat

for human consumption, and prohibit any such person not so licensed from carrying on any such business.

(b) Impose such fines for the breach of any such regulation, not exceeding in each case five pounds.

Passed by the Legislative Council this day of
, 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of , 1939.

Colonial Secretary.



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AUGUST 1, 1939.

No. 9.

GOVERNMENT NOTICES.

No. 44. Colonial Secretary's Office,
Stanley, Falkland Islands.
4th July, 1939.

His Excellency the Governor has been pleased
to confirm the appointment of

MISS C. A. NEWING,
as Clerk, Grade V, in the Agricultural Department,
with effect from the 1st of January, 1939.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/221.

No. 45. Colonial Secretary's Office,
Stanley, Falkland Islands.
18th July, 1939.

In accordance with the provisions of Section
6 of the Marriage Ordinance, 1902, it is hereby
notified, for general information, that

PASTOR ERNEST JOHN BRAIN
Minister of the Non-Conformist Church of the
Falkland Islands has been registered as a Minister
for celebrating marriages.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 20/28.

Report on Education in the Colony for 1938

—:0:—

Preface

The population of the Falkland Islands is all-British and numbers about 2400, and educational provision is correspondingly limited. Nearly half the people live in the one town of Stanley, the rest being scattered either in small settlements or isolated shepherds' houses over an area nearly the size of Yorkshire. The whole country outside Stanley is called the camp. Education is compulsory between the ages of five and fourteen. The educational facilities fall under three groups :

- (1) Schools in Stanley
- (2) A school at Darwin, the largest settlement outside Stanley
- (3) Itinerant tuition in the camp.

(1) **STANLEY.** A Government school is maintained from public funds. The curriculum and time table are much the same as in an English primary school, including religious instruction, and in addition there is a full-time Continuation Class which provides a two-year course of further education. In 1924 a scheme was instituted to assist parents in the camp to send their children to Stanley for schooling. The children were boarded and lodged in a Government hostel and taught in the school at an inclusive charge of ten shillings a month : or, if accommodated in private houses, the Government made a grant towards the cost. In 1929 the hostel was closed owing to lack of support. The maintenance grants still remain, averaging about eighteen a year, with a tendency to increase.

There is also a Convent School taught by Roman Catholic Sisters. It is not under Government control or inspection and receives no grant from public funds.

(2) **DARWIN.** The Falkland Islands Company maintains a school for the children of its employees. It is not assisted or inspected by Government.

(3) **THE CAMP.** Four itinerant teachers are provided by Government, one on the East Falkland and three on the West. The teachers travel on horseback from house to house, usually staying a fortnight at each. The houses are isolated, and the teacher may have to travel several hours before he reaches the next place where his services are required. Each man has a district which he covers three or four times a year. He sends a fortnightly report to Stanley giving a detailed account of the work done, a list of books or materials wanted, and so on. The Superintendent of Education makes tours of inspection, normally visiting every child under tuition once every two years. In addition to the Government staff, the Falkland Islands Company maintains two camp teachers for work on its extensive farms on the East Falkland: as with the Company's school at Darwin, their work is not subject to Government supervision.

Administration and Staffing

1. In 1938 the Superintendent of Education was Headmaster of the Government School and was also responsible for the education of camp children. The authorised teaching establishment of the Government School at the beginning of 1938 was

A Headmaster	}	Certificated by the Board of Education or the Scottish Education Department
An Assistant Master		
An Assistant Mistress		
A Second Assistant Master	}	Locally Trained
An Assistant Teacher		
Three Supplementary Teachers		

Early in the year it was decided to employ an additional certificated assistant mistress, who arrived in September.

2. The following changes in the staff took place during the year :

- (1) The assistant master completed his three years agreement and left the Colony early in August. A successor arrived later in the same month.
- (2) The certificated assistant mistress left in September. She was replaced by a certificated woman teacher from England, who arrived at the same time as the additional teacher mentioned above.
- (3) Two supplementary teachers left, in March and April, and were replaced by local appointments.
- (4) The headmaster left at the end of the year consequent on reorganization which came into effect in January 1939, whereby the Superintendent of Education and Headmaster of the Government School became Director of Education and a new appointment of Headmaster, Government School, was made. The new Headmaster, Mr. T. D. Evans, arrived early in February 1939 ready for the beginning of the school year.

3. Efforts were made without success, both locally and otherwise, to obtain a Travelling Teacher to fill the vacancy on the West Falkland. The post was filled in February 1939.

School Attendance

4. (1) Government School, Stanley :

	Boys	Girls	Total
Number on roll 31 December 1938	106	72	178
Average number on roll during 1938	107.0	65.9	172.9
Average attendance for 1938	101.6	62.3	163.9
Percentage of average attendance			94.8

(2) Roman Catholic School, Stanley :

Number on roll 31 December 1938	16	54	70
Average attendance for 1938	14	53	67

(3) F. I. Company's School, Darwin :

Number on roll 31 December 1938	8	8	16
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(4) Government Travelling Teachers :

Number under tuition in 1938	34	37	71
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(5) F. I. Company's Travelling Teachers :

Number under tuition in 1938	19	15	34
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Finance

5. The expenditure under Head XII Education of the annual estimates of expenditure was £2836 : 17 : 4 as compared with £2608 : 18 : 0 in 1937. The revenue collected in 1938 amounted to £124 : 13 : 4 as against £128 : 10 : 2 in 1937. Details of expenditure and revenue in 1938 are as follows :

Expenditure	£	s.	d.
1. Personal Emoluments	2161	8	4
2. Other Charges	675	9	0
	2836	17	4
<hr/>			
Revenue			
1. School Fees	108	9	6
2. Sale of School Material	16	3	10
	124	13	4
	<hr/>		

Government School

6. All the pupils were medically and dentally examined during the year. As a

result of the individual medical examination the number of pupils receiving free daily milk and cod liver oil was reduced from fifty to forty. Lessons in hygiene were given to the senior pupils.

7. The senior boys had regular lessons in carpentry and handwork. The current Board of Education syllabus of physical training was in use, and in addition the boys did gymnastic apparatus work and the girls folkdancing. Football, hockey and netball were on the time table.

8. The teaching of cookery and household management begun in 1936 was continued on the same lines.

9. A gardening class for the senior boys was started in September.

A. R. HOARE

Director of Education

22 June 1939

TABLES 1 to 14

The following tables are omitted :

1. Abstract of institutions and pupils (the required information is in the Report)
5. Numbers of institutions and pupils (do)
6. Results of public examinations (none)
7. Numbers and qualifications of teachers (the required information is in the Report)
9. Expenditure on institutions maintained by local public funds (none)
10. " " " " from aided funds (none)
12. Teachers by nationality (does not apply)
13. Administrative staff (none)
14. Educational institutions managed by other Government Departments (none)

TABLE 2

PERCENTAGE OF POPULATION ENROLLED IN INSTITUTIONS MAINTAINED OR AIDED
FROM COLONIAL REVENUES AND LOCAL PUBLIC FUNDS.

		Population (according to the latest accessible estimate)	Total number of pupils enrolled in maintained and aided institutions	Percentage
European	Male	1308	140	11
	Female	1070	109	10
		<u>2378</u>	<u>249</u>	<u>10</u>

TABLE 3

SCHOLARS BY SCHOOL YEARS AND AGES ON 31ST DECEMBER 1938 IN INSTITUTIONS MAINTAINED OR AIDED FROM COLONIAL REVENUES OR LOCAL PUBLIC FUNDS, AND IN UNAIDED BUT INSPECTED INSTITUTIONS

Primary Schools									
Age	Year of School Course								
	Cont. Class	Std. 6	Std. 5	Std. 4	Std. 3	Std. 2	Std. 1	Infants	Totals
	m. f.	m. f.	m. f.	m. f.	m. f.	m. f.	m. f.	m. f.	m. f.
16	2 -								2 -
15	1 1	- 1	- -	- 1					1 3
14	2 5	1 2	- 1	- 1	- 1				3 10
13	2 -	6 3	3 1	- -	- -				11 4
12		2 1	9 1	3 1	4 1	1 -			19 4
11			3 2	2 2	3 1	3 1	- -	- 1	11 7
10				1 2	5 5	2 3	1 1	- -	9 11
9				1 -	4 3	3 4	4 1	1 -	13 8
8						6 1	3 3	2 -	11 4
7							7 2	5 4	12 6
6								5 6	5 6
5								8 5	8 5
4								1 4	1 4
	7 6	9 7	15 5	7 7	16 11	15 9	15 7	22 20	106 72
	13	16	20	14	27	24	22	42	178

TABLE 4

ABSTRACT STATEMENT OF GROSS EXPENDITURE FROM COLONIAL REVENUES AND
LOCAL PUBLIC FUNDS ON EDUCATION FOR THE OFFICIAL YEAR

Note: All expenditure is from Colonial Revenue

<i>Total Direct Expenditure on Education :</i>				£	s.	d.
Primary Schools	...	...	...	2483	16	8
<i>Total Indirect Expenditure on Education :</i>						
				£	s.	d.
Apparatus	...	...	...	163	5	5
Board & Lodging	...	...	...	174	12	7
Miscellaneous	...	...	...	15	2	8
					353	0 : 8
					£2836	17 : 4

TABLE 8

GROSS EXPENDITURE ON INSTITUTIONS MAINTAINED BY GOVERNMENT AND
GROSS AND NET COST PER PUPIL

School Education General : Primary Schools

				£	s.	d.
Personal Emoluments (Staff)	...	...	...	2161	8	4
Other Charges	...	...	...	675	9	0*
			Total	£2836	17	4
Gross Annual Cost per Enrolled Pupil to Colonial Revenues				£11	7	10
Total Receipts :				£	s.	d.
Fees	...	...	...	108	9	6
Sale of School Material	...	...	...	16	3	10
				£124	13	4
Net Annual Cost per Enrolled Pupil				£10	17	10

*This includes £174 : 12 : 7 for Board and Lodging

TABLE 11

STATEMENT OF FEE RATES, RULES GOVERNING EXEMPTION FROM FEES, AND SCHOLARSHIPS

The following fees are charged at the Government School :

Each pupil in the Continuation Class	...	1s	0d	a week
Each pupil below the C.C. and above Std. 1	...	6d		"
Each pupil below Std. 2	...	3d		"

provided that the total fees payable in respect of the children of any one family shall not exceed the rate of one shilling weekly.

Exemptions are made for fatherless children and in a small number of other cases where there is inability to pay. Similar charges and conditions are in force at the Roman Catholic School in Stanley. At the Darwin school and for children taught by Travelling Teachers there are no fees.





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AUGUST 26, 1939.

No. 10.

Government Notice.

No. 49.

Colonial Secretary's Office,
Stanley, Falkland Islands.
26th August, 1939.

His Excellency the Governor directs the publication, for general information, of the following Order made by His Majesty in Council, extending the provisions of the Emergency Powers (Defence) Act, 1939, to the territories mentioned in the Second Schedule to the Order.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Order in Council under Subsection (1) of Section Four of the Emergency Powers (Defence) Act, 1939.

Whereas by subsection (1) of section four of the Emergency Powers (Defence) Act, 1939, it is provided that His Majesty may by Order in Council direct that the provisions of that Act other than that section shall extend, with such exceptions, adaptations and modifications, if any, as may be specified in the Order —

- (a) to the Isle of Man or any of the Channel Islands,
- (b) to Newfoundland or any colony,
- (c) to any British protectorate,
- (d) to any territory in respect of which a mandate on behalf of the League of Nations has been accepted by His Majesty, and is being exercised by His Majesty's Government in the United Kingdom, and
- (e) (to the extent of His Majesty's jurisdiction therein) to any other country or territory being a foreign country or territory in which for the time being His Majesty has jurisdiction :

Now, therefore, His Majesty in pursuance of subsection (1) of section four of the said Act, and of all other powers enabling Him in that behalf, is pleased, by and with the advice of his Privy Council, to order, and it is hereby ordered, as follows :—

1. This Order may be cited as the Emergency Powers (Colonial Defence) Order in Council, 1939.

2. (1) In this Order unless the context otherwise requires —

- (a) the expression "territory" includes the territorial waters, if any, adjacent thereto, and any dependency thereof;
- (b) the expression "Governor" in relation to any territory includes any person administering the Government of the territory, and, in the case of Zanzibar, means the British Resident or the person lawfully discharging his functions.

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

3. The provisions of the Emergency Powers (Defence) Act, 1939, other than section four thereof (excepting the following provisions thereof, that is to say, subsections (3) and (4) of section two, section five, subsection (3) of section six, and sections eight, nine, eleven and twelve) shall, subject to the adaptations and modifications contained in the First Schedule to this Order, extend to the territories mentioned in the Second Schedule to this Order.

4. The powers conferred on the Governor of a territory by virtue of this Order shall be in addition to, and not in derogation of, any other powers possessed by the Governor.

FIRST SCHEDULE.

(a) The Governor shall be substituted for His Majesty in Council as the authority empowered to make Defence Regulations for the territory.

(b) In subsection (1) of section one "the territory" shall be substituted for "the realm".

(c) In paragraph (a) of subsection (2) of section one "the Governor" shall be substituted for "the Secretary of State".

(d) In subsection (3) of section one "the Governor" shall be substituted for "His Majesty in Council".

(e) In subsection (4) of section one the words "other than this Act", in both places where they occur, shall be omitted.

(f) In subsection (6) of section one for the words "includes any enactment of the Parliament of Northern Ireland" there shall be substituted the words "includes any Act of Parliament in its application to the territory other than the Emergency Powers (Defence) Act, 1939, any Order of His Majesty in Council in its application to the territory other than an Order made under the Emergency Powers (Defence) Act, 1939, and any Ordinance or other law in force in the territory".

(g) In subsection (1) of section two "the Governor" shall be substituted for "the Treasury" in both places where the words occur.

(h) In subsection (2) of section two "the general revenues of the territory" shall be substituted for "the Exchequer of the United Kingdom".

(i) In subsection (5) of section two for the words "such fee not exceeding five pounds as may be prescribed under the Regulations with the approval of the Treasury" there shall be substituted the words "such fee as may be prescribed by or under the Regulations;" and for the words "shall be paid into the Exchequer of the United Kingdom or, if the Treasury so direct, be paid into such public fund or account as they may determine" there shall be substituted the words "shall be paid into the general revenues of the territory or, if the Governor so directs, be paid into such public fund or account as he may determine".

(j) In subsection (1) of section three "the territory" shall be substituted for "the United Kingdom" wherever those words occur, and in paragraph (b) of that subsection the words "the United Kingdom and" shall be inserted between the figure "(i)" and the words "a Dominion".

(k) In subsection (1) of section six "this Order" shall be substituted for "this Act", and "the territory" shall be substituted for "the realm".

(l) In section seven the references to a Minister shall be omitted.

(m) References to British ships shall be construed as including references to all ships registered in, or licensed under the law of the territory.

SECOND SCHEDULE.

Aden (Colony and Protectorate).
Bahamas.
Barbados.
Bermuda.
British Guiana.
British Honduras.
British Solomon Islands Protectorate.
Ceylon.
Cyprus.
Falkland Islands.
Fiji.
Gambia (Colony and Protectorate).
Gibraltar.
Gilbert and Ellice Islands Colony.
Gold Coast :-
 (a) Colony.
 (b) Ashanti.
 (c) Northern Territories.
 (d) Togoland under British Mandate.
Grenada.
Hong Kong.
Jamaica (including Turks and Caicos Islands and the Cayman Islands).
Kenya (Colony and Protectorate).
Leeward Islands.
Antigua.

Dominica.
Montserrat.
St. Christopher and Nevis.
Virgin Islands.
Malta.
Mauritius.
Nigeria :-
 (a) Colony.
 (b) Protectorate.
 (c) Cameroons under British Mandate.
Northern Rhodesia.
Nyasaland Protectorate.
Palestine (excluding Trans-Jordan).
St. Helena and Ascension.
St. Lucia.
St. Vincent.
Seychelles.
Sierra Leone (Colony and Protectorate).
Somaliland Protectorate.
Straits Settlements.
Tanganyika Territory.
Trinidad and Tobago.
Uganda Protectorate.
Zanzibar Protectorate.

Government Notice.

No. 50.

Colonial Secretary's Office,
Stanley, Falkland Islands.
26th August, 1939.

His Excellency the Governor directs the publication, for general information, of the following Emergency Powers (Defence) Act, 1939, passed in the United Kingdom on the 25th of August, 1939, and extended to all Colonial Dependencies on that date.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

A N A C T

To confer on His Majesty certain powers which it is expedient that His Majesty should be enabled to exercise in the present emergency; and to make further provision for purposes connected with the Defence of the Realm.

BE IT ENACTED by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Defence Regulations.

1. (1) Subject to the provisions of this section, His Majesty may by Order in Council make such Regulations (in this Act referred to as "Defence Regulations") as appear to him to be necessary or expedient for securing the public safety, the defence of the realm, the maintenance of public order and the efficient prosecution of any war in which His Majesty may be engaged, and for maintaining supplies and services essential to the life of the community.

(2) Without prejudice to the generality of the powers conferred by the preceding subsection, Defence Regulations may, so far as appears to His Majesty in Council to be necessary or expedient for any of the purposes mentioned in that subsection—

- (a) make provision for the apprehension, trial and punishment of persons offending against the Regulations, and for the detention of persons whose detention appears to the Secretary of State to be expedient in the interests of the public safety or the defence of the realm;
- (b) authorise—
 - (i) the taking of possession or control, on behalf of His Majesty, of any property or undertaking;
 - (ii) the acquisition, on behalf of His Majesty, of any property other than land;
- (c) authorise the entering and search of any premises; and
- (d) provide for amending any enactment, for suspending the operation of any enactment and for applying any enactment with or without modification.

(3) Defence Regulations may provide for empowering such authorities, persons or classes of persons as may be specified in the Regulations to make orders, rules and byelaws for any of the purposes for which such Regulations are authorised by this Act to be made, and may contain such incidental and supplementary provisions as appear to His Majesty in Council to be necessary or expedient for the purposes of the Regulations.

(4) A Defence Regulation, and any order, rule or byelaw duly made in pursuance of such a Regulation, shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this Act or in any instrument having effect by virtue of any enactment other than this Act.

(5) Nothing in this section shall authorise the imposition of any form of compulsory naval, military or air force service or any form of industrial conscription, or the making of provision for the trial by courts martial of persons not being persons subject to the Naval Discipline Act, to military law or to the Air Force Act.

(6) In this section the expression "enactment" includes any enactment of the Parliament of Northern Ireland.

2. (1) The Treasury may by order provide for imposing and recovering, in connection with any scheme of control contained in or authorised by Defence Regulations, such charges as may be specified in the order; and any such order may be varied or revoked by a subsequent order of the Treasury.

Power to impose charges.

(2) Any charges recovered by virtue of such an order as aforesaid shall be paid into the Exchequer of the United Kingdom or, if the order so directs, be paid into such public fund or account as may be specified in the order.

(3) Any such order as aforesaid shall be laid before the Commons House of Parliament as soon as may be after it is made, but, notwithstanding anything in subsection (4) of section one of the Rules Publication Act, 1893, shall be deemed not to be a statutory rule to which that section applies.

(4) Any such order as aforesaid imposing or increasing a charge shall cease to have effect on the expiration of the period of twenty-eight days beginning with the day on which the order is made, unless at some time before the expiration of that period it has been approved by a resolution of the Commons House of Parliament, without prejudice, however, to the validity of anything previously done under the order or to the making of a new order.

In reckoning any period of twenty-eight days for the purposes of this subsection, no account shall be taken of any time during which Parliament is dissolved or prorogued, or during which the Commons House is adjourned for more than four days.

(5) Without prejudice to the preceding provisions of this section, any Defence Regulations may provide

- (a) for charging, in respect of the grant or issue of any licence, permit, certificate or other document for the purposes of the Regulations, such fee not exceeding five pounds as may be prescribed under the Regulations with the approval of the Treasury; and
- (b) for imposing and recovering such charges as may be so prescribed in respect of any service which, in pursuance of such Regulations, are provided on behalf of His Majesty, or under arrangements made on behalf of His Majesty, other than services necessary for the performance of duties imposed by law upon the Crown;

and all sums received by way of such fees or charges as aforesaid shall be paid into the Exchequer of the United Kingdom or, if the Treasury so direct, be paid into such public fund or account as they may determine.

3. (1) Unless the contrary intention appears therefrom, any provisions contained in, or having effect under, any Defence Regulation shall—

Extra-territorial operation of Defence Regulations.

- (a) in so far as they specifically impose prohibitions, restrictions or obligations in relation to ships, vessels

or aircraft, or specifically authorise the doing of anything in relation to ships, vessels or aircraft, apply to all ships, vessels or aircraft in or over the United Kingdom and to all British ships or aircraft, not being Dominion ships or aircraft, wherever they may be; and

- (b) in so far as they impose prohibitions, restrictions or obligations on persons, apply (subject to the preceding provisions of this subsection) to all persons in the United Kingdom and all persons on board any British ship or aircraft, not being a Dominion ship or aircraft, and to all other persons being British subjects except persons in any of the following countries or territories, that is to say,—

- (i) a Dominion,
- (ii) India, Burma and Southern Rhodesia,
- (iii) any country or territory to which any provisions of this Act can be extended by Order in Council, and
- (iv) any other country or territory, being a country or territory under His Majesty's protection or suzerainty :

Provided that Defence Regulations may make provision whereby the owner, manager or charterer of any British ship or aircraft, being a person resident in the United Kingdom or a corporation incorporated under the law of any part of the United Kingdom, is subjected to restrictions in respect of the employment of persons in any foreign country or territory in connection with the management of the ship or aircraft.

(2) In this section the expression "Dominion ship or aircraft" means a British ship or aircraft registered in a Dominion, not being a ship or aircraft for the time being placed at the disposal of, or chartered by or on behalf of, His Majesty's Government in the United Kingdom; and, for the purposes of subsection (1) of this section, any ship or aircraft registered in India, Burma or Southern Rhodesia, not being a ship or aircraft for the time being placed at the disposal of, or chartered by or on behalf of, His Majesty's Government in the United Kingdom, shall be treated as if it were a Dominion ship or aircraft.

(3) Subsection (1) of this section shall apply in relation to British protected persons, as that subsection applies in relation to British subjects.

Provisions as to
Colonies, &c.

4. (1) His Majesty may by Order in Council direct that the provisions of this Act other than this section shall extend, with such exceptions, adaptations and modifications, if any, as may be specified in the Order, —

- (a) to the Isle of Man or any of the Channel Islands,
- (b) to Newfoundland or any colony,
- (c) to any British Protectorate,
- (d) to any territory in respect of which a mandate on behalf of the League of Nations has been accepted by His Majesty, and is being exercised by His Majesty's Government in the United Kingdom, and
- (e) (to the extent of His Majesty's jurisdiction therein) to any other country or territory being a foreign country or territory in which for the time being His Majesty has jurisdiction;

and, in particular, but without prejudice to the generality of the preceding provisions of this section, such an Order in Council may direct that any such authority as may be specified in the Order shall be substituted for His Majesty in Council as the authority empowered to make Defence Regulations for the country or territory in respect of which the Order is made.

(2) His Majesty may by Order in Council make, or authorise the making of, provision whereby persons offending against any Defence Regulations may be apprehended, tried and punished in the United Kingdom, or any of the countries or territories specified in the preceding subsection, whether section one of this Act extends to that country or territory or not.

5. (1) If and so far as the provisions of any Act for purposes of defence passed by the Parliament of the Commonwealth of Australia or by the Parliament of the Dominion of New Zealand purport to have extra-territorial operation as respects—

Extra-territorial
operation of defence
legislation of certain
Dominions, &c.

- (a) ships or aircraft registered in the said Commonwealth or Dominion, or
- (b) the employment of persons in relation to British ships or aircraft by owners, managers or charterers of such ships or aircraft who are persons resident in the said Commonwealth or Dominion or corporations incorporated under the law of the said Commonwealth or Dominion or any part thereof,

the said provisions shall be deemed to have such operation.

(2) No law made for purposes of defence by the Indian Legislature or the Federal Legislature of India or by the Legislature of Burma shall, on the ground that it would have extra-territorial operation, be deemed to be invalid in so far as it makes provision whereby any owner, manager or charterer of a British ship or aircraft who is a person resident in India or Burma or a corporation incorporated under the law of India or Burma or any part thereof, is subjected to restrictions in respect of the employment of persons in relation to the ship or aircraft.

Nothing in this subsection shall be taken to prejudice the effect of section ninety-nine of the Government of India Act, 1935, or section thirty-three of the Government of Burma Act, 1935.

(3) If and so far as the provisions of any law for purposes of defence made by the Legislature of Southern Rhodesia purport to have extra-territorial operation as respects—

- (a) aircraft registered in Southern Rhodesia, or
- (b) the employment of persons in relation to British aircraft by owners, managers or charterers of such aircraft who are persons resident in Southern Rhodesia or corporations incorporated under the law of Southern Rhodesia,

the said provisions shall be deemed to have such operation.

6. (1) If, as respects any proceedings before a court (whether instituted before or after the commencement of this Act), the court is satisfied that it is expedient, in the interests of the public safety or the defence of the realm so to do, the court—

Hearing of proceedings in camera.

- (a) may give directions that, throughout, or during any part of, the proceedings, such persons or classes of persons as the court may determine shall be excluded;

- (b) may give directions prohibiting or restricting the disclosure of information with respect to the proceedings.

The powers conferred by this subsection shall be in addition to, and not in derogation of, any other powers which a court may have to give such directions as aforesaid.

(2) If any person contravenes any directions given by a court under the preceding subsection, then, without prejudice to the law relating to contempt of court, he shall be liable, on summary conviction, to imprisonment for a term not exceeding three months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine, or, on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine not exceeding five hundred pounds or to both such imprisonment and such fine.

(3) The operation of subsection (4) of section eight of the Official Secrets Act, 1920, shall be suspended during the continuance in force of this Act.

Proof of instruments.

7. Every document purporting to be an instrument made or issued by any Minister or other authority or person in pursuance of any provision contained in, or having effect under, Defence Regulations, and to be signed by or on behalf of the said Minister, authority or person, shall be received in evidence, and shall, until the contrary is proved, be deemed to be an instrument made or issued by that Minister, authority or person; *prima facie* evidence of any such instrument as aforesaid may, in any legal proceedings (including arbitration), be given by production of a document purporting to be certified to be a true copy of an Instrument by, or on behalf, of the Minister or other authority or person having power to make or issue the Instrument.

Provisions as to
Orders in Council.

8. (1) Every Order in Council containing Defence Regulations shall be laid before Parliament as soon as may be after it is made; but, notwithstanding anything in subsection (4) of section one of the Rules Publication Act, 1893, such an Order shall be deemed not to be a statutory rule to which that section applies.

(2) If either House of Parliament, within the next twenty-eight days on which that House has sat after such an Order in Council as aforesaid is laid before it, resolves that the Order be annulled, the Order shall thereupon cease to have effect except as respects things previously done or omitted to be done, without prejudice, however, to the making of a new Order.

(3) Any power conferred by the preceding provisions of this Act to make an Order in Council shall be construed as including a power to vary or revoke the Order.

Saving of prerogative
powers.

9. The powers conferred by or under this Act shall be in addition to, and not in derogation of, the powers exercisable by virtue of the prerogative of the Crown.

Interpretation.

10. (1) In this Act the expression "Dominion" means any Dominion within the meaning of the Statute of Westminster, 1931, except Newfoundland, and includes any territory administered by His Majesty's Government in such a Dominion.

(2) Reference in this Act to British aircraft shall be construed as reference to aircraft registered in any part of His Majesty's Dominions, in any British Protectorate or in any territories in respect of which a Mandate on behalf of the League of Nations

has been accepted by His Majesty and is being exercised by the Government of any part of His Majesty's Dominions.

(3) For the avoidance of doubt it is hereby declared that any reference in this Act to Defence Regulations includes a reference to regulations made under any provision of this Act, as extended to any country or territory by an Order in Council under this Act, and that any reference in this Act to any country or territory includes a reference to the territorial waters, if any, adjacent to that country or territory.

11. (1) Subject to the provisions of this Section, this Act shall be continued in force for a period of one year beginning with the date of passing of this Act, and shall then expire:

Provided that, if at any time while this Act is in force, an address is presented to His Majesty by each of the Houses of Parliament praying that this Act should be continued in force for a further period of one year from the time at which it would otherwise expire, His Majesty may by Order in Council direct that this Act shall continue in force for that further period.

(2) Notwithstanding anything in the preceding subsection if His Majesty by Order in Council declares that the emergency that was the occasion of the passing of this Act has come to an end, this Act shall expire at the end of the day on which the Order is expressed to come into operation.

(3) The expiry of this Act shall not affect the operation thereof as respect things previously done or omitted to be done.

12. This Act may be cited as the Emergency Powers (Defence) Act, 1939. Short Title.

No. 3.

Proclamation

1939.

Establishing Censorship of Mails and Telegrams.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS an emergency has arisen in which it is expedient for the public service that the Government should have control over the transmission of wireless messages, and the sending of letters, postcards and parcels ;

AND WHEREAS it is expedient and necessary to warn all persons resident, carrying on business or being in the Colony of the Falkland Islands and its Dependencies of their duties and obligations ;

NOW THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, do hereby authorise the institution of censorship over all letters, postcards, parcels and telegrams sent from the Colony of the Falkland Islands and its Dependencies, and on all inter-insular communications.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 25th day of August, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Orders regarding Censorship and Despatch of Correspondence.

All persons should understand that the censorship regulations are necessary for their own safety and that of their comrades. Disobedience or evasion of the regulations is liable to bring disaster on their comrades and themselves.

2. All persons are warned against divulging, either in speech or in their correspondence, any information that may be useful to the enemy.

3. All reference to the following subjects is forbidden

- (a) The position at the time of writing, or the future movements of a ship of His Majesty's Navy, or of any other ship whatever, whether engaged in war service or not.
- (b) The conditions and arrangements in port.
- (c) Plans of operations, whether rumoured, surmised or known.
- (d) Criticisms of war operations or any statement harmful to the reputation of H. M. forces.

No news about any of the above subjects or war operations generally is to appear in private correspondence. Any information, however trivial it may seem to be, may prove of value to the enemy, should it fall into their hands.

4. All letters, postcards, telegrams and parcels must be sent for censorship to the Censor Officer, Post Office, Stanley.

5. All communications are to be in plain English, and no correspondence in a language or code not understood by the Censor Officer will be passed.



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SEPTEMBER 1, 1939.

No. 11.

GOVERNMENT NOTICES.

No. 46. Colonial Secretary's Office,
Stanley, Falkland Islands.
26th July, 1939.

With reference to Government Notice No. 77 of the 1st of November, 1937, His Excellency the Governor has been pleased to appoint

J. E. HAMILTON, ESQ., M.Sc., F.L.S., F.Z.S., F.R.G.S.,
to be Chairman of the Committee appointed for the care and management of the Public Library and Museum for the remainder of the three-year period ending on the 30th of September, 1940, in succession to the Honourable A. R. Hoare, M.B.E.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 172/25.

No. 47. Colonial Secretary's Office,
Stanley, Falkland Islands.
31st July, 1939.

His Excellency the Governor directs it to be notified, for general information, that intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that His Majesty will not be advised to exercise his power of disallowance in respect of the following Ordinances of the Legislature of the Falkland Islands :-

Ordinance No. 3 of 1939, entitled "An Ordinance to amend the Seditious Offences (Penalties) Ordinance, 1938".

