

FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

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31 JANUARY 1985

No. 1

Appointments

Miss Christine Campbell, Assistant Teacher, Education Department, 12.11.84.

Dennis Lampard, B.V.M.S., M.R.C.V.S., Veterinary Officer, Agricultural Department, 24.12.84.

Keith Robert Allen, Administrative Assistant, Agricultural Research Centre (GTU), 1.1.85.

Miss Janet Ashworth, Clerk, Police and Prisons Department, 2.1.85.

Gerald Ian McPhee, Pilot, Aviation Department, 2.1.85.

Marvin Thomas Clarke, Superintendent of Fire Services, Public Works Department, 7.1.85.

Raymond Bates, Postal Officer, Posts and Telecommunications Department, 9.1.85.

Resignation

Hugh Marsden, Assistant Teacher, Education Department, 9.1.85.

NOTICES

No. 2. 15th January 1985. Marriage Ordinance (Cap 43) Section 5

The following are registered as Ministers for celebrating marriages —

THE REVEREND HARRY BAGNALL, O.B.E., Rector, Christ Church Cathedral.

THE RIGHT REV. MONSIGNOR DANIEL SPRAGGON, O.B.E., Prefect Apostolic of the Falkland Islands and Dependencies.

THE REVEREND FATHER AUGUSTINE MONAGHAN, Priest, Saint Mary's Church.

Ref. INT/39/1.

No. 3.

21st January 1985.

School Terms 1985

Stanley Schools and recognised Camp Schools

1st Term — 7th February to 15th May 2nd Term — 6th June to 28th August

3rd Term — 19th September to 18th December.

Provided that the number of days worked is not less than that specified above, term dates for recognised Camp schools may be modified to meet the convenience of farms.

Public Holidays

THESE APPLY TO STANLEY SCHOOLS AND RECOGNISED CAMP SCHOOLS

Good Friday	• • • •			5th April
Her Majesty the	22nd April (transferred)			
Liberation Day		***		14th June
Spring Holiday			***	7th October
Battle Day	• • •	***	***	9th December (transferred)

Holidays for Itinerant Assistant Teachers

Tuition shall take place except during the following periods —

•			
20th December	1984	to	9th January 1985
Good Friday			 5th April
May Ball Week		***	 21st to 27th May
Liberation Day		***	 14th June
Battle Day			
			(transferred)
19th December	1985	to	8th January 1986.

DAVID B. SMITH,

Superintendent of Education.

Ref. EDU/21/1.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

FLIGHT LIEUTENANT GRAHAM ANTHONY HOBBS to be a temporary Customs Officer with effect from 22nd January 1985.

L. J. HALLIDAY, Collector of Customs.

In the Supreme Court of the Falkland Islands
NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE
(Cap. 1)

IN THE MATTER OF Henry John Bonner, deceased of Stanley, Falkland Islands, who died at Stanley, Falkland Islands on the 1st day of January 1983, intestate.

WHEREAS Donald William Bonner has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

SHARON HALFORD, Acting Registrar.

Stanley, Falkland Islands. 2nd January 1985. Ref. PRO/1/83.

No. 1. 9th January 1985.

The following revised list of Magistrates, Justices of the Peace, and Commissioners for Oaths at present resident in the Colony and Dependencies is published for general information.

	MA	GISTRATES	AND	JUSTICES	OF THE	PEACE			
H. Bennett, O.B.E., J.P.		•••	+	22.7.46			Stanley		
S. Miller, C.B.E., J.P.		• • •		3.6.55		***	Stanley		
J. T. Clement, J.P.			+	4.5. 6 1			Stanley		
H. L. Bound, M.B.E., J.	.Р	• • •		11.7.63			Stanley		
Mrs. J. Booth, J.P.				5.8.67			Stanley		
Hon. W. H. Goss, M.B	.E., J.P.			12.7.69	***		Stanley		
Hon. L. G. Blake, O.B.	E., J.P.		4.	12.7.69			Hill Cove		
J. D. Barton, J.P		* * *	+	12.7.69			Teal Inlet		
B. Hardcastle, J.P.			4	30.10.74	h # q		Darwin		
J. R. Cockwell, J.P.				9.2.81			Fox Bay East		
C. J. Mieville, Magistr	ate			19.10.84			South Georgia		
M. C. Ll. Gaiger, Atto	rney Gen	eral		23.11.84			Stanley		
R. Browning, Magistra	ite (Licen	sing)		24.12.84			Stanley		
COMMISSIONERS FOR OATHS									
R. J. Ferguson				8.2.71			Weddell Island		
Hon. W. R. Luxton	••	1*1		8.2.71	• • • • • • • • • • • • • • • • • • • •		Chartres		
S. R. Miller	•••			8.2.71	***		Keppel Island		
K. J. McPhee				8.2.71			Green Patch		
R. B. Napier	•••	***		8.2.71		•••	West Point Island		
R. M. Pitaluga, O.B.E.	•••			8.2.71			Salvador		
O. D. Carlob	•••	•••	• • •	8.2.71	***		Johnsons Harbour		
		•••	• • •	8.2.71			Saunders Island		
	•••	•••	•••	23.3.73			Little Chartres		
Hon. A. T. Blake	•••	•••	• • •	23.11.73	**-		Port Stephens		
P. C. Robertson		***	•••		***	***	Fau Ban West		
N. A. Knight	***	•••		26.2.81	•••	•••	Post Howard		
R. M. Lee	144		•••	31.3.81	• • •		Stanley		
Attorney General		•••	• • •	4.1.83	• • •	***			
							Part TEC/19/5		

Ref. LEG/19/5.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of the Legislative Council

No. 1 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1984 that —

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Duties imposed under the Customs Ordinance Cap 16.
 - (c) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (d) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (e) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph I (b) is subject to the condition that exempted bodies or persons do not sell or give any dutiable goods to any body or person who is not exempted from payment of duties under the said Ordinance.
- 3. The exemption under paragraph 1 (d) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 4. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of 2 years from the 1st day of November 1983. Provided that:
 - (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the construction of Mount Pleasant Airport and the road from that airport to Stanley, or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the construction of the Mount Pleasant Airport, the road from that airport or works related thereto the exemption shall cease to apply to such exempted person.

SCHEDULE

John Laing Construction Limited
Mowlem International Limited
Amey Roadstone Construction Limited
Wimpey Major Products Limited
Taylor Woodrow International Limited
Kelvin Catering (Camps) Limited
Cunard Steamship Company Limited
Canargo Limited
Capper-Neill Limited
McTay Engineering Limited
GEC Diesels Limited
Balfour Kilpatrick International Limited
British Leyland
Bowmaker Limited

5. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 1 of 1985.

P. T. KING, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of the Legislative Council

No. 2 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1984 that—

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1 (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of 2 years from the 1st day of December 1982. Provided that:
 - (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the construction of 54 houses in Racecourse and Callaghan Roads, Stanley, or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the construction of the 54 houses in Racecourse and Callaghan Roads, Stanley, or works related thereto the exemption shall cease to apply to such exempted person.

SCHEDULE

James Brewster Associates Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 2 of 1985.

P. T. KING, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of the Legislative Council

No. 3 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1984 that—

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph I (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for the period commencing 1st April 1983 and ending 31st July 1984.

Provided that:

- (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the repair and replacement of roads in Stanley, or works related thereto;
- (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
- (c) an exemption may be revoked;
- (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the repair and replacement of roads in Stanley or works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

Fairclough International Construction Limited The Crown Agents for Overseas Governments The Grand Metropolitan Hotels Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 3 of 1985.

P. T. King, Clerk of Councils.

Resolution of the Legislative Council

No. 4 of 1985.

6

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions)
Ordinance 1984 that —

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1 (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of 2 years from the commencement of the project. Provided that:
 - (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the installation of generators at Stanley Power Station and the installation of a new water reticulation system for Stanley or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - . (ii) an exempted person ceases to carry out work on the installation of generators at Stanley Power Station and the installation of a new water reticulation system for Stanley or works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

The Crown Agents for Overseas Governments Fairclough International Construction Limited Kelvin Catering (Camps) Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 4 of 1985.

P. T. KING, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of the Legislative Council

No. 5 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1984 that -

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1 (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of one year from 1st July 1984. Provided that:
 - (a) the exemption provided for in paragraph I of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the construction of the Stanley Link Road or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the construction of the Stanley Link Road, or works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

Property Services Agency
Fairclough International Construction Limited Miller Construction (Northern) Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 5 of 1985.

> P. T. KING, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of the Legislative Council

No. 6 of 1985

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions)
Ordinance 1984 that —

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1 (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of one year from 1st July 1984.

 Provided that:
 - (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to works undertaken on the School Hostel, Stanley House, Stanley or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the School Hostel, Stanley House, Stanley, or works related thereto the exemption shall cease to apply to such exempted person.

SCHEDULE

John Laing Construction Limited Mowlem International Limited Amey Roadstone Construction Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 6 of 1985.

P. T. King, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE (Section 2)

Resolution of Legislative Council

No. 7 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions)
Ordinance 1984 that —

- 1. The companies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1 (c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall subject to the proviso hereafter contained remain in force for a period of two years from 1st January 1984. Provided that:
 - (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the maintenance services and construction work for British Forces Falkland Islands or works related thereto;
 - (b) an employee for the purposes of this Resolution shall not include a person recruited by any of the said companies in the Falkland Islands whether or not such person is a resident thereof;
 - (c) an exemption may be revoked;
 - (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out maintenance services and construction work for British Forces Falkland Islands or works related thereto the exemption shall cease to apply to such exempted person.

SCHEDULE

Property Services Agency
Turner Diesels Limited
Kelvin Catering (Camps) Limited
Bristows Helicopters Limited
ITM Offshore Limited
Amey Roadstone Construction Limited

4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 7 of 1985.

P. T. KING, Clerk of Councils.

The Land (Subdivision for non-residents) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Interpretation.
- 3. Licence for acquisition of land in a controlled area.
- 4. Licence conditions.
- 5. Form of application and information required.
- 6. Acquisition of land without licence void.
- 7. Registrar not to register document, conveyance, letting or grant without licence.
- 8. Exemptions.
- 9. Offences.
- 10. Regulations.

Assented to in Her Majesty's name this 18th day of January 1985.

R. M. HUNT. Civil Commissioner.



No. 1



1985

Colony of the Falkland Islands

IN THE THIRTY-THIRD YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To control the subdivision of land for acquisition by persons not resident in the Falkland Islands.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows -

1. This Ordinance may be cited as the Land (Subdivision for non-residents) Ordinance 1985 and shall come into force on the 21st day of January 1985.

Citation and commence-

- 2. In this Ordinance unless the context otherwise requires Interpretation.
- "acquire" shall mean take a conveyance, lease, letting or grant of right of occupation or use, whether for a consideration or
- "the controlled area" shall mean all that area of land outside a radius of six miles from the Cathedral in Stanley except such part or parts of such area as are exempted from the provisions of this Ordinance in accordance with Section 8;
- "licence" shall mean a licence referred to in Section 3 (1);
- "non-resident" shall mean a person who has not immediately preceding an application for a licence under Section 5 been ordinarily resident in the Falkland Islands for a period of three
- a person shall be considered to have been ordinarily resident in the Falkland Islands for the said period of three years provided that after the commencement of that period such person has not been absent from the Falkland Islands for more than 120 days.

Licence for acquisition of land in a controlled area.

- 3. (1) No non-resident shall acquire land in the controlled area being of 500 acres or less without a licence issued by the Civil Commissioner in Council.
- (2) A licence may be issued for a fixed period but may be renewed if application is made before its expiry date.

Licence conditions.

- **4.** (1) A licence may be issued subject to such conditions as the Civil Commissioner in Council may in his discretion impose.
- (2) Without derogating from the generality of subsection (1) conditions imposed in respect of a licence may provide for
 - (a) drainage;
 - (b) building lines;
 - (c) access and other roads, their standard and minimum width;
 - (d) the provision and siting of electricity, water and other services;
 - (e) the making over to the Crown free of charge of any roads to be constructed on such land which are likely to be used as public rights of way;
 - (f) the siting of buildings;
 - (g) where the licence is in respect of plots for building residential accommodation the reservation of land for schools, churches, shops and land for commercial or industrial use.

Form of application and information required.

- 5. (1) An application for a licence shall be made in writing in the prescribed form.
- (2) An application shall be accompanied by such information and documents as may be prescribed or the Civil Commissioner shall in his discretion require.

Acquisition of land without licence void. **6.** A document purporting to provide for the acquisition of land for which a licence is required but has not been granted shall be void and of no effect.

Registrar General not to register document conveyance letting or grant without licence. 7. The Registrar General shall not register any document, conveyance, lease, letting or grant of land to which Section 3 shall apply unless it is accompanied by an unexpired licence.

Exemptions.

8. The Civil Commissioner may by Order in Council exempt any part or parts of the controlled area from the provisions of this Ordinance.

Offences.

- 9. (1) Any person who shall —
- (a) knowingly supply false information in an application for a licence or in support of such application; or
- (b) attempt without a licence to acquire land for which a licence may be required; or
- (c) fail to comply with a condition of a licence; or
- (d) contravene this Ordinance;

shall commit an offence.

(2) Any person who commits an offence under this Ordinance shall on conviction be liable to a fine of £2000 or to imprisonment for two years or both.

Regulations.

10. The Civil Commissioner may by Order in Council make regulations for anything that may be prescribed under Section 5 and otherwise for the better carrying out of the provisions of this Ordinance.

Passed by the Legislature of the Colony of the Falkland Islands this 16th day of January 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. LND/10/1.

The Income Tax (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Cap 32.

Assented to in Her Majestys name this 31st day of January 1985.

R. M. HUNT,

Civil Commissioner.



No. 2



1985

Colony of the Falkland Islands

IN THE THIRTY-THIRD YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Income Tax Ordinance Cap. 32.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — $\,$

Citation and commencement. 1. This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1985 and shall come into force with effect from the 1st day of January 1985 except that Section 16 of the Income Tax Ordinance Cap 32 shall apply in the 1985 year of assessment for the assessment of chargeable income received during 1984.

Amendment of Cap 32.

- 2. The Income Tax Ordinance Cap 32 is amended —
- (a) by the repeal of Section 5 (g);
- (b) in Section 8 by the addition at the end thereof of the following
 - "(o) allowances paid under the Family Allowances Ordinance 1960 or any allowances substituted therefor.";
- (c) in Section 14 (1) by substituting "£2000" for "£1500";
- (d) in Section 15 by substituting -
 - (i) "£1150" for "£900" in subsection (1);
 - (ii) "£650" for "£500" in subsection (2);
 - (iii) "£1150" and "£650" respectively for "£900" and "£500" in subsection (3) (a);
 - (iv) "£2000" for "£1500" in subsection (4);
- (e) by the repeal of Section 16 and any reference to that section in any other section;
- (f) in Section 16A by the substitution of "£3900" for "£2950" wherever it occurs;

(g) in Section 21 by deleting "On every pound of" to "50 per cent" and substituting the following therefor—

"On every pound of

the first £500 of chargeable income 20 per cent 25 per cent 25 per cent 25 per cent 25 per cent 30 per cent 30 per cent 25 per cent 30 per cent 30 per cent 40 per

Passed by the Legislature of the Colony of the Falkland Islands this 15th day of January 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

The Family Allowances (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 9 of 1960.

Assented to in Her Majestys name this 31st day of January 1985.

R. M. HUNT, Civil Commissioner.



No. 3



1985

Colony of the Falkland Islands

IN THE THIRTY-THIRD YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Family Allowances Ordinance 1960.

ENACTED by the Legislature of the Colony of the Falkland islands, as follows—

Citation and commencement. 1. This Ordinance may be cited as the Family Allowances (Amendment) Ordinance 1985 and shall come into force on the 1st day of January 1985.

Amendment of Ordinance No. 9 of 1960.

- 2. The Family Allowances Ordinance 1960 is amended by --
- (a) the repeal of Section 3 (2) and the substitution therefor of the following —
- "(2) The Superintendent shall pay for each child of a family an allowance at the rate of fifteen pounds."
- (b) the repeal of Section 4 and the substitution therefor of the following —
- "4. (1) A person shall be a child for the purposes of this Ordinance if he is
 - (a) under the age when he is required by law to attend school in the Falkland Islands;
 - (b) required by law to attend school in the Falkland Islands; or
 - (c) subject to subsection (2), being unmarried, receiving full time instruction at any university, college, school or other educational establishment whether in the Falkland Islands or not.

- (2) A person to whom subsection 1 (c) applies shall not be a child for the purposes of this Ordinance if -
 - (a) he is over such age as may be declared by the Civil Commissioner by Order in Council; or
 - (b) his income in his own right, excluding the amount of any scholarship, bursary or the like, exceeds the sum deductible under Section 15 (4) of the Income Cap. 32. Tax Ordinance or any enactment substituted therefor."

- (c) the insertion in Section 17 (3) after the words "temporary absence of a person therefrom" of the following -
 - "or, in the case of a child, absence therefrom to undergo full time instruction at any university, college, school or other educational establishment".

Passed by the Legislature of the Colony of the Falkland Islands this 15th day of January 1985.

> P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

> P. T. KING, Clerk of Councils.

A Bill for An Ordinance

To amend the Labour (Minimum Wage) Ordinance Cap. 35.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows—

Citation.

- 1. This Ordinance may be cited as the Labour (Minimum Wage) (Amendment) Ordinance 1985.
- Amendment of Ordinance Cap. 35.
- 2. The Labour (Minimum Wage) (Amendment) Ordinance 1942 shall be amended by
 - (a) the repeal of Section 2 and the substitution therefor of

"Minimum wage,

- 2. (1) The Civil Commissioner may by Order in Council fix the minimum wage for any occupation.
- (2) An Order made in accordance with subsection (1) may fix different minimum wages for the same occupation by reason of
 - (a) the part of the Falkland Islands in which persons are working in such occupation;
 - (b) the number of years in which a worker has been working in such occupation; and
 - (c) the qualifications whether by test or examination (written or otherwise) or completion of apprenticeship of persons working in such occupation.
- (3) An Order made under subsection (1) shall be lawful if it fixes a minimum wage for occupations in general.
- (4) An Order made under subsection (1) may except certain occupations or classes of persons within an occupation from such Order.".
- (b) the substitution in Section 4 of -
 - (i) £500 and £100 for £20 and £5 respectively in subsection (1); and
 - (ii) £100 and £50 for £2 and £1 respectively in subsection (5).
- (c) the substitution in Section 5 (3) of £100 and £500 for £5 and £20 respectively.

OBJECTS AND REASONS

The purpose of this Bill is to clarify and expand Section 2 which provides for declaration of minimum wages and to increase the fines contained in Sections 4 and 5.

Road Traffic (Amendment) Bill 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- Amendment of Cap. 60.Schedule.

A Bill for An Ordinance

To amend the Road Traffic Ordinance Cap. 60

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1985 and shall come into force on such day as the Civil Commissioner shall declare by Order published in the Gazette.

Citation and commencement.

2. The Road Traffic Ordinance Cap 60 is amended by -

Amendment of Cap. 60.

- (a) (i) the removal of the full stop at the end of the definition of "Drivers Licence" in Section 2 and the addition of the following to that definition
 - "and such other licence as may be recognised under the provisions of this Ordinance or Regulations made hereunder as permitting a person to drive a motor vehicle.";
 - (ii) the deletion of the words "the Stanley to Darwin Road" from the definition of "Road" in the same section and the substitution for those words of the following
 - "any other street, thoroughfare, highway, lane, court, alley, passage or open place declared by the Civil Commissioner by Order in Council to be a road for the purposes of this Ordinance.";
- (b) the repeal of subsections (4), (5), (6) and (7) of Section 3;
- (c) the repeal of subsections 3 (A) and 3 (B) of Section 5;
- (d) the substitution in Section 6 (1) of the words "such risks as may be prescribed" for the words "third party risks";

- (e) the substitution for Section 8 (3) of the following—
 "(3) drives a motor vehicle,
 - (a) on a road within the boundaries of Stanley or on any other road designated by the Civil Commissioner by Order in Council as an urban road at a speed greater than thirty miles an hour, or
 - (b) on any other road designated by the Civil Commissioner in Council as a restricted road at a speed greater than fifty miles an hour."
- (f) the repeal of Section 8 (5);
- (g) the repeal of Section 16;
- (h) the substitution of the following section for Section 18 thereof—

"Regulations.

- 18. (1) The Civil Commissioner by Order in Council may make Regulations providing for
 - (a) the registration of motor vehicles and the division of vehicles into classes for that purpose;
 - (b) the exemption from registration, conditional or otherwise, of any vehicle or class of vehicle;
 - (c) the display on vehicles of -
 - (i) prescribed identification marks,
 - (ii) vehicle licences,
 - (iii) any other means of identification of vehicles or the owners thereof;
 - (d) controlling restricting or specifying -
 - (i) the colours of motor vehicles or any specified class thereof, and
 - (ii) special markings to be displayed or carried on motor vehicles or on any class of motor vehicle;
 - (e) the licensing of drivers of motor vehicles;
 - (f) the classes of motor vehicles for which persons may be licensed to drive;
 - (g) the grant of temporary and provisional licences to drive;
 - (h) the testing of persons applying for or holding driving licences;
 - the specification of any countries the holders of driving licences or driver's certificates of which are exempt from the requirements to take a test;
 - (j) controlling or restricting traffic, whether vehicular or pedestrian, including the imposition of one way traffic systems;
 - (k) controlling the driving of motor vehicles and the use of motor vehicles, their equipment and apparatus, including the testing, inspection and weighing thereof for the purpose of ascertaining whether there is or has been a contravention of any provision of this Ordinance:
 - (l) controlling the conduct of persons using motor vehicles and drivers, conductors and passengers including intending passengers on motor vehicles;
 - (m) controlling the user of roads and in particular prohibiting either absolutely or during specified hours in the day —
 - (i) the driving of any specified type or class of motor vehicle on a road,

- (ii) the manner in which a motor vehicle of any specified type or class may be used on a road, or
- (iii) the parking of motor vehicles on a road;
- (n) the arrest of persons who commit offences under this Ordinance;
- (o) controlling charges for the hire of motor vehicles and fares payable by passengers carried therein;
- (p) restricting the number of passengers who may be carried in or on any motor vehicle;
- (q) the granting and cancellation by the Chief Police Officer of permits authorising the use of public service vehicles and other motor vehicles for the carriage of passengers for hire or reward;
- (r) the designation of car parks and their administration;
- (s) the removal from roads, car parks and parking places of motor vehicles, without notice to the owners thereof, which contravene any provision of this Ordinance, and the fees payable in respect of such removal;
- (t) the seizure, impounding and detention for a period not exceeding 2 months of any motor vehicle which has been driven or used in contravention of this Ordinance;
- the disposal by way of sale or otherwise or the destruction of unclaimed motor vehicles which have been seized, impounded or detained pursuant to regulations made under this section;
- (v) road signs and markings and including the observance thereof;
- (w) forms and other documents;
- (x) fees payable for any licence or on any application made under this Ordinance or Regulations made thereunder;
- (y) risks against which insurance shall be taken out;
- (z) the general carrying into effect of the provisions of this Ordinance.
- (2) Any regulations made under subsection (1) may provide that contravention thereof shall be an offence and may provide a penalty thereof not exceeding a fine of £1000 or imprisonment for six months or both."
- (i) the repeal of the fine or fines provided for in each section set out in column A of the Schedule hereto and shown against each such section in column B and the substitution therefor of the fine shown against each such fine in column C of the said Schedule.



THE FALKLAND ISLANDS GAZETTE

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Vol. XCIV

28 FEBRUARY 1985

No. 2

Appointments

Kenneth John Aldridge, Engineer, m v Forrest, Customs and Harbour Department, 31.7.84.

Peter Bernard Gilding, Teacher, Education Department, 23.8.84.

Richard Edwin John Fogerty, Teacher, Education Department, 21.9.84.

Miss Katherine Mary Nelson, Assistant Teacher, Education Department, 28.11.84.

Miss Eileen Wynne Evans, Teacher, Education Department, 10.1.85.

Miss Alison Mary Sutton, Teacher, Education Department, 21.1.85.

Miss Marjory Anderson, Assistant Teacher, Education Department, 16.2.85.

Miss Christine Hirtle, Clerk, Public Service, 18.2.85. On probation for two years.

Miss Teresa Clifton, Clerk, Public Service, 28.2.85.

Acting Appointments

Nicholas Capron, Acting Headmaster, Infant / Junior School, Education Department, 17.9.84 - 18.1.85.

Colin George Davies, Acting Camp Education Supervisor, Education Department, 15.11.84-5.2.85.

Mrs. Eileen Hughes, Acting Deputy Postmistress, Mount Pleasant Post Office, Posts and Telecommunications Department, 27.1.85.

Miss Shelley Livermore, Acting Clerk / Store-keeper, Medical Department, 8.2.85.

Promotion

Dr. Thomas Pearce, M.B., Ch.B., from Medical Officer, Medical Department to Chief Medical Officer, Medical Department, 5.2.85.

Resignation

Mrs. Valerie Elizabeth Bennett, Senior Nursing Officer, Medical Department, 13.2.85.

James Peck, Clerk, Public Service, 15.2.85.

Miss Lianne Crompton, Clerk, Public Service, 28.2.85.

Transfer

Alison Thom from Clerk Public Service, Education Department to Houseparent, Stanley House Hostel, Education Department, 1.2.85.

NOTICES

No. 4.

31st January 1985.

Appointment of Deputy Civil Commissioner

In accordance with Article 8 of the Letters Patent 1948 to 1962 His Excellency the Civil Commissioner has appointed

DAVID GEORGE PENDLETON TAYLOR to be Deputy Civil Commissioner during the absence of His Excellency from the Colony.

The said Deputy Civil Commissioner may exercise all the powers of the Civil Commissioner except those vested by virtue of Article 15 of the said Letters Patent, Sections 18, 21a and 26 (1) of the Falkland Islands (Legislative Council) Order in Council 1948 to 1977, Clauses 3 (1) (b), 5 (1) (b) and 22 of the Royal Instructions.

Ref. P/1677.

No. 5.

7th February 1985.

In accordance with Section 6 of the Police Ordinance 1965 The Honourable the Deputy Civil Commissioner is pleased, for and on behalf of His Excellency the Civil Commissioner, to appoint

KENNETH DAVID GREENLAND

the Officer in Charge of the Police Force with effect from the 8th day of February 1985.

In accordance with Section 3 of the Immigration Ordinance 1965 The Honourable the Deputy Civil Commissioner, for and on behalf of His Excellency the Civil Commissioner, appoints

KENNETH DAVID GREENLAND

the Immigration Officer for carrying out the provisions of the said Ordinance.

Ref. P/1715.

No. 6.

19th February 1985.

Medical Practitioners, Midwives and Dentists Ordinance (Cap. 45) Section 4

The following persons are at present registered to practise in the Falkland Islands —

Medical Practitioners

Bleaney, Alison Ann. O.B.E.,
Broadway, James

M.B., Ch.B. (Aberdeen)

B.SC., M.B., B.S.

Edwards-Moss, David John

M.B., Ch.B. (Aberdeen)

B.SC., M.B., B.S.

B.SC., M.B., B.S.

M.R.C.G.P., D.A.

Henderson, Adrian ... B.SC., M.B., B.S.
Krikler, Steven ... B.SC., M.B., B.S.
Pearce, Thomas ... M.B., Ch.B.

Commanding Officer, British Military Hospital

Midwives

Bachelor, Christine Mary ... S.R.N., R.M. Burgess, Beryl S.R.N., S.C.M. Douse, Bronwen Vaughan,

Garner, Phyllis ... S.R.N., S.C.M. S.R.N., S.C.M.

Pearce, Andrea ... R.G.N., S.C.M.
Taylor, Jennifer ... S.R.N., S.C.M.

Dentists

WATSON, Robert Muir

L.D.S., R.C.S.

Ref. MED/7/3.

No. 7.

20th February 1985.

Hydatid Eradication (Dogs) Order 1981 (Under Section 12A of the Dogs Ordinance, Cap. 21)

His Honour the Deputy Civil Commissioner has appointed the undermentioned to be Inspectors for the purpose of this Order—

Ian Jeffrey Butler - Waimea Farm,

San Carlos

Gerald William Dickson - Wreck Point,

San Carlos

Ronald Edward Dickson — The Flats,

San Carlos

Robin Christopher Goodwin - Outer Verde,

San Carlos Ref. AGR/7/16. No. 8.

18th February 1985.

In accordance with Section 3 of the Administration of Justice Ordinance (Cap 3) His Honour the Deputy Civil Commissioner, for and on behalf of His Excellency the Civil Commissioner, has appointed

GWYNFRYN IAIN DAVIES

of the 1st Battalion the Royal Welch Fusiliers to be Magistrate for South Georgia with effect from the 19th day of February 1985.

In accordance with Section 3 of the Immigration Ordinance 1965 His Honour the Deputy Civil Commissioner, for and on behalf of His Excellency the Civil Commissioner, has appointed

GWYNFRYN IAIN DAVIES

of the 1st Battalion the Royal Welch Fusiliers the Immigration Officer for the Dependencies for carrying out the provisions of the said Ordinance.

Ref. LEG/19/5 & IMM/6/1.

No. 9.

28th February 1985.

In accordance with Section 2 (2) of the Commissioners for Oaths Ordinance 1969, SHARON HALFORD is appointed Commissioner for Oaths.

Ref. LEG/19/5.

No. 10.

28th February 1985.

In accordance with Section 3 of the Administration of Justice Ordinance (Cap 3) His Honour the Deputy Civil Commissioner, for and on behalf of His Excellency the Civil Commissioner, has appointed the following persons Justices of the Peace with effect from 28th February 1985—

EMMA JANE STEEN
STUART ALFRED BOOTH, M.B.E.
TERENCE GEORGE SPRUCE
WILLIAM EDWARD BOWLES
HENRY MILLAR MILNE
JANET LYNDA CHEEK.

Ref. LEG/19/5.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint

FLIGHT LIEUTENANT GRAHAM ANTHONY HOBBS to be a temporary Customs Officer with effect from 22nd January 1985.