Ordinance No. 4 of 1939, entitled "An Ordinance to prescribe the minimum age for the employment of children in any occupation".

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P's. C/8/38. & 243/38.

No. 48. Colonial Secretary's Office.
Stanley, Falkland Islands.
19th August, 1939.

DAYLIGHT SAVING.

It is hereby notified, for general information, that under the Daylight Saving System, Government time will this year be advanced one hour from the local mean, at midnight, Saturday/Sunday, the 23rd/24th of September, 1939.

By Command,
M. C. CRAIGIE-HALKETT.
Colonial Secretary.

M.P. 492/27.

No. 51. Colonial Secretary's Office.
Stanley, Falkland Islands.
26th August, 1939.

His Excellency the Governor has been pleased to appoint

J. E. HAMILTON, ESQ., M.Sc., F.L.S., F.Z.S., F.R.G.S.,
to act temporarily and provisionally as Colonial Postmaster, with effect from the 26th of August, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/225.

PROBATE NOTICES.

In the Supreme Court of the Falkland Islands.

Thomas Goodwin of For Bay, West Falkland Island, deceased,

Whereas William Kivell, son-in-law of the above-named deceased, has applied for Letters of Administration to administer the Estate of the deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof.

The deceased died leaving a Will. dated 21st August, 1936.

W. D. A. JONES,
Registrar, Supreme Court.

Stanley, Falkland Islands.

22nd August, 1939.

S.C. 14/39.

Instrument under the Public Seal of the Colony of the Falkland Islands appointing MONTAGU CECIL CRAIGIE-HALKETT, ESQUIRE, Officer of the Most Excellent Order of the British Empire, to be the Deputy for the Governor of the said Colony.

H. HENNIKER HEATON.

His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies to MONTAGU CECIL CRAIGIE-HALKETT, Officer of the Most Excellent Order of the British Empire, Colonial Secretary of the said Colony, Greeting.

[L.S.]

WHEREAS by certain Letters Patent passed under the Great Seal of the United Kingdom and bearing date the 19th day of September, 1914, it is provided that in the event of the Governor of the Colony of the Falkland Islands and its Dependencies having occasion at any time to be temporarily absent for a short period from the seat of Government, or to leave the Colony for the purpose of visiting any Dependency thereof, he may, by an Instrument under the Public Seal of the Colony, appoint any person to be his deputy during such temporary absence, and in that capacity to exercise, perform, and execute for and on behalf of the Governor during such temporary absence, but no longer, all such powers and authorities by the said Letters Patent or otherwise vested in the Governor as shall in and by such Instrument be specified and limited, but no others ;

AND WHEREAS, I shall have occasion to leave Stanley on the 30th of July, 1939, for the purpose of visiting certain places on the East and West Falkland Islands.

NOW, THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, do hereby appoint you MONTAGU CECIL CRAIGIE-HALKETT, Colonial Secretary of the said Colony, to be my deputy within the said Colony during my temporary absence from Stanley as aforesaid and in that capacity to exercise, perform and execute for me and on my behalf during such temporary absence, all such powers and authorities by the above recited Letters Patent or otherwise vested in me, but subject always to the provisions of the said Letters Patent and to such instructions as you shall receive from me from time to time for your guidance.

Given under my hand and the Public Seal of the Colony this twenty-ninth day of July, 1939.

By His Excellency's Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

WARNING BY GOVERNMENT

PROHIBITION OF TRANSFER OR MORTGAGING OF BRITISH SHIPS AND OF TRANSFER OF PORT OF REGISTRY.

All persons concerned by way of ownership of mortgage with any British ships are hereby notified that, under legislation effective from the outbreak of war, the sanction of His Majesty's Board of Trade is required for any transfer of a British ship, other than a ship registered in Canada, Australia, New Zealand, South Africa, Eire, India or Burma, any transfer of any share in such ship, or any mortgage or transfer of mortgage in respect of such ship or share therein, whether to persons qualified or unqualified to own British ships in accordance with Section 1 of the Merchant Shipping Act, 1894.

Any such transactions effected after the outbreak of war without the necessary sanction are void, and the persons effected or purporting to effect them are liable to heavy penalties.

Persons desirous of carrying out any of the transactions specified above should apply to the Registrar of Shipping at the port where the ship is registered, and should furnish him with full information regarding the proposed transaction for submission by him to the Board of Trade for consideration.

The approval of the Board of Trade must also be obtained (through the Registrar of Shipping concerned) before the registry of any British ship as defined above can be transferred from her existing port of registry.



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No. 12.

GOVERNMENT NOTICES.

No. 52. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd September, 1939.

His Excellency the Governor has been pleased to make the following appointment in the Falkland Islands Defence Force under Section 7 (1) of the Defence Force Ordinance, 1920, with effect from the 2nd of September, 1939 :-

THE HONOURABLE D. S. A. WEIR,
to be an Officer with the rank of Captain.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/190.

No. 53. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd September, 1939.

His Excellency the Governor has been pleased to appoint

CAPTAIN THE HONOURABLE D. S. A. WEIR,
to be Director of Public Works, Public Works Department, until further notice.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/190.

No. 54. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd September, 1939.

His Excellency the Governor has been pleased to appoint

LIEUTENANT-COMMANDER G. M. GODDARD,
R.N.V.R., J.P.,

to be Harbour Master, Harbour Department, until further notice.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 156/39.

No. 55. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd September, 1939.

His Excellency the Governor has been pleased to make the following appointment in the Falkland Islands Defence Force under Section 7 (1) of the Defence Force Ordinance, 1920, with effect from the 2nd September, 1939

E. F. J. DUNLOP, ESQ., M.B., Ch.B.,

to be temporarily a Medical Officer with the rank of Lieutenant.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/220.

No. 4.

Proclamation

1939.

Authorising the requisitioning of Ships or Vessels.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a national emergency exists rendering it necessary to take steps for preserving and defending national interests;

AND WHEREAS the measures approved to be taken require the employment of vessels, for use as transports and auxiliaries and for other purposes;

NOW THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, authorise and empower The Harbour Master as Acting Superintending Sea Transport Officer, to take over for service any British ship or vessel, as may be required for such period as may be necessary, on condition that the owners of any ship or vessel so requisitioned shall receive payment for their use, and for services rendered during their employment in the Government service, and compensation for loss or damage thereby occasioned according to terms to be arranged as soon as possible after the said ship or vessel, has been taken over, either by mutual agreement between the Government and the owners, or, failing such agreement, by the award of a Board of Arbitration to be constituted and appointed by me for this purpose.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 2nd day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 5.

Proclamation

1939.

**Authorising the requisitioning of Buildings or Land,
Machinery, Stores, Animals, etc.**

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a national emergency exists rendering it necessary to take steps for preserving and defending national interests;

AND WHEREAS the measures approved to be taken require the employment of vehicles, and animals, and the use of machinery, buildings, land and stores for use as transports and auxiliaries and for other purposes;

NOW THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, authorise and empower The Director of Public Works, to take over for service any vehicle, animal, machinery, building, land or stores as may be required for such period as may be necessary, on condition that the owners of any vehicle, animal, machinery, building, land or stores so requisitioned shall receive payment for their use, and for services rendered during their employment in the Government service, and compensation for loss or damage thereby occasioned according to terms to be arranged as soon as possible after the said vehicle, animal, machinery, building, land or stores has or have been taken over, either by mutual agreement between the Government and the owners, or, failing such agreement, by the award of a Board of Arbitration to be constituted and appointed by me for this purpose.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 2nd day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

No. 6.

Proclamation.

1939.

Calling out members of the Falkland Islands Defence Force and orders to employers to release any personnel required for the Public Service.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency* SIR HERBERT HENNIKER HEATON, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a state of war exists between His Majesty the King and Germany, and whereas it is necessary that any invasion of or attack on the Colony under my Government by the forces of the said Germany shall be repelled, I SIR HERBERT HENNIKER HEATON, K.C.M.G., Governor and Commander-in-Chief do hereby under the powers conferred on me by section 15 of the Falkland Islands Defence Force Ordinance No. 7 of 1920, call out for active service every Officer and Member of the Force, and command every such Officer and Member now in Stanley to assemble at the Falkland Islands Defence Force Headquarters at the hour of 4 p.m. on Sunday, 3rd September, 1939, and every such Officer and Member now in the camp at the Woolshed at the settlement of their employers at the hour of Noon on Monday, 4th September, 1939, for the purpose of performing such service as may by me be directed, and I do further hereby command employers to release any persons who may be required for the Public Service.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 3rd day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Made by the Governor under the authority of the
Emergency Powers (Defence) Act of the United Kingdom.
1939.

FALKLAND ISLANDS DEFENCE REGULATIONS.

PART I.

PRELIMINARY.

1. These Regulations may be cited as the Defence Regulations, 1939, and shall come into operation on the date of their publication in the Gazette. Citation and date of coming into operation.

2. (1) For the purpose of these Regulations, unless the context otherwise requires— Interpretation.

“aircraft” has the same meaning as in any Order in Council for the time being in force under Part I of the Air Navigation Acts, 1920 and 1936;

“ammunition” has the same meaning as in the the Explosives Act, 1875;

“Dominion” means a Dominion within the meaning of the Statute of Westminster, 1931, and includes any territory administered by His Majesty’s Government in such a Dominion;

“Dominion ship or aircraft” means a British ship or aircraft registered in in any Dominion other than Newfoundland, or in India, Burma or Southern Rhodesia, not being a ship or aircraft which is for the time being placed at the disposal of, or chartered by, or on behalf of, His Majesty’s Government in the United Kingdom, and “Dominion ship” and “Dominion aircraft” shall be construed accordingly;

“enemy alien” means a person who, not being either a British subject or a British-protected person, possesses the nationality of a State at war with His Majesty;

“essential services” means such services as may for the time being be declared by order of the Governor to be of public utility or to be essential for the prosecution of the war or essential to the life of the community;

“explosive” has the same meaning as in the Explosives Act, 1875;

“firearms” has the same meaning as in the Firearms Ordinance, 1930;

“land” includes (without prejudice to the provisions of Section 28 of the Interpretation Ordinance, 1900) land covered with water and parts of houses or buildings;

“officer of police” means a police officer of or above the rank of inspector;

“photographs” includes any photographic plates, photographic films or other sensitised articles which have been exposed in a camera, whether they have been developed or not;

“postal packet” has the same meaning as in the Post Office Ordinance, 1898;

"requisition" means, in relation to any property, take possession of the property or require the property to be placed at the disposal of the requisitioning authority;

"seaplane" includes a flying boat and any other aircraft designed to manœuvre on the water;

"ship" and "vessel" have respectively the same meanings as in the Merchant Shipping Act, 1894, but shall not include a ship or vessel belonging to His Majesty;

"telegram" means any message or other communication transmitted or intended for transmission by any apparatus for transmitting messages or other communications by means of electric signals;

"the war" means any war in which His Majesty may be engaged;

"United Kingdom ship or aircraft" means a ship or aircraft registered in the United Kingdom, and includes any ship or aircraft which is for the time being placed at the disposal of, or chartered by or on behalf of, His Majesty's Government in the United Kingdom;

"war offence" means—

- (a) treason, in so far as it consists in adhering to the King's enemies, giving them aid and comfort;
- (b) an offence of trading with the enemy;
- (c) an offence under any of the provisions of the Official Secrets Acts, 1911 and 1920;
- (d) an offence against any of these Regulations;
- (e) an offence against any Order in Council or order made under Part I or section seven of the Air Navigation Acts, 1920 and 1936;
- (f) attempting or conspiring to commit, or aiding, abetting counselling or procuring the commission of, or being accessory to, any offences specified in paragraphs (a) to (e) of this definition;

"wireless transmitting apparatus" means apparatus for making communications by means of wireless telegraphy, wireless telephony or wireless television, and "wireless receiving apparatus" means apparatus for receiving communications or information made or given by the said means.

(2) Any reference in these Regulations to the master of a vessel or the pilot of an aircraft shall be construed as including a reference to the person for the time being in charge of the vessel or aircraft, as the case may be.

(3) Any reference to the making, sending or receiving of communications which is made in any of the provisions of these Regulations relating to wireless telegraphy, wireless telephony or wireless television shall be construed as including a reference to the giving of warning or information or, as the case may be, to the receiving of warning or information.

(4) The Interpretation Ordinance, 1900, shall apply to the interpretation of these Regulations, and of any orders or rules made thereunder, as it applies to the interpretation of an Ordinance, and for the purposes of section 11 of the said Ordinance, these Regulations and such orders and rules as aforesaid shall be deemed to be Ordinances.

(5) Any reference in any document to these Regulations or to any of them shall, unless the contrary intention appears, be construed as a reference to these Regulations or to that Regulation, as amended by any subsequent Regulations made under the Emergency Powers (Defence) Act (U.K.) 1939.

3. (1) The Competent Authority shall be the person appointed by the Governor in writing for the purposes of all or any of the Regulations in which such expression occurs, and any person so appointed is in these Regulations referred to as the Competent Authority. Competent authority.

(2) Where the holder of a designated office has been appointed to be the Competent Authority, then, unless express provision is made to the contrary, the appointment shall be deemed to extend to the person for the time being performing the duties of the office designated.

4. An "authorised officer" means any officer of police, and also the following persons— Authorised officer.

(a) For the purposes of Regulations 7, 26, 27, 28, 30, 32, 33, 34, 50, 53, 62, 66 a person holding a commission in any of His Majesty's forces.

(b) For the purposes of Regulations 6, 47 a Customs Officer.

(c) Any others appointed by the Governor.

PART II.

CENSORSHIP AND THE CONTROL AND SUPPRESSION OF PUBLICATIONS, WRITINGS, MAPS, PLANS, PHOTOGRAPHS, COMMUNICATIONS, AND MEANS OF COMMUNICATION.

5. (1) The Governor may appoint a censor of postal matter and telegrams and such number of assistant and deputy assistant censors as he shall think fit, and the word censor in these Regulations includes any assistant censor so appointed. Appointment of censor and censorship.

(2) The Governor may by warrant under his hand authorise the Postmaster and any person in charge of cable and radio stations to detain and produce to the censor all postal packets and telegrams coming into their possession either for transmission or delivery.

(3) The censor, or any person authorised by him, may open, examine, censor or detain either permanently or for so long a period as he may deem necessary any postal packet or telegram of any description whatsoever which may be in course of, or intended for, transmission to, from, or through the Colony.

(4) Any person who without lawful authority transmits any telegram at any place in the Colony or on any vessel or aircraft within the territorial waters thereof unless such telegram has first been passed for transmission by the censor is guilty of an offence against these Regulations.

6. (1) The Governor may make provision by order for securing that postal packets of any such description as may be specified in the order shall not be despatched by post from the Colony to destinations outside the Colony, except in accordance with the order; and in particular, but without prejudice to the generality of the preceding provisions of this paragraph, any such order may, in relation to any description of postal packets, direct that no postal packet of Postal communications.

that description shall be so despatched as aforesaid otherwise than under the authority of a permit granted by such authority or person as may be specified in the order.

(2) The Governor may make provision by order for securing that, subject to any exemptions for which provision may be made by the order, and except in accordance with such conditions as may be contained therein, no document, pictorial representation or photograph or other article whatsoever recording information shall be sent or conveyed from the Colony to any destination outside the Colony otherwise than by post, or conveyed into the Colony otherwise than by post.

No person shall have any article in his possession for the purpose of sending or conveying it in contravention of an order made under this paragraph.

(3) Any person who is about to embark on any vessel or aircraft at any place in the Colony for the purpose of leaving the Colony, or lands from any vessel or aircraft at any place on coming to the Colony, (which person is hereafter in this paragraph referred to as "the traveller") shall, if requested so to do by an authorised officer, —

- (a) declare whether or not the traveller has with him any such article as is mentioned in paragraph (2) of this Regulation;
- (b) produce any such article as aforesaid which he has with him;

and an authorised officer, and any person acting under his directions, may examine or search any article which the traveller has with him, for the purpose of ascertaining whether he is conveying or has in his possession any article in contravention of paragraph (2) of this Regulation, and, if the authorised officer has reasonable ground for suspecting that the traveller has any article about his person in contravention of that paragraph, search him, and may seize any article produced as aforesaid or found upon such examination or search as aforesaid, being an article as to which the authorised officer has reasonable ground for suspecting that it is being sent or conveyed in contravention of the said paragraph or is in the traveller's possession in contravention of that paragraph :

Provided that no woman shall be searched in pursuance of this paragraph except by a woman.

(4) Where, at any place in the Colony, any person is on any occasion found in circumstances in which it is reasonable to suppose that on that occasion he has communicated, or intends to communicate, at that place with a person embarking thereat on a vessel or aircraft for the purpose of leaving the Colony, or landing thereat from a vessel or aircraft on coming to the Colony, the provisions of paragraph (3) of this Regulation shall apply in relation to the person so found, as they apply in relation to a person about to embark on a vessel or aircraft for the purpose of leaving the Colony; and where any person is on any occasion found travelling in the Colony to or from any place in such circumstances as aforesaid, the said provisions shall apply in relation to him as they would apply if, when so found, he had been about to embark on a vessel or aircraft for the purpose of leaving the Colony.

Where there is declared or produced to the authorised officer in compliance with this Regulation, or discovered by the authorised officer in circumstances in which it ought to have been so declared or produced, any such plate, film or other article as aforesaid which

he suspects to have been exposed in a camera but not developed, he may cause to be taken, or require the person by whom it is declared or produced or in whose possession it is discovered to take, such steps (including subjection of the article to the process of development) as may be reasonably necessary for enabling the authorised officer to ascertain whether or not it has been so exposed.

7. (1) The Governor may by order direct that, subject to any exemptions for which provision may be made by the order, no person shall, except under the authority of a written permit granted by such authority or person as may be specified in the order, have in his possession or under his control—

Wireless telegraphy,
&c.

- (a) any such article as may be specified in the order, being an article which is designed for the purpose only of being used for the operation of wireless transmitting apparatus;
- (b) any such wireless receiving apparatus as may be specified in the order, being a type of apparatus which is designed to be used also as wireless transmitting apparatus or which appears to the Governor to be readily adaptable for the purpose of being so used;

Provided that nothing in any such order shall restrict the doing of anything by any servant of His Majesty acting in the course of his duty as such, or apply in relation to any apparatus in respect of which there is in force a licence under the Wireless Telegraphy Ordinance, 1925 authorising the use of the apparatus for transmission or in relation to any article forming part of any such apparatus; and in any proceedings taken by virtue of this paragraph against any person by reason of his having in his possession or under his control any article not forming part of any such apparatus, it shall be a defence for him to prove that at the material time he had the article in his possession or under his control for the purpose only of the operation of an apparatus in respect of which such a licence was then in force.

(2) In any proceedings arising out of a contravention of paragraph (1) of this Regulation, it shall be a defence for the defendant to prove that at the date of the contravention application had been made by him (for the first time) for the necessary permit in relation to the objects in respect of which the proceedings are taken, and that the application was still pending at that date.

(3) The competent authority may by order provide for prohibiting in certain circumstances, and otherwise for regulating, the use of wireless transmitting apparatus; and if any apparatus is used in contravention of an order under this paragraph, then (without prejudice to any proceedings which may be taken against any other person) the occupier of the premises on which the apparatus is situated, or, where the apparatus is on board any vessel or aircraft, the master of the vessel or the pilot of the aircraft, as the case may be, shall each be guilty of an offence against this Regulation :

Provided that, in any proceedings which, by virtue of this paragraph, are taken against any person in respect of the use of any apparatus by some other person in contravention of such an order, it shall be a defence for the defendant to prove that the apparatus was so used without his permission and that he exercised all due diligence to prevent any contravention of the order.

(4) An authorised officer may, in relation to any ship or aircraft, take such steps, and use such force, as may appear to that person to be reasonably necessary for securing compliance with

any order under paragraph (2) of this Regulation relating to the ship or aircraft, or, where a contravention of such an order has occurred in the case of the ship or aircraft, for enabling proceedings in respect of the contravention to be effectually taken.

(5) Notwithstanding anything in the Wireless Telegraphy Ordinance, 1925, the Governor in his discretion may refuse to grant a licence under the said ordinance and may revoke at any time a licence granted under that ordinance.

Interference with telegraphic communications.

8. No person shall knowingly —

- (a) cause interference with the sending or receiving of communications by means of wireless telegraphy, wireless telephony or wireless television, or
- (b) cause interference with, or intercept, telegraphic or telephonic communications made otherwise than by the said means :

Provided that this Regulation shall not apply to anything done by, or with the permission or under the direction of, any servant of His Majesty or police constable acting in the course of his duty as such.

Signalling to foreign vessels or aircraft.

9. No person shall, except with permission granted by or on behalf of the Governor, make any signal (either visually or by means of sound or otherwise) to any foreign vessel or foreign aircraft.

Provided that this Regulation shall not restrict the making of any signal by any servant of His Majesty acting in the course of his duty as such, or the making of any signal for the purpose only of saving life or of regulating or aiding the navigation, on the water or in the air, of any vessel or aircraft other than a vessel or aircraft being used in the service of a Power at war with His Majesty.

Signalling apparatus.

10. (1) Subject to any exemptions for which provision may be made by order of the Governor, no person shall, except with permission granted by a competent authority, have in his possession or under his control any apparatus or contrivance for signalling (whether visually or otherwise) which is of such a nature that it could be used for a purpose prejudicial to defence :

Provided that this Regulation shall not restrict the doing of anything by any servant of His Majesty or police constable acting in the course of his duty as such, and (without prejudice to Regulation No. 7) shall not apply —

- (a) in relation to any wireless transmitting apparatus, or
- (b) in relation to any apparatus forming part of the equipment of a vessel or aircraft, being an apparatus which is required by law to be carried therein.

(2) In any proceedings arising out of a contravention of this Regulation, it shall be a defence for the defendant to prove that at the date of the contravention application had been made by him (for the first time) for the necessary permission in relation to the objects in respect of which the proceedings are taken, and that the application was still pending at that date.

Means of secret communication.

11. (1) Subject to the provisions of this Regulation no person shall, except with permission granted by the Governor, knowingly have in his possession, or knowingly send by post or otherwise to any destination, whether within or outside the Colony, —

- (a) any instructions for utilising any means of secretly conveying, receiving or recording information,

- (b) any substance or article manufactured or designed for the purpose of secretly conveying, receiving or recording information, or
- (c) any document or other article secretly conveying or recording any information.

(2) Any person who has in his possession any such instructions as are mentioned in sub-paragraph (a) of paragraph (1) of this Regulation, shall, if requested by or on behalf of the Governor so to do, deliver up those instructions to such authority or person as may be specified in the request.

(3) Any person who has in his possession, in contravention of this Regulation, any substance or article manufactured or designed for the purpose of secretly conveying, receiving or recording information, shall, if requested by or on behalf of the Governor so to do, deliver up that substance or article to such authority or person as may be specified in the request.

(4) Nothing in paragraphs (2) and (3) of this Regulation shall be taken to prevent the prosecution of any person in respect of a contravention of paragraph (1) of this Regulation.

(5) In this Regulation the expression "instructions for utilising any means of secretly conveying, receiving or recording information" includes any code or cipher, but paragraph (1) of this Regulation shall not apply—

- (a) to the possession of—
 - (i) any code or cipher the use of which is approved by the Governor, or
 - (ii) any document conveying or recording information by means of such a code or cipher, being a document which specifies in clear the code or cipher used, or
- (b) to the use, in accordance with conditions imposed by the Governor, of any such code or cipher as is mentioned in sub-paragraph (a) of this paragraph,

and shall not restrict the doing of anything by any servant of His Majesty or police constable acting in the course of his duty as such.

12. No person shall, in any manner likely to prejudice the defence of the realm or the efficient prosecution of the war,—

General provisions for safeguarding information.

- (1) obtain,
- (2) record, communicate to any other person or publish, or
- (3) have in his possession any document containing, or other record whatsoever of,

any information being, or purporting to be, information with respect to any of the following matters, that is to say :—

- (a) the number, description, armament, equipment, disposition, movement or condition of any of His Majesty's forces, vessels or aircraft;
- (b) any operations or projected operations of any of His Majesty's forces, vessels or aircraft;
- (c) any measures for the defence or fortification of any place on behalf of His Majesty;
- (d) the number, description or location of any prisoners of war;

(e) munitions of war:

(f) any other matter whatsoever information as to which would or might be directly or indirectly useful to the enemy.

Communication with enemy agents.

13. No person shall communicate or associate with any other person having reasonable cause to believe that that other person is engaged in assisting the enemy:

Provided that in any proceedings taken by virtue of this Regulation in respect of any particular communication or association, it shall be a defence to prove that the purpose of the communication or association was not prejudicial to public safety or to defence.

Photography, &c.

14. (1) Subject to any exemptions for which provision may be made by order of the Governor no person shall, except under the authority of a written permit granted by the Governor, or a competent authority—

(a) have a camera with him in any place in the Colony to which the public have access, or

(b) make any photograph, sketch, plan or other representation of any area, or of any part of or object in such area, which may be specified by the Governor being an area in relation to which the restriction of photography appears to him to be expedient in the interests of public safety or of defence.

(2) In any proceedings arising out of a contravention of sub-paragraph (a) of paragraph (1) of this Regulation, it shall be a defence for the defendant to prove that at the time of the contravention application had been made by him (for the first time) for the necessary permit in relation to the camera in respect of which proceedings are taken, and that the application was still pending at that date.

(3) The Governor may make such orders, as he thinks necessary for securing that photographs, sketches, plans and other representations made under the authority of a permit granted in pursuance of sub-paragraph (b) of paragraph (1) of this Regulation, shall not be published unless and until they have been submitted to, and approved by, such authority or person as may be specified in the order; and such person or authority may, if he thinks it necessary in the interests of public safety or defence so to do, retain or destroy or otherwise dispose of, anything submitted as aforesaid.

(4) This Regulation shall not apply to anything done by any servant of His Majesty or police constable acting in the course of his duty as such.

Inventions and designs.

15. (1) Where, either before or after the coming into force of this Regulation, an application has been made to the Registrar General for the grant of a patent or the registration of a design, the Governor, if satisfied that it is expedient in the interests of defence so to do, may require the Registrar General to omit or delay the doing of anything which he would otherwise be required to do in relation to the application, and give directions for prohibiting or restricting the publication of information with respect to the subject matter of the application, or the communication of such information to particular persons or classes of persons.

(2) No person shall, except under the authority of a written permit granted by the Governor, make any application for the grant of a patent, or the registration of a design, in any foreign country.

(3) The Governor, if it appears to him to be necessary or expedient in the interests of defence or the efficient prosecution of the war so to do, may give directions to any person requiring him to furnish to such authority or person as may be specified in the directions any such information in his possession relating to any invention, design or process as may be specified in the directions, or demanded of him by the said authority or person.

(4) The right of a person to apply for, or obtain, a patent in respect of an invention or registration in respect of a design shall not be prejudiced by reason only of the fact that the invention or design has previously been communicated to a person in compliance with paragraph (3) of this Regulation, or used by a person in consequence of such communication, and a patent in respect of an invention, or the registration of a design, shall not be held to be invalid by reason only that the invention or design has been so communicated or used as aforesaid.

(5) In connection with the making, use or exercise of any invention or design on behalf of, or for the services of, the Crown (whether by virtue of the Patents and Designs Act, 1907, U.K. or otherwise), the Governor may authorise the use of any drawing, model, plan or other document or information in such manner as appears to him to be expedient in the interests of defence or the efficient prosecution of the war, notwithstanding anything to the contrary contained in any licence or agreement; and any licence or agreement, if and so far as it confers on any person, otherwise than for the benefit of the Crown, a right to receive any payment in respect of the use of any document or information in pursuance of such an authorisation, shall be inoperative.

PART III.

MOVEMENTS AND ACTIVITIES OF PERSONS.

16. (1) The Governor, if satisfied, with respect to any particular person, that with a view to preventing him acting in any manner prejudicial to public safety or defence, it is necessary so to do, may make an order for all or any of the following purposes, that is to say :—

Restriction of movements of suspected persons.

- (a) for securing that, except in so far as he may be permitted by the order, or by such authority or person as may be specified in the order, that person shall not be in any such area in the Colony as may be so specified;
- (b) for requiring him to notify his movements, in such manner, at such times and to such authority or person as may be specified in the order.

(2) If any person is in any area in contravention of an order made under this Regulation, or fails to leave any area in accordance with the requirements of such an order, then, without prejudice to any proceedings which may be taken against him, he may be removed from that area by any officer of police or by any person authorised in that behalf by the Governor.

17. (1) The Governor, if satisfied, with respect to any particular person, that with a view to preventing him acting in any manner prejudicial to public safety or defence, it is necessary so to do, may make an order:—

Restriction orders and detention orders.

- (a) prohibiting or restricting the possession or use by that person of any specified articles;

- (b) imposing upon him such restrictions as may be specified in the order in respect of his employment or business, in respect of his association or communication with other persons, and in respect of his activities in relation to the dissemination of news or the propagation of opinions;
- (c) directing that he be detained;

and so long as there is in force in respect of any person such an order as aforesaid directing that he be detained, he shall be liable to be detained in such place, and under such conditions, as the Governor may from time to time determine, and shall, while so detained, be deemed to be in legal custody.

(2) For the purposes of this Regulation, there shall be one or more advisory committees consisting of persons appointed by the Governor, and the chairman of any such committee shall be the Magistrate.

(3) The functions of any such committee shall be to consider, and make recommendations to the Governor with respect to, any objections against an order under this Regulation which are duly made to the committee by the person to whom the order relates.

(4) The Governor may make rules as to the manner in which objections against such an order as aforesaid may be made to such an advisory committee, and such rules shall contain provisions for enabling any person in respect of whom an order is made under this Regulation to make objections against the order either in person or by council, solicitor or agent; and every such person shall be informed of his right to make objections under this Regulation.

Interference with His Majesty's forces, &c.

18. No person shall

- (1) do any act having reasonable cause to believe that it will be likely to prevent or interfere with the performance of their duties by members of His Majesty's forces or the carrying on of their work by persons engaged in the performance of essential services, or
- (2) do, in relation to any person whom he knows to be a member of His Majesty's forces or to be a person so engaged, any act with intent thereby to render him incapable of efficiently performing his duties as such or, as the case may be, of efficiently carrying on his work as a person so engaged:

Providing that a person shall not be guilty of an offence under this Regulation by reason only of his taking part in, or peacefully persuading any other person to take part in, a strike.

Misleading acts and misrepresentation.

19. (1) No person shall—

- (a) do any act calculated falsely to suggest that he or any other person is or is not acting (either generally or in a particular capacity) in the service, or on behalf, of His Majesty or a foreign Government, or as a member of a police force or fire brigade, or in the service, or on behalf, of an undertaking engaged in the performance of essential services, or
- (b) do, in relation to any property, any act calculated falsely to suggest that the property does or does not belong to, or is or is not in the possession or under the control of, His Majesty, or has or has not been

classified, selected or appropriated on behalf of His Majesty for any particular purpose, or

- (c) do any act whereby there are communicated, or likely to be communicated, to the public or to any section thereof any directions, instructions or information falsely purporting to be duly issued or given for purposes connected with the defence of the realm or the securing of the public safety, or
- (d) make any defence signal otherwise than for the purpose for which, or otherwise than in the circumstances in which the making of that signal is authorised by or on behalf of the Governor, or do any act, or make any statement, having reasonable cause to believe that the act or statement is likely to result in such a signal being made otherwise than for that purpose or otherwise than in those circumstances, or do any act having reasonable cause to believe that the act is likely to be mistaken for the making of such a signal, or
- (e) do any act, or make any statement, having reasonable cause to believe that the act or statement is likely to mislead any person in the discharge of any lawful functions in connection with the defence of the realm or the securing of the public safety:

Provided that the provisions of sub-paragraph (a) of this paragraph shall not apply to anything done by any servant of His Majesty or police constable acting in the course of his duty as such.

(2) In this Regulation the expression "defence signal" means any signal authorised by or on behalf of the Governor to be used for any purpose connected with defence or the securing of public safety.

20. (1) Except in such circumstances as may be specified by order of the Governor, no alien who is in the Colony on the thirty-first day of August nineteen hundred and thirty nine shall, while in the Colony at any time after that day, assume or use or purport to assume for any purpose any name other than that by which he was ordinarily known immediately before the said day.

Change of name.

(2) Where, after the thirty-first day of August nineteen hundred and thirty nine, any alien carries on or purports to carry on (whether alone or in association with any other person) any trade or business under any name or style other than that under which that trade, or business was being carried on immediately before the said day, he shall, for the purposes of paragraph (1) of this Regulation, be deemed to be using a name other than that by which he was ordinarily known immediately before the said day.

(3) In relation to any alien who, not having been in the Colony on the thirty-first day of August nineteen hundred and thirty nine, thereafter lands in the Colony, paragraphs (1) and (2) of this Regulation shall have effect as if for any reference in those paragraphs to the said day there were substituted a reference to the day on which he first lands in the Colony after the thirty-first day of August, nineteen hundred and thirty nine.

(4) For the purposes of this Regulation, the expression "name" shall be construed as including surname, and a name shall be deemed to be changed if the spelling thereof is altered.

21. (1) No person shall—

Causing disaffection.

- (a) endeavour to cause disaffection among any persons

engaged (whether in the Colony or elsewhere) in His Majesty's service, or in the performance of essential services, or to induce any person to do or omit to do anything in breach of his duty as a person so engaged, or

- (b) with intent to contravene, or to aid, abet, counsel or procure a contravention of, sub-paragraph (a) of this paragraph, have in his possession or under his control any document of such a nature that the dissemination of copies thereof among any such persons as aforesaid would constitute such a contravention.

(2) A prosecution for an offence against this Regulation shall not be instituted except with the consent of the Governor.

Propaganda.

22. (1) No person shall—

- (a) endeavour, whether orally or otherwise, to influence public opinion (whether in the Colony or elsewhere) in a manner likely to be prejudicial to defence or the efficient prosecution of the war, or
- (b) do any act, or have any article in his possession, with a view making, or facilitating the making of, any such endeavour.

A prosecution in respect of a contravention of this paragraph shall not be instituted except with the consent of the Attorney-General.

Processions and meetings.

23. (1) The Governor, if satisfied, with respect to any area in the Colony, that the holding of public processions or of any class of such processions in that area would be likely to cause a disturbance of public order or to promote disaffection, may by order prohibit, for such period as may be specified in the order, the holding in that area of processions or processions of that class, as the case may be.

(2) The Governor may give directions prohibiting the holding of any meeting as to which he is satisfied that the holding thereof would be likely to cause a disturbance of public order or to promote disaffection.

(3) Any police constable may take such steps, and use such force, as may be reasonably necessary for securing compliance with any order or directions made or given under this Regulation.

Sabotage.

24. (1) No person shall do any act with intent to impair the efficiency or impede the working of any vessel, aircraft, vehicle, machinery, apparatus or other thing used or intended to be used for the purposes of any of His Majesty's forces, or for the purposes of any undertaking engaged in the performance of essential services:

This paragraph shall apply in relation to any omission on the part of a person to do anything which he is under a duty, either to the public or to any person, to do, as it applies in relation to the doing of any act by a person.

(2) Any person convicted by a superior court on indictment of an offence against this Regulation shall be liable to imprisonment for any term not exceeding fourteen years or to a fine not exceeding five hundred pounds or to both such imprisonment and such fine.

Acts done with intent to assist the enemy.

25. If, with intent to assist the enemy, any person does any act which is likely to assist the enemy, or to prejudice the public

safety, the defence of the Colony or the efficient prosecution of the war, then without prejudice to the law relating to treason, he shall be guilty of an offence against this Regulation and shall, on conviction on indictment, be liable to imprisonment for life.

26. (1) A competent authority may, if it appears to him to be necessary in the interests of defence so to do, give with respect to any particular ship or aircraft at a port or place in the Colony, directions that the ship or aircraft shall not leave the port or place until permitted to do so by such authority or person as may be specified in the directions; and if any ship or aircraft leaves or attempts to leave any port or place in contravention of any such directions as aforesaid, the master of the ship or the pilot of the aircraft, as the case may be, shall be guilty of an offence against this Regulation:

Stopping of ships and aircraft.

Provided that any directions given under this paragraph shall cease to have effect twenty-four hours after the time at which they are given, unless in the meantime they have been confirmed by the Governor.

(2) An authorised officer may, in relation to any ship or aircraft, take such steps, and use such force, as may appear to that person to be reasonably necessary to secure compliance with any directions given under this Regulation with respect to the ship or aircraft or, where an offence against this Regulation has occurred in the case of the ship or aircraft, for enabling proceedings in respect of the offence to be effectually taken.

27. (1) If, as respects any premises, it appears to the Governor to be necessary or expedient, in the interests of defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, that special precautions should be taken to prevent the entry of unauthorised persons, he may by order declare those premises to be a protected place for the purposes of these Regulations; and so long as the order is in force, no person shall, subject to any exemptions for which provision may be made by the order, be in those premises without the permission of such authority or person as may be specified in the order.

Protected places.

Any premises in relation to which an order made under this Regulation is in force are hereafter in these Regulations referred to as "a protected place."

(2) Where, in pursuance of this Regulation, any person is granted permission to be in a protected place, that person shall, while acting under such permission, comply with such directions for regulating his conduct as may be given by the Governor or by the authority or person granting the permission; and an authorised officer, or any person authorised in that behalf by the occupier of the premises, may search any person entering, or seeking to enter, or being in, a protected place, and may detain any such person for the purpose of searching him.

(3) If any person is in a protected place in contravention of this Regulation, or, while in such a place, fails to comply with any direction given under this Regulation, then, without prejudice to any proceedings which may be taken against him, he may be removed from the place by an authorised officer or any person authorised in that behalf by the occupier of the premises.

28. (1) Without prejudice to any other of these Regulations, the Governor, if satisfied with respect to any area that it is necessary or expedient, in the interests of defence or the efficient prosecution of the war, to regulate the entry of persons into that area, may by order declare that area to be a protected area for the

Protected areas.

purposes of these Regulations; and so long as the order is in force, then, on and after such day as may be specified in the order, and subject to any exemptions for which provision may be made by the order, no person being either an enemy alien or a person who was not at the beginning of that day resident in the said area shall be therein without the permission of such authority or person as may be specified in the order.

Any area in relation to which an order made under this Regulation is in force is hereafter in these Regulations referred to as "a protected area."

(2) If any person is in a protected area in contravention of this Regulation, then, without prejudice to any proceedings which may be taken against him, he may be removed from the area by or under the direction of an authorised officer.

Controlled areas.

29. Without prejudice to any other of these Regulations the Governor may, as respects—

- (a) any protected place or protected area, or
- (b) any place in relation to which it appears to the Governor to be necessary to take special precautions owing to the presence in that place of members of His Majesty's forces or munitions of war,

make such rules regulating the conduct of persons in the said place or area as he thinks necessary for the protection of persons and property in that place or area, for safeguarding the discipline and efficiency of members of His Majesty's forces therein, or for facilitating the enforcement therein of these Regulations; and a rule made in relation to any place by virtue of sub-paragraph (b) of this paragraph may make provision for restricting access to that place, and for removing therefrom any person who is therein in contravention of the rule.

Trespassing and loitering.

30. (1) No person shall—

- (a) trespass on, or on premises in the vicinity of, any premises to which this Regulation primarily applies,
- (b) unlawfully enter or board any vehicle, vessel or aircraft used or appropriated for any of the purposes of His Majesty's service, or trespass on premises in the vicinity of any such vehicle, vessel or aircraft, or
- (c) trespass on premises in the vicinity of any protected place;

and if any person is found trespassing on any premises in contravention of this paragraph, or is found on any vehicle, vessel or aircraft on any occasion on which he has entered or boarded it in contravention of this paragraph, then, without prejudice to any proceedings which may be taken against him, he may be removed by an authorised officer from the premises or from the vehicle, vessel or aircraft, as the case may be.

(2) No person shall, for any purpose prejudicial to the public safety or defence be in, or in the vicinity of, any premises to which this Regulation primarily applies or any such vehicle, vessel or aircraft as aforesaid; and where, in any proceedings taken against a person by virtue of this paragraph, it is proved that at the material time he was present in, or in the vicinity of, the premises, vehicle, vessel or aircraft concerned, the prosecution may thereupon adduce such evidence of the character of that person (including evidence of his having been previously convicted of any offence) as tends to

show that he was so present for a purpose prejudicial to public safety or defence.

(3) No person loitering in the vicinity of a protected place, of any premises to which this Regulation primarily applies or of any such vehicle, vessel or aircraft as aforesaid, shall continue to loiter in that vicinity after being requested by the appropriate person to leave it.

(4) The premises to which this Regulation primarily applies are premises used or appropriated—

- (a) for any of the purposes of His Majesty's service or for defence against, or protection from, an enemy, or
- (b) for the performance of any essential services.

31. The Governor, if he considers it necessary in the interests of defence so to do, may by order provide for the stopping up or diversion of any highway, and for prohibiting or restricting the exercise of any right of way or the use of any waterway. Control of highways.

PART IV.

CONTROL OF PORTS AND MOVEMENTS OF VESSELS AND AIRCRAFT.

32. (1) The Governor may by order make provision as to the places in or to which vessels may be or go, and generally for regulating the movements, navigation, pilotage, anchorage, mooring, berthing and lighting of vessels within the harbours and territorial waters of the Colony, and any order made under this Regulation is hereafter in these Regulations referred to as "a navigation order." General control of navigation.

(2) If, in the case of any vessel, a navigation order is contravened or not complied with, the master of the vessel shall be guilty of an offence against this Regulation.

(3) An authorised officer may, in relation to any vessel, take such steps, and use such force, as may appear to that person to be reasonably necessary for securing compliance with any order under this Regulation relating to the vessel, or, where an offence against this Regulation has occurred in the case of the vessel, for enabling proceedings in respect of the offence to be effectually taken.

(4) This Regulation shall apply in relation to seaplanes on the surface of the water as those provisions apply in relation to vessels, and seaplanes taking off from, or alighting on, the water shall be deemed, for the purpose of this Regulation, to be on the surface of the water while in contact therewith.

33. (1) The Governor may, if it appears to him to be necessary or expedient for the safety of ships registered in the Colony and of persons on board such ships so to do, make provision by order for securing that any ship registered in the Colony to which the order applies shall not, except under permission granted by a competent authority, proceed to sea from any port in the Colony unless such requirements in respect of the alteration of the structure or external appearance of the ship, and in respect of the equipping of the ship with any particular apparatus, contrivance or appliance, as may be contained in the order have been complied with, and an order under this Regulation may be made so as to apply either to a particular ship or to ships of a particular class. Measures for safety of ships.

(2) If any ship proceeds or attempts to proceed to sea in contravention of an order made under this Regulation, the master

of the ship and the person having the management thereof shall each be guilty of an offence against this Regulation.

(3) An authorised officer may, in relation to any ship, take such steps, and use such force, as may appear to that person to be reasonably necessary for securing compliance with any order under this Regulation relating to the ship, or, where an offence against this Regulation has occurred in the case of the ship, for enabling proceedings in respect of the offence to be effectually taken.

Control of trade by
sea.

34. (1) Without prejudice to any navigation order, the Governor, with a view to securing that ships registered in the Colony are used in such a manner only as may be considered expedient in the interests of the defence of the Colony or the efficient prosecution of the war, or for the maintenance of supplies and services essential to the life of the community, may by order provide that a ship registered in the Colony shall not proceed to sea from any port (whether within or outside the Colony) except under the authority of a licence granted by such authority or person as may be specified in the order: and any such order may contain provisions whereby a licence under the order may be granted subject to such limitations and conditions as the authority or person granting the licence thinks fit to impose with respect to—

- (a) the trades in which the ship may be engaged, and the voyages which may be undertaken by the ship,
- (b) the class of cargoes or passengers which may be carried in the ship, and
- (c) the hiring of the ship, and the terms upon which cargoes or passengers may be carried in the ship,

and may also contain provisions for requiring any ship in respect to which such a licence is in force to comply with any directions given by such authority or person as may be specified in the order as to the ports to which the ship is to proceed for any particular purposes.

Any provision of an order under this paragraph may be framed so as to apply to any specified class of ship registered in the Colony, and so as to apply to any such ships either wherever they may be or while in such waters, or engaged in such trades or on such voyages, as may be specified in the order.

(2) If any ship proceeds or attempts to proceed to sea in contravention of an order made under this Regulation, or if otherwise there is any contravention of such an order in the case of a ship, the master of the ship and the person having the management thereof shall each be guilty of an offence against this Regulation.

(3) An authorised officer may, in relation to any ship, take such steps, and use such force, as may appear to that person to be reasonably necessary for securing compliance with any order under this Regulation relating to the ship, or, where an offence against this Regulation has occurred in the case of the ship, for enabling proceedings in respect of the offence to be effectually taken.

Control of lighthouses,
&c.

35. (1) Except under permission granted by the Governor,—

- (a) no light, buoy, beacon or other apparatus used in the Colony for the purpose of aiding navigation in or on the water, shall be discontinued, altered or removed; and
- (b) no variation shall be made in the mode of exhibiting or operating any such light, buoy, beacon or other apparatus.

(2) The Governor may, if it appears to him to be necessary in the interests of public safety or defence so to do, give directions for prohibiting or restricting the exhibition or operation of, or requiring the removal, alteration or concealment of, or the making of any variation in the mode of exhibiting or operating, any such light, buoy, beacon or other apparatus as aforesaid.

(3) If this Regulation, or any direction given under this Regulation, is contravened or not complied with in the case of any light, buoy, beacon or other apparatus, the person responsible for the maintenance of the light, buoy, beacon or apparatus, as the case may be, shall be guilty of an offence against this Regulation; and, in the case of a failure to comply with any such direction as aforesaid requiring the removal, alteration or concealment of any light, buoy, beacon or other apparatus, the Governor may (without prejudice to any proceedings which may be taken in respect of the offence) cause to be done all such work as may be necessary for securing compliance with the direction.

36. Any person lawfully engaged to serve on board any ship belonging to, or chartered or requisitioned by, or on behalf of, His Majesty, who in the Colony is, by virtue of section two hundred and twenty-one of the Merchant Shipping Act, 1894, guilty of the offence of desertion or of absence without leave, may, notwithstanding anything contained in that Act, be conveyed on board his ship by, or under the direction of, any one or more of the following persons, that is to say, the master of the ship, the mate of the ship, the person having the management of the ship, any officer of police, any commissioned officer in His Majesty's forces and any superintendent within the meaning of the said Act.

Deserters from ships.

37. (1) The power of the Governor under paragraph 4 of the First Schedule to the Colonial Air Navigation (Application of Acts) Order, 1937, United Kingdom, to regulate or prohibit by order the navigation of aircraft shall be exercisable in relation to the navigation of aircraft registered in the Colony over any area outside the Colony, as it is exercisable in relation to the navigation of any aircraft over the Colony, and the said paragraph shall have effect as if it enabled the Governor to make, in an order under that paragraph, such provision with respect to incidental and supplementary matters as appears to him to be necessary or expedient for the purposes of the order.

Amendment of the Colonial Air Navigation (Application of Acts) Order, 1937.

(2) In addition to the provisions authorised by the said paragraph 4, an order under that paragraph may, for the purpose of securing compliance with the order, contain provisions authorising any commissioned officer in His Majesty's forces or any person acting under the orders of any such officer to fire at any aircraft that flies or attempts to fly in contravention of the order.

(3) Paragraph 11 of the First Schedule to the Colonial Air Navigation (Application of Acts) Order, 1937 (which enables a person alleged to be guilty of an offence under the Acts or under any Order in Council or regulations made thereunder to be tried in any place where he is for the time being), shall extend to offences under any order made under paragraph 4 of the said Schedule, and accordingly the said paragraph 11 shall have effect as if there were therein inserted after the words "Order in Council" the word "order".

PART V.

TRANSPORT.

38. A competent authority may, with a view to facilitating any operations of His Majesty's forces or the movement of persons

Control of lines of communication for defence purposes.

and supplies in connection with any such operations, give directions for prohibiting or restricting, within such area in the Colony, and for such period, as may be specified in the directions, the use of any dock or harbour or any highway or inland waterway.

Control of traffic at ports.

39. (1) Without prejudice to any navigation order, the Governor, if it appears to him to be necessary or expedient so to do in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, may make provision by order —

- (a) for prohibiting or restricting the shipping or unshipping of articles or persons, or any specified class of articles or persons, at any port in the Colony,
- (b) generally for regulating, facilitating or expediting the traffic at any such port;

and an order under this Regulation may contain such incidental and supplementary provisions as appear to the Governor to be necessary or expedient for the purposes of the order.

(2) The reference in this Regulation to shipping or unshipping shall be construed as including a reference to embarking or putting on board seaplanes or disembarking or unloading from seaplanes.

Handling and conveyance of ammunition, &c., in ports.

40. (1) No restriction imposed by any Ordinance in relation to any port in the Colony shall apply —

- (a) to the shipping, unshipping, handling, storage or conveyance of ammunition, explosives or inflammable substances in the service of His Majesty or under instructions given by the Governor, or
- (b) to the conveyance of ammunition, explosives or inflammable substances in any vessel for purposes of defence;

but the Governor may by order make such provision as appears to him to be required in the interests of safety for regulating the shipping, unshipping, handling, storage and conveyance of ammunition, explosives and inflammable substances as aforesaid in any such area.

(2) Any reference in this Regulation to shipping or to unshipping shall be construed as including a reference to putting on board seaplanes or to unloading from seaplanes, as the case may be.

PART VI.

APPROPRIATION, CONTROL, FORFEITURE AND DISPOSITION OF PROPERTY AND OF THE USE THEREOF.

General control of industry.

41. (1) A competent authority, so far as appears to that authority to be necessary in the interests of defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, may by order provide —

- (a) for regulating or prohibiting the production, treatment, keeping, storage, movement, transport, distribution, sale, purchase, use or consumption of articles of any description, and, in particular, for controlling the prices at which such articles may be sold;

- (b) for regulating the carrying on of any undertaking engaged in essential work, and, in particular, for controlling the charges which may be made by the undertakers in respect of the doing of any work by them;
- (c) for requiring persons carrying on, or employed in connection with, any trade or business specified in the order to produce to such authority or person as may be so specified any books, accounts or other documents relating to that trade or business, and for requiring any persons to furnish to such authority or person as may be specified in the order such estimates or returns as the competent authority may require;
- (d) for any incidental and supplementary matters for which the competent authority thinks it expedient for the purposes of the order to provide, including, in particular, the entering and inspection of premises to which the order relates by persons authorised in that behalf by the competent authority, with a view to securing compliance with the order;

and an order under this Regulation may prohibit the doing of anything regulated by the order except under the authority of a licence granted by such authority or person as may be specified in the order, and may be made so as to apply either to undertakings generally or to any particular person or undertaking or class of persons or undertakings, and either to the whole or to any part of any undertaking, and so as to have effect either throughout the Colony or in any particular area therein.

(2) Where the right to make charges in connection with the carrying on of any undertaking with respect to which an order may be made under this Regulation is limited by law, any order so made in relation to that undertaking may authorise the undertakers to make in that connection charges in excess of, or in addition to, those which they would otherwise be authorised to make.

(3) A competent authority, if it appears to that authority to be necessary so to do in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, may carry on the whole or any part of any existing undertaking, or authorise a person to carry on the whole or any part of the undertaking, in accordance with any instructions of the competent authority; and while by virtue of this paragraph a competent authority or a person so authorised is carrying on the whole or any part of an undertaking, —

- (a) the said authority or person shall be deemed to be acting as the agent of the undertakers, except that the undertakers shall not have any right to control the carrying on of the undertaking or part of the undertaking; and
- (b) the undertakers shall not be bound, or, as the case may be, shall not in respect of such matters as may be specified by order of the competent authority, be bound, by any obligation or limitation imposed on them by or by virtue of any Ordinance or other instrument determining their functions.

(4) In this Regulation —

- (a) the expression "essential work" means work appearing to the competent authority to be essential for

defence or the efficient prosecution of the war or to be essential to the life of the community; and

- (b) the expression "undertaking" means any public utility undertaking or any industrial or commercial enterprise, and the expression "undertakers," in relation to any such enterprise, means the person by whom it is carried on;

and any reference in this Regulation to articles shall be construed as including a reference to substances, vehicles, vessels or animals.

Power to do work on land.

42. (1) Any member of His Majesty's forces acting in the course of his duty as such, and any person authorised by a competent authority to act under this Regulation, may, for any purpose connected with defence, the prosecution of the war, the securing of the public safety or the maintenance of supplies and services essential to the life of the community, do any work on any land or place anything in, on or over any land.

(2) A competent authority, if it appears to that authority to be necessary or expedient so to do in the interests of public safety, defence, the efficient prosecution of the war or the maintenance of supplies and services essential to the life of the community, may by order provide for prohibiting or restricting the doing on any particular land of any such work as may be specified in the order.

(3) No person (other than a servant of His Majesty or police constable acting in the course of his duty as such) shall, except with permission granted by or on behalf of a competent authority, remove, alter or tamper with any work done, or thing placed, in, on or over any land in pursuance of this Regulation.

(4) For the purpose of this Regulation, the doing of work shall, in relation to any land, be deemed to include the demolition, pulling down, destruction or rendering useless of anything placed in, on or over that land, the maintenance of any work or thing in, on or over the land, and the removal from the land of anything so placed, demolished or pulled down in pursuance of this Regulation.

Taking possession of land.

43. (1) A competent authority, if it appears to that authority to be necessary or expedient so to do in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, may take possession of any land, and may give such directions as appear to the competent authority to be necessary or expedient in connection with the taking of possession of that land.

(2) While any land is in the possession of a competent authority by virtue of this Regulation, the land may, notwithstanding any restriction imposed on the use thereof (whether by any Ordinance or other instrument or otherwise), be used by, or under the authority of, the competent authority for such purpose, and in such manner, as that authority thinks expedient in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community; and the competent authority, so far as appears to it to be necessary or expedient in connection with the taking of possession or use of the land in pursuance of this paragraph,—

- (a) may do, or authorise persons using the land as aforesaid to do, in relation to the land, anything which any person having an interest in the land would be entitled to do by virtue of that interest, and

- (b) may by order provide for prohibiting or restricting the exercise of rights of way over the land, and of other rights relating thereto which are enjoyed by any person, whether by virtue of an interest in land or otherwise.

(3) The owner or occupier of any land shall, if requested by or on behalf of a competent authority so to do, furnish to such authority or person as may be specified in the request such information in his possession relating to the land (being information which may reasonably be demanded of him in connection with the execution of this Regulation) as may be so specified.

44. (1) Without prejudice to any other of these Regulations, the Governor may by order authorise, subject to any restrictions and conditions imposed by the order, the use of any land specified therein for military purposes, for air force purposes or for any of the purposes of His Majesty's navy, as the case may be, during such period as may be specified in the order; and any such order may, so far as appears to the Governor to be necessary or expedient for the purposes thereof, provide —

Use of land for purposes of H.M. forces.

- (a) for entitling persons using any land in pursuance of the order to do such acts in relation to that land as may be specified in the order, and
- (b) for prohibiting or restricting the exercise of rights of way over that land, and of other rights relating thereto which are enjoyed by any person, whether by virtue of an interest in land or otherwise.

(2) During the continuance in force in this Regulation the operation of the following provisions of the Military Lands Acts, 1892 to 1903, U.K., shall be suspended, that is to say, the proviso to subsection (1) of section fourteen, section sixteen, and subsection (1) of section seventeen, of the Military Lands Act, U.K., 1892, the proviso to subsection (2) of section two of the Military Lands Act, 1900, U.K., and subsection (3) of the said section two.

(3) In relation to any land which, by virtue of an order made under this Regulation or in consequence of possession of the land having been taken under this Part of these Regulations, is used for any military or air force purpose or for any purpose of His Majesty's navy, the power of the Secretary of State or the Admiralty to make byelaws under the Military Lands Acts, 1892 to 1903, U.K., as amended by this Regulation, shall be exercisable as if the land were vested in the Secretary of State or the Admiralty, as the case may be, and appropriated for that purpose.

(4) In this Regulation the expressions "military purposes" and "air force purposes" have the meanings respectively assigned to those expressions by section twenty-three of the Military Lands Act, 1892, U.K., as amended by the Air Force (Application of Enactments) (No. 1) Order, 1918, U.K.

45. Any member of His Majesty's forces acting in the course of his duty as such, and any person authorised by a competent authority to act under this Regulation,—

Entry and inspection of land.

- (1) may enter on any land for the purpose of exercising any of the powers conferred in relation to that land by Regulations 46, 47 and 48,
- (2) may enter and inspect any land for the purpose of determining whether, and, if so, in what manner, any of those powers are to be exercised in relation to the land, and

- (3) may, for any purpose connected with defence, the prosecution of the war, the securing of the public safety or the maintenance of supplies and services essential to the life of the community, pass (with or without animals or vehicles) over any land.

Requisitioning of property other than land.

46. (1) Subject as hereinafter provided, the Governor, if it appears to him to be necessary or expedient so to do in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, may by order provide for the requisitioning of —

- (a) any property other than land situated in the Colony;
- (b) any article on board any vessel or aircraft for the time being within the Colony or the territorial waters thereof; and
- (c) any ship or aircraft registered in the Colony, wherever it may be;

and may give such directions as appear to him to be necessary or expedient in connection with the requisition :

Provided that this Regulation shall not authorise the requisitioning of anything on board a United Kingdom or Dominion ship or aircraft.

(2) Where the Governor requisitions any property (including a ship or aircraft) under this Regulation, he may use or deal with, or authorise the use of or dealing with, the property for such purpose and in such manner as he thinks expedient in the interests of public safety, defence or the efficient prosecution of the war, or for maintaining supplies and services essential to the life of the community, and may hold, or sell or otherwise dispose of, the property as if he were the owner thereof.

(3) The Governor, if it appears to him to be necessary for the effectual exercise of his powers under paragraph (1) of this Regulation so to do, may, by order made as respects the whole of the Colony or any part thereof,—

- (a) direct that no person who, at the time when the order takes effect, has in his possession or under his control, at any premises in the area to which the order relates, any such articles as may be described in the order, shall remove the articles, or cause or permit them to be removed, from the premises until the removal of the articles therefrom is permitted by such authority or person as may be specified in the order;
- (b) require the owner or occupier of any premises in the said area to send to such authority or person as may be specified in the order a written declaration stating or estimating whether or not, on such date as may be specified in the order, any such articles as aforesaid were or will be on the premises, and, if so, the number or quantity of those articles which was or will be on the premises on that date, according as the order may direct.

(4) An order under this Regulation may authorise any person, or any class of persons, to perform such functions in connection with the requisitioning, and may contain such directions, as appear to the Governor to be necessary or expedient.

Power to require storing, cooling, &c., services.

47. The Governor may require any person who carries on the business of storing, cooling, transporting or distributing goods

of any description to afford similar services in relation to the storage, cooling, transport or distribution of goods for the purpose of any of His Majesty's forces.

48. The Governor may require any company, authority or person supplying or authorised to supply water, light, heat or power, to supply water, light, heat or power to any building, premises or camp belonging to or used for the purposes of any of His Majesty's forces, and to carry out such work and render such services in connection with such supply as may be directed by the Governor.

Power to require water and power services.

49. (1) Whenever any person finds an article as to which he has reasonable cause to believe that it has been lost or abandoned, and that, immediately before being lost or abandoned, it was used or intended to be used for the purposes of an armed force or was in the possession of a person who had it with him while serving with an armed force, the person so finding the article—

Derelict articles.

(a) shall forthwith report the nature and situation thereof, or, if the article is a document, cause it to be delivered, to some member of His Majesty's forces on duty in the neighbourhood or to any officer of police, and

(b) save as aforesaid, shall not remove or tamper with the article except with permission granted by the Governor:

Provided that the Governor may by order direct that the obligations and restrictions imposed by this Regulation shall not apply in relation to any such description of articles as may be specified in the order.

PART VII.

PASSIVE DEFENCE MEASURES AND LIGHTING RESTRICTIONS.

50. (1) The Governor may, if it appears to him to be necessary or expedient so to do for the purpose of meeting any actual or apprehended attack by the enemy or of protecting persons and property from the dangers involved in such attack, make, as respects any area in the Colony, either or both of the following orders, that is to say:—

Evacuation of areas.

(a) an order directing that after such time as may be specified in the order, no person other than a person of such a class as may be so specified shall be in that area without the permission of such authority or person as may be so specified.

(b) an order directing that any such animals or things in that area as may be specified in the order shall, by such time as may be so specified, be removed from that area or, if they cannot reasonably be so removed before that time, be destroyed or rendered useless so far as practicable, and that after that time no such things or animals shall be brought into the area except under such permission as aforesaid.

(2) An order made under paragraph (1) of this Regulation for the removal of persons or property from any area—

(a) may prescribe the routes by which persons or property, or any particular classes of persons or property, are to leave or be removed from the area;

(b) may prescribe different times as the times by or at which different classes of persons or property in the area are to leave or be removed therefrom;

- (c) may prescribe the places to which persons are to proceed on leaving that area in compliance with the order;
- (d) may make different provision in relation to different parts of the area;

and may contain such other incidental and supplementary provisions as appear to the Governor to be necessary or expedient for the purposes of the order.

(3) Where an order is made under this Regulation requiring the removal of any animals or things from any area by a specified time, the Governor may, while the order is in force, cause those animals or things, or any of them, to be removed from the area, if the Governor is satisfied that such action is the most effectual means of securing compliance with the order; and if any person or any animal or thing is in any area in contravention of an order made under this Regulation, then (without prejudice to any proceedings which may be taken in respect of the offence) he or it may be removed from that area by, or under the direction of, any authorised officer.

(4) If any order made under this Regulation is contravened or not complied with in the case of any animal or thing, the person in charge thereof shall be guilty of an offence against this Regulation.

Accommodation for persons who leave places exposed to attack, or are otherwise rendered homeless.

51. (1) If the Governor is satisfied that it is necessary that special steps should be taken to provide accommodation for persons who have left or are likely to leave their homes in consequence of or in apprehension of attacks by the enemy, or who have become homeless in consequence of such attacks, he may appoint or authorise the appointment of persons to act under this Regulation subject to any general or special instructions of the Governor; and any person acting in pursuance of an appointment under this paragraph may require the occupier of any premises to provide, subject to the following provisions of this Regulation, accommodation in those premises for such persons as the person so acting may assign thereto.