L. J. HALLIDAY,
Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint

FLIGHT SERGEANT B. H. DENMAN, R.A.F., to be a temporary Customs Officer with effect from 6th February 1985.

L. J. HALLIDAY, Collector of Customs.

Colony of the Falkland Islands

Appointment of temporary Registrar

In exercise of the powers conferred upon me by Section 4 of the Marriage Ordinance I, DAVID GEORGE PENDLETON TAYLOR, ESQUIRE, Deputy Civil Commissioner of the Colony of the Falkland Islands and its Dependencies

HEREBY APPOINT

ERIC MILLER GOSS a Registrar for the purpose of the marriage at North Arm of CLIVE ALEXANDER NEWMAN and DWENDA ROSE MORRISON.

Given under my hand at Stanley this 6th day of February 1985.

D. G. P. TAYLOR,

Deputy Civil Commissioner.

The Pioneer Enterprise
(South Atlantic Marine Services Limited) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Declaration of Pioneer Enterprise.

THE INCOME TAX ORDINANCE (Cap 32)

The Pioneer Enterprise (South Atlantic Marine Services Limited) Order 1985

No. 1 of 1985.

In accordance with Section 8A of the Income Tax Ordinance (Cap. 32) the Deputy Civil Commissioner, for and on behalf of the Civil Commissioner, in Council makes the following Order—

Citation and commencement. 1. This Order may be cited as the Pioneer Enterprise (South Atlantic Marine Services Limited) Order 1985 and shall come into force with effect from the 1st day of January 1985.

Declaration of Pioneer Enterprise.

2. South Atlantic Marine Services Limited is declared a pioneer enterprise for the purposes of Section 8A of the Ordinance.

Made the 19th day of February 1985.

D. G. P. Taylor, Deputy Civil Commissioner.

Ref. INC/29/1

The Road Traffic (Amendment) Regulations Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Order No. 12 of 1948.
- 3. Transitional.

THE ROAD TRAFFIC ORDINANCE (Cap 60)

The Road Traffic (Amendment) Regulations Order 1985

No. 2 of 1985.

In accordance with Section 60 of the Road Traffic Ordinance Cap 60 the Deputy Civil Commissioner, for and on behalf of the Civil Commissioner, in Council makes the following Order—

1. This Order may be cited as the Road Traffic (Amendment) Regulations Order 1985 and shall come into force on the 1st day of March 1985.

Citation and commencement.

2. The Road Traffic Regulations No. 12 of 1948 are amended by—

Amendment of Order No. 12 of 1948.

- (a) the substitution for Clauses (1), (2) and (3) of Regulation 4 of the following
 - "(1) Application for a driver's licence shall be made by submitting to the Officer in Charge of Police a duly completed and signed application in the Form C set out in the Schedule.
 - (2) Every applicant for a driver's licence shall unless he held a driver's licence on the 28th day of February 1985 issued in accordance with these Regulations or can produce a licence which the Officer in Charge of Police is satisfied is valid and subsisting issued in a Commonwealth country or a member country of the European Economic Community be tested by the Officer in Charge of Police or a person authorised by him.
 - (3) A driver's licence shall be of indefinite duration and on or before the issue thereof an applicant shall pay a fee of £10 therefor unless he shall satisfy the Officer in Charge of Police that he is of or more than the age of sixty years when the fee shall be £2.";
- (b) the insertion of the following new clauses after Clause (3) and the renumbering of the existing Clause (4) as Clause (7)—
 - "(4) A person who intends to be resident in the Falkland Islands for a period of more than six months but not more than one year may subject to the preceding clauses of this Regulation be issued with a temporary driver's licence valid for one year from his day of entry into the Falkland Islands which shall not be renewable.
 - (5) The fee payable for a licence issued under Clause (4) and for the endorsement made under Section 5 (3A) of the Ordinance shall be £2 and £1 respectively.
 - (6) The driver's licence and temporary driver's licence shall be in the form D l and D 2 respectively in the Schedule.";
- (c) the substitution of the following for Forms C and D in the Schedule —

"FORM C

(1)
APPLICATION FOR A DRIVER'S LICENCE / TEMPORARY DRIVER'S LICENCE
Officer in Charge Police

1. I, of (1)

hereby apply for a driver's licence / temporary driver's licence to drive

(5)

2. I was born at

- on the
- 3. I am not suffering from any physical or mental disability which prevents me from driving in a safe and proper manner.
- 4. I have never before applied for or been granted or refused or disqualified for obtaining a driver's licence, or
- 5. I was first granted a driver's licence on
- at
- 6. Particulars of any endorsement of any driver's licence held by me
- Particulars of any disqualification for obtaining a driver's licence (Court by which, date on which and period for which such disqualification was imposed)
- 8. I entered the Falkland Islands on stay until

and intend to

And I hereby declare that the above particulars are true and accurate in every respect.

Dated

19

Signature of Applicant.

Notes

- (1) Delete as applicable.
- (2) Full name and address.
- (3) State class of vehicle, i.e., "motor cycle", or any class of "motor vehicle".
- (4) Place of birth.
- (5) Date of birth.
- (6) To be completed for temporary driver's licence only.

FORM D 1

Colony of the Falkland Islands DRIVER'S LICENCE

Name

Address

is hereby licensed to drive a motor vehicle / cycle subject to the conditions shown overleaf.

Dated

19

Officer in Charge of Police.

FORM D 2

Colony of the Faikland Islands TEMPORARY DRIVER'S LICENCE

Name

Address

is hereby licensed to drive a motor vehicle / cycle subject to the conditions shown overleaf.

This licence expires on

19

Dated

19

Officer in Charge of Police."

Transitional.

3. A driver's licence issued before the coming into force of this Order shall remain valid and subsisting for the period for which it was issued.

Made the 19th day of February 1985.

D. G. P. Taylor, Deputy Civil Commissioner.

Ref. POL/10/5.

The Land (Subdivision for non-residents) Application and Forms Regulations Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Completed Form A to be submitted.
- 3. Form A to be accompanied by documentary evidence.
- 4. Form of licence.

Schedule

THE LAND (SUBDIVISION FOR NON-RESIDENTS) ORDINANCE 1985

The Land (Subdivision for non-residents) Application and Forms Regulations Order 1985

No. 3 of 1985.

In accordance with Section 10 of the Land (Subdivision for non-residents) Ordinance 1985 the Deputy Civil Commissioner, for and on behalf of the Civil Commissioner, in Council makes the following Order —

Citation and commence-

I. This Order may be cited as the Land (Subdivision for non-residents) Application and Forms Regulations Order 1985 and shall come into force on the 22nd day of February 1985.

Completed Form A to be submitted.

2. An applicant for a licence under Section 5 of the Ordinance shall complete and submit to the Chief Executive Form A set out in the Schedule.

Form A to be accompanied by documentary evidence.

3. A form submitted in accordance with Regulation 2 shall be accompanied by the documentary evidence referred to in such form

Form of licence.

length of stay?

4. A licence to acquire land shall be in Form B in the Schedule.

SCHEDULE

FORM A

The Land (Subdivision for non-residents) Ordinance 1985

APPLICATION FOR A LICENCE (Section 5)

I,
of
hereby apply to His Excellency the Civil Commissioner for a licence to acquire the land particulars of whic are given hereunder.
I give the following information knowing that if I give false information in support of my application commit an offence and make myself liable on conviction to a fine of £2,000 or imprisonment for two year or both.
PERSONAL DETAILS OF APPLICANT
1. Date of Birth
2. Nationality (1)
3. Present occupation
4. Professional or other qualifications
5. Marital status
6. Date of first arrival in the Falkland Islands
7. Length of residence in the Falkland Islands (2)
8. Present employer
9. If not resident in the Falkland Islands approximate date of arrival
10. What is your intended

DETAILS OF DEPEND	ANTS (if any)			
11. Wife's full nam	e			
12. Wife's nationali	ty			
13. Names and ages	of			
Information conce	RNING LAND			
14. Description of lincluding its and whereab	acreage			
15. Name of propose vendor	sed			
16. Purpose for wh you intend to use the land	0			
17. Explanation of intend to rai for construct including fen	se funds tion work			
18. Names and add who can giv (a) Present em (b) Last emplo (c) Bank Mana (d) Solicitor: (e) Other perso	ployer: yer: ger:	rsons		
19. Other informati				
Dated this	day of	19	78	
-	Applicant			
Signed:	Witness			
Name of Witness .				
Address				
Occupation				
NOTES				

NOTES

- (1) Aliens require a further licence to hold land.

 Evidence of nationality must be given. Number, date and place of issue of a passport or birth certificate supported by statutory declaration as to non change of nationality may be accepted.
- (2) Number of years and months must be given and details of any absences from the Falkland Islands.
- (3) A map or plan should be furnished with sufficient detail to show whereabouts of land with reasonable accuracy.
- (4) Plans of any structures or roads that it is intended shall be built should accompany the application.

FORM B

The Land (Subdivision for non-residents) Ordinance 1985 LICENCE TO ACQUIRE LAND (Section 3)

In ac	cordance with Section 3 of the Land (Subdivision for non-residents) Ordinance 1985 the Civil				
Comn	nissioner in Council grants to				
a licer	nce to acquire the land described in Schedule I hereto.				
2. T	his licence is subject to the conditions set out in Schedule 2 hereto.				
3. Tì	his licence shall be effective until the				
further day to which it may be renewed upon application before the day of					
198					
	Given at Stanley the day				

Clerk of Councils.

SCHEDULE 1

SCHEDULE 2

Made the 22nd day of February 1985.

D. G. P. Taylor,

Deputy Civil Commissioner.

Ref. LND/10/1.

The Harbour Regulations (Amendment) No 2 Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Harbour Regulations.

THE HARBOUR ORDINANCE (Cap 30)

The Harbour Regulations (Amendment) No. 2 Order 1985

No. 4 of 1985.

In accordance with Section 3 of the Harbour Ordinance Cap 30 the Deputy Civil Commissioner, for and on behalf of the Civil Commissioner, in Council makes the following Order -

1. This Order may be cited as the Harbour Regulations (Amendment) No. 2 Order 1985 and shall come into force with effect from the 26th day of October 1984.

Citation and commence-

Amendment of Harbour Regulations.

- 2. The Harbour Regulations are amended by —
- the addition, after Regulation 15, of the following new regu-

"Port Stanley first port of call.

16. The Master of any yacht entering territorial waters shall make Port Stanley his first port of call in the Falkland Islands.

Yachts limited

17. No yacht may remain in territorial waters in to 30 day stay. excess of 30 days without the permission of the Harbour Master.

Prohibition of yachts regis-tered in Argentina.

18. Any yacht registered in Argentina is prohibited from entry into territorial waters.

Yachts not to nationals etc.

- 19. A yacht not registered in Argentina but the carry Argentine last port of call of which was a port in Argentina is permitted to enter territorial waters provided that no Argentine national or persons domiciled in Argentina is on board such yacht."
 - (b) the renumbering of regulations 16 and 17 as 20 and 21 respectively;
 - (c) the substitution of the word "twenty" for the word "five" in Regulation 21;
 - (d) the substitution of the following for Item 1 in Schedule III-

"1. HARBOUR DUES

(1) The following harbour dues shall be payable on all vessels arriving in the Colony ---

Yachts		30
Vessels under 15 tons	• • •	30
Vessels of 15 tons and up to 50 tons		110
Vessels of over 50 tons and up to 500 tons		135
Vessels of over 500 tons and up to 800 tons	•••	145
Vessels of over 800 tons and up to 1,000 tons		185
Vessels of over 1,000 tons and up to 1,500 tons		215
Vessels of over 1,500 tons and up to 2,000 tons	•••	265
Vessels of over 2,000 tons and up to 5,000 tons		320
Vessels of over 5,000 tons and up to 7,000 tons	•••	400
Vessels of over 7,000 tons and up to 10,000 tons	• • •	595
Vessels of over 10,000 tons and up to 15,000 tons	•••	730
Vessels of over 15,000 tons and up to 20,000 tons	•••	860
Vessels of over 20,000 tons		990
Locally registered vessels normally employed in trading		Free.

- (2) Double the harbour dues prescribed under (1) above shall be payable on every passenger vessel carrying more than 12 passengers arriving in the Colony.
- (3) An additional charge shall be made in respect of vessels, other than yachts and vessels under 15 tons, which remain in the harbour for a period of more than 24 hours, for every additional and consecutive period of 24 hours or part thereof at the rate of one half of the harbour dues prescribed in (1) or (2) above."

Made this 22nd day of February 1985.

D. G. P. Taylor, Deputy Civil Commissioner.

Ref. CUS/10/3.



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29 MARCH 1985

No. 3

Appointments

Miss Sheena Newman, Clerk, Public Service, 4.3.85. On probation for two years.

Mrs. Sandra Clifton, Secretary, Justice Department, 6.3.85.

Robert Matthew McBride, Clerk, Public Service, 25.3.85.

Transfer

Miss Caroline Ann Middleton from Clerk, Public Service to Secretary, Posts & Telecommunications Department, 1.3.85.

Resignation

Neil Rogers, Watchkeeper/Handyman, Power Generation Section, Public Works Department, 27.3.85.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

SERGEANT D. R. AUSTIN, R.A.F.,

to be a temporary Customs Officer at South Georgia with effect from the 7th March 1985.

L. J. HALLIDAY, Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —
GWYNFRYN IAIN DAVIES

to be a temporary Customs Officer at South Georgia with effect from the 13th March 1985.

L. J. HALLIDAY, Collector of Customs.

No. 11.

28th March 1985.

Grant of Wreck

It is notified for general information that the following Grant of Wreck has been made —

Name of Vessel To whom Granted Position Expiry Date

Name of Vessel
COOULMBANA

Mr. D. J. Eynon

TYSSEN PATCH

31st March 1986

2. Gazette Notice No. 14 of 25th May 1984 is hereby rescinded.

Ref. CUS/7/2.

IMMIGRATION ORDINANCE 1965

Order for deportation of Nigel Ernest White

WHEREAS His Honour the Acting Civil Commissioner in Council deems NIGEL ERNEST WHITE to be an undesirable immigrant.

Now, THEREFORE, His Honour the Acting Civil Commissioner in Council in accordance with Section 17 of the Immigration Ordinance 1965 orders and directs that—

- 1. The said Nigel Ernest White be deported from the Falkland Islands as soon as may be practicable.
- 2. The said Nigel Ernest White be kept in custody while awaiting deportation and while being conveyed to the place of his departure.

Made this 14th day of March 1985.

D. G. P. TAYLOR,
Acting Civil Commissioner.

IMMIGRATION ORDINANCE 1965 Order for deportation of Paul Fahey

WHEREAS His Honour the Acting Civil Commissioner in Council deems PAUL FAHEY to be an undesirable immigrant.

Now, THEREFORE, His Honour the Acting Civil Commissioner in Council in accordance with Section 17 of the Immigration Ordinance 1965 orders and directs that—

- 1. The said Paul Fahey be deported from the Falkland Islands as soon as may be practicable.
- 2. The said Paul Fahey be kept in custody while awaiting deportation and while being conveyed to the place of his departure.

Made this 14th day of March 1985.

D. G. P. TAYLOR,
Acting Civil Commissioner.

IMMIGRATION ORDINANCE 1965 Order for deportation of William Martin Clark

WHEREAS His Honour the Acting Civil Commissioner in Council deems WILLIAM MARTIN CLARK to be an undesirable immigrant.

Now, THEREFORE, His Honour the Acting Civil Commissioner in Council in accordance with Section 17 of the Immigration Ordinance 1965 orders and directs that —

- 1. The said William Martin Clark be deported from the Falkland Islands as soon as may be practicable.
- 2. The said William Martin Clark be kept in custody while awaiting deportation and while being conveyed to the place of his departure.

Made this 14th day of March 1985.

D. G. P. TAYLOR,
Acting Civil Commissioner.

A Bill for

The Supplementary Appropriation (1980-1984) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation.
- 2. Appropriation of excess expenditure for the years 1980-1981, 1981-1982, 1982-1983 and 1983-1984.

Schedule

A Bill for

An Ordinance

To allow and confirm certain expenditure incurred in the years 1980-81, 1981-82, 1982-83 and 1983-1984.

WHEREAS expenditure was necessarily incurred during the financial years 1980-81, 1981-82, 1982-83 and 1983-84 on certain services although not provided for in the relevant Appropriation Ordinances for the said financial years.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows —

- I. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1980-1984) Ordinance 1985.
- 2. (1) The expenditure referred to in subsection (2) and not provided for or fully provided for by the
 - (a) Appropriation (1980-81) Ordinance 1980;
 - (b) Appropriation (1981-82) Ordinance 1981;
 - (c) Appropriation (1982-83) Ordinance 1982;
 - (d) Appropriation (1983-84) Ordinance 1983;

is hereby allowed and confirmed.

- (2) The expenditure referred to in subsection (1) is —
- (a) the expenditure during the financial year 1980-1981 on the services and for the sums in respect thereof amounting in all to £398,606 set out in Part 1 of the Schedule;
- (b) the expenditure during the financial year 1981-1982 on the services and for the sums in respect thereof amounting to £3,808 set out in Part 2 of the Schedule;

Citation.

Appropriation of excess expenditure for the years 1980-1981, 1981-1982, 1982-1983 and 1983-1984.

- (c) the expenditure during the financial year 1982-1983 on the services and for the sums in respect thereof amounting to £837,416 set out in Part 3 of the Schedule;
- (d) the expenditure during the financial year 1983-1984 on the services and for the sums in respect thereof amounting to £1,327,614 set out in Part 4 of the Schedule.

SCHEDULE PART 1

PART	1
1980-10	1 2

Number	HEAD	OF SE	RVICE			AMOUNT
	FALKLA	ND IS	LANDS			£
I.	The Governor			***		118
III.	Aviation				4	58,624
IV.	Customs & Harbour				,	994
VI.	Medical					29,945
IX.	Miscellaneous				• • •	20,660
Χ.	Pensions					29,025
XII.	Posts & Telecommunica	tions				31,732
XIII.	Public Works					23,954
XIV.	Public Works Recurren	t	,			2,698
XVI.	Secretariat, Treasury &	Centra	1 Store			33,693
XIX.	Supreme Court & Legal					10,624
	Ordinary Expenditure		•••		•••	£242,067
	DEVELOPMENT 'A'					
	Expenditure to be met	from lo	ocal funds		***	156,539
				Γοτal		£398,606

Part 2 1981-1982

HEAD OF SER	RVICE			AMOUNT
FALKLAND IS	LANDS			
				£
Miscellaneous	***			746
Posts & Telecommunications	***	444	***	3,062
				£3,808
	FALKLAND IS		FALKLAND ISLANDS Miscellaneous	FALKLAND ISLANDS Miscellaneous

Part 3 1982-1983

Number	HEAD	OF	SERVICE			AMOUNT
	FALKLA	ND	ISLAND	os		£
I.	The Governor					2,696
III.	Aviation					83,610
X.	Pensions & Gratuities					10,105
XII.	Posts & Telecommunica	tion	s	• • •		35,845
XIV.	Public Works Recurren	t				158,450
XV.	Public Works Special					42,304
XVIII.	Social Welfare					2,042
XIX.	Justice			•••		4,175
	Ordinary Expenditure DEVELOPMENT 'B'	•••		•…	•••	£339,227
	Expenditure to be met f	rom	United	Kingdom Aid		498,189
				TOTAL	• • •	£837,416

PART 4 1983-1984

NUMBER	HEAD OF SERVICE		AMOUNT
	FALKLAND ISLANDS		£
HI.	Civil Commissioner		845
IV.	Customs & Harbour		1,252
V.	Education		13,062
VI.	Falkland Islands Government Office	-19-	9,914
\mathbf{X}_{\cdot}	Miscellaneous		3,154
XIII.	Posts & Telecommunications		20,912
XV.	Public Works Recurrent		47,888
XVI.	Public Works Special		244,775
XX.	Training		110
XXI.	Transfer to Oil Stocks Replacement Fund	- 31-4	322,000
XXII.	Public Debt Charges		208,680
	Ordinary Expenditure		£872,592
	DEVELOPMENT 'B' Expenditure to be met from United Kingdom Aid		455,022
	Total		£1,327,614

Ref: TRE/14/15, 14/16, 14/18 & 14/19.



THE FALKLAND ISLANDS GAZETTE (Extraordinary)

PUBLISHED BY AUTHORITY

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9 APRIL 1985

No. 4

Notice

The Interpretation and General Clauses Ordinance

In accordance with Section 43 (4) of the Interpretation and General Clauses Ordinance 1977 the Office of Chief Executive is hereby specified generally.

Government House the 9th day of April 1985.

R. M. HUNT, Civil Commissioner.

Ref. LEG/10/5 & LEG/10/57.



THE FALKLAND ISLANDS GAZETTE

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29 APRIL 1985

No. 5

Appointments

Neil Rogers, Watchkeeper / Handyman, Power Generation Section, Public Works Department, 16.4.85.

George Henry Calvert, Teacher of commercial studies, Education Department, 24.4.85.

Peter Anthony Collins, Field Assistant, Agricultural Research Centre, 29.4.85.

Resignations

Robert Matthew McBride, Clerk, Public Service, 5.4.85.

Mrs. Gwenhwyfar Davies, Teacher, Education Department, 27.4.85.

NOTICE

No. 12

23rd April 1985.

The following have been approved on 19th April 1985 by His Excellency the Civil Commissioner as fit and proper places for the care and treatment of persons of unsound mind —

- (a) The Stanley Hospital, Jeremy Moore Avenue;
- (b) The Medical Centre and Security Block at
 Mount Pleasant;
- (c) The British Military Hospital.

Ref. MED/31/1.

Colony of the Falkland Islands

Appointment of Temporary Registrar

In exercise of the powers conferred upon me by Section 4 of the Marriage Ordinance I, SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner of the Colony of the Falkland Islands and its Dependencies —

HEREBY APPOINT

PETER CHARLES ROBERTSON a Registrar for the purpose of the marriage at Port Stephens of Michael Robert Alazia and Mandy Gwyneth Lloyd.

Given under my hand at Stanley this 9th day of April 1985.

R. M. Hunt, Civil Commissioner.

Colony of the Falkland Islands

Appointment of Temporary Registrar

In exercise of the powers conferred upon me by Section 4 of the Marriage Ordinance I, SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner of the Colony of the Falkland Islands and its Dependencies—

HEREBY APPOINT

BROOK HARDCASTLE a Registrar for the purpose of the marriage at Goose Green of Peter Malcolm Dixon and Joanna Morfydd Fielding.

Given under my hand at Stanley this 23rd day of April 1985.

R. M. HUNT,

Civil Commissioner.

The Road Traffic (Amendment) (No. 2) Regulations Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Order No. 12 of 1948.

THE ROAD TRAFFIC ORDINANCE Cap 60

The Road Traffic (Amendment) (No. 2) Regulations Order 1985

No. 5 of 1985.

In accordance with Section 60 of the Road Traffic Ordinance Cap 60 the Civil Commissioner in Council makes the following Order —

Citation and commencement. 1. This Order may be cited as the Road Traffic (Amendment) (No. 2) Regulations Order 1985 and shall come into force on the 12th day of April 1985.

Amendment of Order No. 12 of 1948.

- 2. The Road Traffic Regulations No. 12 of 1948 are amended by the substitution for paragraph (c) of Regulation 15 (2) of the following
 - "(c) comply with every road sign put in place or erected by the Government or the police and every reasonable direction or signal given by a police officer in uniform."

Made the 8th day of April 1985.

R. M. HUNT, Civil Commissioner.

Ref. POL/10/5.

The Pioneer Enterprise (Kiddcrafts) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Declaration of Pioneer Enterprise.

THE INCOME TAX ORDINANCE Cap 32

The Pioneer Enterprise (Kiddcrafts) Order 1985

No. 6 of 1985.

In accordance with Section 8A of the Income Tax Ordinance Cap 32 the Civil Commissioner in Council makes the following Order -

1. This Order may be cited as the Pioneer Enterprise (Kiddcrafts) Order 1985 and shall come into force with effect from the 1st day of January 1985.

Citation and commence-

2. The business carried on by Mrs. Lillian Kidd under the name Kiddcrafts is declared a pioneer enterprise for the purposes of Section 8A of the Ordinance.

Declaration of Pioneer Enterprise.

Made the 8th day of April 1985.

R. M. HUNT, Civil Commissioner.

Ref. INC/29/1.

The Pioneer Enterprise (Falkland Mill Limited) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Declaration of Pioneer Enterprise.

THE INCOME TAX ORDINANCE Cap 32

The Pioneer Enterprise (Falkland Mill Limited) Order 1985

No. 7 of 1985.

In accordance with Section 8A of the Income Tax Ordinance Cap 32 the Civil Commissioner in Council makes the following Order -

I. This Order may be cited as the Pioneer Enterprise (Falk- Citation and commenceland Mill Limited) Order 1985 and shall come into force with effect from the 11th day of May 1985.

2. Falkland Mill Limited is declared a pioneer enterprise for Declaration of pioneer the purposes of Section 8A of the Ordinance.

Made the 26th day of April 1985.

R. M. HUNT, Civil Commissioner.

Ref: INC/29/1.

By His Excellency the Civil Commissioner.

R. M. Hunt, Civil Commissioner.

LAND ORDINANCE Cap 36

WHEREAS on the 24th day of April 1985 the Civil Commissioner in Council by resolution declared that the following land, namely —

- (a) All that parcel of land situate in the town of Stanley being Lot 12 b in Section C containing a quarter of an acre more or less and bounded as follows:
 On the north by Crown land 92 links; on the east by Lot 13 c in the holding of D. W. McAskill 269 links; on the south by St. Mary's Walk 92 links; and on the west by Crown land 269 links;
- (b) All those two contiguous lots or parcels of land situated in the town of Stanley containing one rood and thirty perches and bounded on the north by the public road commonly known as St. Mary's Walk 280 links; on the east by a public drain (6½ links wide) 125 links; on the south by a public road 420 links; and on the west by the public road known as the Reservoir Road 190 links and numbered 9 and 10 Section E,

should be acquired for public purposes.

THEREFORE I do hereby direct that the said land shall be acquired for a public purpose under and in accordance with the Land Ordinance.

Given under the Public Seal this 25th day of April 1985.

By Command
R. Browning,
Delegate for Chief Executive.



THE FALKLAND ISLANDS GAZETTE

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31 MAY 1985

No. 1 6

Appointments

Robert John King, Assistant Customs Officer, Customs and Harbour Department, 1.8.84.

Ronald McCormick, Police Constable, Falkland Islands Police Force, 1.5.85.

Mrs. Wendy Joan Fitzgerald, Nursing Sister, Medical Department, 8.5.85.

Robert Michael Pomfret, Assistant Teacher, Education Department, 15.5.85.

William Davies, Senior Carpenter, Public Works Department, 21.5.85.

Acting Appointments

Mrs. Beryl Burgess, Acting Matron, Medical Department, 14.5.85.

Mrs. Eileen Hughes, Ag. Deputy Postmistress, Mount Pleasant Post Office, Posts & Telecommunications Department, 27.1.85 - 18.5.85.

James Stephenson, Acting Income Tax Officer, 21.5.85.

Resignations

Miss Patricia Buckland, Secretary/Clerk, Agricultural Research Centre, 8.5.85.

Kuzına Mario Zuvic-Bulic, Electrician, Power Generation Section, Public Works Department, 8.5.85.

Miss Lynda Buckland, Clerk, Public Service, 29.5.85.

Mrs. Barbara June Clark, Clerk/Storekeeper, Medical Department, 31.5.85.

Promotion

Miss Sharon Marie Hewitt from Clerk, Public Service to Senior Clerk, Public Works Department, 1.5.85.

NOTICES

No. 13.

6th May 1985.

Currency Notes Rules

In exercise of the powers conferred by Rule 3 of the Currency Notes Rules. His Excellency the Civil Commissioner has been pleased to approve the appointment of the undermentioned currency officers with effect from 6th May 1985.

Mrs. Vera Joan Bonner Mrs. Marie Cheek.

H. T. ROWLANDS,

Commissioner of Currency.

Ref. TRE/19/1.

No. 14.

9th May 1985.

In accordance with Section 18 of the Stanley Rates Ordinance His Excellency the Civil Commissioner has appointed Terence Severine Betts a member of the Stanley Rates Assessment Committee with effect from 30th April 1985 following the resignation of Mr. Neville Kenneth Bennett.

Ref. TRE/2/20.

No. 15.

14th May 1985.

Notice is hereby given that Mr. JOSE RAUL HUANEL HERNANDEZ of Stanley, Falkland Islands is applying to the Civil Commissioner for naturalisation, and that any person who knows any reason why naturalisation should not be granted should send a written and signed statement of the facts to the Government Secretary at the Secretariat, Stanley, Falkland Islands.

Ref. LEG/10/19G.

No. 16.

15th May 1985.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Ordinances of the Colony -

Title No.

1/85 The Land (Subdivision for non-residents)
Ordinance 1985 LND/10/1

2/85 Income Tax (Amend.) Ordinance 1985 3/85 Family Allowances (Amend.) Ord. 1985 TRE/10/1.

Ref. LEG/10/42.

No. 17.

15th May 1985.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Ordinance of the Dependencies -

Title DS 1/84 Income Tax (Amend.) Ord. 1984 LEG/10/37.

No. 18.

15th May 1985.

In accordance with Section 2 of the Public Health Ordinance His Excellency the Civil Commissioner has appointed the following persons to be members of the Board of Health for the year

The Honourable John Edward Cheek

Mr. William Statham Hills

Mr. Kenneth David Greenland

Mr. Dennis Lampard

The Environmental Health Officer, HO BFFI.

Ref. MED/19/1.

PROCLAMATION

No. 1 of 1985

IN THE NAME of Her Majesty ELIZABETH II, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

By His Excellency SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner for the Colony of the Falkland Islands and its Dependencies.