(2) The occupier of any premises shall, if requested so to do by a person acting in pursuance of an appointment under paragraph (1) of this Regulation, furnish to that person such information with respect to the accommodation contained in the premises, and with respect to the persons living therein, as he may require for the purposes of this Regulation.

(3) A person acting in pursuance of an appointment under paragraph (1) of this Regulation may revoke any requirement made under that paragraph with respect to the provision of accommodation in any premises for any person, and may direct that that person shall not thereafter be in those premises except with the consent of the occupier.

(4) The Governor, if satisfied that it is no longer necessary that persons or any class of persons should continue to be provided under this Regulation with accommodation in any particular area, may by order —

- (a) revoke, as from a specified date, all requirements made under paragraph (1) of this Regulation with respect to the provision of accommodation for persons or for persons of that class, as the case may be, in the said area, and

- (b) direct that on and after that date no person, or, as the case may be, no person of that class, shall be in any premises in the said area to which he has been assigned under this Regulation, except with the consent of the occupier of those premises.

(5) If any person contravenes or fails to comply with any requirement, direction or order made or given under this Regulation, he shall be liable to a fine not exceeding fifty pounds.

(6) In this Regulation the expression "accommodation" means shelter, with reasonable access to such water supply and sanitary conveniences as are available to the occupier of the premises.

52. (1) The Governor may by order prescribe the steps which are to be taken by persons in the Colony to protect themselves against the dangers involved in an attack by the enemy, and any such order may provide that, upon the giving of any such notice or signal as may be specified in the order, any persons or classes of persons may, in such circumstances and subject to such conditions (if any) as may be specified in the order, enter and remain in any such premises or parts of premises as may be designated in such manner, and by such authority or person, as may be so specified.

Precautions against hostile attack.

(2) No person shall —

- (a) wilfully obstruct any person entering or seeking to enter any premises or part of any premises in accordance with an order made under paragraph (1) of this Regulation, or
- (b) eject from any premises or part of any premises any person who is entitled to be therein by virtue of such an order.

(3) The Governor may by order prohibit or restrict, or enable an officer of police to prohibit or restrict, assemblies of persons in any area in the Colony, either generally or for particular purposes, in so far as such prohibition or restriction appears to the Governor or the officer of police, as the case may be, to be necessary in order to minimise the risk of loss of life or personal injuries being caused in that area in consequence of any attack by the enemy; and any officer of police may take such steps, and use such force, as may be reasonably necessary to secure compliance with any order under this paragraph.

53.^a (1) Where, as respects any premises, it appears to an authorised officer that by reason of the fact —

Damage to premises, and contamination by gas.

- (a) that substantial damage has occurred in those premises, or
- (b) that works of demolition or construction are being, or are about to be, executed in the premises, or
- (c) that, in consequence of hostile action, the premises are contaminated by any lethal gas or other noxious substance,

it is expedient in the interests of public safety, defence or the maintenance of public order so to do, the said officer or person may take, or authorise the taking of, such steps, and give such directions, as he thinks necessary for the purpose of the protection of persons and property in, or in the vicinity of, those premises; and for the avoidance of doubt it is hereby declared that the powers conferred in relation to any premises by this Regulation include powers to stop up, and to prohibit or restrict the use of, any highway, and to

prohibit or restrict the occupation of premises, so far as may be necessary for the said purpose.

(2) An authorised officer may, if satisfied with respect to any chattel that, in consequence of hostile action, the chattel is contaminated by any lethal gas or other noxious substance, and that in order to prevent danger to life or health being occasioned thereby it is necessary so to do,—

- (a) cause to be taken in relation to the chattel all such steps as he thinks necessary to render it free from the contamination, or
- (b) if he is satisfied that it is not reasonably practicable so to render the chattel free from the contamination, cause the chattel to be destroyed.

Measures for dealing
with outbreaks of fire.

54. (1) In the event of any outbreak of fire the person having control of the operations for the extinction of the fire, and any person authorised by the Governor to act under this Regulation, may take or authorise the taking of such steps, and give such directions, as appear to that person to be necessary for preventing the spread of the fire; and the steps which may be so taken include entering upon land and the destruction or removal of anything in, on or over any land.

(2) Auxiliary firemen shall have the same powers of entry and of taking steps for extinguishing fire or for protecting property, or rescuing persons or property, from fire as are conferred on members of fire brigades by subsection (1) of section fourteen of the Fire Brigades Act, 1938; and accordingly that subsection shall have effect as if the reference therein to any member of a fire brigade which provides local services under that Act being on duty included a reference to any auxiliary fireman being on duty.

Subsection (2) of section fourteen of the Fire Brigades Act, 1938 (which penalises persons who wilfully obstruct or interfere with any member of a fire brigade engaged in the performance of his duty), shall have effect as if the reference in that subsection to any member of a fire brigade included a reference to any auxiliary fireman.

Control of lights and
sounds.

55. (1) The Governor may by order provide—

- (a) for prohibiting or regulating the display of lights of any such description as may be specified in the order;
- (b) for securing that, in such circumstances as may be specified in the order, indication of the position of such premises and places, and warning of the presence of such vehicles or vessels, as may be specified in the order shall be given by means of such lights as may be prescribed by the order, and for prescribing the manner in which any apparatus used for the purpose of exhibiting such lights is to be constructed, installed and used;
- (c) for prohibiting or regulating the use of roads by any particular class of traffic, so far as appears to the Governor to be necessary for avoiding danger consequent on compliance with any provisions of an order under this Regulation which relate to the lighting of roads or of vehicles on roads;
- (d) for prohibiting or regulating such activities as may be specified in the order, being activities which, by reason of their consisting of or involving the emission of flames, sparks or glare or the making of noise,

might, in the opinion of the Governor, serve to convey information useful to the enemy or otherwise interfere with measures taken for defence or in the interests of the public safety.

Any such order may be made so as to apply either throughout the Colony or to any area or premises therein, may make different provision as respects different classes of premises, vehicles or vessels, may provide for exempting any premises, vehicles or vessels (either absolutely or conditionally) from the operation of any of the provisions of the order, and may contain such incidental and supplementary provisions as appear to the Governor to be necessary or expedient for the purposes of the order.

(2) If any order made under this Regulation is contravened or not complied with in the case of any premises, vehicle or vessel, any officer of police or any member of His Majesty's forces may enter the premises or board the vehicle or vessel and take in relation thereto all such steps as may be reasonably necessary for the enforcement of the order, and (without prejudice to any proceedings which may be taken against any other person) the occupier of the premises, the person in charge of the vehicle, or the master of the vessel, as the case may be, shall be guilty of an offence against this Regulation :

Provided that, in any proceedings which, by virtue of this paragraph are taken against any person in respect of a contravention of, or non-compliance with, such an order on the part of another person, it shall be a defence for the defendant to prove that the contravention occurred without his knowledge and that he exercised all due diligence to secure compliance with the order.

56. The Governor may, as respects any area in the Colony, by order direct that, subject to any exemptions for which provision may be made by the order, no person in that area shall, between such hours as may be specified in the order, be out of doors except under the authority of a written permit granted by the Governor or such person as may be specified in the order. Curfew.

57. (1) The Governor may by an order made as respects any area in the Colony provide, subject to any exemptions for which provision may be made by the order, for prohibiting (either absolutely or conditionally) the possession in that area of any explosive, any ammunition or any firearm or component part of a firearm; and such an order may be made either with respect to all explosives, ammunition, firearms or component parts of firearms, or with respect to any class of explosives, ammunition, firearms or component parts of firearms. Explosives, ammunition and firearms.

(2) Every person who, in any such area as may be specified by order of the Governor, not being an area in relation to which an order made under paragraph (1) of this Regulation is in force, has in his possession or under his control any explosive, any ammunition or any firearms or component parts of firearms, shall comply with such directions for securing the safe custody thereof as may be given by the senior officer of police in the district in which the explosive, ammunition, firearms or component parts is or are situate, and any such directions may require the removal of the explosive, ammunition, firearms or component parts to such place as may be specified in the directions.

If any directions given under this paragraph by a senior officer of police are not complied with, then (without prejudice to any proceedings which may be taken in respect of the offence) the said

officer may cause the articles to which the directions relate to be dealt with in such manner as may be necessary for securing compliance with the directions.

PART VIII.

GENERAL AND SUPPLEMENTARY.

Inquiries.

58. (1) The competent authority, if he considers it desirable for the exercise of any of its powers under Parts V and VI of these Regulations that an inquiry should be held into any particular matter, may direct the holding of an inquiry into that matter by such person and at such place as the authority may determine.

(2) For the purposes of any inquiry held in pursuance of this Regulation, the person appointed to hold the inquiry may by summons require any person to attend, at such time and place as is specified in the summons, to give evidence or to produce any documents in his custody or under his control which relate to any matter in question at the inquiry, and may take evidence on oath, and for that purpose administer oaths, or may, instead of administering an oath, require the person examined to make and subscribe a declaration of the truth of the matter respecting which he is examined :

Provided that no person shall be required, in obedience to such a summons, to go more than ten miles from his place of residence, unless the necessary expenses of his attendance are paid or tendered to him.

(3) Every person who refuses or wilfully neglects to attend in obedience to a summons issued under this Regulation, or to give evidence, or who wilfully alters, suppresses, conceals, destroys or refuses to produce any book or other document which he may be required to produce for the purpose of such an inquiry, shall be guilty of an offence against this Regulation.

Power to arrest without warrant.

59. Any officer of police, any member of His Majesty's forces acting in the course of his duty as such, and any person authorised by the Governor to act under this Regulation may arrest without warrant any person whom he has reasonable ground for suspecting to have committed a war offence.

Identification of persons in custody.

60. The Governor may make rules authorising the taking, in relation to any person in custody whom an officer of police has reasonable grounds for suspecting to have committed a war offence, of all such steps as may be reasonably necessary for photographing, measuring and otherwise identifying that person in such manner as may be prescribed by the rules.

Power to obtain information.

61. Without prejudice to any special provisions contained in these Regulations, any person shall, on being requested by a competent authority so to do, furnish or produce to such authority or person as may be specified in the request any such information or article in his possession as may be so specified, being information or an article which the competent authority considers it necessary or expedient in the interests of public safety, defence or the efficient prosecution of the war to obtain or examine.

Affixing of notices.

62. Any authorised officer may, for any purpose connected with defence, the prosecution of the war, the securing of the public safety, or the maintenance of supplies and services essential to the life of the community, affix any notice to, or cause any notice to be displayed on, any premises, vehicle or vessel, and may, for the purpose of exercising any power conferred by this Regulation, enter any

premises at any time; and where any authorised officer affixes a notice, or causes a notice to be displayed, in pursuance of this Regulation, no person other than an authorised officer shall remove, alter, deface or obliterate the notice.

63. If any person—

False statements.

- (1) in answer to any request made in pursuance of any of these Regulations, or any order made under any of these Regulation, makes any statement, or furnishes any information, which he knows or has reasonable cause to believe to be false in a material particular, or
- (2) makes such a statement as aforesaid in any account, declaration, estimate, return or other document which he is required by an order under any of these Regulations to make,

he shall be guilty of an offence against that Regulation.

64. No person shall obstruct any servant of His Majesty, a police constable acting in the course of his duty as such, or any person exercising any powers, or performing any duties, conferred or imposed on him by or under any of these Regulations, or otherwise discharging any lawful functions in connection with defence or the securing of the public safety.

Obstruction.

65. No person who obtains any information by virtue of these Regulations shall, otherwise than in connection with the execution of these Regulations or of an order, rule or byelaw made under these Regulations, disclose that information except with permission granted by Governor.

Restrictions on disclosing information.

66. (1) Any person claiming to be the holder of any permit, licence or written permission granted or issued for the purposes of any of these Regulations shall, on demand made in that behalf by any police constable or by any authorised officer, produce the permit, licence or permission, as the case may be, to the person making the demand.

Licences, permits, &c.

(2) If, with intent to deceive, any person alters or uses, or lends to, or allows to be used by any other person, a permit, licence or written permission granted or issued for the purposes of any of these Regulations, or makes or has in his possession any document so closely resembling such a permit, licence or permission as to be calculated to deceive, he shall be guilty of an offence against this Regulation.

(3) Any licence, permit or permission granted for the purposes of any of these Regulations may be revoked at any time by the authority or person empowered to grant it.

67. There may be charged in respect of the grant, renewal or issue of any licence, permit or other document for the purposes of any of these Regulations, or any order made under any of these Regulations, such fee, not exceeding five pounds, as the Governor may by order determine.

Fees for licences, &c.

68. (1) A competent authority may cause to be served upon the occupier of any premises a written notice (hereinafter referred to as "a billeting notice"), requiring the occupier of those premises to furnish therein, until further notice or during such period as may be specified in the billeting notice, according as that notice may direct, accommodation (by way of lodging or food or both, and either with or without attendance, according as the notice may direct) for such

Billeting.

number of persons as may be so specified, being either persons in the service of His Majesty or persons who are in the service of a local authority and are engaged in the performance of essential services.

Every billeting notice must, in order to be of any effect for the purposes of this Regulation, define by reference to the particular service or services in which they are engaged the persons for whom accommodation is required by the notice.

(2) The lodging or food to be furnished in accordance with a billeting notice, and the price to be paid in respect of any accommodation so furnished in any premises shall be such, and shall be paid to the occupier of the premises by such authority, as may be determined by order of the Governor.

(3) If the occupier of any premises feels aggrieved by the requirements of any billeting notice, he may, within fourteen days from the beginning of the day on which the notice is served on him, complain to a court of summary jurisdiction, and thereupon the court, if satisfied that the furnishing of accommodation in accordance with the notice would otherwise impose an undue burden upon the occupier, may by order annul the notice or direct that it shall have effect subject to such modifications as may be specified in the order.

(4) The penalty to which a person guilty of an offence under this Regulation shall be liable shall be a fine not exceeding fifty pounds.

Power to enter and search premises.

69. (1) If a magistrate is satisfied by information on oath that there is reasonable ground for suspecting that a war offence has been or is being committed, and that evidence of the commission of the offence is to be found at any premises specified in the information, he may grant a search warrant authorising any officer of police or any commissioned officer in His Majesty's forces, together with any other persons named in the warrant and any other police constables or members of His Majesty's forces, to enter the premises at any time or times within one month from the date of the warrant, if necessary by force, and to search the premises and every person found therein, and to seize any article found in the premises or on any person which the officer has reasonable ground for believing to be evidence of the commission of such an offence as aforesaid.

(2) If, with respect to any premises, any officer of police of a rank not lower than that of superintendent, or any person authorised by the Governor to act under this paragraph, has reasonable ground for suspecting that a war offence has been or is being committed, and that evidence of the commission of the offence is to be found at those premises, and is satisfied—

(a) that it is essential in the public interest that the premises should be searched for the purpose of obtaining that evidence, and

(b) that the evidence is not likely to be found at the premises unless they are searched forthwith,

the said officer or person may, by a written order under his hand, confer the like powers of search and seizure in relation to the premises as might be conferred under paragraph (1) of this Regulation by the warrant of a magistrate.

(3) No woman shall, in pursuance of a warrant issued under this Regulation, be searched except by a woman.

70. (1) Without prejudice to the operation of section five of the Summary Jurisdiction Act, 1848, and section eight of the Accessories and Abettors Act, 1861, any person who attempts to commit, or does any act preparatory to the commission of, an offence against any of these Regulations, shall be deemed to be guilty of an offence against that Regulation.

Attempts to commit offences, and assisting offenders.

(2) No person, knowing or having reasonable cause to believe that another person is guilty of an offence against any of these Regulations, shall give that other person any assistance with intent thereby to prevent, hinder or interfere with the apprehension, trial or punishment of that person for the said offence.

71. Where a person convicted of an offence against any of these Regulations is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge, or that he exercised all due diligence to prevent the commission of the offence.

Offences by corporations.

72. If any person contravenes or fails to comply with any of these Regulations, or any order or rule made under any of these Regulations or any direction given or requirement imposed under any of these Regulations, he shall be guilty of an offence against that Regulation; and, subject to any special provisions contained in these Regulations, a person guilty of an offence against any of these Regulations shall—

Penalties.

- (1) on summary conviction, be liable to imprisonment for a term not exceeding three months or to a fine not exceeding one hundred pounds, or to both such imprisonment and such fine, or
- (2) on conviction before a superior court, be liable to imprisonment for a term not exceeding two years or to a fine not exceeding five hundred pounds, or to both such imprisonment and such fine.

73. Proceedings in respect of an offence alleged to have been committed by a person against any of these Regulations may be taken before the appropriate court in the Colony having jurisdiction in the place where that person is for the time being.

Legal proceedings.

74. (1) Any article coming into the possession of an executive authority (whether in consequence of the seizure of the article under any of these Regulations or otherwise) which the authority has reasonable ground for believing to be evidence of the commission of a war offence, may be retained for a period of one month or, if within that period there are commenced proceedings in respect of such an offence in which the article is, or can properly be, adduced in evidence, or proceedings under the following provisions of this Regulation in respect of the article, until the final determination of those proceedings; and any article retained by virtue of this Regulation is hereafter in this Regulation referred to as "a retained article."

Disposal of articles in possession of executive authorities.

(2) Where proceedings are taken in respect of a war offence, being proceedings in which a retained article is, or can properly be, adduced in evidence, the court by or before which the alleged offender is tried may make an order

- (a) authorising the destruction or disposal of the article, or
- (b) authorising the further retention of the article until such date as may be specified in the order;

and any such order authorising the destruction of a document may be made so as to extend to all copies of that document which at the time of the making of the order are in, or which subsequently come into, the possession of an executive authority in any part of the Colony.

(3) Without prejudice to the operation of paragraph (2) of this Regulation, a court of summary jurisdiction upon complaint made in respect of a retained article by an executive authority, may, after giving to the person (if any) claiming, or appearing to the court to be, the owner of the article an opportunity of being heard, make such an order in respect of the article as is authorised by paragraph (2) of this Regulation.

(4) A court shall not make an order under this Regulation unless the court is satisfied that it is necessary so to do in the interests of public safety, defence or the efficient prosecution of the war.

(5) Where an order is made under this Regulation authorising the further retention of an article, paragraph (1) of this Regulation shall, in relation to that article, have effect as if the period first mentioned in that paragraph were a period ending on the date until which the article is authorised by the order to be retained; and the making by a court of such an order in respect of any article shall not be taken to preclude that or any other court from subsequently exercising, in relation to that article, any jurisdiction conferred on the court by paragraph (2) or paragraph (3) of this Regulation.

(6) Where in the course of any proceedings for an offence, an order is made under paragraph (2) of this Regulation, the court hearing any appeal in the matter of those proceedings may vary or annul the order.

(7) Where an order is made under paragraph (3) of this Regulation, any person aggrieved by the order who appeared on the hearing of the application in relation to which the order is made may appeal against the order to a superior court, and for the purposes of this paragraph and of the enactments relating to such an appeal, a refusal to make an order shall be deemed to be an order.

(8) Where an order is made under this Regulation authorising the destruction or disposal of an article, the article shall not be destroyed or disposed of, as the case may be, until the final determination of the proceedings in which the order is made.

(9) Subject to the preceding provisions of this Regulation, the Police (Property) Act, 1897, shall apply to any article coming into the possession of an executive authority which the authority has reasonable ground for believing to be evidence of the commission of a war offence, as it applies to property coming into the possession of the police in the circumstances mentioned in section one of that Act, and, in relation to any such article, shall have effect as if the reference in sub-section (1) of that section to an officer of police included a reference to an executive authority (whether a police constable or not).

(10) For the purposes of this Regulation, any proceedings shall be deemed not to have been finally determined so long as there is pending any appeal in the matter of the proceedings, and an appeal in that matter shall be deemed to be pending during the ordinary time within which such an appeal may be lodged; and if such an appeal is duly lodged, the appeal shall be deemed to be pending until it is decided or withdrawn.

(11) For the purposes of this Regulation, any authority, police constable or other person whatsoever having functions in connection with the execution of these Regulations shall be deemed to be an executive authority.

(12) Nothing in this Regulation shall be taken to prejudice any right to retain property which may exist in law apart from the provisions of this Regulation.

75. Where any work is done in the exercise of powers conferred by any of these Regulations, then, if and so far as the work was work which, apart from the provisions of these Regulations, some person was under a duty to do or might have been required to do, but which he had failed without reasonable excuse to do, the amount of any expenses reasonably incurred in connection with the doing of the said work shall be a debt due from that person to the Crown.

Recovery of expenses.

76. A provision made in, or a direction or determination made or given in pursuance of, any of these Regulations or any order under these Regulations, and purporting to confer or impose on any person or class of persons any powers or duties for the purposes of the Regulation or of the order, shall not be taken to be invalid or of no effect by reason only that that person or class of persons is, or consists of or comprises, a body or bodies constituted by or under an Ordinance; and any such body corporate to whom any functions are entrusted under or by virtue of these Regulations shall have power to discharge those functions, notwithstanding any limitation or restriction which, apart from these Regulations, is imposed by any Ordinance or other instrument determining the functions of that body.

Entrusting of functions to statutory bodies.

77. When any order is made under the provisions of these Regulations, the Governor, or other authority issuing the order, shall cause notice of the effect of such order to be given as soon as may be in such manner as he thinks necessary for bringing it to the notice of all persons who in his opinion ought to have notice of the order.

Publicity for orders.

78. Without prejudice to any special provisions contained in these Regulations, a notice to be served on any person for the purposes of any of these Regulations may be served by sending it by post in a letter addressed to that person at his last or usual place of abode or place of business.

Service of notices.

79. Any power conferred by any of these Regulations to make any order or rules shall be construed as including a power, exercisable in the like manner and subject to the like conditions, if any, to revoke or vary the order or rules.

Revocation and variation of orders. &c.

80. The powers conferred by these Regulations shall be in addition to and not in derogation of any other rights or powers vested in the Governor, or conferred by law on any other authority or person.

Powers of Governor.

81. Nothing in these Regulations shall affect the liability of any person to trial and punishment for any offence otherwise than in accordance with these Regulations :

Liability for offences.

Provided that no person shall be punished twice for the same act or omission.



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GOVERNMENT NOTICES.

No. 56. Colonial Secretary's Office,
Stanley, Falkland Islands.
4th September, 1939.

His Excellency the Governor has been pleased to appoint

THE HONOURABLE A. R. HOARE, M.B.E.,

to be Information Officer with effect from the 4th of September, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. S/18/39.

No. 57. Colonial Secretary's Office,
Stanley, Falkland Islands.
4th September, 1939.

His Excellency the Governor has been pleased to appoint

T. D. EVANS, ESQ.,

to be Air Raids Commandant, with effect from the 4th of September, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 8/39.

No. 58. Colonial Secretary's Office,
Stanley, Falkland Islands.
6th September, 1939.

It is hereby notified, for general information, that His Majesty the King has been pleased to give directions for the following appointment to the Executive Council of the Falkland Islands:

GEORGE JOHN FELTON, ESQUIRE, J.P.,

to be a Member for a further period of three years, with effect from the 11th of September, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 81/33.

No. 59. Colonial Secretary's Office,
Stanley, Falkland Islands.
4th September, 1939.

His Excellency the Governor has been pleased to accord provisional recognition, pending the receipt of His Majesty's Exequatur, to the appointment of

DAVID WILLIAM ROBERTS, ESQUIRE, J.P.

as Honorary Vice Consul of the Republic of Uruguay at Port Stanley.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 485/29.

No. 60. Colonial Secretary's Office,
Stanley, Falkland Islands.
7th September, 1939.

His Excellency the Governor directs the publication, for general information, of the following telegraphic correspondence :-

From His Excellency the Governor to the Secretary of State for the Colonies. 3rd September, 1939.

No. 69. The profoundly loyal devotion of the people of the Falkland Islands to His Majesty the King and our Mother country in this hour is submitted.

From the Secretary of State for the Colonies to His Excellency the Governor. 7th September, 1939.

Your telegram No. 69 has been laid before His Majesty the King who has commanded me to request you to convey to the people of the Falkland Islands an expression of the deep appreciation with which he has received their loyal message.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 171/39.

No. 61. Colonial Secretary's Office,
Stanley, Falkland Islands.
13th September, 1939.

His Excellency the Governor has been pleased to appoint

THE HONOURABLE A. R. HOARE, M.B.E., J.P.,
to be Proper Officer of the Crown, and, as such,
Agent for the Crown, to conduct Prize proceedings on behalf of the Crown within the jurisdiction of the Supreme Court of the Falkland Islands.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. S/32/39.

No. 62. Colonial Secretary's Office,
Stanley, Falkland Islands.
14th September, 1939.

His Excellency the Governor directs it to be notified, for general information, that intimation has been received from the Right Honourable the Secretary of State for the Colonies that the King's Exequatur empowering MR. DAVID WILLIAM ROBERTS to act as Honorary Norwegian Consul at Port Stanley received His Majesty's signature on the 17th July, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 27/31.

No. 63. Colonial Secretary's Office,
Stanley, Falkland Islands.
15th September, 1939.

His Excellency the Governor directs it to be notified, for general information, that intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that His Majesty will not be advised to exercise his power of disallowance in respect of the following Ordinance of the Legislature of the Falkland Islands :-

Ordinance No. 17 of 1938, entitled "An Ordinance to amend the law relating to the Administration of Justice."

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 248/36.

No. 64. Colonial Secretary's Office,
Stanley, Falkland Islands.
25th September, 1939.

It is hereby notified, for general information, that His Excellency the Governor has been pleased to appoint

The Honourable M. C. CRAIGIE-HALKETT, O.B.E.,
Colonial Secretary, to act as Colonial Treasurer (Unpaid) in addition to his own duties, with effect from the 23rd of September, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/9.

No. 65. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th September, 1939.

It is hereby notified, for general information, that His Excellency the Governor has been pleased to appoint

JAMES AUSTEN WOODGATE, ESQ., A.R.I.B.A.,
to be Executive Engineer, Public Works Department, and Registrar of Shipping, with effect from the 27th of September, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/229.

No. 66. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th September, 1939.

His Excellency the Governor has been pleased to make the following appointment under Section 7, (1) of the Defence Force Ordinance, 1920 :

JAMES AUSTEN WOODGATE, ESQ., A.R.I.B.A.,
to be Major in the Falkland Islands Defence Force with effect from the 28th of September, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/229.

No. 67. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th September, 1939.

His Excellency the Governor has been pleased to make the following appointment under Section 7, (2) of the Defence Force Ordinance, 1920 :

MAJOR JAMES AUSTEN WOODGATE, A.R.I.B.A.,
to be Commanding Officer of the Falkland Islands Defence Force, with effect from the 28th of September, 1939.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/229.

No. 68. Colonial Secretary's Office,
Stanley, Falkland Islands.
28th September, 1939.

It is hereby notified, for general information, that His Excellency the Governor has been pleased to appoint

THOMAS BEATTY, ESQUIRE, B.Sc.,
to be Inspector of Stock, Agricultural Department,
with effect from the 27th of September, 1939.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/230.

No. 69 Colonial Secretary's Office,
Stanley, Falkland Islands,
28th September, 1939.

It is hereby notified for general information that

THE HONOURABLE G. KINNEARD,
M.D., M.C.P. & S.,

Senior Medical Officer, was absent on vacation leave from the 4th of June to the 26th of September, 1939, both dates inclusive.
M.P. L/192.

MISS E. M. CAREY,

Colonial Postmaster, was absent on vacation leave from the 10th of March to the 26th of September, 1939, both dates inclusive

M.P. L/61.

MR. F. T. J. O'SULLIVAN,

Assistant Customs Officer, South Georgia, was absent on vacation leave from the 14th of March to the 26th of September, 1939, both dates inclusive.

M.P. L/62.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Order for the control, in time of war, of Radiotelegraphy on Merchant Vessels in harbours of the Falkland Islands and Dependencies.

H. HENNIKER HEATON,
Governor.

In pursuance of the powers vested in him by Section 7 of the Falkland Islands Defence Regulations, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The use of Wireless Telegraphy transmitting apparatus on board any ship (not being a vessel belonging to the Crown) in any harbour in the Colony or its Dependencies is hereby forbidden.

2. The transmitting apparatus on board any such ship shall if the competent authority considers necessary for the due observance of this order be dismantled to the satisfaction of such authority.

3. The competent authority for the purpose of this Order is the Customs Officer.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Stanley,
14th September, 1939.
M.P. 162/39.

Order for the control of Wireless Stations in the Falkland Islands and its Dependencies.

H. HENNIKER HEATON,

Governor.

In virtue of the powers vested in him by Section 7 of the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :—

1. If and whenever an emergency shall have arisen in which it is expedient for the public service that the Government shall have control over the sending and receiving of messages by any private wireless station in the Falkland Islands or its Dependencies it shall be lawful for any official or person authorised by me to take possession of the station in the name of and on behalf of His Majesty and to use the same for His Majesty's service, and in that event any such officer or person so authorised may take possession of the station and use the same as aforesaid, and subject to any such use may use the same or allow it to be used for such ordinary services as may in his discretion seem fit to him, or may prohibit and take steps to prevent the use of the same and issue directions which shall be obeyed by the Licensee to prevent such use.

2. Any such officer or person so authorised as aforesaid may, in any such event as aforesaid, instead of taking possession of the station as aforesaid, direct and authorise such person or persons as he may think fit to assume the control of the sending and receiving of messages by the station, either wholly or partly and in such manner as he may direct and such persons may enter the station accordingly or the said officer or person so authorised as aforesaid may direct the Licensee to submit to him or any person authorised by him all messages tendered for despatch or received by the station or any class or classes of such messages to stop or delay the sending of any messages or the delivery thereof, or deliver the same to him or his agent and generally to obey all such directions with reference to the sending, receiving or delivery of messages as the said officer or person so authorised as aforesaid may prescribe and the Licensee shall obey and conform to all such directions.

3. The Licensee shall obey any instructions which may be issued for observance during any such emergency as aforesaid.

4. The Licensee shall be entitled to reasonable compensation for any damage to the station arising in consequence of the exercise of the powers conferred by paragraphs 1 & 2 of this Order.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Stanley,

14th September, 1939.

M.P. 162/39.

No. 7.

Proclamation.

1939.

To prohibit Exportation of certain Articles.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

Under the power and authority in me vested by Section 64 of Ordinance No. 6 of 1903, I do hereby prohibit the exportation of arms, ammunition, and gunpowder, military and naval stores and any articles which shall be judged capable of being converted into or made useful in increasing the quantity of military and naval stores, provisions or any sort of victual which may be used as food for man, to the following countries or ports:

And I further declare that the exportation of goods mentioned in the Schedule hereto, or their shipment as ship's stores on vessels proceeding to the destinations or ports in question, is prohibited as follows:—

To all ports and destinations abroad, other than ports and destinations in any part of His Majesty's dominions, or any territory under His Majesty's protection or in respect of which a Mandate is exercised by one of His Majesty's Governments.

Provided always and it is hereby declared that this Order shall not apply to any exportation (or shipment as ship's stores) which shall be expressly permitted by a licence given by the Colonial Secretary, and in accordance with the conditions (if any) of such licence.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 7th day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

SCHEDULE.

Domestically produced foodstuffs.
All raw materials.

No. 8.

Proclamation

1939.

Institution of Prize Court.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies and Vice Admiral thereof.*

[L.S.]

I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Vice Admiral of the Colony of the Falkland Islands and its Dependencies, do hereby proclaim that a state of war exists between His Majesty the King and Germany, and do hereby notify, declare and make known that the Supreme Court of the Falkland Islands is a Prize Court to take cognizance of and judicially to proceed upon all and all manner of Captures, Recaptures, Seizures, Prizes and reprisals of all Ships, Vessels and Goods seized and taken which are or shall be brought within the limits of the said Court.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 11th day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command.

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

No. 9.

Proclamation

1939.

Contraband.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a state of War exists between His Majesty the King on the one hand, and Germany, on the other;

AND WHEREAS it is necessary to specify the Articles which it is intended to treat as Contraband of War;

NOW THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, do hereby declare, that during the continuance of the War, or until further notice, the articles enumerated in Schedule I hereto will be treated as ABSOLUTE CONTRABAND, and the articles enumerated in Schedule II hereto will be treated as CONDITIONAL CONTRABAND.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 14th day of September, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

SCHEDULE I.**ABSOLUTE CONTRABAND.**

(a) All kinds of arms, ammunition, explosives, chemicals or appliances suitable for use in chemical warfare, and machines for their manufacture or repair; component parts thereof; articles necessary or convenient for their use; materials or ingredients used in their manufacture; articles necessary or convenient for the production or use of such materials or ingredients.

(b) Fuel of all kinds; all contrivances for, or means of, transportation on land, in the water or air, and machines used in their manufacture or repair; component parts thereof; instruments, articles or animals necessary or convenient for their use; materials or ingredients used in their manufacture; articles necessary or convenient for the production or use of such materials or ingredients.

(c) All means of communication, tools, implements, instruments, equipment, maps, pictures, papers and other articles, machines, or documents necessary or convenient for carrying on hostile operations; articles necessary or convenient for their manufacture or use.

(d) Coin, bullion, currency, evidences of debt; also metal, materials, dies, plates, machinery, or other articles necessary or convenient for their manufacture.

SCHEDULE II.**CONDITIONAL CONTRABAND.**

(e) All kinds of food, foodstuffs, feed, forage, and clothing and articles and materials used in their production.

No. 10.

Proclamation.

1939.

**Authorising the requisitioning of Buildings or Land,
Machinery, Stores, Animals, etc.**

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a national emergency exists rendering it necessary to take steps for preserving and defending national interests;

AND WHEREAS the measures approved to be taken require the employment of vehicles, and animals, and the use of machinery, buildings, land and stores for use as transports and auxiliaries and for other purposes;

NOW THEREFORE, I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, authorise and empower the Officer Commanding, Army Service Corps, to take over for service any vehicle, animal, machinery, building, land or stores as may be required for such period as may be necessary, on condition that the owners of any vehicle, animal, machinery, building, land or stores so requisitioned shall receive payment for their use, and for services rendered during their employment in the Government service, and compensation for loss or damage thereby occasioned according to terms to be arranged as soon as possible after the said vehicle, animal, machinery, building, land or stores has or have been taken over, either by mutual agreement between the Government and the owners, or, failing such agreement, by the award of a Board of Arbitration to be constituted and appointed by me for this purpose.

Proclamation, No. 5 of the 2nd of September, 1939, is hereby rescinded.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 28th day of September, in the Year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Falkland Islands Defence (Port) Orders.

H. HENNIKER HEATON,

Governor.

Under the provisions of Section 37 of the Colonial Defence Regulations and the Emergency Powers (Defence) Act, (United Kingdom) 1939, His Excellency the Governor is pleased to make the following Order :-

1. The Port, that is the sheltered waters lying west to southwest of a line drawn from William (Mengeary) Point to Cape Pembroke, will be closed to shipping when the Port War Signal Station at Cape Pembroke displays -

3 red lights vertically disposed by night

or

3 red balls vertically disposed by day.

2. Ships are not to enter the Port when the above signals are displayed. Ships disobeying this Order will be brought to by gunfire.

3. The Port will be closed to shipping at night until the identity of the ship is established by the Examination Vessel. The Port will be closed to shipping by day unless the Examination Vessel is at her station, that is to the eastward of a line drawn from Arrow Point to Yorke Point.

4. No vessel to leave the Port unless -

- (a) four hours notice has first been given to the Naval Authorities, or in their absence to the Port Authorities,
- (b) permission to leave has been obtained from the Senior Naval Officer, or, in the absence of Naval Authorities, from the Port Authorities.

SMALLCRAFT.

5. No local boat or sailing craft shall enter, leave, or be under weigh in Port William or Stanley Harbour between the hours of sunset and sunrise.

Every Master or Owner of a local boat or sailing craft desiring to leave Port Stanley shall first apply to the Harbour Master for a permit, and shall state to the Harbour Master the nature of the intended sailing and of the probable date of the return of the vessel to the Port. He shall also apply to the Collector of Customs for a Customs Clearance when necessary.

The Harbour Master shall give such steering or other directions as he may consider necessary.

Any person offending against this Order shall be liable to a penalty not exceeding ten pounds.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

STANLEY,

5th September, 1939.

M.P. 161/39.

Defence (Finance) Regulations, 1939.

H. HENNIKER HEATON,

Governor.

Under the authority of the Emergency Powers (Defence) Act, United Kingdom, 1939, the Governor is pleased to make the following regulations :—

1. These Regulations may be cited as the "Defence (Finance) Regulations, 1939".

2. (1) Except with permission granted by or on behalf of the Governor no person other than an authorised dealer shall in the Colony buy or borrow any foreign currency or any gold from, or lend or sell any foreign currency or any gold to, any person not being an authorised dealer.

(2) Authorised dealer means those commercial firms in the Colony authorised by the Governor to transact business direct with countries other than the United Kingdom and other parts of the British Empire.

3. (1) Subject to any exemptions which may be granted by order of the Governor, no person shall, except with permission granted by or on behalf of the Governor—

- (a) take or send out of the Colony any bank notes, postal orders, gold, securities or foreign currency, or transfer any securities from the Colony elsewhere, or—
- (b) draw or negotiate any bill of exchange or promissory note, transfer any security or acknowledge any debt, so that (a) right (whether actual or contingent) to receive payment in the Colony is created or transferred as a consideration—
 - (i) for receiving a payment, or acquiring property, outside the Colony or—
 - (ii) for right (whether actual or contingent) to receive payment, of acquiring property in the Colony or make any payment as such consideration.

(2) The preceding paragraph shall not restrict the doing of anything, within the scope of his authority, by any person authorised by or on behalf of the Governor to deal in foreign exchange, and shall not restrict the doing of anything which is certified by or on behalf of the Governor to be necessary for the purpose—

- (a) of meeting reasonable requirements of a trade or business carried on in the Colony,
- (b) of performing a contract made before the day these regulations come into force or,
- (c) of defraying reasonable travelling or other personal expenses.

(3) Require any person leaving the Colony, defined as a traveller, to declare and produce any foreign currency in his possession and to surrender any that he is not authorised to export, and give powers of search and seizure.

(4) Authorise movement of foreign currency between various parts of the Colony.

(5) Authorise search of goods and seizure of any foreign currency so found.

4. Residents in the Colony who are or become entitled to sell gold, or procure the sale of gold, shall cause that gold to be offered for sale to the Government or to a person designated by the Governor at such price as may be determined by the Governor provided that there shall not be an obligation on any person to offer gold for sale if

- (a) he satisfies the Governor—

- (1) that all persons interested in the gold are not resident in the Colony, or –
 - (2) that gold is required for the purpose of performing contracts made before the day on which the regulations come into force, or –
 - (3) that gold is held for the purpose of meeting reasonable requirements of trade or business carried on in the Colony otherwise than by way of dealing in gold, or
- (b) if he is in respect of that gold exempted from this regulation by the Governor.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

STANLEY,

9th September, 1939.

M.P. s/29/39.

Defence (Finance) Regulations, 1939.

Order by His Excellency the Governor.

H. HENNIKER HEATON,
Governor.

Under the authority of the Defence (Finance) Regulations, 1939, His Excellency the Governor is pleased to order the exemption from the provisions of Regulation 2 of transactions under Regulation 3 (i) (b) with any part of the Empire except at Newfoundland, Hong Kong and Sudan.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

STANLEY,

9th September, 1939.

M.P. s/29/39.

**Comparative statement of the Estimated and Actual
the Falkland Islands for the Half Year
REVENUE.**

RECEIPTS.	Estimated 1939.			Amount received to 30th June, 1939.			Receipts for same period, 1938.			More than ½ estimated, 1939.			Less than ½ estimated, 1939.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st Jan., 1939				5492	19	9									
1. Customs Duties	7125	0	0	9061	17	10	8166	7	11	1936	17	10			
2. Port Dues	82	10	0	74	13	0	68	17	0				7	17	0
3. Internal Revenue	822	10	0	1144	14	11	971	13	6	322	4	11			
4. Fees, Fines, &c.	1532	10	0	1124	0	4	2293	1	4				408	9	8
5. Interest	7275	0	0	6479	14	9	6318	17	3				795	5	3
6. Post Office	1350	0	0	721	15	9	15148	5	1				628	4	3
7. Telegraphs & Telephones	1281	0	0	1073	7	2	1076	18	9				207	12	10
8. Rents	630	0	0	465	4	3	512	17	4				164	15	9
9. Miscellaneous	4480	0	0	8869	15	4	1544	19	11	4389	15	4			
10. Contribution from Dependencies	3000	0	0	3000	0	0	3500	0	0						
Total Ordinary Rev. Falklands £	27578	10	0	32015	3	4	39601	18	1	6648	18	1	2212	4	9
Land Sales Fund	1889	10	0	6512	15	10	2916	13	8	4623	5	10			
Marine Insurance Fund	93	10	0	193	6	11	190	1	0	99	16	11			
Reserve Fund							16000	0	0						
Colonial Development Fund															
Total ... £	29561	10	0	38721	6	1	58708	12	9	11372	0	10	2212	4	9
Dependencies Revenue				8636	19	5	Surplus of Assets 1st January, 1939.								
Research Fund				4205	14	2									
Investments Realized				61957	12	8									
Farm & Building Loans				588	6	8									
Advances Repaid				962	13	0									
Deposits Received				38193	12	5	Land Sales Fund			£265265	11	8			
Remittances Received				34211	7	3	General Revenue balance a/c			15543	7	5			
Total			£	187477	11	8				£280808	19	1			
Balance brought down 1st January, 1939			£	5492	19	9									
Total			£	192970	11	5									

Examined.

A. B. HOARE,

Local Auditor.

M.P. 172/31.

Revenue and Expenditure under various Heads for
ended 30th June, 1939.

EXPENDITURE.

PAYMENTS.	½ Estimated, 1939.			Amount paid to 30th June, 1939.			Payments for same period 1938.			More than ½ estimated, 1939.			Less than ½ estimated, 1939.							
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.					
1. Pensions	1035	0	0	1417	11	6	748	7	4	382	11	6	.....						
2. The Governor	1349	10	0	1385	3	0	1316	19	6	35	13	0	.....						
3. Colonial Secretary	1382	10	0	1234	7	8	1347	3	2	.....			148	2	4				
4. Treasury & Customs	750	0	0	528	3	9	884	11	7	.....			221	16	3				
5. Audit	129	0	0	197	10	0	95	15	0	68	10	0	.....						
6. Post Office	1727	0	0	1604	11	10	1604	1	0	.....			122	8	2				
7. Wireless & Electrical	1751	10	0	1804	1	2	1655	16	10	52	11	2	.....						
8. Harbour	551	0	0	602	17	9	570	4	9	51	17	9	.....						
9. Legal	92	10	0	208	5	3	66	16	0	115	15	3	.....						
10. Police & Prisons	507	10	0	486	12	4	461	12	10	.....			20	17	8				
11. Medical	3282	0	0	3253	1	1	2706	0	3	.....			28	18	11				
12. Education	1566	0	0	1558	13	9	1222	6	2	.....			7	6	3				
13. Ecclesiastical	144	10	0	142	10	0	17	0	0	.....			2	0	0				
14. Naturalist	65	0	0	16	0	0	25	9	0	.....			49	0	0				
15. Military	921	10	0	1188	11	1	633	1	1	267	1	1	.....						
16. Agriculture	3334	0	0	4989	11	2	2892	11	6	1655	11	2	.....						
17. Miscellaneous	2777	10	0	3622	11	2	3612	10	3	845	1	2	.....						
18. Public Works Department	1687	10	0	1553	14	4	1713	18	7	.....			133	15	8				
19. Public Works Recurrent	3475	0	0	4051	15	4	8930	8	11	576	15	4	.....						
Total Ordinary Expenditure ... £	26528	10	0	29845	12	2	30504	13	9	4051	7	5	734	5	3					
20. Public Works Extraordinary	1031	10	0	1499	17	8	6220	14	3	468	7	8	.....						
Appendix Reserve Fund	.....			.....			16000	0	0	.....									
Total Falklands	£ 27560	0	0	31345	9	10	52725	8	0	4519	15	1	734	5	3					
Land Sales Fund ... ..	...			3531	8	9	Surplus of Assets on the 30th June, 1939.												
Dependencies Payments ... ..	...			6432	19	3													
Research Fund ... ..	...			16200	8	11	Land Sales Fund	£268246	18	9									
Investments made ... ..	...			37212	9	9	General Revenue												
Advances made ... ..	...			942	10	0	Balance 1/1/39. £15543	7	5										
Deposits Repaid ... ..	...			34878	14	7	Add												
Remittances made ... ..	...			58934	18	1	Surplus 30/6/39.	2873	13	8	18417	1	1						
											£286663	19	10							
Total ... £	189478	19	2																	
Balance on 30th June, 1939 ...	3491	12	3																	
Total	£192970	11	5																	

Distribution of Cash Balance 30th June, 1939 :—

Colonial Treasury	£ 2534	6	0
Crown Agents	652	18	3
South Georgia	304	8	0
	£3491	12	3.

W. D. A. JONES,
for Colonial Treasurer.

Comparative statement of the Estimated and Actual Revenue and Expenditure under various Heads for the Dependencies for the Half Year ended 30th June, 1939.

REVENUE.

Receipts.	½ Estimated 1939.	Amount received to 30th June, 1939.	Receipts for same period, 1938.	½ More than estimated 1939.	½ Less than estimated 1939.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Customs Duties :					
(a) Imports	265 0 0	32 8 4	43 5 2	.....	232 11 8
(b) Exports	5900 0 0	8018 11 1	5856 0 11	2118 11 1	.....
2. Port & Tonnage Dues	100 0 0	160 0 0	120 0 0	60 0 0	.....
3. Internal Rev. Licences	580 0 0	157 15 0	157 5 0	.....	422 5 0
4. Fees, Fines, etc.	227 10 0	268 5 0	265 7 4	40 15 0	.....
5. Rents ...	750 0 0	.....	1 0 0	.....	750 0 0
6. Miscellaneous	5 0 0	.....	.....	.....	5 0 0
Total Ordinary Revenue £	7827 10 0	8636 19 5	6442 18 5	2219 6 1	1409 16 8
Research Fund		4205 14 2			
£		12842 13 7			

Surplus of Assets on 1st January, 1939.

Research Fund ... £200666 17 5

£200666 17 5.

EXPENDITURE.

Payments.	½ Estimated 1939.	Amount paid to 30th June, 1939.	Payments for same period, 1938.	½ More than estimated 1939.	½ Less than estimated 1939.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Personal:-					
South Georgia	982 0 0	894 14 11	919 14 5	.....	87 5 1
General	102 10 0	.....	62 10 0	.....	102 10 0
2. Other Charges:-					
(a) South Georgia	355 0 0	389 13 0	366 18 10	34 13 0	.....
(b) South Shetlands	10 0 0	.....	.....	.....	10 0 0
General	5062 10 0	5148 11 4	5376 7 8	86 1 4	.....
Total Ordinary Expenditure	6512 0 0	6432 19 3	6725 10 11	120 14 4	199 15 1
3. Extraordinary:-					
(a) South Georgia	.....	.....	.....	.....	.....
(b) South Shetlands	.....	.....	.....	.....	.....
Miscellaneous	.....	.....	.....	.....	.....
£	6512 0 0	6432 19 3	6725 10 11	120 14 4	199 15 1
5. Research Fund		16200 8 11			
Total Expenditure ...		£ 22633 8 2			

Surplus of Assets on 30th June, 1939.

Research Fund ... £188672 2 8.
General Account ... £ 2204 0 2.

£200876 2 10.

Examined,

A. R. HOARE,

Local Auditor.

W. D. A. JONES,

for Colonial Treasurer.

The Cinematograph Ordinance, 1912.

The Cinematograph (Amendment) Regulations 1939.

H. HENNIKER HEATON,
Governor.

In pursuance of the powers in him vested by the Cinematograph Ordinance, 1912, His Excellency the Governor by and with the advice of the Executive Council, is pleased to make the following Regulations:—

- | | |
|---|---|
| 1. These Regulations may be cited as the Cinematograph (Amendment) Regulations, 1939, and shall be read and construed as one with the Cinematograph Regulations, 1915. | Short Title. |
| 2. Section 1 of the Cinematograph Regulations, 1915, is hereby repealed and replaced by the following :- | Repeal and replacement of Section 1 of the Cinematograph Regulations, 1915. |
| "1. No child under the age of twelve years, unless accompanied by parent or guardian, shall be permitted to enter any Cinematograph Entertainment or Exhibition held after the hour of 7.30 p.m." | |
| 3. The Cinematograph (Amendment) Regulations, 1930, are hereby repealed. | Repeal of Cinematograph (Amendment) Regulations, 1930. |

Made by the Governor in Executive Council at a meeting held on the twenty-third day of August, 1939.

A. I. FLEURET,
Clerk of the Executive Council.

M.P. 420/30.

A Bill
To amend the Licensing Ordinance, 1882.

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. This Ordinance may be cited as the "Licensing (Amendment) Ordinance, 1882", and shall be read as one with the Licensing Ordinance, 1882, (hereinafter referred to as the Principal Ordinance). | Short Title. |
| 2. Section 33 of the Principal Ordinance shall have effect as if for the words "under the age of sixteen years," there were substituted the words "under the age of eighteen years,". | Amendment of Section 33 of Ordinance No. 11 of 1882. |
| 3. Section 34 of the Principal Ordinance shall have effect as if for the words "under fourteen years of age," there were substituted the words "under eighteen years of age,". | Amendment of Section 34 of Ordinance No. 11 of 1882. |

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this day of , 1939.

Colonial Secretary.

A Bill

To amend the Immigration (Restriction) Ordinance, 1936.

Enacting Clause.

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:—

Short Title.

1. This Ordinance may be cited as the "Immigration (Restriction) Amendment Ordinance, 1939", and shall be read and construed as one with the Immigration (Restriction) Ordinance, 1936, hereinafter referred to as the Principal Ordinance.

**Addition of new
Section.**

2. After Section 7 of the Principal Ordinance the following Section shall be inserted :-

Governor may prohibit entry into Colony of any person.

“7A. Notwithstanding anything contained
“in this Ordinance it shall be lawful for the
“Governor, in his absolute discretion, to prohibit
“the entry into the Colony or its Dependencies
“of any person not being a native of the Colony.”

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this day of , 1939.

Colonial Secretary.

A Bill

To impose penalties for trading with the enemy, to make provision as respects the property of enemies and enemy subjects, and for purposes connected with the matters aforesaid.

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 :-

Enacting Clause.

1. This Ordinance may be cited as the "Trading with the Enemy Ordinance, 1939."

Short Title.

TRADING WITH THE ENEMY AND MATTERS RELATING THERETO.

2. (1) Any person who trades with the enemy within the meaning of this Ordinance shall be guilty of an offence of trading with the enemy, and shall be liable -

Penalties for trading with the enemy.

- (a) on conviction on indictment, to penal servitude for a term not exceeding seven years or to a fine or to both such penal servitude and a fine, or
- (b) on summary conviction, to imprisonment for a term not exceeding twelve months or to a fine not exceeding five hundred pounds, or to both such imprisonment and such fine;

and the court may in any case order that any goods or money in respect of which the offence has been committed shall be forfeited.

(2) For the purposes of this Ordinance a person shall be deemed to have traded with the enemy -

- (a) if he has had any commercial, financial or other intercourse or dealings with, or for the benefit of, an enemy, and, in particular, but without prejudice to the generality of the foregoing provision, if he has –
 - (i) supplied any goods to or for the benefit of an enemy, or obtained any goods from an enemy, or traded in, or carried, any goods consigned to or from an enemy or destined for or coming from enemy territory, or
 - (ii) paid or transmitted any money, negotiable instruments or security for money to or for the benefit of an enemy or to a place in enemy territory, or
 - (iii) performed any obligation to, discharged any obligation of, an enemy, whether the obligation was undertaken before or after the commencement of this Ordinance; or
- (b) if he has done anything which, under the following provisions of this Ordinance is to be treated as trading with the enemy :

Provided that a person shall not be deemed to have traded with the enemy by reason only that he has –

- (i) done anything under an authority given generally or specially by, or by any person authorised in that behalf by the Governor, or
- (ii) received payment from an enemy of a sum of money due in respect of a transaction under which all obligations on the part of the person receiving payment had been performed before the commencement of the war by reason of which the person from whom the payment was received became an enemy.

(3) Any reference in this section to an enemy shall be construed as including a reference to a person acting on behalf of an enemy.

Definition of enemy.

3. (1) Subject to the provisions of this section, the expression "enemy" for the purposes of this Ordinance means –

- (a) any State or Sovereign of a State, at war with His Majesty,
- (b) any individual resident in enemy territory,
- (c) any body of persons (whether corporate or unincorporate carrying on business in any place, if and so long as the body is controlled by a person who, under this section, is an enemy, or
- (d) any body of persons constituted or incorporated in, or under the laws of, a State at war with His Majesty;

but does not include any person by reason only that he is an enemy subject.

(2) The Governor with the prior approval of the Secretary of State may by order direct that any person specified in the order shall, for the purposes of this Ordinance, be deemed to be, while so specified, an enemy.

Inspection and supervision of businesses.

4. (1) The Governor, if he thinks it expedient for securing compliance with section two of this Ordinance so to do, may by written order authorise a specified person (hereafter in this section

referred to as "an inspector") to inspect any books or documents belonging to, or under the control of, a person named in the order, and to require that person and any other person to give such information in his possession with respect to any business carried on by the named person as the inspector may demand, and for the purposes aforesaid to enter on any premises used for the purposes of that business.

(2) If, on a report made by an inspector as respects any business, it appears to the Governor that it is expedient, for securing compliance with section two of this Ordinance, that the business should be subject to supervision, the Governor may appoint a person (hereafter in this section referred to as "a supervisor") to supervise the business, with such powers as the Governor may determine.

(3) If any person, without reasonable cause, fails to produce for inspection, or furnish, to an inspector or a supervisor any document or information which he is duly requested by the inspector or supervisor so to produce or furnish, that person shall be liable, on summary conviction, to a fine not exceeding fifty pounds or to imprisonment for a term not exceeding six months or to both such fine and such imprisonment.

(4) If any person, with intent to evade the provisions of this section, destroys, mutilates or defaces any book or other document which an inspector or a supervisor is or may be authorised under this section to inspect, that person shall be liable -

- (a) on conviction on indictment, to penal servitude for a term not exceeding five years or to a fine or to both such penal servitude and a fine, or
- (b) on summary conviction, to imprisonment for a term not exceeding twelve months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

5. (1) No assignment of a chose in action made by or on behalf of an enemy shall, except with the sanction of the Governor, be effective so as to confer on any person any rights or remedies in respect of the chose in action; and neither a transfer of a negotiable instrument by or on behalf of an enemy, nor any subsequent transfer thereof, shall, except with the sanction of the Governor, be effective so as to confer any rights or remedies against any party to the instrument.

Transfer of negotiable instruments and choses in action by enemies.

(2) The preceding subsection shall apply in relation to any transfer of any coupon or other security transferable by delivery, not being a negotiable instrument, as it applies in relation to any assignment of a chose in action.

(3) If any person by payment or otherwise purports to discharge any liability from which he is relieved by this section, knowing the facts by virtue of which he is so relieved, he shall be deemed to have thereby traded with the enemy :

Provided that in any proceedings for an offence of trading with the enemy which are taken by virtue of this subsection it shall be a defence for the defendant to prove that at the time when he purported to discharge the liability in question he had reasonable grounds for believing that the liability was enforceable against him by order of a competent court, not being either a court having jurisdiction in the Colony or a court of a State at war with His Majesty, and would be enforced against him by such an order.

(4) Where a claim in respect of a negotiable instrument or chose in action is made against any person who has reasonable

cause to believe that, if he satisfied the claim, he would be thereby committing an offence of trading with the enemy, that person may pay into the Supreme Court any sum which, but for the provisions of subsection (1) of this section, would be due in respect of the claim, and thereupon that sum shall, subject to rules of court, be dealt with according to any order of the court, and the payment shall for all purposes be a good discharge to that person.

(5) Nothing in this section shall apply to securities to which the next following section applies.

Transfer and allotment of securities.

6. (1) If –

- (a) any securities to which this section applies are transferred by or on behalf of an enemy, or
- (b) any such securities, being securities issued by a company within the meaning of the Companies Act (United Kingdom) 1929, are allotted or transferred to, or for the benefit of, an enemy subject without the consent of the Governor;

then, except with the sanction of the Governor, the transferee or allottee shall not, by virtue of the transfer or allotment, have any rights or remedies in respect of the securities; and no body corporate by whom the securities were issued or are managed shall take any cognisance of, or otherwise act upon, any such transfer except under the authority of the Governor.

(2) No share warrants, stock certificates or bonds, being warrants, certificates or bonds payable to bearer, shall be issued in respect of any securities to which this section applies, being securities registered or inscribed in the name of an enemy or of a person acting on behalf of, or for the benefit of, an enemy.

(3) Any person who contravenes the provisions of this section shall be liable, on summary conviction, to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

(4) This section applies to the following securities, that is to say, annuities, stock, shares, bonds, debentures or debenture stock registered or inscribed in any register, branch register or other book kept in the United Kingdom.

Purchase of enemy currency.

7. (1) Purchasing enemy currency shall be treated as trading with the enemy.

(2) In this section the expression “enemy currency” means any such notes or coins as circulate as currency in any area under the sovereignty of a Power with whom His Majesty is at war, not being an area in the occupation of His Majesty or of a Power allied with His Majesty, or any such other notes or coins as are for the time being declared by an order of the Governor to be enemy currency.

PROPERTY OF ENEMIES AND ENEMY SUBJECTS.

Collection of enemy debts and custody of enemy property.

8. (1) With a view to preventing the payment of money to enemies and of preserving enemy property in contemplation of arrangements to be made at the conclusion of peace, the Governor may appoint custodians of enemy property for the Colony, and may by order –

- (a) require the payment to the prescribed custodian of money which would, but for the existence of a state of war, be payable to or for the benefit of a person

who is an enemy, or which would, but for the provisions of section five or section six of this Ordinance, be payable to any other person;

- (b) vest in the prescribed custodian such enemy property as may be prescribed, or provide for, and regulate, the vesting in that custodian of such enemy property as may be prescribed;
- (c) vest in the prescribed custodian the right to transfer such other enemy property as may be prescribed, being enemy property which has not been, and is not required by the order to be, vested in the custodian;
- (d) confer and impose on the custodians and on any other person such rights, powers, duties and liabilities as may be prescribed as respects —
 - (i) property which has been, or is required to be, vested in a custodian by or under the order,
 - (ii) property of which the right of transfer has been, or is required to be, so vested,
 - (iii) any other enemy property which has not been, and is not required to be, so vested, or
 - (iv) money which has been, or is by the order required to be, paid to a custodian;
- (e) require the payment of the prescribed fees to the custodians in respect of such matters as may be prescribed and regulate the collection of and accounting for such fees;
- (f) require any person to furnish to the custodian such returns, accounts and other information and to produce such documents, as the custodian considers necessary for the discharge of his functions under the order:

and any such order may contain such incidental and supplementary provisions as appear to the Governor to be necessary or expedient for the purposes of the order.

(2) Where any requirement or direction with respect to any money or property is addressed to any person by a custodian and accompanied by a certificate of the custodian that the money or property is money or property to which an order under this section applies, the certificate shall be evidence of the facts stated therein, and if that person complies with the requirement or direction, he shall not be liable to any action or other legal proceeding by reason only of such compliance.

(3) Where, in pursuance of an order made under this section, —

- (a) any money is paid to a custodian,
- (b) any property, or the right to transfer any property, is vested in a custodian, or
- (c) a direction is given to any person by a custodian in relation to any property which appears to the custodian to be property to which the order applies,

neither the payment, vesting or direction nor any proceedings in consequence thereof shall be invalidated or affected by reason only that at a material time —

- (i) some person who was or might have been interested in the money or property, and who was an enemy or an enemy subject, had died or had ceased to be an enemy or an enemy subject, or
 - (ii) some person who was so interested, and who was believed by the custodian to be an enemy or an enemy subject, was not an enemy or an enemy subject.
- (4) Any order under this section shall have effect notwithstanding anything in any Ordinance passed before this Ordinance.
- (5) If any person pays any debt, or deals with any property, to which any order under this section applies, otherwise than in accordance with the provisions of the order, he shall be liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine; and the payment or dealing shall be void.
- (6) If any person, without reasonable cause, fails to produce or furnish, in accordance with the requirements of an order under this section, any document or information which he is required under the order to produce or furnish, he shall be liable on summary conviction to a fine not exceeding ten pounds for every day on which the default continues.
- (7) All fees received by any custodian by virtue of an order under this section shall be paid into the Treasury of the Colony.
- (8) In this section –
- (a) the expression “enemy property” means any property for the time being belonging to or held or managed on behalf of an enemy or an enemy subject;
 - (b) the expression “property” means real or personal property, and includes any estate or interest in real or personal property, any negotiable instrument, debt or other chose in action, and any other right or interest, whether in possession or not; and
 - (c) the expression “prescribed” means prescribed by an order made under this section.

GENERAL AND SUPPLEMENTARY PROVISIONS.

Provisions with respect to money payable to, or received by, a Clearing Office.

9. (1) Nothing in this Ordinance shall affect the operation of section one of the Debts Clearing Offices and Import Restrictions Act, (United Kingdom) 1934, or of any order under that section, in so far as the said section or order relates to the payment to, and collection by, a Clearing Office of debts to which such an order applies; but –

- (a) notwithstanding anything in subsection (6) of the said section or in any such order as aforesaid, any sum received by a Clearing Office by virtue of such an order, being –
 - (i) a sum which is so received at a time when the Sovereign Power of the country with respect to which the order has been made is at war with His Majesty, or
 - (ii) a sum which has been so received before the commencement of the war between that Power and

His Majesty and has not, before the commencement of that war, ceased to be in the possession or under the control of the Clearing Office,

shall be retained by the Clearing Office, subject to any order which may be made under this Ordinance requiring the Clearing Office to pay that sum to a custodian of enemy property, and subject to the provisions of subsections (4) and (6) of the said section with respect to overpayments made to the Clearing Office; and

- (b) any sum which a Clearing Office is required by paragraph (a) of this subsection to retain subject as aforesaid, shall, except in so far as it represents an overpayment made to the Clearing Office, be deemed for the purposes of this Ordinance to be money which would, but for the existence of a state of war, be payable to or for the benefit of a person who is an enemy.