WHEREAS it is provided by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders 1948 to 1977 that the sittings of the Legislative Council shall be held at such times and places as the Civil Commissioner shall from time to time appoint by proclamation published in the Gazette:

NOW, THEREFORE, I, REX MASTERMAN HUNT, do hereby Proclaim that the next sitting of the Legislative Council of the Falkland Islands shall be held at 9.30 in the forenoon of Wednesday the 26th day of June 1985 at the Court and Council Chambers in the town of Stanley in the Falkland Islands.

GIVEN under my hand and the Public Seal of the Colony of the Falkland Islands at Government House, Stanley, Falkland Islands this 24th day of May in the year of Our Lord One thousand Nine hundred and Eighty-five.

R. M. HUNT, Civil Commissioner.

GOD SAVE THE QUEEN

Ref. LEC/35/1 II.

The Constitutional (Registration of Electors) Regulations 1985

ARRANGEMENT OF REGULATIONS

Regulation

- 1. Citation and commencement.
- 2. Interpretation.
- 3. Regulations to be read as one with the Ordinance.
- 4. Stanley and Camp Constituencies.
- 5. Registration and returning officers.
- 6. Qualifications of Electors.
- 7. Publication of register of electors.
- 8. Forms.
- 9. Amendment of the Ordinance.
- 10. Repeals.

The Falkland Islands Constitution Order 1985

The Constitutional (Registration of Electors) Regulations 1985

No. 1 of 1985.

In accordance with paragraph 2 of Schedule 3 to the Falkland Islands Constitution Order 1985 the Civil Commissioner makes the following Regulations —

Citation and commencement. 1. These Regulations may be cited as the Constitutional (Registration of Electors) Regulations 1985 and shall come into force on the 13th day of May 1985.

Interpretation.

- 2. In these Regulations unless the context otherwise requires -
- "Stanley Constituency" and "Camp Constituency" shall mean the constituencies provided for in Regulation 4 and "constituency" shall mean either of those constituencies;
- "the Constitution" shall mean the Constitution set out in Schedule 1 to the Falkland Islands Constitution Order 1985;
- "the Ordinance" shall mean the Legislative Council (Elections) Ordinance, Cap 37;
- "the qualifying day" shall mean in respect of the General Election taking place next after the coming into force of these Regulations the 15th day of May 1985;
- "qualifying period" shall mean the twelve months immediately preceding the qualifying day;
- "resident" shall have the same meaning as given to "ordinarily resident" in Section 2 of the Ordinance.

Regulations to be read as one with the Ordinance.

3. These Regulations shall be read as one with the Ordinance except that where there is a conflict between these Regulations and the Ordinance these Regulations shall prevail.

Stanley and Camp Constituencies.

- **4.** (1) For the purposes of election of members of the Legislative Council the Falkland Islands shall be divided into two constituencies namely the Stanley Constituency and the Camp Constituency.
- (2) Stanley Constituency shall be all that area of the Falkland Islands within the radius of three and one half miles measured from the spire of Stanley Cathedral and Camp Constituency shall be the remainder of the Falkland Islands.
- (3) Throughout the Ordinance the word "constituency" shall be substituted for the words "electoral area" or "electoral division" wherever they occur.

Registration and returning officers.

5. The Civil Commissioner shall appoint one or more registration officers and a returning officer for Stanley Constituency and the like for Camp Constituency.

Qualifications of Electors.

- 6. (1) Subject to the provisions of sub-regulation (2), a person shall be qualified to be registered as an elector in a constituency for the purpose of the election of members of the Legislative Council if, and shall not be qualified unless, on the qualifying day he is normally resident in that constituency and
 - (a) he is a Commonwealth citizen;
 - (b) he is eighteen years of age or over;
 - (c) he has been resident in the Falkland Islands during the qualifying period and, in the case of a person who was not born in the Falkland Islands, he has also been resident in the Falkland Islands for an aggregate period of five years or more.

- (2) No person shall be qualified to be registered as an elector under this regulation who on the qualifying day
 - (a) is a person certified to be insane or otherwise adjudged to be of unsound mind under any law;
 - (b) is under sentence of death imposed on him by a court in any part of the Commonwealth or is serving a sentence of imprisonment (by whatever name called) for a term exceeding twelve months imposed on him by such a court or substituted by competent authority for some other sentence imposed on him by such court;
 - (c) is incapable in accordance with Section 47 of the Ordinance of being registered as an elector or of voting;
 - (d) is a member of the regular armed forces of Her Majesty, unless he is, for the purposes of Chapter 1 of the Constitution, regarded as belonging to the Falkland Islands; or
 - (e) is, by virtue of his own act, under any acknowledgement of allegiance, obedience or adherence to a foreign Power or State.
- (3) The provisions of Section 24 (3) of the Constitution shall apply for the purposes of sub-regulation (2) (b) as they apply for the purposes of Section 24 (1) (f) of the Constitution.
- (4) For the purposes of this regulation a person who is normally resident in a constituency shall be taken as resident therein on the qualifying day notwithstanding his absence overseas or otherwise on that day if he intends to resume actual residence within six months from the date of his departure from the constituency.
- (5) The reference in sub-regulation 2 (d) to a member of the regular armed forces of Her Majesty shall not include a reference to a member of the Falkland Islands Defence Force.
- (6) Nothing in this regulation shall entitle a person to be registered in more than one constituency.
- 7. A register of electors for each constituency shall be prepared and published in accordance with Sections 8 and 8A of the Ordinance not later than the 2nd day of July 1985.

Publication of register of electors.

- 8. The Civil Commissioner may by Order in Council -
- Forms.
- (a) amend, add to or replace the forms provided for in the First to the Fourth Schedule of the Ordinance;
- (b) provide for additional forms for the purposes of registration of electors and nomination for and election of candidates to the Legislative Council.
- 9. Section 11 (1) of the Ordinance shall be amended by the insertion after the word "Stanley" of the words "or not less than two justices as provided in subsection (2),".

Amendment of the Ordinance.

10. Sections 3, 3A, 4 and 6 of the Ordinance are repealed.

Repeals.

Made this 7th day of May 1985.

R. M. HUNT, Civil Commissioner.

Ref. LEG/10/54.

The Immigration Regulations (Amendment) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Regulation No. 1 of 1965.

Appendix

THE IMMIGRATION ORDINANCE 1965

The Immigration Regulations (Amendment) Order 1985

No. 8 of 1985.

In accordance with Section 24 of the Immigration Ordinance 1965 the Civil Commissioner in Council makes the following Order —

Citation and commencement. 1. This Order may be cited as the Immigration Regulations (Amendment) Order 1985 and shall come into force on the date hereof.

Amendment of Regulation No. 1 of 1965.

2. The form contained in the appendix hereto shall replace Form 1 in the Schedule to the Immigration Regulations 1965.

Made this 10th day of May 1985.

R. M. Hunt, Civil Commissioner.

Ref. IMM/10/1.

APPENDIX

Form 1.

IMMIGRATION REGULATIONS 1965

Declaration

TO BE COMPLETED BY ALL PERSONS ENTERING THE FALKLAND ISLANDS

Part 1.	
Surname	Forenames
Mr / Mrs / Miss / Other title	
Permanent address	
Occupation	
Passport No	Place of issue
Date of issue	Date of expiry
Date of birth	Place of birth
Details of accompanying dependant(s) travelling on	same passport —
Nama	To Dolotionship

TO BE COMPLETED BY ALL NON-RESIDENTS Reason for visit Representing Duration of stay Do you have sufficient funds to support yourself for the duration of your visit? Do you have dual nationality? Yes No If the answer is yes what other nationality do you have apart from that shown on your passport? What arrangements are made for your return journey?..... Address in the Falkland Islands TO BE COMPLETED BY NON-RESIDENTS INTENDING TO TAKE UP EMPLOYMENT OR TO BE SELF-EMPLOYED PART 3. Name of employer Address of employer..... Nature of business (if self-employed) I declare that to the best of my knowledge and belief the above particulars are true. Signed Dated

A Bill for An Ordinance

To amend the Land Ordinance Cap 36

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation and commencement. 1. This Ordinance may be cited as the Land (Amendment) Ordinance 1985 and shall come into force on the 1st August 1985.

Amendment of Cap 36.

- 2. The Land Ordinance Cap 36 shall be amended by —
- (a) in Section 2, the substitution of the following for the definition of "public purpose"
 - ""Public purpose" means
 - (a) any purpose connected with -
 - (1) exclusive government use;
 - (2) general public use;
 - (3) or ancillary to the public interest or utility;
 - (4) or to town planning;
 - (5) the defence of the Falkland Islands;
 - (6) or ancillary to naval, military or air force requirements;
 - (7) the promotion or creation of healthy and sanitary surroundings and the prevention or abatement of what the Civil Commissioner in Council shall consider to be a nuisance dangerous to health or limb;
 - (b) any purpose intended to result in a benefit or advantage to the community and without prejudice to its generality to include the development, utilisation or disposal of property (in whole or in part) for the promotion of the physical, economic, social or aesthetic well-being of the community;
 - (c) any other purpose specified as public by any Ordinance or which the Civil Commissioner in Council may declare to be a public purpose."
 - (b) in Section 35 (2) by the substitution of the sum £1,000 for the sum £50;
 - (c) the deletion of the certificate as to value in the First Schedule;
 - (d) the substitution in the Third Schedule for the part headed CONVEYANCE of the following —

"CONVEYANCE

50p for every £50 or part of £50 of the consideration for the sale or transaction.

ASSENT

£1 on any assent or transfer for vesting title to land in a trustee or beneficiary of the estate of a deceased person."

OBJECTS AND REASONS

The purpose of this Bill is to widen the meaning of "public purpose" in relation to compulsory acquisition of land. The Bill also provides for an increase in the penalty for obstruction of persons taking possession of land that is being compulsorily acquired. Opportunity is also taken to introduce a standard *ad valorem* conveyance duty and increase the duty on assents from a fixed duty of 50p to a fixed duty of £1.



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(Extraordinary)

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12 JUNE 1985

No. 7

CORRIGENDUM -

The Falkland Islands Gazette of 31 May 1985 was incorrectly numbered as No. 7. The correct number of that issue is No. 6.

A Bill for

The Non-Contributory Old Age Pensions (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Schedule to Ordinance No. 6 of 1961.

A Bill for An Ordinance

To amend the Non-Contributory Old Age Pensions Ordinance 1961.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows—

1. This Ordinance may be cited as the Non-Contributory Old Age Pensions (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commencement.

2. The Schedule to the Non-Contributory Old Age Pensions Ordinance 1961 is amended by substituting the sums "£24.50" and "£18" respectively for the sums "£21.50" and "£16" where they occur.

Amendment of Schedule to Ordinance No. 6 of 1961.

OBJECTS AND REASONS

The purpose of this Bill is to provide for an increase in non-contributory old age pensions for a married man, unmarried person and a man or woman living apart from his or her wife or husband.

A Bill for

The Old Age Pensions (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 3 of 1952.

A Bill for An Ordinance

To amend the Old Age Pensions Ordinance 1952.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows—

Citation and commence-

- 1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.
- Amendment of Ordinance No. 3 of 1952.
- 2. The Old Age Pensions Ordinance 1952 is amended —
- (a) in Section 6 (2) by substituting
 - (i) £2.25 for £2.00 in paragraph (a);
 - (ii) £3.35 for £3.00 in paragraph (b);
 - (iii) £5.60 for £5.00 in paragraph (c);
- (b) in Section 6A (2) by substituting £5.60 for £5.00;
- (c) in Section 6B by substituting the sums £2000 and £500 for the sums £800 and £250 wherever they occur; and
- (d) in the Schedule by substituting the sums £28.50 and £19.00 respectively for the sums £25.50 and £17.00.

OBJECTS AND REASONS

The purpose of this Bill is to provide for an increase in old age pensions and the contributions payable by employers, employees and self-employed persons. The Bill also provides for an increase in the amount that a female contributor may earn before contributions by her shall be compulsory.

A Bill for

The Application of Enactments (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 13 of 1954.
- 3. References to "a master".

A Bill for An Ordinance

To amend the Application of Enactments Ordinance 1954.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows-

1. This Ordinance may be cited as the Application of Enactments (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commence-

2. The Schedule to the Application of Enactments Ordinance 1954 is amended by the addition of the Act set out in the Schedule hereto.

Amendment of Ordinance No. 13 of 1954.

3. Any reference in the Lunacy Act 1890 and the Act set out References to "a master". in the Schedule hereto to "a master" shall be construed in the application of those Acts to the Falkland Islands as a reference to the Senior Magistrate or not less than two Justices of the Peace.

SCHEDULE

The Lunacy Act 1908 (8 Edw. 7.c.47)

OBJECTS AND REASONS

This Bill will provide for the application of an Act of the United Kingdom to the Falkland Islands so that the procedure of the Supreme Court in matters relating to the administration of the property of persons who cannot manage their own affairs is less cumbersome.

A Bill for An Ordinance

To provide for the service of the year 1985-86.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation.

1. This Ordinance may be cited for all purposes as the Appropriation (1985-86) Ordinance 1985.

Appropriation of £6,186,140 for the service of the year 1985/86.

2. The Civil Commissioner may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1985 to 30th June 1986, a sum not exceeding Six Million, one hundred and eighty-six thousand, one hundred and forty 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 1985/86.

SCHEDULE

Number	HEAD OF SERVICE		£
100	Aviation		 462,690
150	Posts and Telecommunications	• • •	 529,900
200	Medical and Dental		 401,210
250	Education and Training		 493,480
300	Customs and Harbour		 124,210
350	Public Works		 2,196,900
390	Fox Bay Village		 24,060
400	Agriculture		 58,190
450	Justice		 67,260
500	Military		 58,200
550	Police and Prisons		 78,120
600	Secretariat, Treasury and Central	Store	 374,280
650	Pensions and Gratuities		 92,610
700	Social Welfare	• • •	 143,600
750	Civil Commissioner	•••	 74,180
800	Legislature		 22,960
850	Falkland Islands Government Off	fice	 83,140
860	Agricultural Research Centre		 66,520
900	Income Tax Refunds		 20,000
	Total Ordinary Exp	ENDITURE	 5,371,510
950	Development		
951	Expenditure to be met from Loca	l Funds	 519,630
952	Expenditure to be met from U.K.		 295,000
	TOTAL EXP	ENDITURE	 £ 6,186,140

Ref. TRE/14/22.

A Bill for

The Education (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 14 of 1967.

A Bill for An Ordinance

To amend the Education Ordinance 1967.

BE IT ENACTED by the Legislature of the Colony of the Falkland Islands as follows—

1. This Ordinance may be cited as the Education (Amendment) Ordinance 1985 and shall come into force on the 1st day of September 1985.

Citation and commencement.

- 2. The Education Ordinance 1967 is amended —
- (a) in Section 6 by the substitution of the words "full time education at" for the words "education by attending regularly either" in the second line;
- (b) by the insertion of the following section after Section 7 —

"Duty of parents to secure regular attendance of children.

- 7a. (1) If any child fails to attend regularly at a recognised school or classes held by a recognised teacher the parent of the child shall be guilty of an offence against this section.
- (2) In any proceedings for an offence against this section a child shall not be deemed to have failed to attend regularly at the school or classes by reason of his absence therefrom with leave or—
 - (a) at any time when he was prevented from attending by reason of sickness or any unavoidable cause; or
 - (b) on any day exclusively set apart for religious observance by the religious body to which his parent belongs.
- (3) In this section the expression "leave" means leave granted by any person authorised in that behalf by the Superintendent either specifically or generally."
- (c) in Section 15 by the substitution for "five pounds", "twenty-five pounds" and "fifty pounds" of "twenty-five pounds", "one hundred and twenty-five pounds" and "two hundred and fifty pounds" respectively.

OBJECTS AND REASONS

This Bill provides for the enforcement of regular attendance of children at school.

Amendment of Ordinance No. 14 of 1967.



THE FALKLAND ISLANDS GAZETTE

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Vol. XCIV

28 JUNE 1985

No. 8

Appointments

Miss Faith Felton, Clerk Public Service, 10.6.85. Mrs Janet Elaine Clifton, Houseparent, Education Department, 18.6.85.

Acting Appointments

Dr David John Edwards-Moss, M.B., B.S., Acting Chief Medical Officer, Medical Department, 18.6.85.

Miss Sharon Marie Hewitt, Acting Office Manager, Public Works Department, 3.6.85.

Transfer

Mrs Lisa Short from Counter Clerk, Posts and Telecommunications Department to Clerk, Central Store, 1.6.85.

Resignations

Miss Margaret Orlanda Butler, Clerk, Public Service, 16.11.83.

Miss Daniela Grace Clarke, Secretary / Clerk, Agricultural Research Centre, 15.6.85.

NOTICES

No. 19.

4th June 1985.

It is hereby notified that His Excellency the Civil Commissioner prescribes the 19th day of July 1985 for the purposes of paragraph 7 of Schedule 3 to the Falkland Islands Constitution Order 1985.

Ref. LEG/10/54.

No. 20.

5th June 1985.

HIS EXCELLENCY THE CIVIL COMMISSIONER in accordance with Section 5 of the Legislative Council (Electors) Ordinance, Cap 37, has been pleased to

make the following appointments with effect from the 3rd day of June 1985 ---

CAMP CONSTITUENCY

KENNETH WILLIAM HALLIDAY
Registration Officer and Returning Officer

Adrian Henry Frederick Newman Deputy Registration Officer

STANLEY CONSTITUENCY

SHARON HALFORD

Registration Officer and Returning Officer

SANDRA BEATRICE CLIFTON
Deputy Registration Officer

SYLVIA JEAN SUMMERS
Deputy Registration Officer

MARGARET ORLANDA BUTLER

Deputy Registration Officer
Teresa Ann Clifton

Deputy Registration Officer
Ref. LEC/20/8.

No. 21.

7th June 1985.

In accordance with Section 7B of the Administration of Justice Ordinance His Excellency the Civil Commissioner has been pleased to appoint —

JOHN RAYMOND OLIVER

a Senior Magistrate with effect from the 7th day of June 1985.

Ref. LEG/19/5.

No. 22.

26th June 1985.

Notice is hereby given that Mr. Atilio Sugundo Laffi of Stanley, Falkland Islands, is applying to the Civil Commissioner for naturalisation, and that any person who knows any reason why naturalisation should not be granted should send a written and signed statement of the facts to the Government Secretary at the Secretariat, Stanley, Falkland Islands.

Ref. LEG/10/19H.

Notice is hereby given that MR. JOSE RAUL HUANEL HERNANDEZ of Stanley, Falkland Islands is applying to the Civil Commissioner for naturalisation, and that any person who knows any reason why naturalisation should not be granted should send a written and signed statement of the facts to the Government Secretary at the Secretariat, Stanley, Falkland Islands.

Ref. LEG/10/19G.

Customs Ordinance (Cap. 16)

It is notified for general information that in exercise of the powers conferred on him by Section 4 of the Customs Ordinance, the Collector of Customs appointed —

SERGEANT D. R. AUSTIN, R.A.F.,

to be a temporary Customs Officer, with effect from 7th March 1985.

2. The notice relating to Sergeant D. R. Austin appearing in Vol. XCIV, No. 3 of the Gazette (page 35) is cancelled.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

CORPORAL P. BUTTERWORTH, R.A.F., to be a temporary Customs Officer with effect from 12th April 1985.

L. J. HALLIDAY, Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

FLIGHT LIEUTENANT W. J. WILSON to be a temporary Customs Officer with effect from 16th May 1985.

L. J. HALLIDAY, Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

FLIGHT SERGEANT G. M. MUNRO to be a temporary Customs Officer with effect from 24th May 1985.

L. J. HALLIDAY, Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

SERGEANT MICHAEL GEORGE CROOK, R.A.F.. to be a temporary Customs Officer with effect from 28th June 1985.

L. J. HALLIDAY, Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

Major John Badgery

to be a temporary Customs Officer, South Georgia, with effect from 28th June 1985.

L. J. HALLIDAY, Collector of Customs.

The Legislative Council (Registration of Electors Forms) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Registration of Electors Forms.

Schedule

The Constitutional (Registration of Electors) Regulations 1985 The Legislative Council (Registration of Electors Forms) Order 1985

No. 9 of 1985.

Citation and commence-

In accordance with Regulation 8 of the Constitutional (Registration of Electors) Regulations 1985 the Civil Commissioner makes the following Order —

Registration of Electors Forms.

- 1. This Order may be cited as the Legislative Council (Registration of Electors Forms) Order 1985 and shall come into force on the 22nd May 1985.
- 2. The forms set out in the Schedule hereto are substituted for the forms provided for in the First, Third and Fourth Schedules to the Ordinance.

SCHEDULE

1. (Form A - First Schedule)

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

APPLICATION TO HAVE NAME INSERTED IN ELECTORS LIST

To the Registration Officer for the * Camp Constituency / * Stanley Constituency.	
claim to have my name included in the register of electors for * Camp Constituency * Stanley Constituency.	
Surname (in block letters)	
Other names	
Address	
certify that I am a British subject that I have attained the age of 18 years and that I have resided in t Constituency of	he
since	
nd that I am normally resident in this Constituency.	
Pated this	
Applicant.	
<i></i>	

^{*} Delete whichever is inapplicable.

2. (Form F - Third Schedule)

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37 AND

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

APPLICATION TO VOTE BY POST

Made the 31st day of May 1985.

R. M. HUNT.

Civil Commissioner.

Ref. LEC/20/8.

The Constitution (Registration of Electors) (No. 2) Regulations 1985

ARRANGEMENT OF REGULATIONS

Regulation

- 1. Citation and commencement.
- 2. Regulations to be read as one with Constitutional Regulations No. 1.
- 3. Calculation of periods of residence.

The Falkland Islands Constitution Order 1985

The Constitution (Registration of Electors) (No. 2) Regulations 1985

No. 2 of 1985.

In accordance with paragraph 2 of Schedule 3 to the Falkland Islands Constitution Order 1985 the Civil Commissioner makes the following Regulations—

I. These Regulations may be cited as the Constitution (Registration of Electors) (No. 2) Regulations 1985 and shall come into force on the 1st day of July 1985.

Citation and commence-

- 2. These Regulations shall be read as one with the Constitutional (Registration of Electors) (No. 1) Regulations 1985 (hereinafter referred to as the "Registration Regulations").
- Regulations to be read as one with Constitutional Regulations No. 1.
- 3. In calculating the periods of residence referred to in Regulation 6(1)(c) of the Registration Regulations any absences of a person from the Falkland Islands for an aggregate period of six months or less in—

Calculation of periods of residence.

- (a) any calendar year in the case of the aggregate period of five years or more; and
- (b) the qualifying period;

shall not be taken into account.

Made this 21st day of June 1985.

R. M. HUNT, Civil Commissioner.

Ref. LEG/10/54.



THE FALKLAND ISLANDS GAZETTE

(Extraordinary)

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Vol. XCIV

16 JULY 1985

No. 9

Legislative Council Elections Ordinance Cap 37

REGISTERS OF ELECTORS

In accordance with the Legislative Council Elections Ordinance Cap 37 and the Constitutional (Registration of Electors) Regulations 1985 the Registers of Electors for the Stanley Constituency and the Camp Constituency are published in this Gazette. Any person who wishes to apply to have his name inserted in or have a name removed from the register of electors for a Constituency must apply to the registration officer of that Constituency within 10 days of the date hereof.

The Registration Officers are —

Stanley Constituency Sharon Halford

CAMP CONSTITUENCY

Kenneth William Halliday or his deputy Adrian Henry Frederick Newman.

STANLEY ELECTORAL AREA

REGISTER OF ELECTORS

1	Adams, Marjorie Rose	59	Betts, Shirley Rose
2	Alazia, Albert Faulkner *	60	,, Terence Severine
3	,, Charles	61	Biggs, Alastair Gordon
4	" Fra Rosa	62	" Basil William *
5	" Freds	63	Rotty Iosophino
6	Frada Evolyn	64	Clauses Casuca *
7		65	
- (,, Hazel		" Edith Joan
8	"Henry John	66	,, Frances
	" James Andrew	67	,, Hilda Evangeline *
10	,, Maggie Ann *	68	,, Irene Mary
11	" Thora Lilian *	69	"Kathleen Frances *
12	" Yvonne	70	" Leslie Frederick
13	Aldridge, Caroline Mary	71	" Madge Bridget Frances *
14	Kannath John	72	" Michael Elfed
15	Allan, Erwin	73	Poton Inlian Racil
16	Daganania	74	Binnie, Albert Frederick *
17	Almonacid, Gladys Mabel	75 76	,, Malcolm George Stanley
18	Ampuero, Vera Susan	76	Blackley, Candy Joy
19	Anderson, Eddie *	77	" Charles David *
20	" Edward Bernard *	78	,, Hilda
21	,, Elizabeth Nellie *	79	" Janet Agnes Mary *
22	,, Gertrude Maud *	80	" John David
23	Gloria	81	Blizard, Lawrence Gordon *
$\frac{24}{24}$	Heaton Christian *	82	Blyth, Agnes Ruth *
	• •	83	- , -
25	,, Helen		" Alfred John *
26	,, John *	84	" Hilary Maud
27	" Ludvick Riley *	85	,, John
28	" Mildred Nessie *	86	Bonner, Donald William
29	" Richard Louis	87	" Nicholas
30	Ashley, Nora Phyllis *	88	Paul Rodoviole
31	Ashworth, Glennis	89	Timothy *
32	Mulcolm	90	Vara Ann
33	Bagnall, Harry *	91	
			,, Vera Joan
34	,, Iris	92	,, Violet *
35	Barnes, Ernest *	93	Booth, Jessie *_
36	" Molly Stella	94	" Joseph Bories *
37	" Sigrid Geraldine Wells	95	,, Mary *
38	Baylis, Frances Mary	96	" Myriam Margaret Lucia
39	,, Jeremy Peter	97	Change Alfred *
40	Bennett, Harold *	98	Bound, Graham Leslie
41	I and Change Continueda #	99	Joan
42	Berntsen, Iain Kenneth	100	Bowles, Haley Trina *
43	,, Jeanette	101	" Norma Evangeline
44	,, Kathleen Gladys *	102	,, William Edward
45	" Lavina Maud *	103	Bragger, Edward Laurence
46	,, Mary Anne Margaret	104	,, Olga
47	Olof Christian Alexander	105	Braxton, Thomas Nathaniel John *
48	" Raymond	106	Browning, Althea Maria
49	, William Alexander	107	Paniamin *
	,,		" Benjamin *
50	" William Blyth *	108	" Edwina
51	Bertrand, Catherine Gladys *	109	" James Samuel *
52	,, Cecil William Wickham *	110	,, Rex *
53	Betts, Alan Sturdee *	111	,, Richard William
54	Danald William	112	Trovon Ognoth
55	Tilon Almo *	113	Buckett, Ronald Peter
	George Winston Charles	114	
56	,, George Winston Charles		,, Steven Thomas
57	" Melody Christine	115	Buckland, Charles Ronald
5 8	,, Rosa Magaly	116	Bundes, Robert John Christian *

^{*} NOT LIABLE TO SERVE AS A JUROR.