(2) There may be retained by a Clearing Office out of any sum which, by virtue of any order under this Ordinance, is payable by that office to a custodian of enemy property such reasonable commission, not exceeding two per cent. of that sum, as the Governor thinks fit; and the amount of any commission so retained by a Clearing Office shall be paid into the Treasury of the Colony.

10. (1) If any person, for the purpose of obtaining any authority or sanction under this Ordinance, or in giving any information for the purposes of this Ordinance or of any order made thereunder, knowingly or recklessly makes a statement which is false in a material particular, he shall be liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

False statements and obstruction.

(2) Every person who wilfully obstructs any person in the exercise of any powers conferred on him by or under this Ordinance shall be liable on summary conviction to a fine not exceeding fifty pounds.

11. Where any offence under this Ordinance committed by a body corporate is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of, any director, manager, secretary or other officer of the body corporate, he, as well as the body corporate, shall be deemed to be guilty of that offence, and shall be liable to be proceeded against and punished accordingly.

Offences by corporations.

12. (1) The expenses incurred for the purposes of this Ordinance by the Governor shall be defrayed out of the revenue of the Colony.

Expenses of, and exercise of powers by, the Governor.

(2) Anything required or authorised under this Ordinance to be done by, to or before the Governor may be done by, to or before the Colonial Secretary, or any person authorised in that behalf by the Governor.

13. Any document stating that any authority or sanction is given under any of the provisions of this Ordinance by the Governor, and purporting to be signed on behalf of the Governor, or by a person who is empowered by this Ordinance to do anything which may be done thereunder by the Governor, shall be evidence of the facts stated in the document.

Evidence of authority or sanction of Governor.

A Bill

To prohibit the sale of Cigarettes or Cigarette Papers to Children and Young Persons.

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 :-

Enacting Clause.

1. This Ordinance may be cited as "The Juvenile Smoking (Prohibition) Ordinance, 1939".

Short Title.

2. (1) For the purposes of this Ordinance the expression "cigarette" includes cut tobacco rolled up in paper, tobacco leaf, or other material in such form as to be capable of immediate use for smoking.

Interpretation.

(2) This Ordinance shall apply to tobacco other than cigarettes in like manner as it applies to cigarettes, except that a person shall not be guilty of an offence for selling such other tobacco to a person apparently under the age of sixteen years if he did not know, and had no reason to believe, that it was for the use of that person.

(3) This Ordinance shall apply to smoking mixtures intended as a substitute for tobacco in like manner as it applies to cigarettes.

3. If any person sells to a person apparently under the age of sixteen years any cigarettes or cigarette papers, whether for his own use or not, he shall be liable, on summary conviction, in the case of a first offence to a fine not exceeding two pounds, and in the case of a second offence to a fine not exceeding five pounds, and in the case of a third or subsequent offence to a fine not exceeding ten pounds.

Penalty on selling tobacco to children and young persons.

Forfeiture of tobacco.

4. It shall be the duty of a constable to seize any cigarettes or cigarette papers in the possession of any person apparently under the age of sixteen whom he finds smoking in any street or public place, and any cigarettes or cigarette papers so seized shall be disposed of, if seized by a constable in such manner as the police authority may direct, and such constable shall be authorised to search any boy so found smoking, but not a girl.

Provisions as to automatic machines for the sale of tobacco.

5. (1) If on complaint to a court of summary jurisdiction it is proved to the satisfaction of the court that any automatic machine for the sale of cigarettes kept on any premises is being extensively used by children or young persons, the court may order the owner of the machine or the person on whose premises the machine is kept to take such precautions to prevent the machine being so used as may be specified in the order, or, if necessary, to remove the machine, within such time as may be specified in the order. Provided that any person aggrieved by such an order may appeal against it to a court of quarter sessions.

(2) If any person against whom any such order has been made fails to comply with the order, he shall be liable on summary conviction to a fine not exceeding five pounds, and to a further fine not exceeding one pound for each day during which the offence continues.

Exemptions for persons employed in trade, etc.

6. The provisions of this Ordinance which makes it an offence to sell cigarettes or cigarette papers, and which authorise the seizure of cigarettes and cigarette papers, shall not apply where the person to whom the cigarettes or cigarette papers are sold, or in whose possession they are found, was at the time employed by a manufacturer of or dealer in tobacco, either wholesale or retail, for the purpose of his business, or was a boy messenger in the employment of any firm or Company and employed as such at the time.

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of , 1939.

Colonial Secretary.



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NOVEMBER 1, 1939.

No. 14.

GOVERNMENT NOTICES.

No. 70. Colonial Secretary's Office,
Stanley, Falkland Islands.
2nd October, 1939.

The following gentlemen have been granted temporary commissions in the Royal Naval Volunteer Reserve by warrant under the hand of Henry Harwood Harwood, Esquire, Officer of the Most Excellent Order of the British Empire, Captain in His Majesty's Fleet and Commodore of the Second Class Commanding His Majesty's Ships and Vessels employed and to be employed in the South American Division of the America and West Indies Stations:-

GEORGE MACKENZIE GODDARD, Esq., J.P., to be Lieutenant Commander, with effect from the 2nd of September, 1939.

WILLIAM HENRY ROLAND STILL, Esq., L.D.S., R.C.S., to be Paymaster Sub-Lieutenant, with effect from the 2nd of September, 1939.

WILFRED DAVID ARNOLD JONES, Esq., to be Paymaster Sub-Lieutenant, with effect from the 2nd of September, 1939.

PETER ROBINSON, Esq., to be Paymaster Sub-Lieutenant with effect from the 2nd of September, 1939.

ALAN ROBERT CARR, Esq., to be Paymaster Sub-Lieutenant, with effect from the 2nd of September, 1939.

ALBERT NEWING, Esq., J.P., to be Paymaster Sub-Lieutenant, with effect from the 2nd of September, 1939.

JAMES ERIK HAMILTON, Esq., M.Sc., to be Paymaster Sub-Lieutenant, with effect from the 23rd of September, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. S/11/37.

No. 71. Colonial Secretary's Office,
Stanley, Falkland Islands.
4th October, 1939.

His Excellency the Governor under Clause V of the Royal Instructions dated the 28th of February, 1920, has been pleased to appoint :

MAJOR THE HONOURABLE
JAMES AUSTEN WOODGATE, A.R.I.B.A.,

to be provisionally a member of the Executive Council of the Colony, subject to His Majesty's confirmation.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/229.

No. 72. Colonial Secretary's Office,
Stanley, Falkland Islands.
16th October, 1939.

With reference to Government Notice No. 1 of the 4th of January, 1939, it is hereby notified, for general information, that the following Practitioner has been added to the list of Medical Practitioners registered to practice in the Colony and the Dependencies.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 21/28.

Name.	Qualification.	Date of Qualification
Dowds, John Alexander	M.B. Ch.B. B.A.O.	1930.

No. 73. Colonial Secretary's Office,
Stanley, Falkland Islands.
17th October, 1939.

His Excellency the Governor directs the publication, for general information, of the following telegram received from the Right Honourable the Secretary of State for the Colonies :

"His Majesty has decided in view of the outbreak of War that the usual service at the Cenotaph shall not be held this year, and it will not be possible to signal the 2 minutes silence as in previous years.

"November 11th will however be observed as "Poppy Day" as hitherto and the British Legion is making arrangements as usual for the sale of "Poppies in aid of Earl Haig's Fund."

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 320/31.

No. 74. Colonial Secretary's Office,
Stanley, Falkland Islands.
27th October, 1939.

It is hereby notified, for general information, that

CAPTAIN THE HONOURABLE
D. S. A. WEIR, M.E.C..

Agricultural Adviser, acted as Director of Public Works, Public Works Department, from 2nd to 26th of September, 1939, both dates inclusive.

M.P. P/190.

E. F. J. DUNLOP, Esq., M.B., Ch.B.,

Medical Officer, was Officer-in-Charge of the Medical Department during the absence on leave of the Senior Medical Officer, from 4th June to 26th September, 1939, both dates inclusive.

M.P. P/220.

CAPTAIN A. I. FLEURET,

Assistant Colonial Secretary, acted as Colonial Postmaster during the absence on leave of Miss E. M. Carey, from 10th March to 25th August, 1939, both dates inclusive.

M.P. P/19.

J. E. HAMILTON, Esq., M.Sc.,

Government Naturalist, acted as Colonial Postmaster from 26th August to 26th September, 1939, both dates inclusive.

M.P. P/225.

V. J. LELLMAN, Esq.,

Chief Clerk, Public Works Department, was Officer-in-Charge of that Department from 15th July, 1938, to 1st September, 1939, and acted as Registrar of Shipping from 15th July, 1938, to 26th September, 1939, and Harbour Master from 15th July, 1938, to 1st September, 1939, all dates inclusive.

M.P. L/65.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

PROBATE NOTICE.

In the Supreme Court of the Falkland Islands.

Francis Hollen, of Darwin, Falkland Islands, deceased.

Whereas Henry David Hollen, eldest brother of the above-named deceased, has applied for Letters of Administration to administer the Estate of deceased.

These are therefore to warn the next-of-kin and the creditors that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof.

The deceased died leaving no Will.

W. D. A. JONES,
Registrar, Supreme Court.

Stanley, Falkland Islands.

18th October, 1939.

S.C. 16/39.

No. 11.

Proclamation

1939.

Calling up of Royal Naval Reserves.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS by the fourth section of the Royal Naval Reserve (Volunteer) Act, 1859, it is enacted that it shall be lawful for the King on such occasions as His Majesty shall deem fit (the occasion being first communicated to Parliament, if Parliament be sitting, or declared in Council and notified by Proclamation, if Parliament be not sitting or in being) to order and direct that the Volunteers under that Act, or so many or such part of them as His Majesty may deem necessary, shall be called into actual service :

AND WHEREAS by the Royal Naval Reserve Volunteer Act, 1896, as amended by the Royal Naval Reserve Act, 1902, it is enacted that the power under the said Act of 1859 to raise and pay Volunteers may be exercised outside the British Islands in respect of British subjects :

AND WHEREAS by the Naval Reserve Act, 1900, the Admiralty are authorised to raise and keep up a new division, commonly known as the Royal Fleet Reserve, of the Force raised under the first recited Act, in addition to the men raised under that Act, and such new division is liable to be called out as part of the Royal Naval Reserve under the said fourth section of the said Act of 1859 :

AND WHEREAS by the Naval Forces Act, 1903, it is provided that the Admiralty may raise and maintain a force to be called the Royal Naval Volunteer Reserve, and that certain provisions of the said Act of 1859 (including the fourth section of that Act), as amended by any subsequent enactment, shall apply to the force so raised :

AND WHEREAS by the first section of the Naval Reserve (Mobilisation) Act, 1900, amending the said Act of 1859, it is enacted that it shall be lawful for the King, where His Majesty orders and directs that Volunteers under the said Act of 1859 shall be called into actual service, to authorise the Admiralty to give and, when given, to revoke or vary such directions as may seem necessary or proper for calling out all or any of the said Volunteers as the occasion may require :

AND WHEREAS The King has communicated to Parliament and notified by Proclamation that owing to State of Public Affairs and the demands upon His Naval Forces for the protection of the Empire, an occasion has arisen for ordering and directing as in the first-mentioned Act is provided :

It is hereby notified that The King has ordered and directed that Volunteers under the said Act shall be called into actual service and has authorised the Lords Commissioners of the Admiralty to give, and when given to revoke or vary, such directions as may seem necessary or proper for calling out all or any of the said Volunteers as the occasion may require.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 2nd day of October, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Regulations made under the provisions of the Lighting Control Ordinance, 1938.

H. HENNIKER HEATON,
Governor.

In virtue of the powers vested in him by section 2 of the Lighting Control Ordinance, 1938, and otherwise His Excellency the Governor, with the advice and consent of the Executive Council, is pleased to order and it is hereby ordered as follows:—

1. In the event of any emergency or public danger or by way of experiment or practice for occasions of emergency or public danger there shall be a total cessation of Lighting in the town of Stanley and its vicinity on such dates and at such times as the Governor may be pleased to order.

2. The signal for the total cessation of Lighting in the town of Stanley and its vicinity shall be as follows:—

(i) The firing of one gun, and, or, such other signal as the Air Raids Commandant may prescribe.

(ii) The dipping of the electric light twice.

3. Immediately the signal has been given there shall be a total cessation of Lighting in all premises and vessels, which is visible from outside such premises or vessels.

4. No vehicles shall exhibit any lights during the period of the general cessation of Lighting.

Any person who refuses or fails to comply with the Order shall be liable on summary conviction to a fine not exceeding fifty pounds. On a second conviction such person shall be liable to a fine not exceeding two hundred pounds.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Stanley,

17th October, 1939.

A Bill

To make provision for the supply of Electricity for Lighting and other purposes in the town of Stanley.

Enacting Clause.

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:—

Short Title.

1. This Ordinance may be cited as "The Electricity Supply Ordinance, 1939".

Definition.

2. In this Ordinance the expression "Supervisor" means the Government Officer charged with the administration of any Government Department or branch of a Government Department for the time being concerned with the provision and control of the supply of electricity for light and power purposes, and includes any officer or person acting within the scope of his duties under the general authority of the Government Officer aforesaid.

3. It shall be lawful for the Governor in Council to make regulations for the control of the supply of electricity for lighting and power purposes and in particular with respect to any of the following matters:—

- (a) The regulation of the use of and the prevention of the misuse or waste of electricity supply;
- (b) The protection of electrical installations and services;
- (c) The protection of cables and other plant connected with the distribution of electricity;
- (d) The fixing of charges for the supply of electricity;
- (e) The imposition of penalties for contravention of the regulations.

4. (1) It shall be lawful for the Supervisor to construct and erect electrical plant, works and equipment (hereinafter in this section referred to as "works"), and -

Power to Supervisor
to construct and erect
electrical plant and
equipment.

(a) to enter upon any lands for the purpose of constructing, erecting, placing or maintaining any works so placed and may therein remain for such reasonable time and execute and do all such things as he may consider necessary;

(b) to survey and take levels of any such lands or any part thereof, and also to dig, cut, remove and carry away any earth, stone, soil, sand and gravel whatsoever, as the nature of the works may require;

(c) to construct, place and maintain cables, apparatus and works, in, upon, over, along or across any lands or buildings, or any pier; or under, in, upon, over, along, or across any road or street; and for any such purpose to open or break up any road or street and alter the position thereunder of any pipe (not being a main) for the supply of water, and may alter or remove any cable so constructed or placed as aforesaid.

(2) Except as hereinafter provided the Supervisor shall not enter upon any lands for the purpose of constructing works except by day, nor unless with the consent of the owner or occupier of such lands, or his authorised agent until after one week's notice has been given to such owner, occupier, or agent of the intention to construct such works upon such lands.

Notice before entry on
lands.

(3) If the owner or occupier of any lands cannot after reasonable enquiry be found, it shall be sufficient if the Supervisor shall cause not less than one week's notice in writing of his intention to enter upon such lands for the purposes of this Ordinance to be posted in some conspicuous place on the lands so proposed to be entered; and after the expiration of the time mentioned in such notice the Supervisor may exercise all the powers vested in him as effectually as if notice had been served on the owner or occupier of such lands.

Where the owner or occupier cannot be found.

(4) The Supervisor may at all reasonable times enter upon any lands whatsoever without giving notice for the purpose of inspecting, repairing, or altering any works, whether wholly or in part constructed.

Entry to inspect,
repair, or alter works.

(5) When any electric wires, metres, fittings, works, or apparatus belonging to the Government are placed in or upon any private premises for the purpose of supplying or measuring energy, such wires, metres, fittings, works, or apparatus shall not be subject to distress nor be liable to be taken in execution under any legal process.

Exemption of apparatus from distress and attachment.

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of , 1939.

Colonial Secretary.

A Bill

To provide for the prohibition or restriction of the exportation or importation of goods during any public emergency.

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 :—

Short Title.

1. This Ordinance may be cited as the “Exports and Imports (Emergency Powers) Ordinance, 1939.”

Power to prohibit or restrict exportation or importation of goods.

2. (1) The Governor may, on the occurrence of any public emergency or whenever it appears to him to be necessary in the interest of the public safety or tranquility, by Proclamation published in the Gazette, prohibit absolutely, or restrict by means of such conditions and limitations as may be defined by him in the Proclamation, the exportation or importation from or to the Colony of all or any specified goods or class or description of goods to or from any specified country or place or to or from any specified person or class of persons.

(2) For the purposes of this Ordinance, “Goods” shall be deemed to include gold or silver coin.

(3) The publication of a Proclamation by the Governor under this section shall be deemed for all purposes to be conclusive proof of the occurrence of a public emergency or of the necessity for the prohibition or restriction imposed by the Proclamation in the interest of the public safety or tranquility.

Goods not to be exported or imported in contravention of Proclamation prohibiting exportation or importation thereof.

3. Where the exportation of any goods or class of goods to any country or place or person or class of persons or the importation of any goods from any country or place or person or class of persons is absolutely prohibited by a Proclamation of the Governor under section 2, no person shall, while such Proclamation is in force, export or attempt to export such goods or class of goods from the Colony to such country or place or person or class of persons, or as the case may be, import or attempt to import such goods from any such country or place or person or class of persons.

Licences for exportation of goods.

4. Where the exportation of any goods or class of goods to any country or place is restricted by any Proclamation of the Governor under section 2, no person shall, while such Proclamation is in force, export such goods or class of goods from the Colony to such country or place except under the authority of a licence under the hand of the Collector of Customs or otherwise than in accordance with the conditions of such licence.

Particulars to be set out in licences.

5. In every licence issued for the purposes of section 4, the Collector of Customs shall set out :—

- (a) the name of the person to whom or the place to which, or as the case may be, the names both of the person to whom and the place to which, exportation of the goods is authorised by the licence; and
- (b) such of the conditions and limitations defined in the Proclamation imposing the restriction as may be applicable in the case of such goods, such person or such place.

6. The name or names set out in each licence in accordance with the requirements of section 5 shall be inserted in all bills of lading, manifests and other documents relating to each consignment of goods to be exported under the authority of such licence.

Names contained in licence to be set out in all documents relating to exported goods.

Where the requirements of this section are not complied with in the case of any such document, the person by whom or on whose behalf the document purports to have been made out or signed shall—

- (a) if he is the exporter of the goods, be deemed to have exported or attempted to export the goods in contravention of the provisions of section 4; or
- (b) if he is not the exporter of the goods, be guilty of an offence punishable after summary trial by a Magistrate with a fine not exceeding fifty pounds.

7. Any person who contravenes the provisions of section 3 or section 4 shall be guilty of an offence punishable after summary trial by a Magistrate with a fine not exceeding fifty pounds or with imprisonment for a term not exceeding one year or with both such fine and such imprisonment, and, in addition, with the forfeiture of the goods in respect of which the offence was committed.

Penalty for contravention of section 3 or section 4.

8. (1) When any consignment of goods, of which the exportation is restricted by a Proclamation under this Ordinance, is entered for shipment in accordance with the conditions of the licence issued in that behalf—

Declaration as to ultimate destination of goods entered for exportation.

- (a) the Collector of Customs may require the person entering the consignment for shipment to make a declaration as to the person for whom or the country for which the goods are ultimately destined, and
- (b) where the Collector of Customs has reasonable cause to suspect that the declaration so made is false in any material particulars, he may detain the consignment until he is satisfied as to the truth of the declaration and may declare the goods in the consignment to be forfeited if the truth of the declaration is not established to his satisfaction.

(2) After the exportation of any consignment of goods referred to in sub-section (1) —

- (a) the Collector of Customs may require the exporter to produce satisfactory evidence that the consignment has reached the ultimate destination specified in the declaration made in respect of that consignment under sub-section (1); and
- (b) where such evidence is not produced or is not satisfactory, the Collector of Customs may, in his absolute discretion, impose on and recover from the exporter either a penalty of treble the value of the goods in that consignment or a penalty not exceeding fifty pounds unless the exporter proves that he took all reasonable steps to ensure that the ultimate destination of the goods should be the person or country specified in the declaration and in the licence, the bill of entry and other documents relating to that consignment.

9. Any person who for the purpose of obtaining any licence under this Ordinance—

Penalties for false statements, &c.

- (a) makes or presents any declaration or statement or representation which is false in any material particular; or
- (b) produces a guarantee certificate or undertaking which is false in any material particular, or has not been given by the person by whom it purports to have been given, or which has been in any way altered or tampered with,

shall be guilty of an offence, and liable on conviction after summary trial by a Magistrate to a fine not exceeding five hundred pounds or alternatively, in the case of goods for export, treble the value of the goods, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, unless he proves that he had taken all reasonable steps to ascertain the truth of the statements made or contained in any documents so presented or produced, or to satisfy himself of the genuineness of the guarantee certificate or undertaking.

Offences committed
by company, firm or
other association.

10. Where any offence under this Ordinance is committed by a company or firm or other association of individuals, every director and officer of the company, every partner and officer of the firm or every member and every person concerned in the management of the affairs of such association, as the case may be, shall severally be liable to be prosecuted and punished for the offence in like manner as if he had himself committed the offence, unless the act or omission constituting the offence took place without his knowledge, consent or connivance.

Ordinance to be supplementary to Customs Ordinance.

11. The provisions of this Ordinance and every prohibition or restriction imposed thereunder shall be deemed to be supplementary to the provisions of the Customs Ordinance, 1903; and the provisions of that Ordinance shall apply accordingly :

Provided, however, that in the case of any conflict or inconsistency, the provisions of this Ordinance or a prohibition or restriction imposed thereunder shall prevail over the provisions of the Customs Ordinance.

Interpretation.

12. In this Ordinance, unless the context otherwise requires—

“exportation” means carrying or taking out of the Colony,
or causing to be carried or taken out of the Colony,
whether by sea or by air;

“importation” means carrying or bringing into the Colony,
or causing to be carried or brought into the Colony,
whether by sea or by air.

Passed by the Legislative Council this day of
 , 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this day of , 1939.

Colonial Secretary.

ANNUAL STOCK RETURN FOR 1938-1939.

Prepared from information furnished in accordance with Section 13 of the Live Stock Ordinance, 1901.

OWNER.	NAME OF STATION.	RAMS.	WETHERS.	BREEDING EWES.	OTHER EWES.		HOGGETS.	TOTAL.	EAR MARK
					CAST.	MAIDEN.			
EAST FALKLAND.									
C. Bender.	Moody Valley.	47	410	1,282	—	83	255	2,077	Fork & Back Bit.
G. Bonner & Co.	San Carlos.	450	6,483	8,710	1,339	2,829	6,136	25,947	Front Square.
Pitaluga Bros.	Gibraltar.	403	3,560	6,725	—	—	3,069	13,757	Front P.
Falkland Islands Co., Ltd.	Darwin, North Arm & Islands.	1,994	51,441	58,529	2,412	17,526	37,500	169,402	Double Swallow.
Smith, & Sons.	Fitzroy.	355	12,307	11,520	19	3,340	7,610	35,151	"
J. W. McGill.	Berkeley Sound.	172	4,505	6,700	—	—	3,061	14,438	Triangle.
H. S. Browning & J. W. McGill.	Peninsular.	2	—	104	—	—	—	106	Back Bayonet.
Mrs. F. O. Yonge.	Mullet Creek.	39	311	990	—	—	201	1,541	Back Bayonet.
Estate T. Robson.	Bluff Cove.	105	728	2,948	391	—	748	4,920	Double Slit.
The Douglas Stn. Co. Ltd.	Port Louis North.	191	3,094	4,221	—	—	2,306	9,812	Front Halfpenny.
Port San Carlos Co., Ltd.	Douglas.	547	7,393	8,779	810	2,205	5,354	25,088	Fork.
Estate, J. J. Felton.	Port San Carlos.	382	7,231	9,898	—	2,587	6,279	26,377	Saw.
Mrs. H. J. Pitaluga.	Evelyn.	400	7,135	10,208	—	2,495	6,505	26,743	Back Square.
	Rincon Grande.	133	5,437	3,526	—	—	1,510	10,606	Slit.
		5,220	110,035	134,140	4,971	31,065	80,534	365,965	

WEST FALKLAND.

J. L. Waldron, Ltd.	Port Howard.	323	10,905	12,400	370	3,640	8,191	35,829	Fork.
Holmstead, Blake & Co. Ltd.	Hill Cove.	352	8,397	11,091	100	3,014	6,893	29,847	Front Bayonet.
Dean & Co.	Port Stephens.	427	7,541	11,074	855	2,744	6,149	28,790	Fork.
Packe Bros. & Co. Ltd.	Fox Bay East	226	9,208	9,330	—	2,837	5,892	27,493	Fore Bit.
Luxton & Anson.	Chartres.	303	7,590	9,927	—	2,438	5,518	25,776	Double Swallow.
Falkland Islands Co., Ltd.	Fox Bay West.	353	4,421	7,340	1,440	—	3,554	17,108	Single Slit.
Bertrand & Felton.	Spring Point.	217	2,711	3,631	—	952	2,214	9,725	Back Bit.
	Westbourne.	184	5,292	5,252	732	1,680	3,795	16,935	Front Square.
		2,385	56,065	70,045	3,497	17,305	42,206	191,503	

ISLANDS.

J. Hamilton.	Weddell.	234	2,904	1,341	441	100	940	5,960	Fork.
J. Hamilton.	Beaver.	4	26	195	—	—	111	336	Fork.
J. Hamilton.	Passage.	—	400	—	60	—	—	460	Fork.
G. T. Dean & Bros.	Pebble & Keppel.	227	7,383	6,027	143	1,946	4,010	19,736	Back Bayonet.
G. T. Dean & Bros.	Jason.	14	900	726	112	271	296	2,319	Back Bayonet.
Estate W. D. Benney.	Saunders.	117	2,929	2,914	—	912	1,987	8,859	Hole.
J. Hansen.	Carcass.	125	687	620	—	230	457	2,119	Fore Bayonet.
Mrs. Scott.	New.	16	818	664	—	149	524	2,171	Fork.
Mrs. H. Ricketts.	Sea Lion.	10	500	700	55	—	470	1,735	Slit.
Mrs. E. E. Matthews.	West Swan.	—	—	—	—	—	—	—	Fork.
		747	16,547	13,187	811	3,608	8,795	43,695	

EAST FALKLAND	5,220	110,035	134,140	4,971	31,065	80,534	365,965
WEST FALKLAND	2,385	56,065	70,045	3,497	17,305	42,206	191,503
ISLANDS	747	16,547	13,187	811	3,608	8,795	43,695
TOTALS	8,352	182,647	217,372	9,279	51,978	131,535	601,163

IMPORTATIONS.

OSTRICH.	IBIS.	HORSES.	BULLS.	RAMS.	EWES.	FOX.	PIGS.	GUANACO.
20	22	9	5	70	207	6	3	10

SUMMARY OF STOCK RETURNS 1934-1939.

—:O:—

SHEEP.

YEAR.	RAMS.	WETHERS.	BREEDING EWES.	OTHER EWES.	HOGGETS.	% HOGGETS TO BREEDING EWES.	TOTAL.
1934-1935.	7,342	179,732	225,354	61,225	141,999	63.01	615,652
1935-1936.	7,366	186,885	224,347	64,597	125,976	56.15	609,171
1936-1937.	7,870	177,296	220,148	60,042	138,990	63.13	604,346
1937-1938.	8,252	179,779	222,410	60,861	131,128	58.95	602,430
1938-1939.	8,352	182,647	217,372	61,257	131,535	60.51	601,163

SHEEP DISPOSED OF.

YEAR.	SOLD LOCALLY FOR BREEDING.	EXPORTED.	SLAUGHTERED.			TOTAL.
			MUTTON.	TALLOW.	SKINS.	
1934-1935.	5,486	2,015	20,434	30,690	27,768	86,393
1935-1936.	3,897	2,331	21,751	29,752	21,858	79,589
1936-1937.	4,593	31,328	18,935	25,222	14,139	94,217
1937-1938.	3,787	31,769	19,953	10,454	16,116	82,079
1938-1939.	1,875	26,285	18,609	10,125	18,621	75,515

OTHER STOCK.

YEAR.	HORSES.	CATTLE.	SWINE.
1934-1935.	3,378	10,072	29
1935-1936.	3,414	10,068	23
1936-1937.	3,387	10,076	16
1937-1938.	3,367	10,083	5
1938-1939.	3,223	9,771	22

D. S. A. WEIR,
Agricultural Adviser.

Note Security Fund.

Abstract of Accounts as required under Section 13 of the Currency Notes Ordinance, 1930.

Half-year ended 30th June, 1938.

(a) Total amount of Currency Notes in Circulation :-

	Number of Notes.			Total.	Value. £
	Series A.	Series B.	Series C.		
£5	2	12	1519	1533	7665
£1	57	129	15255	15441	15441
10/-	—	—	3758	3758	1879
5/-	31	29	—	60	15
	90	170	20532	20792	25000

(b)	Invested portion of Fund calculated on latest known market prices	...	...	...	£	s.	d.
					26566	19	0.
	Liquid portion of Fund	£313	8	3.			
	Less Sterling transfer maturing	100	0	0.			
					213	8	3.
	Total amount of Note Security Fund	...			£26780	7	3.

(c) List of Securities held by the Fund shewing in each case the nominal value and the latest known market price.

Name of Stock.		%	Face Value of Investments.			Price.	Market Value of Investments.		
			£	s.	d.		£	s.	d.
Kenya	1946/56	6	3184	19	10	113½	3614	19	4
Queensland	1922/47	3	900	0	0	91	819	0	0
Nigeria	1955	3	2781	2	11	93½	2600	7	5
Funding Loan	1956/61	2½	2893	1	3	84½	2444	12	9
Jamaica	1956/61	3	2020	4	0	91	1838	7	8
Nigeria	1947/57	5	600	0	0	109½	657	0	0
"	1963	4	1842	16	7	105½	1944	3	8
Kenya	1950	4½	2021	5	3	107½	2172	17	2
Nigeria	1950/60	5	3000	0	0	107½	3225	0	0
New Zealand	1949	5	2518	13	0	96	2417	18	1
Canada	1930/50	3½	1019	8	4	100½	1024	10	4
Tasmania	1940/50	4	1444	4	8	97½	1408	2	7
Joint Colonial Fund			24225	15	10		24166	19	0
			2400	0	0		2400	0	0
			26225	15	10		26566	19	0

Examined

A. R. HOARE,
Local Auditor.

W. D. A. JONES,

for Commissioner of Currency.



The Falkland Islands Gazette

Published by Authority.

VOL. XLVIII.

DECEMBER 1, 1939.

No. 15.

GOVERNMENT NOTICES.

No. 75. Colonial Secretary's Office,
Stanley, Falkland Islands.
31st October, 1939.

With reference to Government Notice No. 23 the 11th April, 1939, it is hereby notified, for general information, that

MR. J. NORRIS.

Police Constable, was absent on vacation leave from the 9th of April to the 26th of October, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. L/115.

No. 76. Colonial Secretary's Office,
Stanley, Falkland Islands.
7th November, 1939.

His Excellency the Governor and Commander-in-Chief has been pleased to approve of the following promotion in the Falkland Islands Defence Force:

LIEUTENANT R. GREENSHIELDS,

to be Captain with effect from the 1st of October, 1939.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 1/32.

No. 77. Colonial Secretary's Office,
Stanley, Falkland Islands.
7th November, 1939.