117	Burns, Iola Winnifred Mary *	182	Clifton, Valerie Ann
118	" Mary Anne *	183	Coutts, Carolynne
119	Burston, Jeannie Paulina	184	,, Charles
120	Buse, Franz John	185	,, Charles Lindsay
121	Butcher, Michael George	186	,, John
122	,, Trudi	187	" Lindsey Olga *
123	Butler, Elsie Maud *	188	,, Malvina Mary
124	" Frederick Lowther Edward	189	,, Olga
	Olai *	190	,, Peter
125	"George Joseph	191	" Stephanie Ann
126	,, Joan May	192	Davies, Anthony Warren
127	" Lawrence Jonathan	193	,, Jacqueline Nancy
128	,, Margaret Orlanda *	194	Davis, Dorothy Wilhelmina *
129	,, Orlanda Betty	195	" Lena Victoria *
130	Cantlie, Sheila Muriel *	196	Dickson, Caroline Christine Bird *
131	Card, Denise	197	Douse, Bronwen Vaughan
132	Carey, Anthony Michael	198	Duncan, Alice Florence *
133	,, Gladys	199	" Doreen
134	" Mary Ann Margaret *	200	,, Joan Ellen
135	,. Michael Raymond	201	" William *
136	,, Terence James *	202	Edwards, Norma
137	,, Trudi Ann	203	Emsley, David Smith
138	Cartmell, Frederick James	204	Etheridge, Alice Mary
139	" Sarah Matilda *	205	" Georgina Bond *
140	Castle, David	206	,, William Arthur
141	, Isobel	207	Evans, Derek Stanley
142	Chater, Annie	208	,, Gladys Alberta
143	, Anthony Richard	209	" Griffith Owen *
144	Cheek, Frederick John *	210	" Michael David *
145	, Gerald Winston	211	Eynon, Carol
146	,, Janet Linda	212	, David John
147	" John Edward "	213	Fairfield, Bonita Doreen
148	,, Marie	214	" James Steven
149	Clarke, Andrew Joseph	215	Faria, Mary Ann
150	., Camilla Marie	216	" Paul *
151	" David James	217	Felton, Isabella Violet
152	,, Derek Simon	218	"Roy
153	" Doreen	219	,, Violet Regina Margaret
154	" Frederick Thomas	220	" Walter Arthur *
155	" Gwynne Edwina	221	Ferguson, Ethel Mary *
156	., Ian	222	Finlayson, Charles John *
157	" Jane Lucacia *	223	"Hugh *
158	., Jeanette	224	
159	,, Kathleen Gay	225	
160	" Martin James	226	" Phyllis
161	,, Marvin Thomas	227	"Robert Hugh
162	" Michael Jan	228	
163	,, Ronald John	229	
164	, Rudy Thomas	230	" Theodore Clovis *
165	Tundi Ann	231	
166	Clasen, Mally	232	,, Cherry Rose
167	Clausen, Frederick James *	233	,, David
168	Clement, Dorothy Maise *	234	
169		235	,, Elizabeth Harriet
170	· · · · · · · · · · · · · · · · · · ·	236	,, James Edward *
171	Danline Harriet *	237	
172	Emily Ellen *	238	
173	Lily Catherine *	239	"Robert
174	Stanley William *	240	Freeman, Carl Francis
175	William Harold *	241	"Dianne May
176		242	
176	Danwin Lewis	243	Gilbert, Judith Elizabeth
178	Lossia Kinily Jane *	244	
179	Loonard	245	
180	Stanhan Peter	246	Peter Bernard
181	Thora Janeene	247	
101	" I nora vancene		

	0 1 D 11 B 1 1 1 #	0.40	* 1
248	Gooch, Dudley Frederick *	313	Jacobsen, Alistair
249	Goodwin, Colin Valentine	314	Jaffray, Angus
250	" Dorothy Idina *	315	" Estell Anita
251	,, June Elizabeth	$\frac{316}{217}$,, Helen Rose
252	" June Rose Elizabeth	$\frac{317}{318}$	" Stephen James
253	,, Kathleen Edith Marguerite*		,, Tony ,, William *
254	,, Laurence Henry Lena Isobella Helena *	$\frac{319}{320}$	Johnson, Howard William *
255	<i>"</i>	$\frac{320}{321}$	Kannoth John
256	" Margaret Ann " Michael Sturdee	321	,, Stanley Howard *
257	**	323	Stanlar Daton
258	,, Robin Christopher	324	,, Stanley Peter ,, Violet Alberta *
259	" Una " William Andrew Nutt	325	y totel Attortia
260		$\frac{323}{326}$	Jones, Albert Charles *
261	Goss, Elizabeth Rose ,, Grace Elizabeth *	$\frac{320}{327}$	" John Hugh Wieland David
262		$\frac{327}{328}$,, Michael David ,, Michelle *
263	" Simon Peter Miller		• •
264	,, William Henry (Snr.) *	329	,, Sheila Janice
265	Gould, Arthur William	330	Keenleyside, Charles Desmond (Snr.)*
266	Grant, Leonard John *	331	" Charles Desmond (Jnr.)
267	,, Mildred *	332	" Dorothy Maud *
268	Hadden, Alexander Burnett	333	" Manfred Michael Ian
269	" Sheila Peggy	334	" Nanette Barbara
270	Halford, Rodney John	335	" Susan Noreen
271	", Sharon *	3 36	Kenny, Erling
272	Halliday, Evelyn Edna	337	Kiddle, Malvina Thelma
273	,, Jane Christina *	338	"Peter *
274	" John Arthur Leslie"	339	" Robert Karl
275	,, John Henry *	340	King, Anna Constance Eve
276	,, Leslie John *	341	" Desmond George Buckley *
277	" Mahal *	342	" Gladys Evelyn *
278	Managarat Many	343	Vanatta
279	Raymon	344	Doton Thomas *
280	Hansen, Douglas John	345	Dalasa Lilia
	Kova Kligobath	346	Vomon Thomas *
281	**		**
282	" Terence Darwin	347	Kryszczak, Stanislaw *
283	Hardy, Douglas Morgan	348	Laffi, Kathleen Mary
284	Harris, Christopher James *	349	Lang, James
285	" Heather	350	" May Malyina
286	" Jill Yolanda Miller	351	" William Frank
287	" Leslie Sidney	352	Larsen, Ellen
288	" Michael Ronald	353	" Margaret Anne *
289	,, Ralph Aaron *	354	Lee, Alfred Leslie *
290	Harvey, James Claude *	355	" Derek William
291	" Muriel Elsie Elizabeth	356	,, Elsie Adelaide *
292	Hatch, Albert John	357	,, Gladys
293	Heathman, Albert Stanley Kenneth *	358	,, James Leslie
294	Malaslas kaith	359	,, Trudi Dale
295	Violet *	360	Livermore, Anton *
296	Hewitt, Rachel Catherine Orissa *	361	Mania Ann *
		362	" Shelley
297	" Robert John David *	363	
298	,, Sharon Marie		Loftus, Colleen
299	Hills, Heather Margaret*	364	Luxton, Ernest Falkland *
300	" Richard William *	365	" Michael
301	Hirtle, Leonard Lloyd	366	" Nicola
302	" Mary Ann *	367	" Sybil Grace *
303	, Rose Ann Shirley	368	" Winifred Ellen
304	" Sandra May Winifred	369	Lyse, Ethel Malvina
305	" en : 1	370	,, George Walter *
306	Wallace Carlinden *	371	" Linda Margaret
307	Hobman, Anilda Marilu	372	Desirald Standes
	Jose *	373	Sudney Russell *
308		374	Macaskill, Jeannette May
309	Howatt, Derek Frank	375	Lobo
310	,, Enid		**
311	Howe, Alison Delia	376	,, Robert John
312	Humphreys, Winnifred *	377	McBain, Arthur

^{*} NOT LIABLE TO SERVE AS A JUROR

378	McBain, Rhoda Margaret	443	McKay, Neil
379	MacDonald, Vanda Joan	444	" Peter John
380	Malcolm, George *	445	,, Shelley Jane
381	, Velma	446	" Stephen John
382	Maitland, Elizabeth Eve	447	McKee, John *
	Thomas Peter	448	McKenzie, Alice Maude
383		449	, Charles Alexander
384	May, Christopher *	440	
385	,, Heather	450	Albert John
386	" James John	450	McLeod, Archibald *
387	,, William Albert	451	" David
388	Mercer, Christel	452	" Ellen May *
389	Middleton, Brian	453	" Margaret Anne
390	" Caroline *	454	" Michael William
391	"Ellen *	455	McPhee, Grace Darling *
392	" James (2) *	456	" Marjorie May
393	,, James (3) *	457	,, Natalie Marianne *
394	Loon Flign	458	,, Owen Horace *
395	Leonard	459	"Patrick
396	Margaret Wilhelming *	460	Neal, Richard John
397	,, Phillip John	461	Neilson, Barry Marwood
398		462	Managanat
	, Shirley	$\frac{462}{463}$	
399	Miller, Betty Lois *		Newman, Joyce Noreen
400	" Florence Roberta	464	" Marlene
401	" Gaile Marie	465	" Raymond Winston
402	., Philip Charles	466	,, Wilfred Lawrence *
403	"Sidney *	467	Newell, Joseph Orr
404	" Stanley Frank *	468	" Trudi Malvina
405	Milne, Henry Millar *	469	Nutter, Arthur Albert
406	., Madeline Marie Irma *	470	" Josephine Leslie
407	Minto, Graham Stewart *	471	Paul, Sonia Ellen
408	Patrick Andrew	472	Pauloni, Romolo Victorio *
409	Miranda, Augusto *	473	l'eake, Arthur
		474	Clair Linda
410	,, Ramon *	475	Peart, Robert Ernest
411	,, Winifred Dorothy	476	, Rose Louisa
112	Monaghan, Augustine *		
413	Morris, Alana Marie	477	Peck, Beatrice Ena *
414	Morrison, Donald Ewen *	478	"Burned Brian
415	" Fayan	479	" Desmond Douglas Bernard *
416	" Graham Stewart	480	,, Elsie Grace *
417	,, Hyacinth Emily	481	" Evelyn Elizabeth
418	,, John Murdo	482	,, Mary *
419	Mary Ann *	483	" Maureen Heather
420	Mary Killen *	484	,, Patrick William
421	William Roderick Halliday	485	,, Shirley
		486	,, Terence John
422	Mozley, Claudette	487	"Twor
423	Murphy, Bessie *	488	Perkins, Vivienne Esther Mary
124	,, Michael James *	489	Perry, Augustave Walter *
425	McAskill, Susan Blanche *		Routing Appie lane *
426	McBeth, Phyllis Elizabeth Grace	490	
427	McCallum, Bettina Kay	491	,, Christopher *
428	., Christopher John	492	" Hilda Blanche
429	" Elaine Michele	493	" Robert Juan Carlos
430	Ellen *	494	" Stella Margeory *
431	" Jack	495	" Thomas George
	" Timothy Andrew	496	" Thora Virginia *
432		497	
433	McCormick, Ronald *	498	Tony
434	Suzanne *	499	
435	McGill, Doris Mary *	500	
436	" Glenda		**
437	Ian Peter	501	Place, Denis
438	Len Stanford	502	
139	"Lorraine Iris	503	
440	McKay, James John *	504	
441	Iane Elizabeth **	505	
	Michael John	506	"Evelyn May
442	,, Michael John		

507	Poole, Isabella Jane *	572	Smith, Martyn James
508	,, Nancy Margaret	573	,, Paulette Rose
509	Raymond John	574	,, Peter Lars
510	William John	575	" Sidney Frederick
511	Porter, Brian Charles	576	Torongo (Logues
512	Charles	577	Violet Catherine *
	" Diana Anita Patricia	578	Sollis, Sarah Emma Maude *
513	11	579	Sornsen, George Albert *
514	,, Jean Lavinia		
515	" William Kenneth	580	James Winston
516	Reeves, Cheryl Rose	581	Spall, Christopher Richard *
517	" Ronald James	582	Spinks, Alexander
518	Reid, Colleen Rose	583	" Malvina Ellen
519	,, Reynold Gus	584	Spraggon, Daniel Martin *
520	Reive, Ernest *	585	Spruce, Helena Joan
521	" Roma Endora Mary *	586	,, Terence George
522	,, Terence	587	Stacey, Lilian Clara *
523	Rendell, Phyllis Mary	588	Steen, Emma Jane *
524	Roberts, Laura May	589	" Gail
525	Potor James *	590	Varmon Robert
	, William Henry *	591	Stephenson, James
526		592	Loop Manganat
527	Robson, Gerard Michael		,,
528	" Miranda Gay	593	,, Zachary *
529	" Phyllis Ann	594	Stewart, Carol Ellen Eve *
530	" Raymond Nigel	595	,, David William *
531	" Violet Malvina Emily *	596	,, George Alexander *
532	Ross, Carol Wendy	597	" Hulda Fraser
533	"Glenn Stephen *	598	" Jacqueline Mary *
534	,, Janet *	599	" John
535	" Lachlan Neil	600	" Keith Gordon *
536	Rowlands, Catherine Anne	601	" Phyllis Marjorie
537	Daisy Malvina	602	Robert
	", Harold Theodore *	603	Robert William
538	" John Richard	604	Sulvin Rosa
539		605	Vyonna Malvina
540	,, Neil *		
541	Rozee, Betty	606	Strange, Ian John
542	" Derek Robert Thomas *	607	" Maria Marta
543	,, Philip Henry	608	Summers, Brian
544	Sarney, Harry *	609	" Dennis David
545	Shedden, James Alexander	610	" Derek Raymond
546	Short, Andrez Peter	611	" Edith Catherine
547	" Celia Soledad	612	" Gloria Jane
548	Charles William	613	" Iris Blanche
549	Emily Christina	614	" Irvin Gerard
550	Florence Mary *	615	,, Judith Orissa
551	Frederick John *	616	Michael Kenneth
552	", Gavin Phillip	617	Nigal Clive
		618	Owen William
553	" John George Archibald *	619	" Pam Kllen
554	" Lisa *	620	,, Pamela Rosemary Cheek
555	" Montana Tyrone		
556	" Peter Robert	621	" Rowena Elsie
557	" Philip Stanley *	622	" Sheila
558	,, Rose Stella	623	" Sylvia Jean
559	,, Vilma	624	" Sybella Catherine Ann
560	Smith, Andrew John *	625	,, Terence
561	Anva *	626	"Tony
562	Colin David	627	" Veronica
	" Derek	628	William Edward *
563	**	629	Thain, John *
564	" Eric	630	Thom, Alison *
565	" Hannah Caroline *		David Anderson
566	" Ileen Rose	631	Dougthy Ivana
567	", Janice	632	,, Dorothy Irene
568	,, James Stanley *	633	,, Norma Ann
569	" Jeremy Gordon	634	Thompson, William John *
570	" Joan Lucy Ann	635	Turner, Alva Ynonne
571	John	636	" Celia Joyce
011	,, 90m		

^{*} NOT LIABLE TO SERVE AS A JUROR

637	Turner, Melvyn George	647	Watts, Ada Mabel *
638	Vidal, Eileen Nora	648	" Patrick James
639	Wallace, Fraser Barrett	649	White, John Wright *
640	, Lillian	650	, Kathleen Elizabeth
641	,, Stuart Barrett	651	Whitney, Catherine Margaret
642	Watson, Catherine Wilhelmina		Rebecca *
	Jessie *	652	" Frederick William
643	" Hannah Maude *	653	,, Susan Joan
644	" Louis James *	654	Williams, Charlotte Agnes
645	,, Paul *	655	" Eugene
646	,, Robert Muir	656	" Marlene Rose Elizabeth
646	Robert Mair	656	TALL TO TOUR !!!

^{*} NOT LIABLE TO SERVE AS A JUROR

STANLEY POSTAL VOTERS

	Anderson, Gertrude Maude Ashley, Nora Phyllis		Goodwin, Lena Isobella Helena Halliday, Jane Christina
	Bertrand, Cecil William Wickham		" John Arthur Leslie
68	Biggs, Irene Mary	324	Johnson, Violet Alberta
71	,, Madge Bridget Frances	430	McCallum, Ellen
170	Cletheroe, Albert Richard		Peck, Mary
171	,, Daphne Harriet		Smith, Hannah Caroline
172	,, Emily Ellen		Stacey, Lilian Clara
174	" Stanley William	634	Thompson, William John

CAMP ELECTORAL AREA

REGISTER OF ELECTORS

			O) 1 m 1 1
1001	Alazia, Anthony Henry	1061	Clarke, Terence John
1002	" Dorothy Fay	1062	Clasen, Clarvis Edward
1003	,, George Robert	1063	Clausen, Denzil
1004	Michael Robert	1064	, Henry Edward
1005	Stuppt John	1065	Cletheroe, Kenneth Stanley
		1066	Clifton, Doreen
1006	Aldridge Brian George	1067	
1007	" Olive Elizabeth		,, Terence Charles
1008	" Thomas George †	1068	Cockwell, Grizelda Susan
1009	Anderson, Jenny	1069	" John Richard †
1010	" Margaret Catherine	1070	Coutts, Alexander †
1011	Marina Rosa	1071	" Frederick George
1012	Vigol	1072	Davis, Aase
	, Reginald Stanford	1073	11 , TT
1013		1074	Misio Gladye Margaret +
1014	", Ronald		
1015	" Tony James	1075	" Nicholas †
1016	Barnes, Deirdre	1076	" Raymond †
1017	,, Marie	1077	" Reginald John
1018	" Marshall	1078	,, Violet
1019	Traver Marshall +	1079	" William James
1020	Barton, John David †	1080	William John +
		1081	Vone
1021	Beattie, Betty		
1022	" Thomas George	1082	Dearling, Leo Alexander †
1023	Berntsen, Arena Janice	1083	Dickson, Doreen
1024	"Benjamin John †	1084	" Gerald William
1025	" Diana Mary †	1085	" Iris
1026	Ellan Rosa	1086	,, Ronald Edward
1027	John Alaxandan	1087	Dobbyns, Jeannie Lilian Mary
	, Kenneth Frederick	1088	n Timothy John
1028	_		
1029	" Leon	1089	Donnelly, Daniel
1030	,, Pamela Margaret	1090	" Joyce Elizabeth
1031	Betts, Arthur John †	1091	Duncan, Avis Marion †
1032	" Bernard Keith	1092	" James Alexander †
1033	Cruil Savanina +	1093	, Peter Ree Howard
	Hanningth Posite 4	1094	Dunford, David Philip
1034		1095	Evans, Olwyn Carol
1035	,, Irene Marion		
1036	Billett, Leslie William	1096	Raymond
1037	Binnie, Horace James †	1097	Fairley, John
1038	,, Linda Rose	1098	Felton, Anthony Terence
1039	Ronald Eric +	1099	Ferguson, Finlay James
1040	Rosa Holan +	1100	" Robert John
		1101	Rose
1041	Birmingham, John	1102	, Thelma
1042	" Susan Jane		
1043	Blackley, Maurice	1103	Findlay, Carrie Madeline Helen
1044	Blake, Anthony Thomas †	1104	"Gerald
1045	" Lionel Geoffrey †	1105	Finlayson, Barry Donald
1046	Tndayr Pag	1106	,, Iris Heather
1047	Caller Courses for	1107	Nail Roderick
		1108	Ford, Charles David
1048	Bonner, Avril Margaret Rose		Colin Stewart
1049	" Keith James	1109	,,,
1050	", Simon	1110	" Colleen Mary
1051	" Susan Anne	1111	,, David
1052	Browning, Gavin	1112	" Fanny Davidson
	, Kelvin	1113	Frederick James
1053		1114	Hazal
1054	Buckett, Roy Peter †		
1055	Cartmell, Andrew Nutt	1115	" John
1056	Chandler, Ann Beatrice	1116	" Leonard †
1057	,, Edward	1117	" Marilyn Christine
1058	Clarke, Fiona Alison	1118	" Neil Fraser †
		1119	" Panalona Rosa
1059	,, Hector		Forster, Gwyneth May
1060	"Kathleen Joyce	1120	I Olucia of a literal rest.
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Jennings, Mary Ann Helen
      Forster, James
                                           1184
1121
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      Gleadell, Ian Keith
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               Marklin John †
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                                                           Carl
                                                  Kilmartin, Kevin Seaton
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               Mavis Marie
                                           1188
      Goodwin, Bert Samuel †
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                                           1189
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                                                  Knight, Nigel Arthur
                Douglas Sturdee †
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                Emily Rose
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                Hazel Rose
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                Mandy Hazel †
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                                                         Sandra Shirleen
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                Neil Alexander William †
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      Gray, David Edward
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       Halliday, Joyce Isabella Patience
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                Kenneth William
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                                                           William Robert †
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               Susan Ann †
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       Harvey, Beatrice Louisa Catherine
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               Valerie Ann
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                Peter Dennis
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       Heathman, Ailsa
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                 Ewart Tony
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       Hewitt, David George
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                                                    Middleton, Dennis Michael
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               Gary George
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               Margaret Ann †
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                                                    Miller, Betty
       Hirtle, Anthony
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              Doris Linda
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              Fenton
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       Hughes, Albert
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               Eileen Mary
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       Hutton, Elizabeth Isabella
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               Philip
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                                                    Minto, Alistair Daen
                                             1238
               Eileen
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                                                    Molkenbuhr, Claudio Eugenio
                                             1239
               Elliott Jessie
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                                                    Morrison, Doreen
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1177
               Ian
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                                                              Eric George
                                             1241
               Janet †
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                                             1242
               John
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                                                              Jacqueline Denise Anita
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               John Willie
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               Kenneth Ian †
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                                                              Kathleen Iris
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               Robin George
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Peck, Paul
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       Morrison, Lena
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                 Leslie Theodore Norman
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                                                              Carol Joan
                 Lewis Ronald
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                 Michael John
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                                                              Terence
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                 Muriel Eliza Ivy †
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                 Nanette Rose
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                                                     Pole-Evans, Anthony Reginald †
                 Susan Margaret
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                                                                  David Llewellyn
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                 Violet Sarah
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       McCallum, James
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                                                                  Suzan
       McCormick, Pauline Margaret Ruth
McDonald, Colin George
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                                                                  William Reginald
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                                                     Poole, Ella Josephine †
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                  Irene
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                                                          Steven Charles
       McGhie, Roy
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                                                      Porter, George
       McGill, Gary
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                                                            Joan
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               Robin Perry
                                              1325
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                                                     Robertson, Ann
       McKay, Christine †
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                                                                Peter Charles
                                              1327
               Clara Mary †
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                                                     Robson, Gladys Mary
                Ellen Rose
                                              1328
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                                              1329
                                                              Louis Michael
                Frazer Roderick
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                                                     Ross, Odette Ellen May
                Heather Valerie
                                              1330
1269
          "
                                                           Marie
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               Ian Roderick
                                              1331
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                                                           Roy
               Isabella Alice
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               John Roderick
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                                                     Rozee, Ronald David
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1273
               Josephine Ann
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                                                     Sackett, Jacqueline †
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               Kenneth Andrew
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                                                             Michael John Carlos
                                              1336
               Paul Anthony
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                                                     Shepherd, Ramsey
                                              1337
               Rex
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                                                     Short, Arthur Richard †
1277
               Richard
                                              1338
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                                              1339
                                                            Christina Ethel
               Rosie Louisa Grace †
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                                                            Donald Robert Gordon
               William Robert †
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       McLeod, Albert John
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                                                            Isobel Rose
                                              1342
                Donald Henry
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                Isabella Diana Frances
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                Janet Wensley
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                                                            Robert George
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                Madeleine Jean
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                                                     Sinclair, Simon Keith
                                              1347
                Robert
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                                                     Smith, Andrew John †
                Sarah Rose
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                                                             Anna 🕇
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       McMullen, June
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                                                             Anthony David
                                              1350
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                  Tony
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                                              1351
                                                            David
       McPhee, Kenneth John †
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                                                       77
                                                            Francis David
                                              1352
                June Iris
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                                              1353
                                                            Frederick George Peter
       McRae, David Michael
1292
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                                                            George Patterson
               Gloria Linda
1293
                                                       "
                                                            Gerard Alexander
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1294
               Marlaine
                                                       "
               Richard Winston
                                              1356
                                                            Gwenifer May
1295
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          ;
              Robert George Hector
                                              1357
                                                            Heather
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                                                            Jenny Lorraine
                                              1358
1297
       Napier, Lily
                                                       "
                                                            Margaret Mary †
                                              1359
              Roderick Bertrand
1298
                                                       "
                                                            Michael Edmund
                                              1360
       Newman, Adrian Henry Frederick
1299
                                                       ,,
                                                            Norah Kathleen
                                              1361
                Clive Alexander
1300
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                                                            Osmond Raymond †
                Dorothy Elizabeth †
                                              1362
1301
                                                       "
                                                            Robert William
                                              1363
                Dwenda Rose
1302
                                                       "
          "
                                                            Robin Charles
                                              1364
1303
                 Rebecca Dickson
                                                     Stephens, Richard James
                                              1365
       Nightingale, Charlene
1304
                                              1366
                                                               Toni Donna
                   Peter Richard
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                                                     Stewart, George Nathaniel
                                              1367
       Parrin, Norman George †
1306
                                                              Robert William †
                                              1368
       Peck, Christine †
1307
                                                     Thompson, George Henry †
                                              1369
            Davina Margaret
1308
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1370	Thorsen, David Moller †	1378	Whitney, Dennis
1371	Gloria Penelope	1379	" Henry Leslie †
1372	Turner, Arthur Leonard Pitaluga †	1380	" Keith
1373	" Diana Jane	1381	" Lana Rose
1374	,, Ronald	1382	,, Leona Ann
1375	Watson, Glenda Joyce	1383	,, Patrick George
1376	" Neil	1384	Wilkinson, David Clive Walter
1377	Whitney, Agnes Katherine †	1385	" Rosemary

[†] Not liable to serve as a Juror.



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. XCIV

29 JULY 1985

No. 10

Appointments

Eric Smith, Clerk, Public Service, 1.5.85.

Alex Gordon Smith, Roads Superintendent, Public Works Department, 19.7.85.

Mrs Jean Waddell Smith, Head Teacher, Infant/Junior School, Education Department, 19.7.85.

Acting Appointments

Dr David John Edwards-Moss, M.B., B.S., Acting Chief Medical Officer, Medical Department, 18.6.85-22.7.85.

David Robson, Acting Director of Public Works, Public Works Department, 26.7.85.

Resignations

Mrs Sandra Clifton, Secretary, Justice Department, 10.7.85.

Miss Kathy Patric, Assistant Teacher, Education Department, 11.7.85.

Robert Michael Pomfret, Assistant Teacher, Education Department, 17.7.85.

NOTICES

No. 23.

24th July 1985.

The findings of the Cost of Living Committee for the quarter ended 30th June 1985 are published for general information —

Quarter ended

Percentage Increase over 1971 prices

30th June 1985

383.42%

2. Hourly paid employees in Stanley qualify for an increase of 3p per hour with effect from 1st July 1985.

Ref. INT/2/2.

Notice of Publication

THE FALKLAND ISLANDS CONSTITUTION ORDER 1985 S.I. 1985 No. 444 (Supplement, Falkland Islands Only)

Overseas subscribers may obtain copies from Her Majesty's Stationery Office, 49 High Holborn, London WCIV 6HB (Price £4.50)

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance I hereby appoint —

CORPORAL JOHN PHILIP MORRIS, R.A.F.,

to be a temporary Customs Officer with effect from the 11th April 1985 until 12th August 1985.

L. J. HALLIDAY, Collector of Customs.

Notice is hereby given that MR. ATILIO SUGUNDO LAFFI of Stanley, Falkland Islands, is applying to the Civil Commissioner for naturalisation, and that any person who knows any reason why naturalisation should not be granted should send a written and signed statement of the facts to the Government Secretary at the Secretariat, Stanley, Falkland

Ref. LEG/10/19H.

In the Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE

(Cap. 1)

IN THE MATTER OF Betty Marie Molkenbuhr, deceased of Murrell Farm, Falkland Islands, who died at London, United Kingdom on the 30th day of May 1985, intestate.

WHEREAS Claudio Eugenio Molkenbuhr has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. HALFORD,
Acting Registrar.

Stanley, Falkland Islands. 5th July 1985. PRO/4/85.

PROCLAMATION

No. 2 of 1985

IN THE NAME of Her Majesty ELIZABETH II, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

By HIS EXCELLENCY SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner for the Colony of the Falkland Islands and its Dependencies.

WHEREAS by Section 26 (1) of the Falkland Islands Legislative Council Orders 1948 to 1977 it is provided that the Governor may at any time prorogue or dissolve the Legislative Council.

AND WHEREAS Section 7 (1) (b) of the Falkland Islands and Dependencies (Interim Administration) Order 1982 provides that the functions of the office of Governor shall vest in and be exercisable by the Civil Commissioner.

Now, THEREFORE, I, SIR REX MASTERMAN HUNT, do HEREBY DISSOLVE the Legislative Council on the 6th day of September 1985.

GIVEN under my hand and the Public Seal this 19th day of July in the year of Our Lord One Thousand Nine Hundred and Eighty Five.

LS

R. M. HUNT, Civil Commissioner.

GOD SAVE THE QUEEN

CUSTOMS ORDINANCE (Chapter 16)

Resolution of the Legislative Council

No. 8 of 1985.

RESOLVED by the Legislative Council under Section 5 of the Customs Ordinance, on the 3rd day of July 1985, as follows—

- 1. That the Customs Order No. 6 of 1948 be amended by the substitution for paragraph 2 thereof of the following
 - "2. The following import duties of customs shall be payable —

Iten	1		Article						Rate of Duty.
1.		ale, perry, p all kinds		uce, c	ider and	stouts	рег	litre	.13
2.		s — isky, gin, r rituous liqu				other	per	litre	£5.28
3.	Wines Still	— wines, spai	rkling wir	ies and	champag	¦пе	per	litre	.34
4.	Vermo	uth, sherry	and port				per	litre	.41
5.	Товас	co —							
	(a)	Cigars				***	per	kilo	£20.27
	(b)	Cigarettes			***	***	per	kilo	£14.66
	(c)	Tobacco		***	***	***	per	kilo	£13.33'

2. This Resolution may be cited as the Customs (Amendment of Import Duties) Resolution 1985 and shall come into force on the 3rd day of July 1985.

P. T. KING,

Clerk of Councils.

Ref. CUS/10/1.

ROAD TRAFFIC ORDINANCE

(Chapter 60)

Resolution of the Legislative Council

No. 9 of 1985.

RESOLVED by the Legislative Council under Section 4 of the Road Traffic Ordinance on the 3rd day of July 1985, as follows—

- 1. That Section 4 of the said Ordinance be amended by the substitution in that Section of the sums £6, £15, £24 and £1.50 for the sums £4, £10, £16 and £1 respectively.
- 2. This Resolution may be cited as the Road Traffic (Increase of Road Duties) Resolution 1985 and shall come into force on the 8th day of July 1985.

P. T. KING,

Clerk of Councils.

Ref. POL/10/5.

R. M. HUNT, Civil Commissioner.



No. 4



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To provide for the service of the year 1985-86.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation.

- 1. This Ordinance may be cited for all purposes as the Appropriation (1985-86) Ordinance 1985.
- Appropriation of £6,679,640 for the service of the year 1985/86.
- 2. The Civil Commissioner may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1985 to 30th June 1986, a sum not exceeding Six Million, six hundred and seventy-nine thousand, six hundred and forty 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 1985/86.

SCHEDULE

Number	HEAD OF SERVI	CE		£
100	Aviation			470,750
150	Posts and Telecommunicat	ions		527,020
200	Medical and Dental			400,090
250	Education and Training			485,290
300	Customs and Harbour			124,320
350	Public Works			2,319,460
390	Fox Bay Village			26,560
400	Agriculture			56,630
450	Justice			59,040
500	Military			47,050
550	Police and Prisons .		1-4-4	81,850
600	Secretariat, Treasury and	Central Sto	re	380,470
650	Pensions and Gratuities .			92,610
700	Social Welfare		***	146,600
750	Civil Commissioner .			74,180
800	Legislature			25,810
850	Falkland Islands Governm	ent Office		84,240
860	Agricultural Research Cen	tre		66,520
870	Transfer to Development	Fund		100,000
900	Income Tax Refunds .			20,000
	Total Ordinal	RY EXPEND	ITURE	5,588,490
950	DEVELOPMENT			
951	Expenditure to be met fro	m Local F	unds	616,150
952	Expenditure to be met fro			475,000
	Тот	al Expend	OITURE	£ 6,679,640

Ref. TRE/14/22.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

The Supplementary Appropriation (1980-1984) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation.
- 2. Appropriation of excess expenditure for the years 1980-1981, 1981-1982, 1982-1983 and 1983-1984.

Schedule

R. M. HUNT, Civil Commissioner.



No. 5



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To allow and confirm certain expenditure incurred in the years 1980-81, 1981-82, 1982-83 and 1983-1984.