His Excellency the Governor has been pleased to make the following appointment in the Falkland Islands Defence Force under Section 7 (1) of the Defence Force Ordinance, 1920, with effect from the 6th of November, 1939 :-

HUGH CULLEN HARDING, ESQUIRE, J.P.,
to be an Officer with the rank of Captain.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 1/32.

No. 78. Colonial Secretary's Office,
Stanley, Falkland Islands.
7th November, 1939.

His Excellency the Governor directs the publication for general information of the following telegram received from the Secretary of State for the Colonies :-

"Circular telegram No. 94 Armistice Day. In case the announcement made by the Archbishop of Canterbury on October 12th has not reached you by normal channels I think it desirable to let you know that with the full approval of His Majesty the King and the Government and after consultation with the authorities of principal Christian communions in this country Sunday November 12th will be observed as a day of remembrance and dedication."

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. 320/31.

No. 79. Colonial Secretary's Office,
Stanley, Falkland Islands.
14th November, 1939.

It is hereby notified, for general information,
that His Excellency the Governor has been pleased
to appoint

MISS A. HENNIKER HEATON
to be Private Secretary, with effect from the 1st
of October, 1939, vice Miss P. Henniker Heaton.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

M.P. P/175.

AGRICULTURAL NOTICE.

Agricultural Department,
Stanley, Falkland Islands.
20th November, 1939.

In accordance with the provisions of Section
14 of the Live Stock Ordinance 1901, it is hereby
notified for general information, that the follow-
ing earmarks have been approved and registered
for sheep on Spring Point and Fox West Stations
- "Front Bayonet" and "Front Bayonet & Back
Bit".

D. S. A. WEIR,
Agricultural Adviser.

PROBATE NOTICE.

In the Supreme Court of the Falkland Islands.
Louis James Hall of Stanley, Falkland Islands,
deceased.

Whereas William John Hutchinson, Attorney
for Catherine Ann Hall (Relict of the said Louis
James Hall), of Stanley, Falkland Islands, has
applied for Letters of Administration to adminis-
ter the estate of deceased.

These are therefore to warn the next-of-kin
and the creditors that the prayer of the Petitioner
will be granted provided no caveat be entered in
the Supreme Court within 21 days from the date
hereof.

The deceased died leaving no Will.

W. D. A. JONES,
Registrar, Supreme Court.

Stanley, Falkland Islands.

22nd November, 1939.

S.C. 17/39.

No. 12.

Proclamation.

1939.

To bring into force Compulsory Service in the Falkland Islands Defence Force.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

H. HENNIKER HEATON. *By His Excellency SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.*

[L.S.]

WHEREAS a state of War exists between His Majesty the King and Germany rendering it necessary that any invasion of or attack on the Colony under my Government by the forces of the said Germany shall be repelled;

AND WHEREAS it is provided under Section 19 of Ordinance No. 7 of 1920, that every British subject over the age of eighteen and under the age of forty-one years resident in the Colony, not being exempt under section 22 of the Ordinance, shall be liable to serve in the Defence Force;

AND WHEREAS it is provided further under Section 20 of the said Ordinance that in the event of the Defence Force being called out for active service and the Governor considering it expedient that the numerical strength of the Force should be increased, the Governor may by proclamation call upon and require any or all such person or persons, not being members of the Force, to join and serve with the Force so called out;

AND WHEREAS I consider it expedient that the numerical strength of the Force should be increased;

NOW, THEREFORE I, SIR HERBERT HENNIKER HEATON, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies do hereby call upon and require all such persons mentioned in the Schedule hereto to assemble at the Falkland Islands Defence Force Headquarters at the hour of 6.30 p.m. on Thursday, 16th November, 1939, for the purpose of performing such service as may by me be directed.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 14th day of November, in the year of Our Lord One thousand Nine hundred and thirty-nine.

By Command,

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

SCHEDULE.

S. G. Aldridge.	W. N. Binnie.
G. W. J. Bowles.	G. A. Bennett.
M. G. Creece.	W. H. Cletheroe.
S. W. Cletheroe.	A. R. Cletheroe.
T. W. Campbell.	E. W. Enestrom.
M. E. Evans.	V. E. Fuhlendorff.
W. H. Goss.	R. W. Hills.
L. D. Morrison.	J. A. King.
M. O. Lyse.	J. C. Osborne.
E. R. B. Paice.	C. L. Summers.
F. G. Short.	

Order for the control of the distribution and sale of articles of any description.

H. HENNIKER HEATON,
Governor.

WHEREAS a National Emergency exists rendering it necessary to take steps for the proper control of Foodstuffs and other articles of any description in the National interest.

NOW THEREFORE under the authority of the Emergency (Powers) Defence Act, United Kingdom, 1939, and the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The competent authority under Part VI of the Falkland Islands Defence Regulations, 1939, shall be the Colonial Secretary.

2. The competent authority, so far as appears to that authority to be necessary for maintaining supplies and services essential to the life of the community of the Colony, may by order provide -

- (i) for regulating or prohibiting the production, treatment, keeping, storage, movement, transport, distribution, sale, purchase, use or consumption of articles of any description, and, in particular, for controlling the prices at which such articles may be sold;
- (ii) for the appropriation, control, forfeiture and disposition of property and the use thereof.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Stanley,
18th September, 1939.
M.P. 177/39.

Falkland Islands Defence Regulations.

Order for Detention and Control of Enemy Subjects.

H. HENNIKER HEATON,
Governor.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows:—

1. That the enemy subject whose name is set out below shall be detained until this Order is rescinded or otherwise varied —

From British s.s. "Lafonia".

Member of crew — Andreas Sollner.

2. That the said enemy subject shall be detained under the command and control of the Officer appointed to Command the Detention Camp for enemy subjects.

By Command,
M. C. CRAIGIE-HALKETT,
Colonial Secretary.

STANLEY,
3rd September, 1939.
M.P. 175/39.

Falkland Islands Defence Regulations.

Order for Detention and Control of Enemy Subjects.

H. HENNIKER HEATON,
Governor.

In exercise of the powers vested in him by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows:—

1. That the enemy subjects whose names are detailed below shall be detained until this Order is rescinded or otherwise varied:—

Ex-German vessel "Carl Fritzen".

Officers - A. Hamman.
H. Warncke.
G. Peter.
O. Gloystein.
K. Kilius.
K. Hyde.
H. Sankowsky.
J. Diercksen.
H. Riese.

Crew —

Hans Gualmann.
Friedrich Witt.
Heinz Iesch.
Otto Kock.
Gerhard Hoffman.

Johannes Bitzner.
Ludwig Eirmann Heizer.
Gunter Heinrich.
Johannes Wohlers.
Gunter Simon.

Walter Schulz.
Walter Wurm.
Herbert Blank.
August Weber.
Werner Kohnke.
Fritz Schellhase.
Emil Baum.

Paul Kotzner.
Wilhelm Lehnert.
Paul Reimer.
August Schutte.
Theodor Czapule.
Hermann Johann.
August Riesberg.

2. That the said enemy subjects shall be detained under the command and control of the Officer appointed to Command the Detention Camp for enemy subjects.

By Command,

M. C. CRAIGIE-HALKETT,
Colonial Secretary.

Stanley,

13th September, 1939.

M.P. 175/39.

The King Edward Hospital Ordinance, 1916.

The Medical Department Fees (Amendment) Regulations, 1939.

H. HENNIKER HEATON,
Governor.

His Excellency the Governor in virtue of the powers in him vested by the King Edward Hospital Ordinance, 1936, and otherwise, and with the advice and consent of the Executive Council, is hereby pleased to make the following regulations:-

Short Title.

1. These regulations may be cited as the "Medical Department Fees (Amendment) Regulations, 1939.

Charges for men on Active Service.

2. No charge for the cost of medical or dental care shall lie against a member of the Falkland Islands Defence Force who is on active service except:

- (a) in the case of a man called up but not actually on duty: when the regulations as for civilians shall apply -
- (b) in the case of a man who requires medical or dental treatment for conditions antedating enlistment and not arising from military service.

Treatment in Hospital.

3. Members of the Falkland Islands Defence Force who, in the opinion of the Senior Medical Officer require treatment in Hospital, shall receive free hospital maintenance in a private ward in the case of a commissioned officer and in a public ward for all other ranks.

Made by the Governor in Executive Council at a meeting held on the 15th of November, 1939.

M. C. CRAIGIE-HALKETT,
for Clerk of the Executive Council.

M.P. 488/28.

Bye-laws to amend the bye-laws made by the Board of Health for the Falkland Islands and Dependencies, under sections 18 and 19 of the Public Health Ordinance, 1894, and approved by the Governor in Council.

1. These Bye-laws may be cited as "The Board of Health for the Falkland Islands and Dependencies Consolidated (Amendment No. 2) Bye-laws, 1939", and shall be read and construed as one with the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

Short Title.

2. Section 71 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937, as amended by the Board of Health for the Falkland Islands and Dependencies Consolidated (Amendment) Bye-laws, 1939, is hereby amended by the deletion of the words "and shall be liable on conviction to a fine not exceeding £2".

Amendment of Section 71 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

3. Section 81 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937, as amended by the Board of Health for the Falkland Islands and Dependencies Consolidated (Amendment) Bye-laws, 1939, is hereby amended by the insertion of the words "for which no special penalty is provided" after the words "Bye-laws".

Amendment of Section 81 of the Board of Health for the Falkland Islands and Dependencies Consolidated Bye-laws, 1937.

Made by the Board of Health at a meeting held on the 19th of October, 1939.

B. N. BIGGS,

Clerk of the Board of Health.

Approved by the Governor in Executive Council at a meeting held on the 15th of November, 1939.

M. C. CRAIGIE-HALKETT,

for Clerk of the Executive Council.

A Bill

To amend the Tariff Ordinance, 1900,
as amended by the Tariff (Export Duties)
amendment Ordinances, 1923 and 1924.

Enacting Clause.

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 :—

Rate of duty on export
of Whale and Seal oil
during the 1939-1940
whaling season and
1940 sealing season.

1. Notwithstanding any provisions to the contrary contained in the Tariff Ordinance, 1900, as amended by the Tariff (Export Duties) Amendment Ordinances, 1923 and 1924, the duty of Customs to be raised, levied and collected upon whale oil and upon seal oil which shall be raised in the Colony or in the Dependencies thereof during the 1939-40 whaling season and during the 1940 sealing season shall be fixed at the rate of one shilling and sixpence for each barrel of forty gallons.

Short Title.

2. This Ordinance may be cited as the "Tariff (Export Duties) Amendment Ordinance, 1939" and shall be read and construed as one with the Tariff (Export Duties) Amendment Ordinances, 1923 and 1924.

Passed by the Legislative Council this day of
, 1939.

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this day of , 1939.

Colonial Secretary.

A Bill

To amend the Tariff Ordinance 1900,
as amended by the Tariff (Import Duties)
Amendment Ordinances 1929 and 1931.

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 :—

Enacting Clause.

1. This Ordinance may be cited as the “Tariff (Import Duties) Amendment Ordinance, (No. 1) 1939”, and shall be read and construed as one with the Tariff Ordinance, 1900.

Short Title.

2. The First Schedule to the Tariff Ordinance, 1900, as amended by the Tariff (Import Duties) Amendment Ordinances, 1929 and 1931, is hereby repealed and replaced by the following :—

Repeal and replacement of First Schedule of Tariff Ordinance 1900, as amended by the Tariff (Import Duties) Amendment Ordinances 1929 and 1931.

FIRST SCHEDULE.
TARIFF OF IMPORT DUTIES.

Spirits, not exceeding the strength of proof, as ascertained by Sikes' Hydrometer and in proportion for any greater strength than strength of proof, including mixtures and preparations containing spirits, per gallon	£1 : 6 : 0 ✓
Wine in casks, per gallon	6 : 0
Wine in reputed quarts per dozen ...	9 : 9
Wine in reputed pints, per dozen ...	6 : 6
British wines and all other unenumerated and unexempted beverages not liable to spirit duty, in reputed quarts, per dozen.	5 : 6 ✓

SCHEDULE.

Schedule.

Number.	Head of Service.	Amount.		
		£	s.	d.
FALKLAND ISLANDS.				
I.	Pensions	2400	0	0
II.	The Governor	2660	0	0
III.	Colonial Secretary	3395	0	0
IV.	Treasury and Customs	1042	0	0
V.	Audit	256	0	0
VI.	Post Office	3474	0	0
VII.	Electrical and Telegraphs	3696	0	0
VIII.	Harbour	1045	0	0
IX.	Legal	185	0	0
X.	Police and Prisons	1017	0	0
XI.	Medical	6199	0	0
XII.	Education	3180	0	0
XIII.	Ecclesiastical	289	0	0
XIV.	Naturalist	255	0	0
XV.	Military	20698	0	0
XVI.	Agriculture	4160	0	0
XVII.	Miscellaneous	4305	0	0
XVIII.	Public Works	3728	0	0
XIX.	Public Works Recurrent	8970	0	0
Total Ordinary Expenditure		£ 70954	0	0
XX.	Public Works Extraordinary	2345	0	0
XXI.	Military War Expenditure*	—	—	—
XXII.	Land Sales Fund	1381	0	0
Total Expenditure chargeable to Revenue		£ 74680	0	0
DEPENDENCIES.				
I.	Ordinary Expenditure	12323	0	0
Total ...		£ 87003	0	0

* Under Head XV. in 1940.



The Falkland Islands Gazette Extraordinary

Published by Authority.

Vol. XLVIII.

DECEMBER 9, 1939.

No. 16.

LEGISLATIVE COUNCIL.

Minutes of Meeting held on 8th September, 1939.

1. Minutes of the Meeting held on 31st May, 1939, were confirmed.
2. The Honourable the Colonial Secretary moved and the Honourable V. A. H. Biggs seconded, the adoption of the following Resolution:—

“WHEREAS a state of war exists between His Majesty King George VI. and Germany and whereas it has become necessary to provide additional funds for the Defence of the Colony and other emergency measures.

“NOW, therefore, this Council Resolves, that the additional sum of Five thousand pounds (£5,000) shall be expended on this service during the year 1939, over and above the sums provided in the Estimates of expenditure for the year 1939.”

The Resolution was adopted.

The Council adjourned *sine die*.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 10 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

5th December, 1939.

An Ordinance

To amend the Tariff Ordinance 1900,
as amended by the Tariff (Import Duties)
Amendment Ordinances 1929 and 1931.

Enacting Clause.

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 :—

Short Title.

1. This Ordinance may be cited as the "Tariff (Import Duties) Amendment Ordinance, (No. 1) 1939", and shall be read and construed as one with the Tariff Ordinance, 1900.

Repeal and replacement of First Schedule of Tariff Ordinance 1900, as amended by the Tariff (Import Duties) Amendment Ordinances 1929 and 1931.

2. The First Schedule to the Tariff Ordinance, 1900, as amended by the Tariff (Import Duties) Amendment Ordinances, 1929 and 1931, is hereby repealed and replaced by the following :—

FIRST SCHEDULE.

TARIFF OF IMPORT DUTIES.

Spirits, not exceeding the strength of proof, as ascertained by Sikes' Hydrometer and in proportion for any greater strength than strength of proof, including mixtures and preparations containing spirits, per gallon	£1 : 6 : 0
Wine in casks, per gallon	6 : 0
Wine in reputed quarts per dozen ...	9 : 9
Wine in reputed pints, per dozen ...	6 : 6
British wines and all other unenumerated and unexempted beverages not liable to spirit duty, in reputed quarts, per dozen.	5 : 6

Malt liquor, mum, spruce, cider and perry, in casks per gallon ...	1 : 0
In reputed quarts, per dozen ...	2 : 0
In reputed pints, per dozen ...	1 : 0
Cigars, per lb. ...	8 : 0
Cigarettes, cut and manufactured tobacco and snuff, per lb. ...	5 : 0
All other unexempted tobacco per lb.	4 : 0
Matches, for every gross of boxes not, exceeding 10,000 matches ...	5 : 0
For every gross of boxes, exceeding 10,000 matches, per 10,000 matches and so in proportion ...	5 : 0

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 5th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FAULKLAND ISLANDS.

Ordinance No. 11 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To amend the Immigration (Restriction) Ordinance, 1936.

Enacting Clause.

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:—

Short Title.

1. This Ordinance may be cited as the "Immigration (Restriction) Amendment Ordinance, 1939", and shall be read and construed as one with the Immigration (Restriction) Ordinance, 1936, hereinafter referred to as the Principal Ordinance.

Addition of new Section.

2. After Section 7 of the Principal Ordinance the following Section shall be inserted:—

Governor may prohibit entry into Colony of any person.

"7A. Notwithstanding anything contained in this Ordinance it shall be lawful for the Governor, in his absolute discretion, to prohibit the entry into the Colony or its Dependencies of any person not being a native of the Colony."

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 12 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To amend the Licensing Ordinance, 1882.

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 :—

Enacting Clause.

1. This Ordinance may be cited as the "Licensing (Amendment) Ordinance, 1939", and shall be read as one with the Licensing Ordinance, 1882, (hereinafter referred to as the Principal Ordinance).

Short Title.

2. Section 33 of the Principal Ordinance shall have effect as if for the words "under the age of sixteen years," there were substituted the words "under the age of eighteen years,".

Amendment of Section 33 of Ordinance No. 11 of 1882.

3. Section 34 of the Principal Ordinance shall have effect as if for the words "under fourteen years of age," there were substituted the words "under eighteen years of age,".

Amendment of Section 34 of Ordinance No. 11 of 1882.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 13 of 1939.

I ASSENT,

H. HENNIKER HEATON,
Governor.

9th December, 1939.

An Ordinance

To amend the Tariff Ordinance, 1900,
as amended by the Tariff (Export Duties)
amendment Ordinances, 1923 and 1924.

Enacting Clause.

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 :—

Rate of duty on export
of Whale and Seal oil
during the 1939-1940
whaling season and
1940 sealing season.

1. Notwithstanding any provisions to the contrary contained
in the Tariff Ordinance, 1900, as amended by the Tariff (Export
Duties) Amendment Ordinances, 1923 and 1924, the duty of
Customs to be raised, levied and collected upon whale oil and upon
seal oil which shall be raised in the Colony or in the Dependencies
thereof during the 1939-40 whaling season and during the 1940
sealing season shall be fixed at the rate of one shilling and sixpence
for each barrel of forty gallons.

Short Title.

2. This Ordinance may be cited as the "Tariff (Export
Duties) Amendment Ordinance, 1939" and shall be read and con-
strued as one with the Tariff (Export Duties) Amendment Ordin-
ances, 1923 and 1924.

Passed by the Legislative Council this 5th day of
December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public
Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 14 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To provide for the service of the year
1940.

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 :—

Enacting Clause.

1. This Ordinance may be cited for all purposes as "the Appropriation (1940) Ordinance, 1939".

Short Title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the year ending the 31st December, 1940, a sum not exceeding Eighty-seven thousand and Three pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1940.

Appropriation of
£87,003 for service of
year 1940.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

Schedule.

SCHEDULE.

Number.	Head of Service.	Amount.		
		£	s.	d.
FALKLAND ISLANDS.				
I.	Pensions	2400	0	0
II.	The Governor	2660	0	0
III.	Colonial Secretary	3395	0	0
IV.	Treasury and Customs	1042	0	0
V.	Audit	256	0	0
VI.	Post Office	3474	0	0
VII.	Electrical and Telegraphs	3696	0	0
VIII.	Harbour	1045	0	0
IX.	Legal	185	0	0
X.	Police and Prisons	1017	0	0
XI.	Medical	6199	0	0
XII.	Education	3180	0	0
XIII.	Ecclesiastical	289	0	0
XIV.	Naturalist	255	0	0
XV.	Military	20698	0	0
XVI.	Agriculture	4160	0	0
XVII.	Miscellaneous	4305	0	0
XVIII.	Public Works	3728	0	0
XIX.	Public Works Recurrent	8970	0	0
Total Ordinary Expenditure		£ 70954	0	0
XX.	Public Works Extraordinary	2345	0	0
XXI.	Military War Expenditure*	—	—	—
XXII.	Land Sales Fund	1381	0	0
Total Expenditure chargeable to Revenue		£ 74680	0	0
DEPENDENCIES.				
I.	Ordinary Expenditure	12323	0	0
Total		£ 87003	0	0

* Under Head XV. in 1940.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 15 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To make provision for the supply of
Electricity for Lighting and other purposes
in the town of Stanley.

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:-

Enacting Clause.

1. This Ordinance may be cited as "The Electricity Supply Ordinance, 1939".

Short Title.

2. In this Ordinance the expression "Supervisor" means the Government Officer charged with the administration of any Government Department or branch of a Government Department for the time being concerned with the provision and control of the supply of electricity for light and power purposes, and includes any officer or person acting within the scope of his duties under the general authority of the Government Officer aforesaid.

Definition.

3. It shall be lawful for the Governor in Council to make regulations for the control of the supply of electricity for lighting and power purposes and in particular with respect to any of the following matters:-

Power to make regulations.

- (a) The regulation of the use of and the prevention of the misuse or waste of electricity supply;
- (b) The protection of electrical installations and services;
- (c) The protection of cables and other plant connected with the distribution of electricity;
- (d) The fixing of charges for the supply of electricity;
- (e) The imposition of penalties for contravention of the regulations.

Power to Supervisor to construct and erect electrical plant and equipment.

4. (1) It shall be lawful for the Supervisor to construct and erect electrical plant, works and equipment (hereinafter in this section referred to as "works"), and –

(a) to enter upon any lands for the purpose of constructing, erecting, placing or maintaining any works so placed and may therein remain for such reasonable time and execute and do all such things as he may consider necessary;

(b) to survey and take levels of any such lands or any part thereof, and also to dig, cut, remove and carry away any earth, stone, soil, sand and gravel whatsoever, as the nature of the works may require;

(c) to construct, place and maintain cables, apparatus and works, in, upon, over, along or across any lands or buildings, or any pier; or under, in, upon, over, along, or across any road or street; and for any such purpose to open or break up any road or street and alter the position thereunder of any pipe (not being a main) for the supply of water, and may alter or remove any cable so constructed or placed as aforesaid.

Notice before entry on lands.

(2) Except as hereinafter provided the Supervisor shall not enter upon any lands for the purpose of constructing works except by day, nor unless with the consent of the owner or occupier of such lands, or his authorised agent until after one week's notice has been given to such owner, occupier, or agent of the intention to construct such works upon such lands.

Where the owner or occupier cannot be found.

(3) If the owner or occupier of any lands cannot after reasonable enquiry be found, it shall be sufficient if the Supervisor shall cause not less than one week's notice in writing of his intention to enter upon such lands for the purposes of this Ordinance to be posted in some conspicuous place on the lands so proposed to be entered; and after the expiration of the time mentioned in such notice the Supervisor may exercise all the powers vested in him as effectually as if notice had been served on the owner or occupier of such lands.

Entry to inspect, repair, or alter works.

(4) The Supervisor may at all reasonable times enter upon any lands whatsoever without giving notice for the purpose of inspecting, repairing, or altering any works, whether wholly or in part constructed.

Exemption of apparatus from distress and attachment.

(5) When any electric wires, metres, fittings, works, or apparatus belonging to the Government are placed in or upon any private premises for the purpose of supplying or measuring energy, such wires, metres, fittings, works, or apparatus shall not be subject to distress nor be liable to be taken in execution under any legal process.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 16 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To prohibit the sale of Cigarettes or
Cigarette Papers to Children and Young
Persons.

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 :—

Enacting Clause.

1. This Ordinance may be cited as "The Juvenile Smoking
(Prohibition) Ordinance, 1939".

Short Title.

2. (1) For the purposes of this Ordinance the expression
"cigarette" includes cut tobacco rolled up in paper, tobacco leaf, or
other material in such form as to be capable of immediate use for
smoking.

Interpretation.

(2) This Ordinance shall apply to tobacco other than
cigarettes in like manner as it applies to cigarettes, except that a
person shall not be guilty of an offence for selling such other tobacco
to a person apparently under the age of sixteen years if he did not
know, and had no reason to believe, that it was for the use of that
person.

(3) This Ordinance shall apply to smoking mixtures
intended as a substitute for tobacco in like manner as it applies to
cigarettes.

3. If any person sells to a person apparently under the age
of sixteen years any cigarettes or cigarette papers, whether for his
own use or not, he shall be liable, on summary conviction, in the
case of a first offence to a fine not exceeding two pounds, and in
the case of a second offence to a fine not exceeding five pounds, and
in the case of a third or subsequent offence to a fine not exceeding
ten pounds.

Penalty on selling
tobacco to children
and young persons.

Forfeiture of tobacco.

4. It shall be the duty of a constable to seize any cigarettes or cigarette papers in the possession of any person apparently under the age of sixteen whom he finds smoking in any street or public place, and any cigarettes or cigarette papers so seized shall be disposed of, if seized by a constable in such manner as the police authority may direct, and such constable shall be authorised to search any boy so found smoking, but not a girl.

Provisions as to automatic machines for the sale of tobacco.

5. (1) If on complaint to a court of summary jurisdiction it is proved to the satisfaction of the court that any automatic machine for the sale of cigarettes kept on any premises is being extensively used by children or young persons, the court may order the owner of the machine or the person on whose premises the machine is kept to take such precautions to prevent the machine being so used as may be specified in the order, or, if necessary, to remove the machine, within such time as may be specified in the order. Provided that any person aggrieved by such an order may appeal against it to a court of quarter sessions.

(2) If any person against whom any such order has been made fails to comply with the order, he shall be liable on summary conviction to a fine not exceeding five pounds, and to a further fine not exceeding one pound for each day during which the offence continues.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 17 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To provide for the prohibition or restriction of the exportation or importation of goods during any public emergency.

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. This Ordinance may be cited as the "Exports and Imports (Emergency Powers) Ordinance, 1939." Short Title.

2. (1) The Governor may, on the occurrence of any public emergency or whenever it appears to him to be necessary in the interest of the public safety or tranquility, by Proclamation published in the Gazette, prohibit absolutely, or restrict by means of such conditions and limitations as may be defined by him in the Proclamation, the exportation or importation from or to the Colony of all or any specified goods or class or description of goods to or from any specified country or place or to or from any specified person or class of persons. Power to prohibit or restrict exportation or importation of goods.

(2) For the purposes of this Ordinance, "Goods" shall be deemed to include gold or silver coin.

(3) The publication of a Proclamation by the Governor under this section shall be deemed for all purposes to be conclusive proof of the occurrence of a public emergency or of the necessity for the prohibition or restriction imposed by the Proclamation in the interest of the public safety or tranquility.

Goods not to be exported or imported in contravention of Proclamation prohibiting exportation or importation thereof.

3. Where the exportation of any goods or class of goods to any country or place or person or class of persons or the importation of any goods from any country or place or person or class of persons is absolutely prohibited by a Proclamation of the Governor under section 2, no person shall, while such Proclamation is in force, export or attempt to export such goods or class of goods from the Colony to such country or place or person or class of persons, or as the case may be, import or attempt to import such goods from any such country or place or person or class of persons.

Licences for exportation of goods.

4. Where the exportation of any goods or class of goods to any country or place is restricted by any Proclamation of the Governor under section 2, no person shall, while such Proclamation is in force, export such goods or class of goods from the Colony to such country or place except under the authority of a licence under the hand of the Collector of Customs or otherwise than in accordance with the conditions of such licence.

Particulars to be set out in licences.

5. In every licence issued for the purposes of section 4, the Collector of Customs shall set out :—

- (a) the name of the person to whom or the place to which, or as the case may be, the names both of the person to whom and the place to which, exportation of the goods is authorised by the licence; and
- (b) such of the conditions and limitations defined in the Proclamation imposing the restriction as may be applicable in the case of such goods, such person or such place.

Names contained in licence to be set out in all documents relating to exported goods.

6. The name or names set out in each licence in accordance with the requirements of section 5 shall be inserted in all bills of lading, manifests and other documents relating to each consignment of goods to be exported under the authority of such licence.

Where the requirements of this section are not complied with in the case of any such document, the person by whom or on whose behalf the document purports to have been made out or signed shall—

- (a) if he is the exporter of the goods, be deemed to have exported or attempted to export the goods in contravention of the provisions of section 4; or
- (b) if he is not the exporter of the goods, be guilty of an offence punishable after summary trial by a Magistrate with a fine not exceeding fifty pounds.

Penalty for contravention of section 3 or section 4.

7. Any person who contravenes the provisions of section 3 or section 4 shall be guilty of an offence punishable after summary trial by a Magistrate with a fine not exceeding fifty pounds or with imprisonment for a term not exceeding one year or with both such fine and such imprisonment, and, in addition, with the forfeiture of the goods in respect of which the offence was committed.

Declaration as to ultimate destination of goods entered for exportation.

8. (1) When any consignment of goods, of which the exportation is restricted by a Proclamation under this Ordinance, is entered for shipment in accordance with the conditions of the licence issued in that behalf—

- (a) the Collector of Customs may require the person entering the consignment for shipment to make a declaration as to the person for whom or the country for which the goods are ultimately destined, and

- (b) where the Collector of Customs has reasonable cause to suspect that the declaration so made is false in any material particulars, he may detain the consignment until he is satisfied as to the truth of the declaration and may declare the goods in the consignment to be forfeited if the truth of the declaration is not established to his satisfaction.

(2) After the exportation of any consignment of goods referred to in sub-section (1) –

- (a) the Collector of Customs may require the exporter to produce satisfactory evidence that the consignment has reached the ultimate destination specified in the declaration made in respect of that consignment under sub-section (1); and
- (b) where such evidence is not produced or is not satisfactory, the Collector of Customs may, in his absolute discretion, impose on and recover from the exporter either a penalty of treble the value of the goods in that consignment or a penalty not exceeding fifty pounds unless the exporter proves that he took all reasonable steps to ensure that the ultimate destination of the goods should be the person or country specified in the declaration and in the licence, the bill of entry and other documents relating to that consignment.

9. Any person who for the purpose of obtaining any licence under this Ordinance –

Penalties for false statements, &c.

- (a) makes or presents any declaration or statement or representation which is false in any material particular; or
- (b) produces a guarantee certificate or undertaking which is false in any material particular, or has not been given by the person by whom it purports to have been given, or which has been in any way altered or tampered with,

shall be guilty of an offence, and liable on conviction after summary trial by a Magistrate to a fine not exceeding five hundred pounds or alternatively, in the case of goods for export, treble the value of the goods, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, unless he proves that he had taken all reasonable steps to ascertain the truth of the statements made or contained in any documents so presented or produced, or to satisfy himself of the genuineness of the guarantee certificate or undertaking.

10. Where any offence under this Ordinance is committed by a company or firm or other association of individuals, every director and officer of the company, every partner and officer of the firm or every member and every person concerned in the management of the affairs of such association, as the case may be, shall severally be liable to be prosecuted and punished for the offence in like manner as if he had himself committed the offence, unless the act or omission constituting the offence took place without his knowledge, consent or connivance.

Offences committed by company, firm or other association.

11. The provisions of this Ordinance and every prohibition or restriction imposed thereunder shall be deemed to be supplementary to the provisions of the Customs Ordinance, 1903; and the provisions of that Ordinance shall apply accordingly :

Ordinance to be supplementary to Customs Ordinance.

Provided, however, that in the case of any conflict or inconsistency, the provisions of this Ordinance or a prohibition or restriction imposed thereunder shall prevail over the provisions of the Customs Ordinance.

Interpretation.