WHEREAS expenditure was necessarily incurred during the financial years 1980-81, 1981-82, 1982-83 and 1983-84 on certain services although not provided for in the relevant Appropriation Ordinances for the said financial years.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

- 1. This Ordinance may be cited for all purposes as the Citation. Supplementary Appropriation (1980-1984) Ordinance 1985.
- 2. (1) The expenditure referred to in subsection (2) and not provided for or fully provided for by the
 - (a) Appropriation (1980-81) Ordinance 1980;
 - (b) Appropriation (1981-82) Ordinance 1981;
 - (c) Appropriation (1982-83) Ordinance 1982;
 - (d) Appropriation (1983-84) Ordinance 1983;

is hereby allowed and confirmed.

- (2) The expenditure referred to in subsection (1) is —
- (a) the expenditure during the financial year 1980-1981 on the services and for the sums in respect thereof amounting in all to £398,606 set out in Part 1 of the Schedule;
- (b) the expenditure during the financial year 1981-1982 on the services and for the sums in respect thereof amounting to £3,808 set out in Part 2 of the Schedule;
- (c) the expenditure during the financial year 1982-1983 on the services and for the sums in respect thereof amounting to £837.416 set out in Part 3 of the Schedule;

Appropriation of excess expenditure for the years 1980-1981, 1981-1982, 1982-1983 and 1983-1984.

(d) the expenditure during the financial year 1983-1984 on the services and for the sums in respect thereof amounting to £1,327,614 set out in Part 4 of the Schedule.

SCHEDULE PART 1 1980-1981

Number	HEAD OF SERVICE		AMOUNT
	FALKLAND ISLANDS		£
I.	The Governor		 118
III.	Aviation		 58,624
IV.	Customs & Harbour		 99
VI.	Medical		 29,945
IX.	Miscellaneous		 20,666
X-	Pensions		 29,025
XII.	Posts & Telecommunications		 31,73
XIII.	Public Works		 23,954
XIV.	Public Works Recurrent		 2,698
XVI.	Secretariat, Treasury & Central Store		 33,693
XIX.	Supreme Court & Legal		 10,624
	Ordinary Expenditure		 £242,067
	DEVELOPMENT 'A'		
	Expenditure to be met from local funds		 156,539
	Т	OTAL	 £398,606

Part 2 1981-1982

Number	HEAD OF SEI	RVICE			AMOUNT
	FALKLAND IS	LANDS			
					£
IX.	Miscellaneous		3.75	***	746
XII.	Posts & Telecommunications	***	***	***	3,062
					£3,808

PART 3 1982-1983

Number	HEAD OF SERVICE					AMOUNT
	FALKLA	ND I	SLANDS			
						£
I.	The Governor					2,696
III.	Aviation					83,610
χ.	Pensions & Gratuities		• • •			10,105
XII.	Posts & Telecommunic	ations	•••			35,845
XIV.	Public Works Recurre	nt				158,450
XV.	Public Works Special					42,304
XVIII.	Social Welfare		,			2,042
XIX.	Justice		•••			4,175
	Ordinary Expenditure					£339,227
	DEVELOPMENT 'B'					
	Expenditure to be met	from U	Jnited King	gdom Aid		498,189
			1	OTAL		£837,416

Part 4 1983-1984

NUMBER	Head of Service	AMOUNT
	FALKLAND ISLANDS	
		£
III.	Civil Commissioner	 845
IV.	Customs & Harbour	 1,252
V.	Education	 13,062
VI.	Falkland Islands Government Office	 9,914
X.	Miscellaneous	 3,154
XIII.	Posts & Telecommunications	 20,912
XV.	Public Works Recurrent	 47,888
XVI.	Public Works Special	 244.775
XX.	Training	 110
XXI.	Transfer to Oil Stocks Replacement Fund	 322,000
XXII.	Public Debt Charges	 208,680
	Ordinary Expenditure	 £872,592
	DEVELOPMENT 'B' Expenditure to be met from United Kingdom Aid	 455,022
	Total	 £1,327,614

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref: TRE/14/15, 14/16, 14/18 & 14/19.

The Old Age Pensions (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 3 of 1952.

R. M. HUNT, Civil Commissioner.



No. 6



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Old Age Pensions Ordinance 1952.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commencement.

- 2. The Old Age Pensions Ordinance 1952 is amended —
- Amendment of Ordinance No. 3 of 1952,

- (a) in Section 6 (2) by substituting
 - (i) £2.25 for £2.00 in paragraph (a);
 - (ii) £3.35 for £3.00 in paragraph (b);
 - (iii) £5.60 for £5.00 in paragraph (c);
- (b) in Section 6A (2) by substituting £5.60 for £5.00;
- (c) in Section 6B by substituting the sums £2000 and £500 for the sums £800 and £250 wherever they occur; and
- (d) in the Schedule by substituting the sums £28.50 and £19.00 respectively for the sums £25.50 and £17.00.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

The Non-Contributory Old Age Pensions (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Schedule to Ordinance No. 6 of 1961.

R. M. HUNT, Civil Commissioner.



No. 7



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Non-Contributory Old Age Pensions Ordinance 1961.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Non-Contributory Old Age Pensions (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commencement.

2. The Schedule to the Non-Contributory Old Age Pensions Ordinance 1961 is amended by substituting the sums "£24.50" and "£18" respectively for the sums "£21.50" and "£16" where they occur.

Amendment of Schedule to Ordinance No. 6 of 1961.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. TRE/2/2.

The Labour (Minimum Wage) (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Ordinance Cap 35.

R. M. HUNT, Civil Commissioner.

(LS)

No. 8



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Labour (Minimum Wage) Ordinance Cap. 35.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

1. This Ordinance may be cited as the Labour (Minimum of Wage) (Amendment) Ordinance 1985.

Citation.

2. The Labour (Minimum Wage) (Amendment) Ordinance 1942 shall be amended by —

Amendment of Ordinance Cap. 35.

(a) the repeal of Section 2 and the substitution therefor of —

"Minimum wage.

- 2. (1) The Civil Commissioner may by Order in Council fix the minimum wage for any occupation.
- (2) An Order made in accordance with subsection (1) may fix different minimum wages for the same occupation by reason of
 - (a) the part of the Falkland Islands in which persons are working in such occupation;
 - (b) the number of years in which a worker has been working in such occupation; and
 - (c) the qualifications whether by test or examination (written or otherwise) or completion of apprenticeship of persons working in such occupation.
- (3) An Order made under subsection (1) shall be lawful if it fixes a minimum wage for occupations in general.
- (4) An Order made under subsection (1) may except certain occupations or classes of persons within an occupation from such Order.".

- (b) the substitution in Section 4 of -
 - (i) £500 and £100 for £20 and £5 respectively in subsection (1); and
 - (ii) £100 and £50 for £2 and £1 respectively in subsection (5).
- (c) the substitution in Section 5 (3) of £100 and £500 for £5 and £20 respectively.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. LEG/10/59.

The Education (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 14 of 1967.

R. M. HUNT, Civil Commissioner.



No. 9



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

Sir Rex Masterman Hunt, c.m.g. Civil Commissioner.

An Ordinance To amend the Education Ordinance 1967.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Citation and commence-

1. This Ordinance may be cited as the Education (Amendment) Ordinance 1985 and shall come into force on the 1st day of September 1985.

Amendment of Ordinance No. 14 of 1967.

- 2. The Education Ordinance 1967 is amended —
- (a) in Section 6 by the substitution of the words "full time education at" for the words "education by attending regularly either" in the second line;
- (b) by the insertion of the following section after Section 7 —

"Duty of parents to secure regular attendance of children.

- 7A. (1) If any child fails to attend regularly at a recognised school or classes held by a recognised teacher the parent of the child shall be guilty of an offence against this section.
- (2) In any proceedings for an offence against this section a child shall not be deemed to have failed to attend regularly at the school or classes by reason of his absence therefrom with leave or—
 - (a) at any time when he was prevented from attending by reason of sickness or any unavoidable cause; or
 - (b) on any day exclusively set apart for religious observance by the religious body to which his parent belongs.
- (3) In this section the expression "leave" means leave granted by any person authorised in that behalf by the Superintendent either specifically or generally."

(c) in Section 15 by the substitution for "five pounds", "twenty-five pounds" and "fifty pounds" of "twenty-five pounds", "one hundred and twenty-five pounds" and "two hundred and fifty pounds" respectively.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. POL/10/5.

Road Traffic (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- Amendment of Cap. 60.Schedule.

R. M. HUNT, Civil Commissioner.



No. 10



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Road Traffic Ordinance Cap. 60

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1985 and shall come into force on such day as the Civil Commissioner shall declare by Order published in the Gazette.

Citation and commencement.

- 2. The Road Traffic Ordinance Cap 60 is amended by —
- Amendment of Cap. 60.
- (a) (i) the removal of the full stop at the end of the definition of "Drivers Licence" in Section 2 and the addition of the following to that definition
 - "and such other licence as may be recognised under the provisions of this Ordinance or Regulations made hereunder as permitting a person to drive a motor vehicle.";
 - (ii) the deletion of the words "the Stanley to Darwin Road" from the definition of "Road" in the same section and the substitution for those words of the following—

 "any other street, thoroughfare, highway, lane, court,
 - "any other street, thoroughfare, highway, lane, court, alley, passage or open place declared by the Civil Commissioner by Order in Council to be a road for the purposes of this Ordinance.";
- (b) the repeal of subsections (4), (5), (6) and (7) of Section 3;
- (c) the repeal of subsections (3A) and (3B) of Section 5;
- (d) the substitution in Section 6 (1) of the words "such risks as may be prescribed" for the words "third party risks";

- (e) the substitution for Section 8 (3) of the following "(3) drives a motor vehicle,
 - (a) on a road within the boundaries of Stanley or on any other road designated by the Civil Commissioner by Order in Council as an urban road at a speed greater than twenty-five miles an hour, or
 - (b) on any other road designated by the Civil Commissioner in Council as a restricted road at a speed greater than forty miles an hour or greater than such lower speed as the Civil Commissioner may by Order in Council prescribe for that road;
- (f) the repeal of Section 8 (5);
- (g) the repeal of Section 16;
- (h) the substitution of the following section for Section 18 thereof —

"Regulations.

- 18. (1) The Civil Commissioner by Order in Council may make Regulations providing for
 - (a) the registration of motor vehicles and the division of vehicles into classes for that purpose;
 - (b) the exemption from registration, conditional or otherwise, of any vehicle or class of vehicle;
 - (c) the display on vehicles of
 - (i) prescribed identification marks,
 - (ii) vehicle licences,
 - (iii) any other means of identification of vehicles or the owners thereof;
 - (d) controlling restricting or specifying -
 - (i) the colours of motor vehicles or any specified class thereof, and
 - (ii) special markings to be displayed or carried on motor vehicles or on any class of motor vehicle;
 - (e) the licensing of drivers of motor vehicles;
 - (f) the classes of motor vehicles for which persons may be licensed to drive;
 - (g) the grant of temporary and provisional licences to drive;
 - (h) the testing of persons applying for or holding driving licences;
 - (i) the specification of any countries the holders of driving licences or driver's certificates of which are exempt from the requirements to take a test;
 - (j) controlling or restricting traffic, whether vehicular or pedestrian, including the imposition of one way traffic systems;
 - (k) controlling the driving of motor vehicles and the use of motor vehicles, their equipment and apparatus, including the testing, inspection and weighing thereof for the purpose of ascertaining whether there is or has been a contravention of any provision of this Ordinance;
 - (l) controlling the conduct of persons using motor vehicles and drivers, conductors and passengers including intending passengers on motor vehicles;

- (m) controlling the user of roads and in particular prohibiting either absolutely or during specified hours in the day
 - (i) the driving of any specified type or class of motor vehicle on a road,
 - (ii) the manner in which a motor vehicle of any specified type or class may be used on a road, or
 - (iii) the parking of motor vehicles on a road;
- (n) the arrest of persons who commit offences under this Ordinance:
- (o) controlling charges for the hire of motor vehicles and fares payable by passengers carried therein;
- (p) restricting the number of passengers who may be carried in or on any motor vehicle;
- (q) the granting and cancellation by the Chief Police Officer of permits authorising the use of public service vehicles and other motor vehicles for the carriage of passengers for hire or reward;
- (r) the designation of car parks and their administration;
- (s) the removal from roads, car parks and parking places of motor vehicles, without notice to the owners thereof, which contravene any provision of this Ordinance, and the fees payable in respect of such removal;
- (t) the seizure, impounding and detention for a period not exceeding 2 months of any motor vehicle which has been driven or used in contravention of this Ordinance;
- (u) the disposal by way of sale or otherwise or the destruction of unclaimed motor vehicles which have been seized, impounded or detained pursuant to regulations made under this section;
- (v) road signs and markings and including the observance thereof;
- (w) forms and other documents;
- (x) fees payable for any licence or on any application made under this Ordinance or Regulations made thereunder;
- (y) risks against which insurance shall be taken out;
- (z) the general carrying into effect of the provisions of this Ordinance.
- (2) Any regulations made under subsection (1) may provide that contravention thereof shall be an offence and may provide a penalty thereof not exceeding a fine of £1000 or imprisonment for six months or both."
- (i) the repeal of the fine or fines provided for in each section set out in column A of the Schedule hereto and shown against each such section in column B and the substitution therefor of the fine shown against each such fine in column C of the said Schedule.

SCHEDULE

Α	B Existing Fine			C Substituted Fine	
		£			£
Section 3 (3)		25			100
Section 4 (4)		50			200
Section 4A (5)		{ 20 50		•••	200 1000
Section 5 (7)		50			200
Section 5 (11)		50			1000
Section 6 (1)		50			1000
Section 8 (2) (a)		50 100			1000 1000
Section 8 (3) (4) (6)		5 10		•••	200 1000
Section 9 (1)		50 100	· · ·	•••	1000 1000
Section 12 (b)		5 10			50 200
Section 13		2			50
Section 13a (2)		5 10		•••	50 200
Section 14		2			50
Section 17		20 50			200 1000

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. King, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. POL/10/5.

The Land (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Cap. 36.

R. M. HUNT, Civil Commissioner.



No. 11



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G.

Civil Commissioner.

An Ordinance To amend the Land Ordinance Cap 36

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation and commencement. 1. This Ordinance may be cited as the Land (Amendment) Ordinance 1985 and shall come into force on the 1st August 1985.

Amendment of Cap 36.

- 2. The Land Ordinance Cap 36 shall be amended by —
- (a) in Section 2, the substitution of the following for the definition of "public purpose"
 - ""Public purpose" means -
 - (a) any purpose connected with -
 - (1) exclusive government use;
 - (2) general public use;
 - (3) or ancillary to the public interest or utility;
 - (4) or to town planning;
 - (5) the defence of the Falkland Islands;
 - (6) or ancillary to naval, military or air force requirements;
 - (7) the promotion or creation of healthy and sanitary surroundings and the prevention or abatement of what the Civil Commissioner in Council shall consider to be a nuisance dangerous to health or limb;

- (b) any purpose intended to result in a benefit or advantage to the community and without prejudice to its generality to include the development, utilisation or disposal of property (in whole or in part) for the promotion of the physical, economic, social or aesthetic well-being of the community;
- (c) any other purpose specified as public by any Ordinance or which the Civil Commissioner in Council may declare to be a public purpose."
- (b) in Section 35 (2) by the substitution of the sum £1,000 for the sum £50;
- (c) the deletion of the certificate as to value in the First Schedule;
- (d) the substitution in the Third Schedule for the part headed CONVEYANCE of the following —

"CONVEYANCE

50p for every £50 or part of £50 of the consideration for the sale or transaction.

ASSENT

£1 on any assent or transfer for vesting title to land in a trustee or beneficiary of the estate of a deceased person."

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. King, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. LND/10/1.

The Application of Enactments (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 13 of 1954.
- 3. References to "a master".

Assented to in Her Majesty's name this 20th day of July 1985.

R. M. HUNT, Civil Commissioner.



No. 12



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Application of Enactments Ordinance 1954.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Application of Enactments (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commence-

2. The Schedule to the Application of Enactments Ordinance 1954 is amended by the addition of the Act set out in the Schedule hereto.

Amendment of Ordinance No. 13 of 1954.

3. Any reference in the Lunacy Act 1890 and the Act set out References to "a master". in the Schedule hereto to "a master" shall be construed in the application of those Acts to the Falkland Islands as a reference to the Senior Magistrate or not less than two Justices of the Peace.

SCHEDULE

The Lunacy Act 1908 (8 Edw. 7.c.47)

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

> P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

> P. T. KING, Clerk of Councils.

Ref. MED/31/1.

The Public Health (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Cap 54.

Assented to in Her Majesty's name this 20th day of July 1985.

R. M. HUNT, Civil Commissioner.



No. 13



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance

To amend the Public Health Ordinance Cap 54.

 ${\tt ENACTED}$ by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Public Health (Amendment) Ordinance 1985 and shall come into force on the 1st day of July 1985.

Citation and commencement.

- 2. The Public Health Ordinance Cap 54 is amended by —
- Amendment of Cap 54.
- (a) the substitution for Section 2 of the following —

"Board of Health.

- 2. (1) There shall be a Board of Health which shall consist of the Chief Medical Officer who shall be chairman and such other members not exceeding five in number as shall be appointed by the Civil Commissioner.
- (2) The appointed members shall serve for a period of two years.
- (3) The Civil Commissioner may appoint persons to fill any vacancies on the Board."
- (b) the deletion of the words "in any town or settlement" from Section 18 (1) (ii).

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. MED/10/2.

The Immigration (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance No. 10 of 1965.

Assented to in Her Majesty's name this 20th day of July 1985.

R. M. HUNT, Civil Commissioner.



No. 14



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR REX MASTERMAN HUNT, C.M.G. Civil Commissioner.

An Ordinance To amend the Immigration Ordinance 1965.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

1. This Ordinance may be cited as the Immigration (Amendment) Ordinance 1985 and shall come into force on the 15th day of July 1985.

Citation and commencement.

- 2. The Immigration Ordinance 1965 is amended by —
- (a) in Section 2, the deletion of all the words after the word "passed" in paragraph (h) of the definition of "Prohibited Immigrant";
- (b) the addition after paragraph (b) in Section 11 (3) of the following paragraph
 - "(c) becomes or is found after entry into the Colony to be a prohibited immigrant.";
- (c) the repeal of Section 7.

Passed by the Legislature of the Colony of the Falkland Islands this 3rd day of July 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. IMM/10/1.

nent.

Amendment of Ordinance No. 10 of 1965.

STANLEY ELECTORAL AREA

REGISTER OF ELECTORS

			B
1	Adams, Marjorie Rose	59	Betts, Rosa Magaly
2	Alazia, Albert Faulkner *	60	" Shirley Rose
3	,, Charles	61	,, Terence Severine
4	,, Eva Rose	62	Biggs, Alastair Gordon
	" Frada	63	" Basil William "
5 6 7	Frade Evolve	64	Rotty Josephine
	"	65	Clavarias Casura *
0	,, Hazel		, Edith Joan
8	,, Henry John	66	**
9	,, James Andrew	67	,, Frances
10	" Maggie Ann"	68	,, Hilda Evangeline *
11	,, Thora Lilian *	69	,, Irene Mary
12	,, Yvonne	70	"Kathleen Frances *
13	Aldridge, Caroline Mary	71	" Leslie Frederick
14	Kanneth John	72	" Madge Bridget Frances *
15	Allan, Erwin	73	Michael Elfer
16	Da assaula	74	, Peter Julian Basil
	**		
17	Almonacid, Gladys Mabel	75 70	Binnie, Albert Frederick *
18	Ampuero, Vera Susan	76	" Malcolm George Stanley
19	Anderson, Eddie *	77	Blackley, Candy Joy
20	,, Edward Bernard *	78	" Charles David *
21	", Elizabeth Nellie *	79	,, Hilda
22	Gartrude Mand *	80	, Janet Agnes Mary *
23	" Glovia	81	Loby David
	Hector Christian *	82	Blizard, Lawrence Gordon *
24	***		
25	", Helen	83	Blyth, Agnes Ruth
26	" John *	84	" Alfred John *
27	" Ludvick Riley *	85	" Hilary Maud
28	" Mildred Nessie *	86	"John
29	Richard Louis	87	Bonner, Donald William
30	Ashley, Nora Phyllis *	88	Nicholna
		89	Paul Rodoviole
31	Ashworth, Glennis	90	Timestles *
32	", Malcolm		" Timothy *
33	Bagnall, Harry *	91	" Vera Ann
34	,, Iris	92	,, Vera Joan
35	Barnes, Ernest *	93	" Violet *
36	" Molly Stella	94	Booth, Jessie *
37	Signid Caraldina Walls	95	Joseph Ravies *
38	Baylis, Frances Mary	96	Mary *
		97	,, Myriam Margaret Lucia
39	" Jeremy Peter		
40	Bennett, Harold *	98	" Stuart Alfred *
41	,, Lena Grace Gertrude *	99	Bound, Graham Leslie
42	Berntsen, Diana Mary *	100	" Joan
43	" Iain Kenneth *	101	Bowles, Haley Trina *
44	Jeanette	102	" Norma Evangeline
	,, Kathleen Gladys *	103	William Edward
45			Bragger, Edward Laurence
46	" Lavina Maud."	104	
47	" Mary Anne Margaret	105	,, ()]ga
48	,, Olaf Christian Alexander	106	Braxton, Thomas Nathaniel John *
49	Resumond	107	Browning, Althea Maria
50	William Alexander	108	Ranjamin *
	,, William Blyth *	109	Edwina
51			James Samuel *
52	Bertrand, Catherine Gladys *	110	
53	,, Cecil William Wickham *	111	,, Rex *
54	Betts, Alan Sturdee *	112	" Richard William
55	" Donald William	113	" Trevor Osneth
56	Filon Alma *	114	Buckett, Ronald Peter
57	Goorge Winston Charles	115	Steven Thomas
		116	Buckland, Charles Ronald
58	" Melody Christine	110	Ducking, Onaries Ronald

^{*} NOT LIABLE TO SERVE AS A JUROR.

117	Bundes, Robert John Christian *	182	Clifton, Thora Janeene
118	Burns, Iola Winnifred Mary *	183	,, Valerie Ann
119	" Mary Anne *	184	Coutts, Charles
120	Burston, Jeannie Paulina	185	" Charles Lindsay
121	Buse, Franz John	186	" John
122	Butcher, Michael George	187	Lindson Oleo *
123	" Trudi	188	Molvino Mony
124	Butler, Elsie Maud *	189	Olan.
125	Fundamials Lauthan Edward	190	Datan
123	,, r rederick Low ther Edward Olai *		,,
100		191	" Stephanie Ann
126	"George Joseph	192	Davies, Anthony Warren
127	" Joan May	193	,, Jacqueline Nancy
128	" Lawrence Jonathan	194	Davis, Dorothy Wilhelmina *
129	,, Margaret Orlanda *	195	" Lena Victoria *
130	,, Orlanda Betty	196	Dickson, Caroline Christine Bird *
131	Cantlie, Sheila Muriel *	197	Duncan, Alice Florence *
132	Card, Denise	198	" Doreen
133	Carey, Anthony Michael	199	,, Joan Ellen
131	., Gladys	200	,, William *
135	Many Ann Managarat *	201	Edwards, Norma
136	Mishael Raymond	202	Emsley, David Smith
	Torongo lamos *	$\frac{202}{203}$	Etheridge, Alice Mary
137	,, Terence James *	$\frac{203}{204}$	Conveins Rand *
138	,, Trudi Ann		
139	Cartmell, Frederick James	205	" William Arthur
14()	" Sarah Matilda *	206	Evans, Derek Stanley
141	Castle, David	207	" Gladys Alberta
142	" Isobel	208	" Griffith Owen *
143	Chater, Annie	209	" Michael David *
144	, Anthony Richard	210	Eynon, Carol
145	Cheek, Frederick John *	211	" David John
146	Gonald Wington	212	Fairfield, Bonita Doreen
147	Innat Linda	213	" James Steven
148	Lohn Edward *	214	Faria, Mary Ann
149	" Marie	215	" Paul *
	Clarke, Andrew Joseph	216	Felton, Isabella Violet
150		217	Dan
151	" Camilla Marie	218	Violat Ragina Managarat
152	,, David James		Walton Anthon *
153	" Derek Simon	219	Ferguson, Ethel Mary *
154	,, Doreen	220	rerguson, Ether mary
155	" Frederick Thomas	221	Finlayson, Charles John *
156	" Gwynne Edwina	222	" Hugh *
157	,, Ian *	223	" Iris Dwenda Margaret
158	,, Jane Lucacia *	224	,, Peter
159	Launatta	225	" Phyllis
160	Kathleen Gay	226	", Robert Hugh
161	Montin lamas	227	,, Teresa Rose
	, Marvin Thomas	228	Fleuret, Kathleen Mary *
162		229	Theodore Clovis *
163	" Michael Jan	230	Ford, Arthur Henry
164	,, Ronald John	231	Channer Door
165	,, Rudy Thomas		,,
166	" Trudi Ann	232	,, David
167	Clasen, Mally	233	" Dorothy Minnie
168	Clausen, Frederick James *	234	" Elizabeth Harriet
169	Clement, Dorothy Maise *	235	" James Edward *
170	James Turner *	236	,, Marilyn Christina
171	Cletheroe, Albert Richard *	237	,, Michael
	Daphne Harriet *	238	,, Robert
172		239	Freeman, Carl Francis
173	" Emily Ellen "	240	Dianne May
174	Lily Catherine *	241	Fullerton, Mary Ellen *
175	" Stanley William *		Gilbert, Judith Elizabeth
176	"William Harold"	242	Dobout Runget
177	Clifton, Charles *	243	Robert Ernest
178	, Darwin Lewis	244	Gilding, Jacqueline
179	" Jassie Emily Jane *	245	Peter Bernard
180	Loopard	246	Gooch, Cecilia Ines Millard Bennett
181	Stonhen Peter	247	" Dudley Frederick *
101	" Diejmen reter		

248	Goodwin, Colin Valentine	313	Jacobsen, Alistair
249	,, Dorothy Idina *	314	Jaffray, Angus
250	,, June Elizabeth	315	" Estell Anita
251	,, June Rose Elizabeth	316	" Helen Rose
252	", Kathleen Edith Marguerite*	317	" Stephen James
253	,, Laurence Henry	318	" Tony
254	" Lena Isobella Helena *	319	" William "
255	,, Margaret Ann	320	Johnson, Howard William *
256	" Michael Sturdee *	321	"Kenneth John
257	,, Robin Christopher	322	" Stanley Howard *
258	,, Una	323	" Stanley Peter
259	,, William Andrew Nutt	324	,, Violet Alberta *
260	Goss, Elizabeth Rose	325	Jones, Albert Charles *
261	" Grace Elizabeth *	326	" John Hugh
262	" Simon Peter Miller	327	" Michael David
263	,, William Henry (Snr.) *	328	" Michelle *
264	Gould, Arthur William	329	,, Sheila Janice
265	Grant, Leonard John *	330	Keenleyside, Charles Desmond (Snr.)*
266	" Mildred *	331	" Charles Desmond (Jnr.)
$\frac{267}{267}$	Hadden, Alexander Burnett	332	" Dorothy Maud *
268	" Sheila Peggy	333	,, Manfred Michael Ian
269	Halford, Rodney John	334	Manatta Ranhana
270	" Sharon *	335	Susan Novoen
271	Halliday, Evelyn Edna	336	Kenny, Erling
$\frac{271}{272}$	Gerald	337	Kiddle, Malvina Thelma
	Jane Christina *	338	Doton *
273		339	Robout Kunl
274	,, John Arthur Leslie *		· ·
275	,, John Henry *	340	King, Anna Constance Eve
276	" Leslie John *	341	" Desmond George Buckley *
277	", Mabel "	$\frac{342}{343}$	" Gladys Evelyn "
278	" Margaret Mary	343	,, Nanette
279	" Raynor	344	" Peter Thomas *
280	Hansen, Douglas John	345	,, Robert John *
281	" Keva Elizabeth	346	,, Vernon Thomas *
282	,, Terence Darwin	347	Laffi, Kathleen Mary
283	Hardy, Douglas Morgan	348	Lang, James
284	Harris, Christopher James *	349	" May Malvina
285	,, Heather	350	" William Frank
286	" Jill Yolanda Miller	351	Larsen, Ellen
287	,, Leslie Sidney	352	" Margaret Anne *
288	" Michael Ronald	353	Lee, Alfred Leslie *
289	,, Ralph Aaron *	354	" Derek William
290	Harvey, James Claude *	355	,, Elsie Adelaide *
291	Muriel Elsie Elizabeth	356	,, Gladys
292	Hatch, Albert John	357	,, Leslie James
293	Heathman, Albert Stanley Kenneth *	358	" Trudi Dale
294	Malaolm Koith	359	Livermore, Anton *
295	Violet *	360	" Marie Ann *
296	Hewitt, Rachel Catherine Orissa *	361	Shallow
297	Robert John David *	362	Loftus, Colleen
		363	Lowe, Adrian Stewart
298	,, Sharon Marie	364	Luxton, Ernest Falkland *
299	Hills, Heather Margaret*	365	35: 1
300	Richard William *		
301	Hirtle, Leonard Lloyd	366	,, Nicola
302	" Mary Ann *	367	" Sybil Grace *
303	" Rose Ann Shirley	368	" Winifred Ellen
304	" Sandra May Winifred	369	Lyse, Ethel Malvina
305	,, Shirley	370	"George Walter *
306	,, Wallace Carlinden *	371	" Linda Margaret
307	Hobman, Anilda Marilu	372	" Reginald Sturdee
308	,, Jose *	373	" Sydney Russell *
309	Howatt, Derek Frank *	374	Macaskill, Jeannette May
310	Frid	375	John
311	Howe, Alison Delia	376	Robert John
	Humphraya Winnifred *	377	McBain, Arthur
312	Humphreys, Winnifred *	0,11	

^{*} NOT LIABLE TO SERVE AS A JUROR

	36 D ' DI 1 36		36 T7 (1) 11 T
378	McBain, Rhoda Margaret	443	McKay, Shelley Jane
379	Malcolm, George *	444	,, Stephen John
380	,, Velma	445	McKee, John *
381	Maitland, Elizabeth Eve	446	McKenzie, Alice Maude
382	,, Thomas Peter	447	" Charles Alexander
383	May, Christopher *		Albert John
384	,, Heather	448	McLeod, Archibald *
385	" James John *	449	" David
386	,, William Albert	450	" Ellen May *
387	Mercer, Christel	451	" Margaret Anne
388	Middleton, Brian	452	" Michael William
389	,, Caroline *	453	" Robert John
390	,, Ellen *	454	McPhee, Grace Darling *
391	" James (2) *	455	" Marjorie May
392	,, James (3) *	456	" Natalie Marianne *
393	,, Joan Eliza	457	,, Owen Horace *
394	Leonard	458	,, Patrick
395	Margaret Wilhelming *	459	Neal, Richard John
396	Phillip John	460	Neilson, Barry Marwood
397	Shiplay	461	Manganat
398	Miller, Betty Lois *	462	Newman, Joyce Noreen
399	Elavanas Dahauta *	463	Moulono
	" C' 1 *	464	" Parmond Winston
400		465	,, Wilfred Lawrence *
401	,, Stanley Frank *	466	
402	Milne, Henry Millar *		Newell, Joseph Orr
403	" Madeline Marie Irma *	467	" Trudi Malvina
404	Minto, Graham Stewart *	468	Nutter, Arthur Albert
405	" Patrick Andrew	469	,, Josephine Leslie
406	Miranda, Augusto *	470	Paul, Sonia Ellen
407	"Ramon *	471	Pauloni, Romolo Victorio *
408	,, Winifred Dorothy	472	Peake, Arthur
409	Monaghan, Augustine *	473	,, Clair Linda
410	Morris, Alana Marie	474	Peart, Robert Ernest
411	Morrison, Donald Ewen *	475	" Rose Louisa
412	Farm	476	Peck, Beatrice Ena *
413	Graham Stewart	477	,, Burned Brian
414	Hypointh Emily	478	", Desmond Douglas Bernard "
415	John Murdo	479	,, Elsie Grace *
	" Mary Ann *	480	Evelyn Kligaboth
416	,, Mary Ellen *	481	Moure #
417	William Parlarials Halliday	482	Manuage Houther
418	William Roderick Halliday	483	Patriol William
419	Mozley, Claudette	484	"Shiplay
420	Murphy, Bessie		
421	" Michael James *	485	
422	McAskill, Susan Blanche *	486	
423	McBeth, Phyllis Elizabeth Grace	487	
124	McCallum, Bettina Kay	488	Perry, Augustave Walter *
425	,, Christopher John	489	
426	,, Elaine Michele	490	
427	"Ellen *	491	
428	Jack	492	
429	"Timothy Andrew	493	
430	McCormick, Ronald *	494	
	Suzanne	495	
431		496	′′
432	McGill, Doris Mary *	497	
433	,, Gary	498	
434	" Glenda	499	
435	" Ian Peter	500	
436	Len Stanford		
437	Lorraine Iris	501	
438	McKay, James John	502	
439	Jane Elizabeth "	503	Michael Anthony
440	Michael John	504	
441	Neil	505	
442	Peter John	506	,, Isabella Jane *
174	,, 1 etc. 5 o.m.		

^{*} NOT LIABLE TO SERVE AS A JUROR

507	Poole, Nancy Margaret	572	Smith, Peter Lars
508	,, Raymond John	573	" Sidney Frederick
509	,, William John	574	" Terence George
510	Porter, Brian Charles	575	" Violet Catherine *
511	" Charles	576	Sollis, Sarah Emma Maude *
512	" Diana Anita Patricia	577	Sornsen, George Albert *
513	" Jean Lavinia	578	" James Winston
514	,, William Kenneth	579	Spall, Christopher Richard *
515	Reeves, Cheryl Rose	580	Spinks, Alexander
516	" Ronald James	581	" Malvina Ellen
517	Reid, Colleen Rose	582	Spraggon, Daniel Martin *
518	,, Reynold Gus	583	Spruce, Helena Joan
519	Reive, Ernest *	584	" Terence George
520	" Roma Endora Mary *	585	Stacey, Lilian Clara *
521	,, Terence	586	Steen, Emma Jane *
522	Rendell, Phyllis Mary	587	" Gail
523	Roberts, Laura May	588	" Vernon Robert
524	,, Peter James	589	Stephenson, James
525	William Henry *	590	,, Joan Margaret
526	Robson, Gerard Michael	591	,, Zachary *
527	Minunda Car	592	Stewart, Carol Ellen Eve *
528	Phyllic Ann	593	,, David William *
529	Raymond Nigal	594	, George Alexander *
530	Violet Malving Emily *	595	,, Hulda Fraser
531	Ross, Carol Wendy	596	Incorpoling Mary *
532	Ol Stanlaus *	597	lohn
533	lanot *	598	Kaith Gardon *
	" Luchlan Nail	599	Phyllic Marioria
534	Rowlands, Catherine Anne	600	Palant
535	Daisy Malvina	601	Robert William
536		602	Sulvia Rosa
537	,, Harold Theodore *	603	Vyonna Malvina
538	John Richard	604	Strange, Ian John
539	" Neil *	605	Maria Marta
540	Rozee, Berty	606	Summers, Brian
541	" Derek Robert Thomas *		, Dennis David
542	" Philip Henry	607	
543	Sarney, Harry *	608	,, Derek Raymond
544	Shedden, James Alexander	609	,, Edith Catherine
545	Short, Andrez Peter	610	" Gloria Jane
546	" Celia Soledad	611	,, Iris Blanche
547	,, Charles William	612	" Irvin Gerard
548	" Emily Christina	613	,, Judith Orissa
549	,, Florence Mary *	614	" Michael Kenneth
550	"Frederick John *	615	,, Nigel Clive
551	Gavin Phillip	616	" Owen William
552	" John George Archibald *	617	" Pam Ellen
553	,, Lisa *	618	" Pamela Rosemary Cheek
554	Montana Tyrone	619	,, Rowena Elsie
555	Peter Robert	620	,, Sheila
556	" Philip Stapley *	621	" Sylvia Jean
557	Rose Stella	622	" Sybella Catherine Ann
558	" Vilma	623	,, Terence
559	Smith, Anya *	624	" Tony
560	Colin David	625	, Veronica
		626	William Edward *
561	,, Derek	627	Thain, John *
562	" Eric	628	Thom, Alison *
563	" Hannah Caroline *	629	David Andonson
564	,, Ileen Rose	630	Dougthy Inone
565	,, Janice		
566	" James Stanley *	631	,, Norma Ann
567	" Jeremy Gordon	632	Thompson, William John *
568	"Joan Lucy Ann	633	Turner, Alva Ynonne
569	"John	634	" Celia Joyce
570	" Martyn James	635	,, Melvyn George
571	" Paulette Rose	636	Vidal, Eileen Nora
	"		

637	Wallace, Fraser Barrett	647	White, John Wright *
638	,, Lillian	648	"Kathleen Elizabeth *
639	,, Stuart Barrett	649	Whitney, Catherine Margaret
640	Watson, Catherine Wilhelmina		Rebecca *
	Jessie *	650	" Frederick William
641	" Hannah Maude *	651	,, Robert Michael *
642	" Louis James *	652	, Susan Joan
643	,, Paul *	653	Williams, Charlotte Agnes *
644	,, Robert Muir	654	" Eugene
645	Watts, Ada Mabel *	655	" Marlene Rose Elizabeth
646	Patrick James		"

^{*} Not liable to serve as a Juror

STANLEY POSTAL VOTERS

173 , Emily Ellen 585 Stacey, Lilian Clara 254 Goodwin, Lena Isobella Helena 632 Thompson, William John	
254 Goodwin, Lena Isobella Helena 632 Thompson, William John 273 Halliday, Jane Christina	632 Thompson, William John

CAMP ELECTORAL AREA

REGISTER OF ELECTORS

		1001	Cu I T Yalan
1001	Alazia, Anthony Henry	1061	Clarke, Terence John
1002	" Dorothy Fay	1062	Clasen, Clarvis Edward
1003	" George Robert	1063	Clausen, Denzil
1004	" Michael Robert	1064	Henry Edward
1005	" Stuart John	1065	Cletheroe, Kenneth Stanley
1006	Aldridge Brian George	1066	Clifton, Doreen
1007	" Olive Elizabeth	1067	,, Terence Charles
1008	" Thomas George †	1068	Cockwell, Grizelda Susan
1009	Anderson, Jenny	1069	,, John Richard †
1010	", Margaret Catherine	1070	Coutts, Alexander †
1011	,, Marina Rose	1071	" Frederick George
1012	,, Nigel	1072	Davis, Aase
1013	" Reginald Stanford	1073	" Albert Henry
1014	,, Ronald	1074	" Elsie Gladys Margaret †
1015	,, Tony James	1075	" Nick †
1016	Barnes, Deirdre	1076	,, Raymond †
1017	,, Marie	1077	" Reginald John
1018	" Marshall	1078	,, Violet
1019	" Trevor Marshall †	1079	", William James
1020	Barton, John David †	1080	" William John †
1021	Beattie, Betty	1081	" Yona
1022	" Thomas George	1082	Dearling, Leo Alexander †
1023	Berntsen, Arena Janice	1083	Dickson, Doreen
1024	", Benjamin John †	1084	" Gerald William
1025	,, Ellen Rose	1085	,, Iris
1026	" John Alexander	1086	" Ronald Edward
1027	" Kenneth Frederick	1087	Dobbyns, Jeannie Lilian Mary
1028	,, Leon	1088	" Timothy John
1029	" Pamela Margaret	1089	Donnelly, Daniel
1030	Betts, Arthur John †	1090	" Joyce Elizabeth
1031	" Bernard Keith	1091	Duncan, Avis Marion †
1032	,, Cyril Severine †	1092	" James Alexander †
1033	", Diane Joan †	1093	,, Peter Ree Howard
1034	" Hyacinth Emily †	1094	Dunford, David Philip
1035	,, Irene Marion	1095	Evans, Olwyn Carol
1036	Billett, Leslie William	1096	,, Raymond
1037	Binnie, Horace James †	1097	Fairley, John
1038	Linda Rose	1098	Felton, Anthony Terence
1039	Ronald Eric †	1099	" Jennifer Hilary
1040	" Rosa Halan †	1100	,, Peter Durose
1041	Birmingham, John	1101	Ferguson, Finlay James
1042	Sugar Jana	1102	" Robert John
1042	Blackley, Maurice	1103	,, Rose
	Blake, Anthony Thomas †	1104	,, Thelma
1044	Lienal Gooffway +	1105	Findlay, Carrie Madeline Helen
1045	Tundany Dag	1106	Cavald
1046	", Lyndsay Rae	1107	Finlayson, Barry Donald
1047	,, Sally Gwynfa	1108	Inia Haathan
1048	Bonner, Avril Margaret Rose	1100	,, Neil Roderick
1049	" Keith James	1110	Ford, Charles David †
1050	" Simon		
1051	" Susan Anne	1111	,, Colin Stewart †
1052	Browning, Gavin	1112	" Colleen Mary
1053	" Kelvin	1113	" David
1054	Buckett, Roy Peter †	1114	" Fanny Davidson
1055	Cartmell, Andrew Nutt	1115	" Frederick James
1056	Chandler, Ann Beatrice	1116	,, Hazel
1057	" Edward	1117	" John
1058	Clarke, Fiona Alison	1118	" Leonard
1059	,, Hector	1119	,, Marilyn Christine
1060	"Kathleen Joyce	1120	" Neil Fraser †
1000	1)		

1121	Ford, Penelope Rose	1184	Jaffray, Phyllis
1122	Forster, Gwyneth May	1185	" Robin George
1123	James	1186	Jennings, Mary Ann Helen
	Giles, Gilbert	1187	Mail
1124			••
1125	Gleadell, Ian Keith	1188	Johnson, Michael Neil
1126	" Marklin John †	1189	" Carl
1127	" Mavis Marie	1190	Kilmartin, Kevin Seaton
1128	Goodwin, Bert Samuel †	1191	" Dinah May
1129	" Douglas Sturdee †	1192	Knight, Nigel Arthur
1130	Fmily Rose	1193	Shirley Putricia I ouveine
1131	Hogol Rose	1194	Lang, Patrick Andrew
1132	,, Mandy Hazel †	1195	01011
			• •
1133	" Neil Alexander William †	1196	" Velma Emily
1134	,, Robin	1197	Larsen, Josephine Mary †
1135	" William John Maurice	1198	" Ronald Ivan
1136	" Sarah Margaret Rose	1199	"Yvonne
1137	Goss, Dorothy Ellen	1200	Lee, Carole
1138	" Eric Miller	1201	" Elizabeth
1139	Fred Bonny Gordon +	1202	,, John Alfred
1140	Lan Funget Faul	1203	Manda Ish. 4
1141	**	1204	Dalain Mada
	" Margaret Rose		,, Robin Myles
1142	" Peter	1205	"Rodney William
1143	" Roderick Jacob	1206	,, Susan Mary
1144	,, Shirley Ann	1207	Livermore, Darren
1145	" William Henry (Jnr.)	1208	Lloyd, John Moelwyn
1146	Gray, David Edward	1209	" Melvyn John
1147	,, Patricia May	1210	,, Valery Ann †
1148	Halliday, Joyce Isabella Patience	1211	Luxton, Patricia Maureen
1149	Konnoth William	1212	,, William Robert †
1150		1213	MacBeth, Raymond John
	Hansen, lan		
1151	" Lionel Raymond	1214	Maddocks, Robert Charles
1152	" Rose Idina	1215	Marsh, Alastair Roy
1153	" Susan Ann †	1216	" Anna Deirdre
1154	Hardcastle, Brook †	1217	" Arlette Sharon †
1155	" Eileen Beryl	1218	" Elizabeth Margaret
1156	,, Gavin	1219	,, Frank
1157	Harvey, Beatrice Louisa Catherine	1220	" Gavin Nicholas
1158	Lan	1221	" Luna Halan
1159	,, Valerie Ann	1222	" Leon Peter
		1223	" Maulana Roga
1160	Hayward, Marjorie		,, Robin Frank
1161	" Peter Dennis	1224	
1162	Heathman, Ailsa	1225	May, Brian Roy
1163	"Ewart Tony	1226	" Bruce Raymond
1164	Hewitt, David George	1227	" Corenne Norma
1165	,, Frances Agnes	1228	,, Monica
1166	Cours Commo	1229	Middleton, Dennis Michael
1167	" Margaret Ann	1230	" Sharon Elizabeth
		1231	Miller, Betty
1168	Hirtle, Anthony	1232	Cavol
1169	" Doris Linda		" Goile Marie
1170	,, Fenton	1233	James Albert
1171	Hughes, Albert	1234	
1172	, Eileen Mary	1235	", Philip Charles
1173	Hutton, Elizabeth Isabella	1236	" Simon Roy
1174		1237	Timothy John Durose
	,, Philip	1238	Minnell, Benjamin James
1175	Jaffray, Alexander	1239	T) Marin
1176	,, Brian		"Hazel Eileen
1177	,, Eileen	1240	" Michael Robert
1178	Elliott Jossie	1241	Train Duan
1179	Inn	124^{2}	Minto, Alistair Daen
1180	**	1243	Molkenbuhr, Claudio Eugenio
	,, Janet †	1244	Morrison, Doreen
1181	" John	1245	Eric George
1182	" John Willie	1246	
1183	"Kenneth Ian †	1250	"

1247	Morrison, Jacqueline Denise Anita	1309	Parrin, Norman George †
1248	" Joan Margaret	1310	Peck, Christine †
1249	,, Kathleen Īris	1311	,, Davina Margaret
1250	,, Kenneth	1312	" Paul
1251	,, Lena	1313	Phillips, Albert James
1252	Leslie Theodore Norman	1314	" Carol Joan
1253	Lawis Ronald	1315	" Lynda
1254	" Michael John	1316	,, Terence
1255	Muniel Eliza Ivv †	1317	Pitaluga, Jene Ellen
1256	Nanatta Rosa	1318	Micholas Alexander
1250 1257	Nical Pater	1010	Robinson
1258	Ronald Terence	1319	Robin Andreas McIntosh
		1320	Pole-Evans, Anthony Reginald †
1259	" Stewart	1321	David I lamallan
1260	,, Susan Margaret	1321 1322	Shirley Holon
1261	Violet Sarah		C
1262	McCallum, James	1323	" Suzan
1263	McCormick, Pauline Margaret Ruth	1324	,, William Reginald
1264	McDonald, Colin George	1325	Poole, Ella Josephine †
1265	,, Irene	1326	" Steven Charles
1266	McGhie, Roy	1327	Porter, George
1267	McGill, Robin Perry	1328	" Joan
1268	McKay, Christine †	1329	Robertson, Ann
1269	" Clara Mary †	1330	,, Peter Charles
1270	Fllon Rose	1331	Robson, Gladys Mary
1271	Emzan Rodanick	1332	,, Louis Michael
1272	Houther Valerie	1333	Ross, Odette Ellen May
1273	In Rodovick	1334	" Marie
	" Isabella Alice	1335	" D
1274	,,	1336	" W'III II
1275	,, Rodrick John	1337	Rozee, Ronald David
1276	", Josephine Ann		
1277	" Kenneth Andrew	1338	Sackett, Jacqueline †
1278	., Paul Anthony	1339	,, Michael John Carlos
1279	" Rex	1340	Shepherd, Ramsey
1280	,, Richard	1341	Short, Arthur Richard †
1281	" Rosie Louisa Grace †	1342	,, Christina Ethel
1282	, William Robert †	1343	" Donald Robert Gordon
1283	McLeod, Albert John	1344	" Ellen Mary †
1284	Donald Henry	1345	" Isobel Rose
1285	Leaballa Diana Frances	1346	" Joseph Leslie
1286	Input Wanglay	1347	, Patrick Warburton
1287	John	1348	,, Robert Charles
1288	Mudalaina Igan	1349	Robert Course
		1350	Sinclair, Simon Keith
1289	,, Robert	1351	Smith, Andrew John †
1290	,, Sarah Rose	1352	Anna +
1291	McMullen, June		Anthony David
1292	Tony	1353	,, Anthony David
1293	McPhee, Kenneth John †	1354	" David
1294	" June Iris	1355	" Francis David
1295	McRae, David Michael	1356	" Frederick George Peter
1296	,, Gloria Linda	1357	"George Patterson
1297	" Manlaina	1358	,, Gerard Alexander
1298	Piobard Wineton	1359	" Gwenifer May
1299	Polyant Canaga Hactor	1360	Honthon
		1361	" Lanny Lagraina
1300	Napier, Lily	1362	Margarat Mary +
1301	,, Roderick Bertrand		
1302	Newman, Adrian Henry Frederick	1363	,, Michael Edmund
1303	" Clive Alexander	1364	" Norah Kathleen
1304	" Dorothy Elizabeth †	1365	" Osmond Raymond †
1305	" Dwenda Rose	1366	" Robert William
1306	, Rebecca Dickson	1367	" Robin Charles
1307	Nightingale, Charlene	1368	Stevens, Richard James
1308	Peter Richard	1369	" Toni Donna
1000	,, I COOL INICIALITY		"

1370	Stewart, George Nathaniel	137 9	Whitney, Agnes Katherine †
1371	Thompson, George Henry †	1380	" Dennis
1372	Thorsen, David Moller †	1381	,, Henry Leslie †
1373	,, Gloria Penelope	1382	,, Keith
1374	Turner, Arthur Leonard Pitaluga †	1383	,, Lana Rose
1375	,, Diana Jane	1384	,, Leona Ann
1376	,, Ronald	1385	,, Patrick George
1377	Watson, Glenda Joyce	1386	Wilkinson, David Clive Walter
1378	" Neil	1387	,, Rosemary

[†] NOT LIABLE TO SERVE AS A JUROR.

Application for licences under the provisions of the Licensing Ordinance [Vol. 1. Cap. 38]

In accordance with the provisions of the Licensing Ordinance an application has been made by -

Mr. FRED CLARK

STANLEY

FALKLAND ISLANDS

for the following licences for the premises to be known as The Great Britain Hotel on the Stanley/Mount Pleasant Road in the Fitzroy camp area

PUBLICAN'S RETAIL LICENCE

RESIDENTIAL LICENCE

provided that no objection be taken to the granting of the licences before 31st July 1985 the same will be granted.

H. T. Rowlands, Financial Secretary.

The Treasury Stanley 9th July 1985.



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. XCIV

26 AUGUST 1985

No. 11

PROCLAMATION

No. 3 of 1985

IN THE NAME of Her Majesty ELIZABETH II. by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner for the Colony of the Falkland Islands and its Dependencies.

WHEREAS by Section 26 (2) of the Falkland Islands Legislative Council Orders 1948 to 1977 it is provided that the Legislative Council shall within three months of its dissolution be reconstituted by election and appointment at such time within three months of every dissolution as the Governor shall by Proclamation in the Gazette appoint.

AND WHEREAS the Legislative Council has been dissolved on the 6th day of September 1985.

AND WHEREAS Section 7 (1) (b) of the Falkland Islands and Dependencies (Interim Administration) Order 1982 provides that the functions of the office of Governor shall vest in and be exercisable by the Civil Commissioner.

Now. THEREFORE, I, SIR REX MASTERMAN HUNT do HEREBY APPOINT the 3rd day of October 1985 as the day on which the election of members of the Legislative Council shall take place.

Given under my hand and the Public Seal this 8th day of August in the year of Our Lord One Thousand Nine Hundred and Eighty Five.



R. M. HUNT, Civil Commissioner.

GOD SAVE THE QUEEN

The Constitutional (Qualification, nomination and election of candidates) Regulations 1985

ARRANGEMENT OF REGULATIONS

Regulation

- 1. Citation and commencement.
- 2. Interpretation.
- 3. Regulations to be read as one with the Ordinance.
- 4. Elected Members of Legislative Council.
- 5. Qualifications of candidates.
- 6. Public officers who may be elected to Legislative Council.
- 7. Unopposed candidates.
- 8. Lack of candidates.
- 9. Votes and manner of voting.
- 10. Proxy vote.
- 11. Declaration of poll.
- 12. Amendment of the Ordinance.
- 13. Repeals.

Schedule Rules for voting by proxy

- PART 1 1. Application to vote by proxy.
 - 2. Decision of Registration Officer.
 - 3. Revocation of proxies and further applications.
 - 4. Elector who has obtained issue of proxies may vote in person.
 - 5. Proxy nullified on death or cessation of eligibility of his proxy.
 - 6. Limitations on voting by proxy.
 - 7. Manner of voting by proxy and casting own vote.

PART 2 - Form A - Application to vote by proxy.

- Form B Statutory Declaration.
- Form C Notification to applicant to vote by proxy.
- Form D Proxy form.

The Falkland Islands Constitution Order 1985

The Constitutional (Qualification, nomination and election of candidates) Regulations 1985

No. 3 of 1985.

In accordance with paragraph 2 of Schedule 3 to the Falkland Islands Constitution Order 1985 the Civil Commissioner makes the following Regulations —

1. These Regulations may be cited as the Constitutional (Qualification, nomination and election of candidates) Regulations 1985 and shall come into force on the 24th day of June 1985.

Citation and commencement.

Interpretation.

2. In these Regulations unless the context otherwise requires -

"Stanley Constituency" and "Camp Constituency" shall mean the constituencies provided for in Regulation 4 of the Constitutional (Registration of Electors) Regulations 1985 and "constituency" shall mean either of those constituencies;

"the Constitution" shall mean the Constitution set out in Schedule 1 to the Fallkland Islands Constitution Order 1985;

"the Ordinance" shall mean the Legislative Council (Elections) Ordinance, Cap 37;

"the qualifying day" shall mean in respect of the General Election taking place next after the coming into force of these Regulations the 15th day of May 1985;

"qualifying period" shall mean the twelve months immediately preceding the qualifying day;

"resident" shall have the same meaning as given to "ordinarily resident" in Section 2 of the Ordinance.

3. These Regulations shall be read as one with the Ordinance except that where there is a conflict between these Regulations and the Ordinance these Regulations shall prevail.

Regulations to be read as one with the Ordinance.

4. There shall be eight elected members of Legislative Council four of whom shall represent Stanley Constituency and four of whom shall represent Camp Constituency.

Elected Members of Legislative Council.

5. Subject to the disqualifications contained in Section 24 of the Constitution any citizen of a Commonwealth country who is of the age of twenty one years or more and is registered as an elector in the constituency in which he wishes to seek election and is not prohibited by the Ordinance or any other law from so voting shall be qualified to be elected as a member of Legislative Council.

Qualifications of candidates.

6. (1) Any person who holds or is acting in a public office as defined by the Constitution and who is otherwise qualified to be elected as a member of the Legislative Council shall be qualified to be so elected except, subject to sub-regulation (2), any person who holds or is acting in the office of —

Public officers who may be elected to legislative Council.

- (a) Agricultural Officer;
- (b) Attorney General;
- (c) Broadcasting Officer;
- (d) Chief Executive;
- (e) Chief Medical Officer;
- (f) Civil Commissioner;
- (g) Clerk of Councils;
- (h) Collector of Customs and Harbour Master;
- (i) Commissioner for Elections:

- (j) Crown Solicitor;
- (k) Development Officer;
- (l) Director of Civil Aviation:
- (m) Director of Public Works and his deputy;
- (n) Financial Secretary and his deputy;
- (o) General Manager of the Development Corporation whose office is hereby prescribed as a public office in accordance with Section 24 (4) (a) of the Constitution;
- (p) Government Secretary and his deputy;
- (q) Members of Her Majesty's Diplomatic Service whose offices are hereby prescribed as public offices in accordance with Section 24 (4) (a) of the Constitution;
- (r) Members of the Judiciary excluding Justices of the Peace who do not hold or act in the office of magistrate or higher judicial office;
- (s) Members of the police force;
- (t) Principal Auditor;
- (u) Registrar General;
- (v) Superintendent of Education;
- (w) Superintendent of Posts and Telecommunications.
- (2) A person holding or acting in any office referred to in subregulation (1) except those referred to in paragraphs (f) and (q) thereof may stand as a candidate for election to Legislative Council if prior to his nomination as a candidate he serves on the Civil Commissioner an undertaking in writing to relinquish or, as the case may be, to cease to act in the said office if he is elected as a member of Legislative Council.
- (3) If a person to whom sub-regulation (2) applies is elected to Legislative Council he shall not take his seat until he has fulfilled his undertaking and if he has not fulfilled his undertaking within thirty days of being so elected his seat shall fall vacant.

Unopposed candidates.

7. Where four candidates and no more are nominated for a constituency in accordance with the Ordinance the returning officer shall declare the candidates to be elected and shall forthwith endorse such election on the writ of election and return it to the Civil Commissioner who shall cause a notice of such election to be published in the Gazette.

Lack of candidates.

- 8. (1) Where less than four candidates are nominated for a constituency in accordance with the Ordinance the returning officer shall declare the election for that constituency void and the Civil Commissioner shall forthwith issue a new writ of election in accordance with Section 13 of the Ordinance which shall specify a day for nomination of candidates not later than thirty days from the issue of the writ.
- (2) Where less than four candidates are nominated after the issue of a new writ of election under subregulation (1) the returning officer shall declare the candidates to be elected and shall forthwith endorse such election on the writ of election and return it to the Civil Commissioner who shall cause a notice of such election to be published in the Gazette.
- (3) Where candidates are declared elected unopposed under subregulation (2) the Civil Commissioner shall issue a further writ or writs of election in accordance with Section 13 of the Ordinance and subregulation (1) until the vacant seats are filled.

Votes and manner of voting.

9. (1) Each elector may vote for such number of candidates as there are vacant seats in the constituency in which he is entitled to vote and no more.

- (2) If an elector votes for less candidates than there are vacant seats his vote or votes shall be validly cast.
- (3) If an elector votes for more candidates than there are vacant seats his votes shall not be validly cast and shall not be counted.
- (4) The elector shall mark the ballot paper at the place provided for voting by placing the mark "X" and no other mark, writing or signature opposite the name of each candidate whom he
- (5) The elector shall fold the ballot paper so as to conceal his vote and place it so folded in the ballot box.
- (6) The elector shall vote without undue delay and leave the polling station as soon as he has cast his vote.
- 10. A person may vote by proxy in the manner provided for Proxy vote. in the Schedule to these Regulations.

11. (1) The returning officer shall immediately upon completion Declaration of poll. of the counting of votes declare the number of candidates who equal the number of vacant seats counting down from the candidate who obtains the highest number of votes to be elected.

- (2) If two or more candidates receive the same number of votes and if one candidate only had received those votes he would have been declared elected but because of the equality of votes it is not possible to declare a person elected to one or more seats as there would be more persons elected than seats the returning officer shall declare that seat or seats to be vacant and the persons with an equality of votes shall not be elected.
- (3) When the returning officer makes a declaration under subregulation (2) the Civil Commissioner shall issue a further writ or writs of election in accordance with Section 13 of the Ordinance until the vacant seats are filled.
- (4) The returning officer shall endorse the name of each successful candidate on the writ of election and forthwith return the writ to the Civil Commissioner who shall cause a notice of such election to be published in the Gazette.
 - 12. The Ordinance is amended by —

Amendment of the Ordinance.

- (a) in Section 16 (3), the substitution of £50 for £25 and the addition before the full stop at the end of that subsection of the words "or shall be delivered by post on or before 12 noon on the same day and at the same place";
- (b) the renumbering of Section 32 as "32 (1)" and the addition of the following subsection to that section -
 - "(2) A candidate or his agent may apply to have one recount as of right and as many other recounts as the returning officer may consider reasonable before he declares the result of the poll.";
- (c) the addition to Section 38 of the following subsection -
 - "(3) The returning officer and the Chief Executive shall, as appropriate, give notice of the sealing of ballot papers and their destruction to each candidate and his agent who shall be entitled to be present at the sealing and destruction thereof.";
- (d) the substitution in Section 39 of the words "one twentieth" for the words "one tenth" where they occur;
- (e) in Section 40,
 - (i) the addition at the end of subsection (1) of "(d) the Attorney General";
 - the insertion in subsection (3) after the word "petitioner" of the words "unless he be the Attorney General".