12. In this Ordinance, unless the context otherwise requires—

“exportation” means carrying or taking out of the Colony, or causing to be carried or taken out of the Colony, whether by sea or by air;

“importation” means carrying or bringing into the Colony, or causing to be carried or brought into the Colony, whether by sea or by air.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 18 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To impose penalties for trading with the enemy, to make provision as respects the property of enemies and enemy subjects, and for purposes connected with the matters aforesaid.

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 :-

Enacting Clause.

1. This Ordinance may be cited as the "Trading with the Enemy Ordinance, 1939."

Short Title.

TRADING WITH THE ENEMY AND MATTERS RELATING THERETO.

2. (1) Any person who trades with the enemy within the meaning of this Ordinance shall be guilty of an offence of trading with the enemy, and shall be liable -

Penalties for trading with the enemy.

- (a) on conviction on indictment, to penal servitude for a term not exceeding seven years or to a fine or to both such penal servitude and a fine, or
- (b) on summary conviction, to imprisonment for a term not exceeding twelve months or to a fine not exceeding five hundred pounds, or to both such imprisonment and such fine;

and the court may in any case order that any goods or money in respect of which the offence has been committed shall be forfeited.

(2) For the purposes of this Ordinance a person shall be deemed to have traded with the enemy -

- (a) if he has had any commercial, financial or other intercourse or dealings with, or for the benefit of, an enemy, and, in particular, but without prejudice to the generality of the foregoing provision, if he has –
 - (i) supplied any goods to or for the benefit of an enemy, or obtained any goods from an enemy, or traded in, or carried, any goods consigned to or from an enemy or destined for or coming from enemy territory, or
 - (ii) paid or transmitted any money, negotiable instruments or security for money to or for the benefit of an enemy or to a place in enemy territory, or
 - (iii) performed any obligation to, discharged any obligation of, an enemy, whether the obligation was undertaken before or after the commencement of this Ordinance; or
- (b) if he has done anything which, under the following provisions of this Ordinance is to be treated as trading with the enemy :

Provided that a person shall not be deemed to have traded with the enemy by reason only that he has –

- (i) done anything under an authority given generally or specially by, or by any person authorised in that behalf by the Governor, or
- (ii) received payment from an enemy of a sum of money due in respect of a transaction under which all obligations on the part of the person receiving payment had been performed before the commencement of the war by reason of which the person from whom the payment was received became an enemy.

(3) Any reference in this section to an enemy shall be construed as including a reference to a person acting on behalf of an enemy.

Definition of enemy.

3. (1) Subject to the provisions of this section, the expression "enemy" for the purposes of this Ordinance means –

- (a) any State or Sovereign of a State, at war with His Majesty,
- (b) any individual resident in enemy territory,
- (c) any body of persons whether corporate or unincorporate carrying on business in any place, if and so long as the body is controlled by a person who, under this section, is an enemy, or
- (d) any body of persons constituted or incorporated in, or under the laws of, a State at war with His Majesty;

but does not include any person by reason only that he is an enemy subject.

(2) The Governor with the prior approval of the Secretary of State may by order direct that any person specified in the order shall, for the purposes of this Ordinance, be deemed to be, while so specified, an enemy.

Inspection and supervision of businesses.

4. (1) The Governor, if he thinks it expedient for securing compliance with section two of this Ordinance so to do, may by written order authorise a specified person (hereafter in this section

referred to as "an inspector") to inspect any books or documents belonging to, or under the control of, a person named in the order, and to require that person and any other person to give such information in his possession with respect to any business carried on by the named person as the inspector may demand, and for the purposes aforesaid to enter on any premises used for the purposes of that business.

(2) If, on a report made by an inspector as respects any business, it appears to the Governor that it is expedient, for securing compliance with section two of this Ordinance, that the business should be subject to supervision, the Governor may appoint a person (hereafter in this section referred to as "a supervisor") to supervise the business, with such powers as the Governor may determine.

(3) If any person, without reasonable cause, fails to produce for inspection, or furnish, to an inspector or a supervisor any document or information which he is duly requested by the inspector or supervisor so to produce or furnish, that person shall be liable, on summary conviction, to a fine not exceeding fifty pounds or to imprisonment for a term not exceeding six months or to both such fine and such imprisonment.

(4) If any person, with intent to evade the provisions of this section, destroys, mutilates or defaces any book or other document which an inspector or a supervisor is or may be authorised under this section to inspect, that person shall be liable -

- (a) on conviction on indictment, to penal servitude for a term not exceeding five years or to a fine or to both such penal servitude and a fine, or
- (b) on summary conviction, to imprisonment for a term not exceeding twelve months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

5. (1) No assignment of a chose in action made by or on behalf of an enemy shall, except with the sanction of the Governor, be effective so as to confer on any person any rights or remedies in respect of the chose in action; and neither a transfer of a negotiable instrument by or on behalf of an enemy, nor any subsequent transfer thereof, shall, except with the sanction of the Governor, be effective so as to confer any rights or remedies against any party to the instrument.

Transfer of negotiable instruments and choses in action by enemies.

(2) The preceding subsection shall apply in relation to any transfer of any coupon or other security transferable by delivery, not being a negotiable instrument, as it applies in relation to any assignment of a chose in action.

(3) If any person by payment or otherwise purports to discharge any liability from which he is relieved by this section, knowing the facts by virtue of which he is so relieved, he shall be deemed to have thereby traded with the enemy :

Provided that in any proceedings for an offence of trading with the enemy which are taken by virtue of this subsection it shall be a defence for the defendant to prove that at the time when he purported to discharge the liability in question he had reasonable grounds for believing that the liability was enforceable against him by order of a competent court, not being either a court having jurisdiction in the Colony or a court of a State at war with His Majesty, and would be enforced against him by such an order.

(4) Where a claim in respect of a negotiable instrument or chose in action is made against any person who has reasonable

cause to believe that, if he satisfied the claim, he would be thereby committing an offence of trading with the enemy, that person may pay into the Supreme Court any sum which, but for the provisions of subsection (1) of this section, would be due in respect of the claim, and thereupon that sum shall, subject to rules of court, be dealt with according to any order of the court, and the payment shall for all purposes be a good discharge to that person.

(5) Nothing in this section shall apply to securities to which the next following section applies.

Transfer and allotment of securities.

6. (1) If –

- (a) any securities to which this section applies are transferred by or on behalf of an enemy, or
- (b) any such securities, being securities issued by a company within the meaning of the Companies Act (United Kingdom) 1929, are allotted or transferred to, or for the benefit of, an enemy subject without the consent of the Governor;

then, except with the sanction of the Governor, the transferee or allottee shall not, by virtue of the transfer or allotment, have any rights or remedies in respect of the securities; and no body corporate by whom the securities were issued or are managed shall take any cognisance of, or otherwise act upon, any such transfer except under the authority of the Governor.

(2) No share warrants, stock certificates or bonds, being warrants, certificates or bonds payable to bearer, shall be issued in respect of any securities to which this section applies, being securities registered or inscribed in the name of an enemy or of a person acting on behalf of, or for the benefit of, an enemy.

(3) Any person who contravenes the provisions of this section shall be liable, on summary conviction, to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

(4) This section applies to the following securities, that is to say, annuities, stock, shares, bonds, debentures or debenture stock registered or inscribed in any register, branch register or other book kept in the United Kingdom.

Purchase of enemy currency.

7. (1) Purchasing enemy currency shall be treated as trading with the enemy.

(2) In this section the expression “enemy currency” means any such notes or coins as circulate as currency in any area under the sovereignty of a Power with whom His Majesty is at war, not being an area in the occupation of His Majesty or of a Power allied with His Majesty, or any such other notes or coins as are for the time being declared by an order of the Governor to be enemy currency.

PROPERTY OF ENEMIES AND ENEMY SUBJECTS.

Collection of enemy debts and custody of enemy property.

8. (1) With a view to preventing the payment of money to enemies and of preserving enemy property in contemplation of arrangements to be made at the conclusion of peace, the Governor may appoint custodians of enemy property for the Colony, and may by order –

- (a) require the payment to the prescribed custodian of money which would, but for the existence of a state of war, be payable to or for the benefit of a person

who is an enemy, or which would, but for the provisions of section five or section six of this Ordinance, be payable to any other person;

- (b) vest in the prescribed custodian such enemy property as may be prescribed, or provide for, and regulate, the vesting in that custodian of such enemy property as may be prescribed;
- (c) vest in the prescribed custodian the right to transfer such other enemy property as may be prescribed, being enemy property which has not been, and is not required by the order to be, vested in the custodian;
- (d) confer and impose on the custodians and on any other person such rights, powers, duties and liabilities as may be prescribed as respects –
 - (i) property which has been, or is required to be, vested in a custodian by or under the order,
 - (ii) property of which the right of transfer has been, or is required to be, so vested,
 - (iii) any other enemy property which has not been, and is not required to be, so vested, or
 - (iv) money which has been, or is by the order required to be, paid to a custodian;
- (e) require the payment of the prescribed fees to the custodians in respect of such matters as may be prescribed and regulate the collection of and accounting for such fees;
- (f) require any person to furnish to the custodian such returns, accounts and other information and to produce such documents, as the custodian considers necessary for the discharge of his functions under the order;

and any such order may contain such incidental and supplementary provisions as appear to the Governor to be necessary or expedient for the purposes of the order.

(2) Where any requirement or direction with respect to any money or property is addressed to any person by a custodian and accompanied by a certificate of the custodian that the money or property is money or property to which an order under this section applies, the certificate shall be evidence of the facts stated therein, and if that person complies with the requirement or direction, he shall not be liable to any action or other legal proceeding by reason only of such compliance.

(3) Where, in pursuance of an order made under this section, –

- (a) any money is paid to a custodian,
- (b) any property, or the right to transfer any property, is vested in a custodian, or
- (c) a direction is given to any person by a custodian in relation to any property which appears to the custodian to be property to which the order applies,

neither the payment, vesting or direction nor any proceedings in consequence thereof shall be invalidated or affected by reason only that at a material time –

- (i) some person who was or might have been interested in the money or property, and who was an enemy or an enemy subject, had died or had ceased to be an enemy or an enemy subject, or
 - (ii) some person who was so interested, and who was believed by the custodian to be an enemy or an enemy subject, was not an enemy or an enemy subject.
- (4) Any order under this section shall have effect notwithstanding anything in any Ordinance passed before this Ordinance.
- (5) If any person pays any debt, or deals with any property, to which any order under this section applies, otherwise than in accordance with the provisions of the order, he shall be liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine; and the payment or dealing shall be void.
- (6) If any person, without reasonable cause, fails to produce or furnish, in accordance with the requirements of an order under this section, any document or information which he is required under the order to produce or furnish, he shall be liable on summary conviction to a fine not exceeding ten pounds for every day on which the default continues.
- (7) All fees received by any custodian by virtue of an order under this section shall be paid into the Treasury of the Colony.
- (8) In this section –
- (a) the expression “enemy property” means any property for the time being belonging to or held or managed on behalf of an enemy or an enemy subject;
 - (b) the expression “property” means real or personal property, and includes any estate or interest in real or personal property, any negotiable instrument, debt or other chose in action, and any other right or interest, whether in possession or not; and
 - (c) the expression “prescribed” means prescribed by an order made under this section.

GENERAL AND SUPPLEMENTARY PROVISIONS.

Provisions with respect to money payable to, or received by, a Clearing Office.

9. (1) Nothing in this Ordinance shall affect the operation of section one of the Debts Clearing Offices and Import Restrictions Act, (United Kingdom) 1934, or of any order under that section, in so far as the said section or order relates to the payment to, and collection by, a Clearing Office of debts to which such an order applies; but –

- (a) notwithstanding anything in subsection (6) of the said section or in any such order as aforesaid, any sum received by a Clearing Office by virtue of such an order, being –
 - (i) a sum which is so received at a time when the Sovereign Power of the country with respect to which the order has been made is at war with His Majesty, or
 - (ii) a sum which has been so received before the commencement of the war between that Power and

His Majesty and has not, before the commencement of that war, ceased to be in the possession or under the control of the Clearing Office,

shall be retained by the Clearing Office, subject to any order which may be made under this Ordinance requiring the Clearing Office to pay that sum to a custodian of enemy property, and subject to the provisions of subsections (4) and (6) of the said section with respect to overpayments made to the Clearing Office; and

- (b) any sum which a Clearing Office is required by paragraph (a) of this subsection to retain subject as aforesaid, shall, except in so far as it represents an overpayment made to the Clearing Office, be deemed for the purposes of this Ordinance to be money which would, but for the existence of a state of war, be payable to or for the benefit of a person who is an enemy.

(2) There may be retained by a Clearing Office out of any sum which, by virtue of any order under this Ordinance, is payable by that office to a custodian of enemy property such reasonable commission, not exceeding two per cent. of that sum, as the Governor thinks fit; and the amount of any commission so retained by a Clearing Office shall be paid into the Treasury of the Colony.

10. (1) If any person, for the purpose of obtaining any authority or sanction under this Ordinance, or in giving any information for the purposes of this Ordinance or of any order made thereunder, knowingly or recklessly makes a statement which is false in a material particular, he shall be liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred pounds or to both such imprisonment and such fine.

False statements and obstruction.

(2) Every person who wilfully obstructs any person in the exercise of any powers conferred on him by or under this Ordinance shall be liable on summary conviction to a fine not exceeding fifty pounds.

11. Where any offence under this Ordinance committed by a body corporate is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of, any director, manager, secretary or other officer of the body corporate, he, as well as the body corporate, shall be deemed to be guilty of that offence, and shall be liable to be proceeded against and punished accordingly.

Offences by corporations.

12. (1) The expenses incurred for the purposes of this Ordinance by the Governor shall be defrayed out of the revenue of the Colony.

Expenses of, and exercise of powers by, the Governor.

(2) Anything required or authorised under this Ordinance to be done by, to or before the Governor may be done by, to or before the Colonial Secretary, or any person authorised in that behalf by the Governor.

13. Any document stating that any authority or sanction is given under any of the provisions of this Ordinance by the Governor, and purporting to be signed on behalf of the Governor, or by a person who is empowered by this Ordinance to do anything which may be done thereunder by the Governor, shall be evidence of the facts stated in the document.

Evidence of authority or sanction of Governor.

Interpretation.

14. (1) In this Ordinance the following expressions have the meanings hereby respectively assigned to them :—

“enemy subject” means —

- (a) an individual who, not being either a British subject or a British protected person possesses the nationality of a State at war with His Majesty, or
- (b) a body of persons constituted or incorporated in, or under the laws of, any such State; and

“enemy territory” mean any area which is under the sovereignty of, or in the occupation of, a Power with whom His Majesty is at war, not being an area in the occupation of His Majesty or of a Power allied with His Majesty.

(2) A certificate of a Secretary of State that any area is or was under the sovereignty of, or in the occupation of any Power, or as to the time at which any area became or ceased to be under such sovereignty or in such occupation shall, for the purposes of any proceedings under or arising out of this Ordinance, be conclusive evidence of the facts stated in the certificate.

(3) In considering for the purpose of any of the provisions of this Ordinance whether any person has been an enemy or an enemy subject, no account shall be taken of any state of affairs existing before the commencement of this Ordinance.

(4) For the purposes of this Ordinance, a person shall be deemed to be a director of a body corporate if he occupies in relation thereto the position of a director, by whatever name called; and, for the purposes of the provisions of this Ordinance relating to offences by bodies corporate, a person shall be deemed to be a director of a body corporate if he is a person in accordance with whose directions or instructions the directors of that body act;

Provided that a person shall not, by reason only that the directors of a body corporate act on advice given by him in a professional capacity, be taken to be a person in accordance with whose directions or instructions those directors act.

Saving of rights of Crown.

15. This Ordinance shall be without prejudice to the exercise of any right or prerogative of the Crown.

Commencement of Ordinance.

16. This Ordinance shall be deemed to have come into operation on the third day of September, nineteen hundred and thirty-nine:

Provided that a person shall not, by virtue of this subsection, be liable to any penalty in respect of anything done by him before the date of the passing of this Ordinance which if it had been done in England would not have been unlawful in common law.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.

[L.S.]



FALKLAND ISLANDS.

Ordinance No. 19 of 1939.

I ASSENT,

H. HENNIKER HEATON,

Governor.

9th December, 1939.

An Ordinance

To regulate the slaughtering of Stock and to provide for the inspection of Slaughterhouses.

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:—

Enacting Clause.

1. This Ordinance may be cited as "The Falkland Islands Slaughtering and Inspection Ordinance, 1939."

Short Title.

2. In this Ordinance, if not inconsistent with the context,—

Interpretation.

"Slaughterhouse" means any place with its buildings and appurtenances used for the purposes of slaughtering stock for local consumption.

"Slaughtering place" means Slaughterhouse.

"Meatshop" means any premises where meat is stored or exposed for sale.

"Brand" means any brand mark or stamp; and includes any tag or label bearing any brand mark or stamp.

"Carcass of stock" includes the whole or any part of the flesh, wool, skin, hide, bones, hair, horns, hoofs, and offal of the stock.

"Conveyance" includes every description of cart, wagon, truck, or other vehicle.

"Disease" means any disease and includes, Tuberculosis, Malignant tumours or new growths if generalised or extensive, Mammitis acute septic, Pericarditis septic, Pneumonia septic or gangrenous, Rickets, Pyaemia, Sarcocysts if generalised in the musculature, Septicaemia, Swine fever, Tetanus, Bruising—general extensive and

severe with or without gangrene, Decomposition, Dropsy or Oedema general, Emaciation, Fever, Odour, sexual, urinous, Icterus (severe,) Advanced pregnancy, Recent parturition, Cysticercus Cellulosae, Cysticercus Bovis, Cysticercus Ovis, Echinococcus cysts (generalised), Melanosis, Mange, Caseous Lymph Adenitis, and any other such defect or inferiority in the condition of any stock or meat as in the opinion of the Inspector renders it unfit for human consumption.

"Diseased" means infected or affected by disease.

"Inspector" means any Inspector appointed by the Governor under Section 10 of this Ordinance.

"Meat" means the flesh of any slaughtered stock, whether the same is in its natural state or has been subjected to any freezing, chilling, salting or other preservative process

"Prescribed" means prescribed by this Ordinance or by regulations thereunder.

"Ship" includes every vessel used for navigation.

"Stock" means cattle, sheep, swine or goats of either sex or any age; and includes such other animals as the Governor-in-Council from time to time, declares to be stock for the purpose of this Ordinance.

"This Ordinance" includes all regulations made thereunder by the Governor-in-Council.

Persons slaughtering for family use, and *bona fide* farmers exempted.

3. Subject to the provisions of the next succeeding section, nothing in this Ordinance shall operate or be construed to render it unlawful

(a) For any person to slaughter stock on land or premises in his own occupation for consumption by persons resident thereon, or employed by him, and not for barter or sale; nor

(b) For any *bona fide* farmer whose ordinary farming operations include the raising of stock, to slaughter stock on his farm in the ordinary course of his business.

Provisions to which such exemptions subject.

4. The rights conferred by the last preceding section shall be subject to the provisions following, that is to say :—

(a) It shall not be lawful knowingly to slaughter or allow to be used for human consumption, or knowingly to slaughter for barter or sale, any stock which is diseased.

(b) Whenever on the slaughter of any stock such stock is found to be diseased, the provisions of section 2, hereof shall, *mutatis mutandis*, apply.

(c) The rights conferred on any person by paragraph (a) of the last preceding section shall not be exercisable if he fails or neglects to keep a faithful record of all stock slaughtered under that paragraph, and to at all times have such record open to inspection by any inspector.

(d) With respect to every description of stock, the rights conferred by paragraph (b) of the last preceding section shall not be exercisable in any of the following cases, that is to say :—

(1) If the farm is situate inside a town or within three miles of the nearest boundary thereof computed by the nearest accessible road; or

(2) If the meat of any of the stock slaughtered

under that paragraph is bartered or sold anywhere to a butcher, or anywhere inside a town or within three miles of the nearest boundary thereof computed as aforesaid, to any person; or

(3) If the farmer fails or neglects to keep a faithful record of all stock as slaughtered and of the persons to whom they are bartered or sold, or to at all times have such record open to inspection by any inspector.

Slaughterhouses.

5. It shall not be lawful in any town to slaughter any stock for human consumption or to dress any carcass for sale, except in a registered slaughter-house.

Stock to be slaughtered in slaughter-houses.

6. Any person who desires to obtain a licence in respect of a slaughter-house in the town of Stanley shall make application therefor to the Board of Health and with respect to every such application the following provisions shall apply :-

Application for licence for slaughter-house.

The application will be in the prescribed form and shall be accompanied by full plans and description of the slaughter-house.

7. The Board of Health may grant and issue the Licence if after due inquiry it is satisfied on the following points, that is to say;

Conditions subject to which Licence is granted.

(a) That the applicant is of good character.

(b) That the requirements of this Ordinance have been duly complied with, and also

(c) That the situation of the slaughter-house is not objectionable and that its construction, equipment, and accommodation are in all respects sufficient.

8. With respect to every such licence the following provisions shall apply :-

Provisions as to licences.

(a) It shall be in the prescribed form, and shall, unless sooner cancelled, continue in force until the thirty-first day of December next succeeding the date of issue, but may in the prescribed manner be thereafter renewed from year to year.

(b) The licence whilst in force shall authorise the licensee, or any person with the licensee's written consent to slaughter in the slaughter-house specified therein stock for human consumption.

(c) The Licence may be transferred in such manner and subject to such conditions as may be prescribed.

(d) A fee of ten shillings shall be charged for each licence issued by the Board under this Ordinance.

9. When issuing such licence the Board of Health shall register the slaughter-house to which the licence relates and such registration shall continue in force during the currency of the licence, to which it relates, but no longer.

Registration of Slaughter-houses.

Inspection.

10. The Governor may from time to time, in such manner and on such terms and conditions as he thinks fit, appoint fit persons to be inspectors and other officers for the purpose of this Ordinance, and may define their duties, functions, and powers.

Appointment of inspectors and officers.

11. Any officer under this Ordinance may at any time and

Powers of Officers.

from time to time enter into or upon any place being a slaughtering place, meat shop, or other land, building, yard or premises or into, or upon any ship or conveyance where any stock or carcass may be or is supposed to be, or which is used or intended to be used for the collecting or slaughtering of stock or the carriage of stock or meat, and there do whatever he deems necessary for all or any of the purposes following, that is to say :-

(a) To inspect such place, ship, conveyance, stock or carcass;

(b) To make search for any stock or carcass supposed to be stolen or diseased, and to prevent the slaughter of any such stock or the removal except by himself or under his authority of any such stock or carcass;

(c) To prevent cruelty to any stock whether such cruelty is caused by overcrowding, insufficient shelter, insanitary conditions, want of food or drink, or otherwise howsoever;

(d) To prevent any such place, ship, or conveyance which in his opinion is in any way insanitary, defective, or unsuitable being used for the collecting, slaughtering, carriage or sale of stock or meat in the Falkland Islands.

Power to examine books, remove stock, etc.

12. For the purposes of the last preceding section the officer entering any such place as aforesaid -

(a) May examine all books and other records relating to stock or carcasses received or slaughtered in such place, or delivered or removed therefrom; and also,

(b) May at the expense in all things of the owner or other person appearing to be in charge of any stock or carcass, -

(1) Remove to any convenient place of safety any stock or carcass, supposed to be stolen or diseased, or any stock appearing to be subjected to cruelty; and also,

(2) Supply with food, drink, or shelter any stock appearing to be in need thereof; and also,

(c) May examine, touching any stock or carcass, any persons found in such place, ship, or conveyance or appearing to be employed therein or to have charge thereof or of any stock or carcass therein; and also,

(d) May require any such person as aforesaid to assist in carrying out the provisions of this section, in which case it shall be the duty of every such person to comply forthwith with such requisition.

Record of stock slaughtered to be kept in slaughter book.

13. (1) In and for every slaughtering place there shall at all times be kept a book called a slaughter-book, wherein shall be truly and faithfully entered from day to day the following particulars respecting all stock slaughtered each day in such place, that is to say:-

(a) The number, species, and sex of such stock; and also,

(b) The name, occupation and address of the owner of such stock or if the licensee is the owner, then of the person from whom and the date on which he took delivery of the same; and also,

(c) In the case of a slaughterhouse, the colour of each head of cattle and the brand or earmark of each head of cattle or sheep; and also,

(d) Such other particulars as may be prescribed.

(2) The slaughter-book shall at all times be open to inspection by any inspector or other officer under this Ordinance, or any constable, without fee.

14. Where on the slaughter of any stock it is found that such stock is diseased it shall be the duty of the person in charge of the slaughtering place where such stock is slaughtered to cause the carcass to be burnt or buried forthwith.

Mode of dealing with diseased stock on slaughter.

General Provisions.

15. Every slaughter-place, conveyance or other place where stock are confined or being carried, or any meat shop, shall at all times, to the satisfaction of the inspector be kept efficiently lighted, ventilated, cleansed, drained, and provided with a sufficient water supply, and no offal, filth or refuse shall be allowed to remain therein.

Provisions for cleanliness.

16. It shall not be lawful for any person

- (a) To destroy the skin of any stock or carcass; or,
- (b) To cut off, remove, or destroy any ear on such skin; or,
- (c) To cut out, burn, or otherwise destroy or deface any brand upon any such skin; or,
- (d) To be in possession of any such skin from or upon which the ear or brand has been cut, removed, burnt, or otherwise destroyed or defaced; or,
- (e) To knowingly purchase a raw hide or skin from which any brand has been cut or burnt out or destroyed or otherwise defaced, — unless in every instance he is able to give a satisfactory account thereof whenever called upon so to do by any inspector, justice, or court.

Skins, and brands thereon, not to be destroyed.

17. Any inspector or justice may at any time inspect the skins of any stock that have been or appear from the slaughter-book to have been, slaughtered in any slaughtering place, and the manager or licensee shall if so requested, furnish to such inspector or justice a full or satisfactory account showing from whom such skins were received, and to whom and in what manner they have been sold or disposed of.

Inspection of skins of slaughtered stock.

18. It shall not be lawful for any person owning or having charge of swine to

- (a) Feed them or allow them to be fed on any part of the diseased carcass of any animal;
- (b) To feed them with any meat or offal, unless such meat or offal is first boiled; nor,
- (c) To allow them to wander or be kept, housed, or penned within fifty yards of any slaughtering place; nor,
- (d) To allow them to be brought within fifty yards of any slaughtering place, save for the purpose of slaughter therein within twelve hours thereafter.

Swine not to be fed on diseased carcasses or be allowed near slaughtering-place.

19. Every person commits an offence against this Ordinance who, directly or indirectly by himself, his servant or agent, —

- (a) Does anything declared by this Ordinance to be unlawful; or,
- (b) Fails to perform or observe any duty or obligation imposed by this Ordinance; or,
- (c) Prevents, obstructs, or hinders any inspector or other officer under this Ordinance, or any justice or constable, in the exercise of any power or function conferred by this Ordinance.

Definition of "an offence".

Punishment of offences.

20. (1) Every person who commits any offence against this Ordinance is liable to a fine not exceeding £25.

(2) Where in any proceedings for a fine in respect of any such offence knowledge on the part of defendant must be shown, such knowledge shall be presumed until the contrary is proved.

Licensee to see Ordinance complied with.

21. Without in any way releasing any other person from liability under this Ordinance, it shall be the duty of the licensee of a slaughtering place to see that all the provisions of this Ordinance relating to such slaughtering place are duly observed and complied with.

Proceedings against Licensee.

22. With respect to proceedings against the licensee of a slaughtering place for any offence against this Ordinance the following provisions shall apply :—

(a) He shall produce his licence to the court at the commencement of the hearing.

(b) The second and every subsequent conviction shall by the court be endorsed on the licence.

(c) On a third or any subsequent endorsement within any period of two years the court may cancel the licence.

Compensation for diseased stock.

23. (1) Where on the slaughtering of stock for human consumption it is found that the stock is diseased, the owner shall be entitled to compensation in the cases and to the extent mentioned in the Schedule hereto :—

Provided that compensation shall not be payable

(a) Unless the owner makes application therefor in the prescribed form to an inspector within three days after the stock was slaughtered; nor,

(b) Unless the owner satisfies the inspector that the stock so slaughtered was in fact diseased, and has been disposed of as required by section 14, of this Ordinance; nor,

(c) In any case where the meat was rendered unfit for human consumption through defect or inferiority in its condition or owing to a state of advanced pregnancy or of recent parturition of the animal.

Schedule.

Heifers, and bullocks not exceeding eight years of age, and in every case of not less value than £3 per head.	} 1d. per lb., dressed weight, of meat condemned, not including the head or any part of the animal below the knee or hock.
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Lambs, and sheep (other than rams) not exceeding five years of age, and in every case of not less value than 10s. per head.	} - do. -
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Swine—

Of not more than 200 lb.	} 2d. per lb., dressed weight, not including the head.
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Of more than 200 lb.	} 1d. per lb., dressed weight, not including the head.
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Cows not exceeding ten years of age and of not less value than £3 per head.	} ¾d. per lb., dressed weight, of meat condemned, not including the head or any part of the animal below the knee or hock.
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Calves of not less than 60 lb., dressed weight.	}	3d. per lb., dressed weight, of meat condemned, not includ- ing the head or any part of the animal below the knee or hock.
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Regulations.

24. The Governor in Council may from time to time make regulations providing for all or any of the following matters :—

Governor in Council
may make regulations.

(a) The registration of slaughtering places, and the licensing of all persons carrying on the business of slaughterers, butchers, or purveyors of meat for human consumption;

(b) The registration of marks, stamps, brands and labels used for the branding or marking of meat;

(c) The inspection of slaughtering places, stock, carcasses and meat, and also of conveyances used for the carriage of stock, carcasses, or meat;

(d) The inspection of ships carrying or intending to carry carcasses or meat for export;

(e) The branding, marking, and grading of meat;

(f) The proper, efficient, and sanitary construction, lighting, ventilation, cleansing, drainage, water-supply, maintenance, and good management of slaughtering-places and of all fixtures, appliances, instruments, utensils, and thing connected or used therewith or connected with the management thereof;

(g) The mode in which carcasses or meat shall be conveyed from any slaughtering-place to any ship or other place:

(h) The destruction or disposal of any stock, carcass, or meat which, in the opinion of the Inspector, is diseased:

(i) The conditions subject to which carcasses or meat from beyond a town may be brought for sale, barter, or consumption within the town;

(j) Returns to be made by the licensees of slaughtering-places, setting forth prescribed particulars relating to the work done therein;

(k) The mode in which and the causes for which any licence or certificate under this Ordinance may be cancelled;

(l) The form and mode in which anything shall be done which in this Ordinance is expressed to be prescribed;

(m) Generally providing for anything for which regulations are contemplated or required by this Ordinance, or which he deems necessary in order to fully give effect to the purposes of this Ordinance.

Regulations as to Licence Fees and Penalties.

In and by such regulations the Governor in Council may

(a) Impose annual licence fees on all persons carrying on the business of slaughterers, butchers, or purveyors of meat

for human consumption, and prohibit any such person not so licensed from carrying on any such business.

(b) Impose such fines for the breach of any such regulation, not exceeding in each case five pounds.

Passed by the Legislative Council this 5th day of December, 1939.

A. I. FLEURET,

Clerk of the Legislative Council.

Assented to by the Governor and given under the Public Seal of the Colony this 9th day of December, 1939.

M. C. CRAIGIE-HALKETT,

Colonial Secretary.