13. Sections 15, 18, 26, 36 and 37 of the Ordinance are repealed.

Repeals.

SCHEDULE

RULES FOR VOTING BY PROXY

PART 1

Application to vote by proxy.

- 1. (1) A person may only vote by proxy if he can demonstrate that by reason of
 - (a) occupation,
 - (b) health,
 - (c) religion, or
 - (d) temporary absence overseas

he is unable to vote in person in his constituency.

- (2) A person to whom sub-rule (1) applies and who wishes to vote by proxy may apply to a Registration Officer for the constituency in which he is entitled to vote by the completion and submission of Form A in Part 2.
- (3) A person who is prevented from voting in person by reason of his occupation shall accompany his application with, if self employed, a statutory declaration in Form B in Part 2, or if not self employed, with a certificate signed by his head of department, superior officer, manager or other person to whom he is responsible dealing or certifying as the case may be as to his inability to vote in person and the reason therefor.
- (4) A person who is prevented from voting in person by reason of health shall accompany his application with a certificate by a recognised medical practitioner or nurse or on the unavailability of any such person of standing certifying as to his inability to vote in person and the reason therefor.
- (5) A person who professes to be prevented from voting in person by reason of religious obligations shall accompany his application by a certificate of a Minister of his religion that confirms that he cannot vote for reasons of religion.
- (6) A person who is prevented from voting in person by reason of temporary absence overseas shall accompany his application with a statutory declaration in Form B in Part 2.
- (7) Every application under sub-rule (2) shall reach the Registration Officer not less than seven days before polling. The Registration Officer may in his absolute discretion accept a later application.

Decision of Registration Officer.

- 2. (1) If the Registration Officer who receives such application under Rule 1 (2) is satisfied that
 - (a) the applicant is entitled to vote by proxy, and
 - (b) the person named as proxy is registered in the same register of electors as the applicant

he shall so inform the applicant in Form C in Part 2 and deliver by post or other means the completed proxy form in Form D in Part 2 to the proxy named by the applicant.

- (2) For the purpose of sub-rule (1) the Registration Officer shall be deemed to have delivered the proxy form if he makes known to the proxy that the form is available for collection at the polling station on polling day.
- (3) If a Registration Officer who receives an application under Rule 1 (2) is not satisfied that the applicant is entitled to vote by proxy he shall so inform the applicant in Form C in Part 2.
- (4) If a Registration Officer although being satisfied that an applicant under Rule 1 (2) is entitled to vote by proxy but that the person nominated as proxy is not eligible to be a proxy for the

applicant he shall so inform the applicant in Form C in Part 2 and invite him to nominate another person provided that in his opinion the applicant will be able to make such nomination not less than 72 hours before polling.

3. (1) An elector may revoke a proxy by notice in writing to a Registration Officer.

Revocation of proxies and further applications.

- (2) An elector who has revoked a proxy may apply for the issue of another.
- 4. An elector who has obtained the issue of a proxy may vote in person provided he does so before his proxy votes on his behalf.

Elector who has obtained issue of proxy may vote in person.

5. (1) Where the elector or his proxy dies or ceases to be eligible to vote a proxy shall become null and void.

Proxy nullified on death or cessation of eligibility of his proxy.

- (2) The Registration Officer shall recover the proxy form.
- **6.** (1) No elector may cast a proxy vote for more than two other electors.

Limitations on voting by

- (2) If more than two proxies are made out in the name of the same elector the two earliest in time shall be valid.
- (3) If more than two proxies issued to an elector bear the same date the elector shall be required by the returning officer at his polling station to choose those two under which he will cast votes and surrender any others.
- (4) The returning officer shall cause any elector whose proxy is invalid to be so informed without undue delay.
- 7. (1) An elector voting as a proxy voter shall vote for the person for whom he is proxy in the same manner as he casts his own vote.

Manner of voting by proxy and casting of own vote.

- (2) If an elector voting as a proxy wishes to cast his own vote he must do it at the same time as he votes as proxy.
- (3) When a person votes as proxy he must produce the proxy form authorising him to vote as proxy.

PART 2

FORM A

The Constitutional (Qualification, nomination and election of candidates)
Regulations 1985

APPLICATION TO VOTE BY PROXY

10	the Regist	tration Officer for the Constituency of
1.	I,	of
	being r	egistered to vote in the
	the issu	ie of a proxy to
	who is	entitled to vote in the same constituency.
2.	I cannot a	ttend at the Polling Station on polling day by reason of —
	* (a)	my occupation
	(b)	my health
	(c)	my religion
	(d)	my absence overseas
¥	(Delete whiche	ver is not applicable and give particulars and details stating how your attendance is prevented)
3.	I enclose -	
	* (a)	a certificate from my Head of Department
	(b)	a certificate from my superior officer
	(c)	a certificate from my manager
	(d)	a certificate from a medical officer
	(e)	a certificate from a nurse
	(f)	a certificate from a Minister of religion
	(g)	a certificate from another responsible person
	(h)	a statutory declaration.
	* (Dele	ete whichever is not applicable)
	Dated t	his198
		Signature of Applicant.

FORM B

The Constitutional (Qualification, nomination and election of candidates)
Regulations 1985

STATUTORY DECLARATION

(In support of application to vote by proxy)

I, of
do solemnly and sincerely declare as follows —
(1)
I shall be absent from the Falkland Islands from about the day of
(2) (3) 198 to about the day of
(1) (3) I am self-employed and shall be unable to vote in person because
And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declaration Act 1835.
Declared at
this day of
Before me
Commissioner for Oaths
Justice of the Peace
(1) Delete whichever is inapplicable.
(2) Put dates
(3) Insert reason, e.g., holiday, medical treatment, business, educational purposes, carrying out urgent work at

FORM C

The Constitutional (Qualification, nomination and election of candidates)
Regulations 1985

NOTIFICATION TO APPLICANT TO VOTE BY PROXY

To			
* 1.	Your application to vote by proxy has been rejected because		
	•••••••••••••••••••••••••••••••••••••••		
* 2.	Your application to vote by proxy has been accepted but the person named is not named on the Electoral List for		
* 3.	Your application to vote by proxy has been approved and the proxy form has been delivered to, or made available for collection by, • (Delete whichever is not applicable)		
	Date: Signed:		
	Registration Officer.		
	FORM D		
The Constitutional (Qualification, nomination and election of candidates) Regulations 1985			
	PROXY FORM		
	Constituency		
Name	3		
	name(s)		
Sex .			
Date	of birth or age		
Addr	ress		
	egistered as an elector in the		
Name	2		
First	name(s)		
Sex .			
Date	of birth or age		
Addr	ess		
Re	egistered as an elector in the Constituency.		
Giver	at		
	Signature of		
Registration Officer.			

The proxy must be qualified as an elector and registered on the same electoral list as the elector giving the proxy.

Made at Stanley this 5th day of July 1985.

R. M. HUNT, Civil Commissioner.

THE FALKLAND ISLANDS CONSTITUTION ORDER 1985

The Constitutional (Registration of Electors) (Amendment) Regulations 1985

No. 4 of 1985.

In accordance with paragraph 2 of Schedule 3 to the Falkland Islands Constitution Order 1985 the Civil Commissioner makes the following Regulations -

1. These Regulations may be cited as the Constitutional Citation and commence-(Registration of Electors) (Amendment) Regulations 1985 and shall come into force on the 9th day of July 1985.

2. Regulation 7 of the Constitutional (Registration of Electors)
Order 1985 is amended by the substitution of the date 16th day of Constitutional Order No. 1 of 1985. 2. Regulation 7 of the Constitutional (Registration of Electors) July for the date 2nd day of July therein.

Made the 8th day of July 1985.

R. M. HUNT, Civil Commissioner.

Ref LEG/10/54.

The Constitutional (Qualification, nomination and election of candidates) (No. 2) Regulations 1985

ARRANGEMENT OF REGULATIONS

Regulation

- I. Citation and commencement.
- 2. Amendment of the Legislative Council (Elections) Ordinance Cap 37.

THE FALKLAND ISLANDS CONSTITUTION ORDER 1985

The Constitutional (Qualification, nomination and election of candidates) (No. 2) Regulations 1985

No. 5 of 1985.

In accordance with paragraph 2 of Schedule 3 to the Falkland Islands Constitution Order 1985 the Civil Commissioner makes the following Regulations —

Citation and commencement. I. These Regulations may be cited as the Constitutional (Qualification, nomination and election of candidates) (No. 2) Regulations 1985 and shall come into force on the 16th day of August 1985.

Amendment of the Legislative Council (Elections) Ordinance Cap 37.

- 2. The Legislative Council (Elections) Ordinance, Cap 37, is amended in Section 16 by the substitution for subsection (7) of the following
 - "(7) Any objection to a nomination paper shall be made to the Returning Officer before 1 p. m. on nomination day.
 - (8) The Returning Officer shall either disallow or allow an objection made under subsection (7).
 - (9) Subject to subsection (10) the decision to allow or disallow an objection shall be final and shall not be questioned in any proceedings whatsoever.
 - (10) Nothing contained in subsections (8) or (9) shall prevent the Supreme Court declaring that a candidate was not validly elected."

Made this 16th day of August 1985.

R. M. HUNT, Civil Commissioner.

The Legislative Council (Nomination and Election of Candidates Forms) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Nomination and election of candidates forms.

Schedule

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

The Legislative Council (Nomination and Election of Candidates Forms) Order 1985

No. 10 of 1985.

Citation and commence-

- 1. This Order may be cited as the Legislative Council (Nomination and Election of Candidates Forms) Order 1985 and shall come into force on the 5th day of August 1985.
- Nomination and election of candidates forms.
- 2. The forms set out in the Schedule hereto shall be substituted for the forms set out in the First and Third Schedules to the Ordinance.

SCHEDULE

1. (FORM B - First Schedule)

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37 AND

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

NOMINATION FORM

Name of candidate (in full)

Signature of candidate

Address

Name of proposer (in full)

	100
in my presence the day of	198
	• Justice of the Peace
	* Commissioner for Oaths
Signed by the above named seconder	
in my presence the day of	
	* Justice of the Peace
	* Commissioner for Oaths
	Commission (e.g., commission)
WE the undersigned being electors do l	nereby support the foregoing nomination —
Supporters	Witnesses
Names and Signatures	Names and Signatures
1	
2	
3	
4	
6	
7	
	day of
Received	day 01
Received	
	Returning Officer
Delete whichever is inapplicable	

2. (FORM C - First Schedule)

* Delete whichever is inapplicable.

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37 AND THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

BALLOT PAPER						
No						
FALKLAND ISLANDS	FALKLAND ISLANDS					
LEGISLATIVE COUNCIL ELECTIONS	LEGISLATIVE COUNCIL ELECTIONS					
	* STANLEY CONSTITUENCY * CAMP CONSTITUENCY					
BALLOT PAPER - COUNTERFOIL	BALLOT PAPER					
ELECTOR'S SERIAL NUMBER						
* Delete whichever is inapplicable.	OFFICIAL MARK					
R	EVERSE					
No(Corresponding with that on Counterfoil)	D T DAOD					
* Stanley Constituency * Camp Constituency						
Date						
3. (Form D - First Schedule)						
THE LEGISLATIVE COUNCIL	(ELECTIONS) ORDINANCE Cap 37 AND					
THE CONSTITUTIONAL (REGISTRA	ATION OF ELECTORS) REGULATIONS 1985					
DEC	LARATION					
I	of					
solemnly and sincerely declare that I am th						
No in the registers of electors in	force for the * Camp/Stanley Constituency.					
Declaration made in the presence of						
	(Signed)					
	Presiding Officer * Stanley					
	* Camp					

4. (FORM G - Third Schedule)

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37

AND

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

POSTAL BALLOT PAPER

No				
FALKLAND ISLANDS	FALKLAND ISLANDS LEGISLATIVE COUNCIL ELECTIONS			
LEGISLATIVE COUNCIL ELECTIONS				
	· STANLEY CONSTITUENCY			
	' CAMP CONSTITUENCY			
BALLOT PAPER - COUNTERFOIL	BALLOT PAPER			
ELECTOR'S SERIAL NUMBER				
* Delete whichever is inapplicable.	OFFICIAL MARK			
DE	EVERSE			
No	EVERSE			
(Corresponding with that on Counterfoil)				
Stanley Constituency				
* Camp Constituency				
Date				
* Delete whichever is inapplicable				
5. (Form H - Third Schedule)				
THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37			
	AND			
THE CONSTITUTIONAL (REGISTRATI	ION OF ELECTORS) REGULATIONS 1985			
POSTAL VOTER	'S DECLARATION			
I,	of			
solemnly and sincerely declare that I am the s	same person whose name appears as			
No in the register of electors (postal	voters list) in force for the Constituency of			
	(Signed)			
	* Stanley			
	* Camp			
* Delete whichever is inapplicable.				

6. (FORM I - Third Schedule)

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE Cap 37 AND

THE CONSTITUTIONAL (REGISTRATION OF ELECTORS) REGULATIONS 1985

POSTAL VOTER'S CERTIFICATE

ELECTION	IN	THE	Constituency	OF	STANLEY
			Constitue	NCY	of CAMP

I certify that (name)	who is numbered			
in the register of electors (postal voters list) for the Con	stituency of named			
above, is likely to be unable to go in person to the polli	ng station at the election on (date of			
poll) by reason on that date	of —			
* illness.				
* incapacity of travelling to the voting area. * absence at sea, or				
* residing in a remote area.				
Date Signature				
· ·	Doctor/Justice of the Peace/Minister of Religion/Police Officer.			
Delete whichever is inapplicable.				

Made this 8th day of August 1985.

R. M. HUNT, Civil Commissioner.

WRIT OF ELECTION

To the Returning Officer Stanley Constituency

WHEREAS Section 13 (1) of the Legislative Council (Elections) Ordinance provides that the Governor shall for the purpose of every general election of members of the Legislative Council issue writs of election.

AND WHEREAS Section 7 (1) (b) of the Falkland Islands and Dependencies (Interim Administration) Order 1982 provides that the functions of the office of Governor shall vest in and be exercisable by the Civil Commissioner.

Now, Therefore, I, SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner of the Falkland Islands and its Dependencies, do direct that

- (a) you receive nominations of duly qualified candidates for election to the Legislative Council at the office of the Registrar General, Stanley, on the 10th day of September 1985;
- (b) should you receive nominations for more than four candidates take a poll of electors for the election of candidates at the Town Hall, Stanley, on the 3rd day of October 1985:
- (c) you return this writ endorsed as provided by law on the 4th day of October 1985.

Given under my hand and the Public Seal this 8th day of August 1985.

R. M. Hunt, Civil Commissioner.

WRIT OF ELECTION

To the Returning Officer Camp Constituency

WHEREAS Section 13 (1) of the Legislative Council (Elections) Ordinance provides that the Governor shall for the purpose of every general election of members of the Legislative Council issue writs of election.

AND WHEREAS Section 7 (1) (b) of the Falkland Islands and Dependencies (Interim Administration) Order 1982 provides that the functions of the office of Governor shall vest in and be exercisable by the Civil Commissioner.

Now, Therefore, I, SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner of the Falkland Islands and its Dependencies, do direct that

- (a) you receive nominations of duly qualified candidates for election to the Legislative Council at Fox Bay East on the 10th day of September 1985;
- (b) should you receive nominations for more than four candidates take a poll of electors for the election of candidates on the 3rd day of October 1985 at the places set out in the Appendix to this Writ and such other places as may be necessary and practicable;
- (c) you return this writ endorsed as provided by law on or before the 5th day of October 1985.

Given under my hand and the Public Seal this 8th day of August 1985.

R. M. HUNT, Civil Commissioner.

APPENDIX

Rincon Grande Darwin Douglas Station Goose Green Teal Inlet Lively Island Salvador Walker Creek Bluff Cove North Arm Port Stephens Fitzroy Speedwell Island New Island West Point Island Fox Bay West Carcass Island Weddell Island Saunders Island Beaver Island Hill Cove Fox Bay East Chartres Port Howard (Packes) Port Howard Golding Island Sea Lion Island Dunnose Head Port Louis Pebble Island Swan Island Keppel Island Great Island San Carlos Port San Carlos

Port San Carlos Green Patch old settlement
Johnsons Harbour Roy Cove old settlement.

Supplementary WRIT OF ELECTION

To the Returning Officer Camp Constituency

WHEREAS by a Writ of Election given under my hand and the Public Seal on the 8th day of August 1985 I directed you to take a poll of electors for the election of candidates to the Legislative Council on the 3rd October 1985.

Now. I. SIR REX MASTERMAN HUNT. Companion of the Most Distinguished Order of Saint Michael and Saint George, Civil Commissioner of the Falkland Islands and its Dependencies, do direct that you may extend such poll to the 4th day of October 1985 if that shall prove necessary.

Given under my hand and the Public Seal this 23rd day of August 1985.

R. M. HUNT, Civil Commissioner.



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. XCIV

26 SEPTEMBER 1985

No. 12

Appointments

Miss Janette Mary Barton, SRN, Nursing Sister, Medical Department, 29.7.85.

Mrs. Elizabeth Anne Corgnati, Clerk/Secretary, Public Service, 12.8.85.

Ronald Clifton, Houseparent, Education Department, 16.8.85.

Desmond O'Shea, Teacher, Education Department, 6.9.85.

Confirmation of Appointment

Peter Thomas King, Assistant Secretary/Clerk of Councils, Secretariat, 1.9.83.

Acting Appointments

Owen Horace McPhee, Acting Superintendent Posts & Telecommunications Department, 9.8.85.

Derek Frank Howatt, Acting Financial Secretary, Treasury Department, 9.8.85.

Mrs. Kathleen Gay Clarke, Acting Deputy Financial Secretary, Treasury Department, 9.8.85.

Patrick McPhee, Acting Superintendent of Fire Services, Public Works Department, 27.8.85.

Owen Horace McPhee, Acting Superintendent Posts & Telecommunications Department, 9.8.85 - 26.8.85.

Completion of Contract

Miss Phyllis Garner, SRN, SCM, Nursing Sister, Medical Department, 18.8.85.

Mrs. Beryl Burgess, SRN, SCM, Nursing Sister, Medical Department, 26.8.85.

Resignation

Fraser Barrett Wallace, Assistant Customs Officer, Customs & Harbour Department, 17.8.85.

NOTICES

No. 24.

12th August 1985.

The Electricity Supply Regulations 1969 (REGULATION 10)

Notice is hereby given that the rate charged for the supply of electrical energy by the Stanley Power Station has been reviewed in accordance with the Regulations and will be 16.2p per unit with effect from 1st July 1985.

Until further notice consumers liable to tax under the provisions of the Income Tax Ordinance (Cap. 32) will qualify for a rebate of 5.2p per unit with effect from 1st July 1985.

It should be noted that consumers who receive the rebate will pay 11p per unit.

Ref. ELE/2/1.

No. 25.

29th August 1985.

Air Navigation (Overseas Territories) Order 1977

With reference to Gazette Notice No. 6 dated 17th February 1984 His Excellency the Civil Commissioner has issued aerodrome licences to —

Mr. D. Hawkesworth Sedge Island 23.8.85 Mr. P. Short San Carlos 23.8.85

The aerodrome licences issued to —

Mr. W. MacBeth Sedge Island 20.1.84. San Carlos Sheep

Farming Co., Ltd. San Carlos 20.1.84.

Laing Mowlem ARC

Joint Venture East Cove 20.1.84.

have been terminated.

Ref. AlR/1/4c.

No. 26.

27th August 1985.

In accordance with Royal Instructions His Excellency the Civil Commissioner has appointed

WILLIAM ROBERT LUXTON

to be an unofficial member of Executive Council from the 7th day of September 1985 until the 3rd day of October 1985.

Ref EXC/19/1.

No. 27.

30th August 1985.

General Election 1985

In accordance with Section 22 of the Legislative Council (Elections) Ordinance His Excellency the Civil Commissioner has approved the following hours of polling —

Stanley Constituency — 9 a.m. to 6 p.m.

Camp Constituency — 8 a.m to 8 p.m.

Ref. LEC/20/8.

No. 28.

17th September 1985.

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE (CAP 37) AND THE CONSTITUTIONAL (QUALIFICATION, NOMINATION AND ELECTION OF CANDIDATES) REGULATIONS 1985

Notice of Election

In accordance with Regulation 7 of the Constitutional (Qualification, Nomination and Election of Candidates) Regulations 1985 I give notice that—

ANTHONY THOMAS BLAKE LIONEL GEOFFREY BLAKE ROBIN MYLES LEE

TIMOTHY JOHN DUROSE MILLER

have been elected unopposed as members of the Legislative Council for Camp Constituency.

Ref. LEC/20/8.

No. 29.

17th September 1985.

THE LEGISLATIVE COUNCIL (ELECTIONS) ORDINANCE (CAP 37) AND THE CONSTITUTIONAL (QUALIFICATION, NOMINATION AND ELECTION OF CANDIDATES) REGULATIONS 1985

Notice of Election

In accordance with Section 19 of the Legislative Council (Elections) Ordinance, Cap 37, I give notice that a Poll will be taken on Thursday, 3rd October 1985, at the Town Hall, Stanley, for the election of members to Legislative Council for Stanley Constituency.

2. The candidates for election are as follows —

Candidate: TERENCE SEVERINE BETTS

Proposer: Gavin Phillip Short
Seconder: Wallace Carlinden Hirtle

Supporters: William Roderick Halliday Morrison

Barry Marwood Neilson

Arthur McBain

Trevor Osnetli Browning Malcolm George Stanley Binnie

Martin James Clarke Keith Gordon Stewart.

Candidate: WILLIAM EDWARD BOWLES

Proposer: Angus Jaffray

Seconder: Joan Eliza Middleton

Supporters: Tony Pettersson

Alison Thom

Ernest Falkland Luxton

John Thain Caroline Middleton

Violet Malvina Emily Robson

Eugene Williams.

Candidate: JOHN EDWARD CHEEK

Proposer: Brian Summers Seconder: Velma Malcolm

Supporters: Anthony Richard Chater

Jessie Booth

Caroline Mary Aldridge

Angus Jaffray

Cecil William Wickham Bertrand Michael Anthony Pole-Evans Teresa Rose Finlayson.

Candidate: DARWIN LEWIS CLIFTON

Proposer: Eugene Williams

Seconder: Marjorie May McPhee

Supporters: William Albert May

Lames Steven Fairfield

James Steven Fairfield Claudette Mozley

Violet Malvina Emily Robson Theodore Clovis Fleuret Ernest Falkland Luxton Vernon Thomas King.

Candidate: NORMA EDWARDS

Proposer: Alice Mary Etheridge

Seconder: Arthur Henry Ford

Supporters: Iris Blanche Summers

Edith Catherine Summers

Carol Eynon

Vivienne Esther Mary Perkins

Hazel Alazia William John Poole Candy Joy Blackley.

Candidate: DEREK STANLEY EVANS

Proposer: Lena Grace Gertrude Bennett

Seconder: Dorothy Maise Clement
Supporters: Dorothy Irene Thom
Norma Ann Thom

Margaret Wilhelmina Middleton

Fraser Barrett Wallace Alice Mary Etheridge Mary Ann Morrison James Claude Harvey.

Candidate: CHARLES DESMOND KEENLEYSIDE

Junior

Proposer: William Henry Roberts

Seconder: Kathleen Gladys Berntsen

Supporters: Alva Ynonne Turner

John Smith
Elsie Maud Butler
Owen Horace McPhee
Betty Lois Miller
James Andrew Alazia

Sybil Grace Luxton.

Candidate: PHILLIP JOHN MIDDLETON

Proposer: James Turner Clement
Seconder: Isabella Violet Felton
Supporters: Henry Millar Milne
Fayan Morrison

Charles Ronald Buckland Jeremy Peter Baylis Derek Stanley Evans

John Smith

Alva Ynonne Turner.

Candidate: TERENCE JOHN PECK
Proposer: Patrick William Peck
Seconder: Martin James Clarke

Supporters: Freda Alazia

Robert John King Ernest Reive

Michael James Murphy Rowena Elsie Summers Albert John Hatch Robert Stewart.

Ref. LEC/20/8.

No. 30.

19th September 1985.

The following Orders in Council came into operation on the 3rd October 1985 — $\,$

The Falkland Islands (Appeals to Privy Council) Order 1985 (S I 1985/445)

The South Georgia and South Sandwich Islands Order 1985 (S I 1985/449)

The South Georgia and South Sandwich Islands (Appeals to Privy Council) Order 1985 (SI 1985/450)

Copies may be inspected at The Secretariat. Stanley, Falkland Islands, or obtained from Her Majesty's Stationery Office, price £1.30.

Ref. CSO/7/1.

No. 31.

19th September 1985.

- 1. His Excellency the Civil Commissioner has appointed Michael James Elks as Deputy Registrar of the Supreme Court with effect from 12th July 1985.
- 2. His Excellency the Civil Commissioner has appointed Anthony Ivall Aust as Crown Counsel of the Colony with effect from 12th July 1985.

Ref. STF/11.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance I hereby appoint —

CORPORAL NIGEL ROBERT DICKENS, R.A.F.,

to be a temporary Customs Officer with effect from the 9th August 1985 to the 10th December 1985.

L. J. HALLIDAY,
Collector of Customs.

In the Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Cap. 1)

IN THE MATTER OF Coral Inez Barton, deceased of Teal Inlet, Falkland Islands, who died at Stanley, Falkland Islands on the 10th day of October 1984, intestate

WHEREAS John David Barton has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. HALFORD, Acting Registrar.

Stanley, Falkland Islands, 21st August 1985. PRO/13/84.

By His Excellency the Civil Commissioner

R. M. Hunt,

Civil Commissioner.

WHEREAS on the 30th day of July 1985 the Civil Commissioner in Council by resolution declared that the following land, namely—

ALL that piece of land comprising 1917 square yards or thereabouts situate in the town of Stanley being parts of Lots 6, 7 and 8 in Section E comprised in Crown Grant number 330 and located opposite to the King Edward Memorial Hospital and having frontages both to St. Mary's Walk and to Allardyce Street,

should be acquired for public purposes.

THEREFORE I do hereby direct that the said land shall be acquired for a public purpose under and in accordance with the Land Ordinance.

Given under the Public Seal this 24th day of September 1985.

LS

By Command

D. G. P. TAYLOR,

Chief Executive.

The Defence Force (Hair) Regulations Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Moustaches.
- 3. Beards.
- 4. Discontinuance of use of razor or shaver.
- 5. Trimming of hair, beards, moustaches and whiskers.
- 6. Hair of female members of the Force.

THE DEFENCE FORCE ORDINANCE 1985

The Defence Force (Hair) Regulations Order 1985

No. 11 of 1985.

In accordance with Section 46 of the Defence Force Ordinance 1985 the Civil Commissioner in Council makes the following Order—

Citation and commencement. I. This Order may be cited as the Defence Force (Hair) Regulations Order 1985 and shall come into force on the 13th of August 1985.

Moustaches.

2. Members of the Force may wear moustaches without permission.

Beards.

- 3. (1) Members of the Force may wear beards if so permitted in writing by the Staff Officer.
- (2) Members of the Force who wish to grow beards shall apply in writing to the Staff Officer prior to discontinuing the use of the razor or shaver.
- (3) It shall be a disciplinary offence for a member of the Force to appear on any parade with facial hair unshaven except on the upper lip unless permission has been granted under Regulation 3 or the member produces to the parade commander a certificate signed by a Government medical officer that the member may not shave for medical reasons.

Discontinuance of use of razor or shaver.

4. When permission has been granted under Regulation 3 the use of the razor or shaver shall be discontinued entirely.

Trimming of hair, beards, moustaches and whiskers.

5. Hair, beards, moustaches and whiskers are to be neatly trimmed and so far as is practicable uniformity in length is to be observed.

Hair of female members of the Force.

6. Female members of the Force whose hair is not worn short shall put their hair up in a style or manner suitable for wearing with uniform.

Made this 8th day of August 1985.

R. M. HUNT, Civil Commissioner.

Ref. SEC/1/1.

The Wireless Telegraphy Regulations (Amendment) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Wireless Telegraphy Regulations.

THE WIRELESS TELEGRAPHY ORDINANCE Cap 78

The Wireless Telegraphy Regulations (Amendment) Order 1985

No. 12 of 1985.

In accordance with Section 4 of the Wireless Telegraphy Ordinance Cap 78 the Civil Commissioner in Council makes the following

1. This Order may be cited as the Wireless Telegraphy Regulations (Amendment) Order 1985 and shall come into force on the 1st ment. day of April 1986.

Citation and commence-

2. The Wireless Telegraphy Regulations are amended by the Amendment of Wireless Telegraphy Regulations. revocation of Regulation 11 (v).

Made this 8th day of August 1985.

R. M. HUNT, Civil Commissioner.

Ref./10/4.

The Immigration Regulations (Amendment) (No. 2) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Regulations No. 1 of 1965.

Schedule

THE IMMIGRATION ORDINANCE 1965

The Immigration Regulations (Amendment) (No. 2) Order 1985

No. 13 of 1985.

In accordance with Section 26 of the Immigration Ordinance 1965, the Civil Commissioner in Council makes the following Order —

1. This Order may be cited as the Immigration Regulations (Amendment) (No. 2) Order 1985 and shall come into force on the date hereof.

Citation and commence-

- 2. The Immigration Regulations 1965 are amended by -
- Amendment of Regulations No. 1 of 1965.
- (a) the addition to Regulation 4 of the following sub-regulation
 - "(3) An entry permit or employment permit may be entered or stamped in the passport of the person to whom it is granted.";
- (b) the substitution of Forms A and B in the Schedule hereto respectively for Forms 3 and 8 in the Schedule to the Regulations.

SCHEDULE

FORM A

FALKLAND ISLANDS

Employment Permit

Immigration Ordinance 1965

The holder of this passport is permitted to enter	the Colony and to remain therein for a period not				
exceeding months from the date of su	ch entry for the purpose of taking up employment				
with					
Dated					
	Immigration Officer				
Form	В				
FALKLAND 1	ISLANDS				
Notice to Prohibi	9				
То					
have decided that you are a prohibited immigrant by re-	tion Ordinance 1965 and other provisions thereof I ason that you are:				
I order you (a) to leave the Falkland Islands by	the vessel/aircraft on which you arrived				
or (b) to leave the Falkland Islands with	hin from the date hereof				
Dated this day of					

N.B. RIGHT OF APPEAL	lmmigration Officer				
	ou have a right of appeal to the Governor in Council against c written notice.				

Made this 8th day of August 1985.

R. M. Hunt,
Civil Commissioner.

Ref. IMM/10/1.

The Harbour Regulations (Amendment) (No. 3) Order 1985

ARRANGEMENT OF PARAGRAPHS

Paragraph

- 1. Citation and commencement.
- 2. Amendment of Harbour Regulations.

THE HARBOUR ORDINANCE Cap 30

The Harbour Regulations (Amendment) (No. 3) Order 1985

No. 14 of 1985.

In accordance with Section 3 of the Harbour Ordinance Cap 30 the Civil Commissioner in Council makes the following Order —

Citation and commence-

1. This Order may be cited as the Harbour Regulations (Amendment) No 3 Order 1985 and shall come into force with effect from the 1st day of September 1985.

Amendment of Harbour Regulations.

- 2. The Harbour Regulations are amended by the substitution of the following for Item 1 in Schedule III
 - "1. HARBOUR DUES
- (1) The following harbour dues shall be payable on all vessels arriving in the Colony —

							Ł
Yachts		***			***		30
Vessels under	15 tons						30
Vessels of	15 tons	and	up to	50	tons		128
Vessels of over	50 tons	and	up to	800	tons		168
Vessels of over	800 tons	and	up to	1,000	tons		214
Vessels of over	1,000 tons	and	up to	1,500	tons		248
Vessels of over	1,500 tons	and	up to	2,000	tons		306
Vessels of over	2,000 tons	and	up to	5,000	tons		368
Vessels of over	5,000 tons	and	up to	7,000	tons	* 1 4	460
Vessels of over	7,000 tons	and	up to	10,000	tons		686
Vessels of over	10,000 tons	and	up to	15,000	tons		840
Vessels of over	15,000 tons	and	up to	20,000	lons		990
Vessels of over			_				1,140
Locally register					trading		Free.

- (2) Double the harbour dues prescribed under (1) above shall be payable on every passenger vessel carrying more than 12 passengers arriving in the Colony.
- (3) An additional charge shall be made in respect of vessels, other than yachts and vessels under 15 tons, which remain in the harbour for a period of more than 24 hours, for every additional and consecutive period of 24 hours or part thereof at the rate of one half of the harbour dues prescribed in (1) or (2) above."

Made this 23rd day of August 1985.

R. M. HUNT, Civil Commissioner.

Ref. CUS/10/3.



THE FALKLAND ISLANDS GAZETTE

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Vol. XCIV

28 OCTOBER 1985

No. 13

Promotion

Anton Livermore, from Constable, Falkland Islands Police Force to Station Sergeant, Falkland Islands Police Force, 1.10.85.

Appointments

Mrs. Candy Joy Blackley, Clerk, Public Service, 2.1.85.

Mrs. Sharon Halford, Registrar General, Justice Department, 1.7.85.

Miss Karen Anne McMaster, Assistant Teacher, Education Department, 20.9.85.

Miss Alison Harrod, Administrative Assistant/ Office Manager, Agricultural Research Centre, 23.9.85.

Mrs. Maria Lilian Wallace, Secretary / Typist, Agricultural Research Centre, 23.9.85.

Major B. Summers, Staff Officer, Falkland Islands Defence Force, 27.9.85.

Mrs. Sheena Ross, Clerk, Public Service, 28.9.85.

Dr. Robert James McIlroy, M.B., Ch.B.. Medical Officer, Medical Department, 4.10.85.

Acting Appointments

John Coutts, Acting Senior Engineer, Aviation Department, 3.9.85.

James Stephenson, Acting Income Tax Officer, 21.5.85 - 22.9.85.

Jeremy Peter Baylis, Acting Superintendent of Education, Education Department, 27.9.85.

James Mahony, Acting Headmaster, Senior School, Education Department, 27.9.85.

Derek Frank Howatt, Acting Financial Secretary, Treasury Department, 9.8.85 - 30.9.85.

Mrs. Kathleen Gay Clarke, Acting Deputy Financial Secretary, Treasury Department, 9.8.85 - 30.9.85.

Andrew Samuel Brownlee, Assistant Secretary/Clerk of Councils, Secretariat. 24.9.85 - 15.10.85.

Completion of Contract

Ronald Walker, Clerk of Works, Public Works Department, 13.5.85.

Dr. David John Edwards-Moss, M.B., B.S., Medical Officer, Medical Department, 22.9.85.

Transfer

Stephen Leslie Burston from Storeman, Central Store to Police Constable, Falkland Islands Police Force, 1.10.85.

Len Stanford McGill from Office Manager, Public Works Department to Police Constable, Falkland Islands Police Force, 1.10.85.

Resignations

Mrs. Tracy Porter (née Peck) Cashier, Treasury Department, 28.6.85.

Donald William Betts, Engineman, Power Generation Section, Public Works Department, 22.9.85.

Major P. W. Peck, Staff Officer, Falkland Islands Defence Force, 26.9.85.

Miss Alison Thom, Houseparent, Education Department, 12.10.85.

Miss Janette Mary Barton, s.r.n., Nursing Sister, Medical Department, 27.10.85.

NOTICES

No. 32. 9th October 1985.

THE LEGISLATIVE COUNCILS (ELECTIONS) ORDINANCE CAP 37
AND THE CONSTITUTIONAL (QUALIFICATION, NOMINATION AND
ELECTION OF CANDIDATES) REGULATIONS 1985

NOTICE OF ELECTION

In accordance with Regulation 11 of the Constitutional (Qualification, Nomination and Election of Candidates) Regulations 1985 I give notice that

JOHN EDWARD CHEEK

DARWIN LEWIS CLIFTON

NORMA EDWARDS

CHARLES DESMOND KEENLEYSIDE (Junior)

at a poll taken on the 3rd day of October 1985 have been elected as members of the Legislative Council for Stanley Constituency.

R. M. HUNT, Governor.

Ref. LEC/35/1 Vol. II.

No. 33.

9th October 1985.

On the 8th day of October 1985 the following persons were elected by the elected members of Legislative Council to be members of Executive Council—

THE HONOURABLE A. T. BLAKE

THE HONOURABLE D. L. CLIFTON

THE HONOURABLE C. D. KEENLEYSIDE.

Ref. EXC/19/1c.

No. 34.

10th October 1985.

Promotions

His Excellency the Governor has been pleased to make the following promotions in the Falkland Islands Defence Force with effect from 27th September 1985—

CAPTAIN B. SUMMERS to the rank of Major LIEUTENANT M. RENDELL to the rank of CAPTAIN.

Ref. SEC/19/1.

No. 35.

14th October 1985.

DEPARTURE OF SIR REX HUNT, C.M.G.

It is hereby notified for general information that —

SIR REX HUNT, C.M.G.,

left the Colony on retirement on the 13th October 1985.

Ref. P/1508.

No. 36.

16th October 1985.

D. G. P. TAYLOR - ACTING GOVERNOR

It is hereby notified for general information that --

DAVID GEORGE PENDLETON TAYLOR, ESQUIRE,

acted as Governor of the Colony during the period from the 13th October 1985 until the making of the oaths of allegiance and due execution of office by His Excellency the Governor on the 16th October 1985.

Ref. P/1677.

No. 37.

16th October 1985.

Assumption of Administration GORDON WESLEY JEWKES, Esquire, C.M.G.

It is hereby notified for general information that —

GORDON WESLEY JEWKES. ESQUIRE, C.M.G., has this day entered upon the functions of the office of Governor having made the oaths of allegiance and for the due execution of office provided for in Section 18 (3) of the Constitution.

Ref. P/1778.

No. 38.

18th October 1985.

With reference to Gazette Notice No. 6 of 19th February 1985 the following names are hereby added to the list of Medical Practitioners, Midwives and Dentists registered to practise in the Colony in accordance with Section 4 of the Medical Practitioners, Midwives and Dentists Ordinance (Cap. 45)—

Medical Practitioner

Qualifications

Medical Frictioner

HASTINGS, Peter Douglas BSC. MB. ChB, MRCOG, DCII. DRCOG.

McGREGOR. Ian Alexander MB, ChB, DTM & II.

McILROY, Robert James MB, ChB.

Ref. MED/7/3.

No. 39.

21st October 1985.

The findings of the Cost of Living Committee for the quarter ended 30th September 1985 are published for general information —

Quarter ended

Percentage increase over 1971 prices

30th September 1985

422.26 %

2. Hourly paid employees in Stanley qualify for an increase of 3½p per hour with effect from 1st October 1985.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance, I hereby appoint —

MAJOR R. W. WILBY

to be a temporary Customs Officer, South Georgia, with effect from 24th October 1985.

L. J. HALLIDAY, Collector of Customs.

In the Supreme Court of the Falkland Islands
NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE
(Cap. 1)

IN THE MATTER of Alfred Francis Lee, deceased of Stanley, Falkland Islands, who died at Stanley on the 18th day of September 1984, intestate.

WHEREAS Alfred Leslie Lee has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. HALFORD, Registrar.

Stanley, Falkland Islands.

raikianu isianus.

16th October 1985.

Ref. PRO/13/85.

In the Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Cap. 1)

IN THE MATTER of William Campbell MacBeth, deceased of Stanley, Falkland Islands, who died at Stanley on the 26th/27th April 1985, intestate.

WHEREAS Rowena Elsie Summers has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. Halford, Registrar.

Stanley, Falkland Islands. 16th October 1985. Ref. PRO/9/85. In the Supreme Court of the Falkland islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)

IN THE MATTER of Stanislaw Kryszczak, deceased of Stanley, Falkland Islands. who died at Stanley on the 21st day of July 1985, intestate.

WHEREAS Sharon Halford as Official Administrator has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 15 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. Halford, Registrar.

Stanley, Falkland Islands. 16th October 1985. Ref. PRO/6/85.

PROCLAMATION

No. 4 of 1985

IN THE NAME of Her Majesty ELIZABETH II, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor of the Colony of the Falkland Islands.

Whereas it is provided by Section 32 (1) of the Constitution that each session of the Legislative Council shall be held at such place and shall begin at such time as the Governor may appoint by proclamation published in the Gazette:

NOW, THEREFORE, I, REX MASTERMAN HUNT, do hereby PROCLAIM that the next session of the Legislative Council of the Falkland Islands shall be held at the Town Hall, Stanley, and shall begin at 11.00 in the forenoon on Tuesday the 8th day of October 1985.

GIVEN under my hand and the Public Seal of the Colony of the Falkland Islands at Government House, Stanley, this 4th day of October in the year of our Lord One thousand Nine hundred and Eighty-five.



R. M. HUNT, Governor.

GOD SAVE THE QUEEN

Ref. LEC/35/1 II.

FALKLAND ISLANDS

The following COMMISSION passed under the Royal Sign Manual and Signet, appointing GORDON WESLEY JEWKES, ESQUIRE, C.M.G., to be Governor of the Falkland Islands, is published for general information.

Dated 16 September, 1985

ELIZABETH R.

Elizabeth the Second

by the Grace of God of the Anited Kingdom of Great Britain and Northern Freland and of her other Realms and Territories Queen, Pead of the Commonwealth, Mefender of the Faith.

To Our Trusty and Well-beloved Gordon Wesley Jewkes, Esquire, Companion of Our Most Distinguished Order of Saint Michael and Saint George,

GREETING:

Appointment of G. W. Jewkes, Esquire, c.m.G., to be Governor.

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Gordon Wesley Jewkes, to be, with effect from the time of your disembarkation in Our said Colony, Our Governor of Our Colony of the Falkland Islands during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

Officers and others to obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said Colony, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Termination of this Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court at Saint James's, this Sixteenth day of September, 1985, in the Thirty-fourth Year of Our Reign.

BY HER MAJESTY'S COMMAND, GEOFFREY HOWE.

COMMISSION appointing
Gordon Wesley Jewkes, Esquire, c.m.g.,
to be Governor of the
FALKLAND ISLANDS.



BY THE QUEEN A PROCLAMATION

DETERMINING THE SPECIFICATIONS AND DESIGN FOR, AND GIVING CURRENCY TO, A SILVER AND CUPRO-NICKEL FIFTY PENCE COIN IN THE FALKLAND ISLANDS

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, section 2 (3) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

- 1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force there on the date of such publication.
- 2. (1) The following new coins, being coins of the denomination of fifty pence, of a standard weight of 28.2759 grammes, a standard diameter of 38.608 millimetres and a circular shape, shall be made—
 - (a) a silver coin of millesimal fineness 925; and
 - (b) a cupro-nickel coin of a standard composition of seventy-five per centum copper and twenty-five per centum nickel.
- (2) In the making of the said silver coin a remedy (that is, a variation from the standard weight, diameter or millesimal fineness specified above) shall be allowed of an amount not exceeding the following, that is to say
 - (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogramme of the coin) of 0.1296 grammes;
 - (b) a variation from the said standard diameter of 0.125 millimetres per coin; and
 - (c) a variation from the said millesimal fineness of 5.
- (3) In the making of the said cupro-nickel coin a remedy (that is a variation from the standard weight, diameter or composition specified above) shall be allowed of an amount not exceeding the following, that is to say—
 - (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogramme of the coin) of 0.1296 grammes;
 - (b) a variation from the said standard diameter of 0.125 millimetres per coin; and
 - (c) a variation from the said standard composition of two per centum.
 - 3. The design for each coin shall be as follows -
 - (a) For the obverse impression Our effigy with the inscription "QUEEN ELIZABETH II" to the left of the portrait, with "FALKLAND ISLANDS" to the right and at the bottom "50 PENCE".

- (b) For the reverse impression a portrait of His Royal Highness The Prince Andrew with the inscription "OPENING OF MOUNT PLEASANT AIRPORT MAY 1985".
- (c) Every coin shall have a graining upon the edge.
- 4. The said coins shall be current within Our Colony of the Falkland Islands.

GIVEN at Our Court at Buckingham Palace, this fifteenth day of May in the year of our Lord One thousand nine hundred and eighty-five and in the thirty-fourth year of Our Reign.

GOD SAVE THE QUEEN



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. XCIV

29 NOVEMBER 1985

No. 14

Appointments

Miss Susan Elizabeth Keith Cameron, Administrative Assistant, Falkland Islands Government Office, London, 1.10.85.

Miss Glynis Margaret King, Clerk, Public Service, 28.10.85.

John Christopher Rowland, Police Constable, Falkland Islands Police Force, 22.11.85.

James Peck, Storeman, Central Store, Treasury Department, 11.11.85.

Mrs. Joan Margaret Plows, S.R.N.. Chief Nursing Officer, Medical Department, 24.11.84.

Acting Appointments

Jeremy Peter Baylis, Acting Superintendent of Education, Education Department, 27.9.85 - 7.11.85.

James Mahony, Acting Headmaster, Senior School, Education Department, 27.9.85 - 7.11.85.

Mrs. Eileen Hughes, Acting Deputy Postmistress, Mount Pleasant Post Office, Posts and Telecommunications Department, 18.11.85.

Mrs. Jane Sherwood, Acting Registrar General, Justice Department, 18.11.85.

Transfers

Rex Browning from Assistant Secretary, Secretariat to Deputy Government Secretary & Establishments Officer, 26.3.83.

Peter Bernard Gilding from Teacher, Education Department to Head of Hostel, Education Department, 8.10.85.

Mrs. Jeannie Paullina Burston from Clerk, Customs & Harbour Department to Assistant Customs Officer 19.11.85.

Resignations

Mrs. Janet Ross (née Ashworth), Clerk, Police & Prisons Department, 11.10.85.

Miss Christine Hirtle, Clerk, Public Service, 13.11.85.

Neil Rogers, Engineman, Power Generation Section, Public Works Department, 23.11.85.

Peter Anthony Collins, Field Assistant, Agricultural Research Centre, 28.11.85.

Abolition of Office

Kenneth William Halliday, Operator/Technician, Fox Bay, 2.11.85.

Dismissal

Eric Smith, Clerk, Public Service, 14.10.85.

NOTICES

No. 40.

28th October 1985.

In accordance with Section 3 of the Administration of Justice Ordinance His Excellency the Governor has appointed

REX BROWNING

a Magistrate for the Colony of the Falkland Islands with effect from 18th October 1985.

Ref. LEG/19/5.

No. 41.

29th October 1985.

In accordance with Section 7B of the Administration of Justice Ordinance His Excellency the Governor has appointed

GERARD CARMEL BYRNE

Senior Magistrate with effect from 29th October 1985.

Ref. LEG/19/5.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance I hereby appoint —

SERGEANT ALAN JAMES BELL, R.A.F.. to be a temporary Customs Officer with effect from the 26th October 1985 to the 26th February 1986.

L. J. HALLIDAY, Collector of Customs.

In the Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Cap. 1)

IN THE MATTER of Ludvick Riley Anderson, deceased of Stanley, Falkland Islands, who died at Stanley on the 24th day of September 1985, intestate.

WHEREAS Linda Margaret Lyse has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. Halford, Registrar.

Stanley, Falkland Islands, 5th November 1985. Ref. PRO/17/85.

In the Supreme Court of the Falkland Islands

Notice under the Administration of Estates Ordinance
(Cap. 1)

IN THE MATTER of Lena Isabella Eleanor Goodwin, deceased of Stanley, Falkland Islands, who died at Stanley on the 1st day of September 1985, intestate.

WHEREAS Gloria Thorsen has applied for letters of administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. Halford, Registrar.

Stanley, Falkland Islands. 13th November 1985. Ref. PRO/14/85.



THE

FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. XCIV

31 DECEMBER 1985

No. 15

Appointments

Darren Livermore, Laboratory Assistant, Agriculturai Research Centre, 1.10.85.

Gerard Carmel Byrne, Senior Magistrate, Justice Department, 29.10.85.

Acting Appointments

Rudy Thomas Clarke, Acting Mechanical Superintendent, Plant and Vehicle Workshop, Public Works Department, 2.12.85.

Patrick McPhee, Acting Superintendent of Fire Services, Public Works Department, 27.8.85 - 17.12.85.

Completion of Contracts

Colin George Davies, Teacher, Education Department, 18.12.85.

Barry Leonard Chandler, Senior Mechanic, Public Works Department, 24.12.85.

Resignations

Miss Anna Constance Eve King, Cashier, Treasury Department, 1.11.85.

Miss Catherine Ashworth, Clerk, Philatelic Bureau, Posts & Telecommunications Department, 6.12.85.

NOTICES

No. 42. 17th December 1985.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Ordinance of the Colony.

No. Title Ref. 11/85 The Land (Amendment) Ordinance 1985 LND/10/1.

No. 43.

6th December 1985.

In accordance with Section 75 of the Constitution His Excellency the Governor has constituted the offices of Chief Executive, Financial Secretary, Attorney General and Principal Auditor and confirmed —

David George Pendleton Taylor, Esquire, as Chief Executive

Harold Theodore Rowlands, Esquire, O.B.E., as Financial Secretary

Michael Charles Lloyd Gaiger, Esquire, as Attorney General

and appointed -

Colin Dennis Wright, Esquire, as Principal Auditor

Ref. LEG/10/54.

No. 44.

9th December 1985.

In accordance with Section 43 of the Administration of Justice Ordinance His Excellency the Governor has appointed —

ROSE MARY McIlroy

a Notary Public with effect from 6th December 1985.

Ref. LEG/19/5.

No. 45.

9th December 1985.

In accordance with Section 29(2) of the Adminstration of Justice Ordinance His Excellency the Governor has appointed —

GERARD CARMEL BYRNE

Deputy Coroner for a period of six months with effect from 6th December 1985.

Ref. LEG/19/3.

No. 46.

23rd December 1985.

In accordance with the proviso to Section 8 of the Administration of Justice Ordinance (Cap. 3) His Excellency the Governor has appointed—

GERARD CARMEL BYRNE

to act as Judge of the Supreme Court of the Colony in any and all matters relating to the Administration of Estates Ordinance or the Matrimonial Causes Ordinance 1979 for a period of six months with effect from 19th December 1985.

Ref. LEG/19/5.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred by Section 4 of the Customs Ordinance I hereby appoint —

CORPORAL JOHN WILLIAM WALKER, R.A.F.. to be a temporary Customs Officer with effect from the 2nd December 1985 to the 2nd April 1986.

L. J. HALLIDAY, Collector of Customs.

In the Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Cap. 1)

IN THE MATTER of Albert Richard Cletheroe, deceased of Stanley, Falkland Islands, who died at Stanley on the 20th day of September 1985 leaving a Will dated the 21st day of May 1979.

WHEREAS the executor of the said Will did not survive the deccased.

AND WHEREAS Ellen Emily Cletheroe has applied for Letters of Administration with the Will annexed to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days of the publication hereof.

S. HALFORD,

Stanley, Falkland Islands. 31st December 1985. PRO/12/85. Registrar.

Application for Publican's Retail Licence

In accordance with Section 7 (1) of the Licensing Ordinance an application has been made by Mr. Charles Ronald Buckland, Stanley, for a Publican's Retail Licence in respect of the premises known as the Globe Hotel.

Any objection to the granting of a licence must be made not later than 23rd January 1986.

H. T. ROWLANDS,

Financial Secretary.

The Treasury, Stanley.

31st December 1985.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE 1983 (Section 2)

Resolution of Legislative Council

No. 10 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1983 that—

- 1. The companies and bodies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1(c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical and dental treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall, subject to the proviso hereafter contained, remain in force for a period of two years from the 1st day of January 1986.

Provided that -

- (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies, bodies and employees in relation to taxes, contributions, levies and dues which but for the exemption would have been imposed on profits, income, imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the maintenance services and construction work for British Forces Falkland Islands and works related thereto;
- (b) an employee for the purposes of this Resolution shall not include
 - (i) a person recruited by any of the said companies and bodies in the Falkland Islands whether or not such person is a resident thereof;
 - (ii) a person whom the Financial Secretary is satisfied is normally resident in the Falkland Islands in whatever country that person may have been recruited;
- (c) an exemption may at any time be revoked in respect of any of the said companies, bodies or employees;
- (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out maintenance services and construction work for British Forces Falkland Islands or works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

- (a) Property Services Agency
 Turner Diesel Limited
 Kelvin Catering (Camps) Limited
 Bristows Helicopters Limited
 ITM Offshore Limited
 Amey Roadstone Construction Limited
 Trojan Structures Limited
 Wallminster Limited
- (b) Such other companies or bodies which the Financial Secretary is satisfied are contractors or sub-contractors for the companies or bodies referred to in paragraph (a) of this Schedule.
- 4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 10 of 1985.

P. T. King, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE 1983 (Section 2)

Resolution of Legislative Council

No. 11 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1983 that -

- 1. The companies and bodies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Duties imposed under the Customs Ordinance Cap 16.
 - (c) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (d) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (e) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1(b) is subject to the condition that exempted persons do not sell or give any dutiable goods to any body or person who is not exempted from payment of duties under the said Ordinance.
- 3. The exemption under paragraph 1(d) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical and dental treatment received by them from the Falkland Islands Medical Services.
- 4. The exemptions provided for in this Resolution shall, subject to the proviso hereafter contained, remain in force for the period from the 1st day of November 1985 to the 30th day of June 1987.

Provided that -

- (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies, bodies and employees in relation to taxes, duties, contributions, levies and dues which but for the exemption would have been imposed on profits, income, imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the construction of Mount Pleasant Airport and the road from that airport to Stanley and works related thereto;
- (b) an employee for the purposes of this Resolution shall not include
 - (i) a person recruited by any of the said companies and bodies in the Falkland Islands whether or not such person is a resident thereof;
 - (ii) a person whom the Financial Secretary is satisfied is normally resident in the Falkland Islands in whatever country that person may have been recruited;
- (c) an exemption may at any time be revoked in respect of any of the said companies, bodies or employees;
- (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the construction of the Mount Pleasant Airport, the road from that airport or works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

(a) Property Services Agency John Laing Construction Limited Mowlem International Limited Amey Roadstone Construction Limited Wimpey Major Projects Limited Taylor Woodrow International Limited Kelvin Catering (Camps) Limited Cenargo Limited McTay Engineering Limited GEC Diesels Limited Balfour Kilpatrick Limited (International Division) British Leyland Bowmaker Limited Neil and Spencer Limited The Brightside Mechanical and Electrical Services Group Limited GIS International Site Services Limited Wyseplan Limited Applied Cladding and Erection Services Clanwood Components Limited Balfour Beatty Power Construction Limited Volvo BM Limited Goodwin Barsby Limited Imodco Limited Wallminster Limited Vic Hallam PLC (System Building Division)

Stott Benham Limited (International Division)

- (b) Such other companies or bodies which the Financial Secretary is satisfied are contractors or sub-contractors for the companies or bodies referred to in paragraph (a) of this Schedule.
- 5. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 11 of 1985.

P. T. KING, Clerk of Councils.

TAXES AND DUTIES (SPECIAL EXEMPTIONS) ORDINANCE 1983 (Section 2)

Resolution of Legislative Council

No. 12 of 1985.

RESOLVED in accordance with Section 2 of the Taxes and Duties (Special Exemptions) Ordinance 1983 that—

- 1. The companies and bodies the names of which are set out in the Schedule hereto and the employees thereof (hereafter together called "the exempted persons") shall be exempt from
 - (a) Taxes imposed under the Income Tax Ordinance Cap 32.
 - (b) Contributions imposed under the Old Age Pensions Ordinance 1952.
 - (c) The Medical Services Levy imposed under the Medical Services Levy Ordinance 1979.
 - (d) Harbour dues imposed under the Harbour Ordinance Cap 30.
- 2. The exemption under paragraph 1(c) is subject to the condition that any persons exempted from the levy shall pay the Falkland Islands Government all fees and costs that they may be charged for medical and dental treatment received by them from the Falkland Islands Medical Services.
- 3. The exemptions provided for in this Resolution shall, subject to the proviso hereafter contained, remain in force for the period from the 1st day of November 1985 to the 31st day of January 1987

Provided that -

- (a) the exemption provided for in paragraph 1 of this Resolution shall only apply to the said companies, bodies and employees in relation to taxes, contributions, levies and dues which but for the exemption would have been imposed on profits, income, imports and use of harbours arising out of or occasioned by or in relation to work undertaken on the construction of a new hospital in Stanley, sheltered housing, staff housing and works related thereto;
- (b) an employee for the purposes of this Resolution shall not include
 - (i) a person recruited by any of the said companies and bodies in the Falkland Islands whether or not such person is a resident thereof;
 - (ii) a person whom the Financial Secretary is satisfied is normally resident in the Falkland Islands in whatever country that person may have been recruited;
- (c) an exemption may at any time be revoked in respect of any of the said companies, bodies or employees;
- (d) (i) if an exemption is revoked in respect of any exempted person, or
 - (ii) an exempted person ceases to carry out work on the construction of the new hospital in Stanley, sheltered housing, staff housing and works related thereto

the exemption shall cease to apply to such exempted person.

SCHEDULE

- (a) Building Design Partnership Kelvin Catering (Camps) Limited Balfour Kilpatrick Limited (International Division) Fairclough International Construction Limited Miller Construction (Northern) Limited N E I Projects Limited
- (b) Such other companies or bodies which the Financial Secretary is satisfied are contractors or sub-contractors for the companies or bodies referred to in paragraph (a) of this Schedule.
- 4. This Resolution may be cited as the Taxes and Duties (Special Exemptions) Resolution No. 12 of 1985.

P. T. King, Clerk of Councils.

PROCLAMATION

No. 5 of 1985

IN THE NAME of Her Majesty ELIZABETH II, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY GORDON WESLEY JEWKES, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor of the Colony of the Falkland Islands.

WHEREAS it is provided by Section 7 of the Wild Animals and Birds Protection Ordinance 1964 that the Governor in Council may by Proclamation remove any wild bird from the First Schedule to the said Ordinance.

AND WHEREAS the Convention on the Conservation of Migratory Species signed at Bonn on the 23rd June 1979 obliges the Falkland Islands to protect the Brent Goose as an endangered species in the manner provided in the Convention.

Now Therefore I, GORDON WESLEY JEWKES, do PROCLAIM that with effect from the date hereof Schedule 1 of the Wild Animals and Birds Protection Ordinance 1964 be amended by the deletion of the words "Brent Goose".

Given under my hand and the Public Seal of the Colony of the Falkland Islands at Government House, Stanley, this 6th day of December in the year of Our Lord One thousand Nine hundred and Eighty-five.

LS

G. W. JEWKES, Governor.

GOD SAVE THE QUEEN

Ref. FIS/31/6.

PROCLAMATION

No. 6 of 1985

IN THE NAME of Her Majesty ELIZABETH II, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY GORDON WESLEY JEWKES, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor of the Colony of the Falkland Islands.

WHEREAS it is provided by Section 35 of the Customs Ordinance Cap 16 that it shall be lawful for the Governor from time to time by Proclamation to (inter alia) prohibit the importation or exportation of any goods absolutely or except on compliance with conditions which may be specified in the Proclamation.

Now Therefore I, GORDON WESLEY JEWKES, do PROCLAIM as follows -

- 1. No uncooked meat shall be imported unless it originates —
- (a) from an abattoir in the United Kingdom that conforms with the Slaughterhouse (Hygiene) Regulations 1977 (S.I. 1977/1805) or
- (b) from an abattoir within the EEC which conforms with European Council Directive 64/433/EEC or
- (c) from an abattoir outside the EEC which conforms with European Council Directive 72/462/EEC or any United Kingdom Regulations or European Council Directives amending or
 - replacing the regulations and directives referred to in paragraphs (a), (b) and (c).
- 2. No fertile eggs or animal semen shall be imported unless —
- (a) a licence to import such eggs or semen has been granted by the Government Veterinary Officer and
- (b) a health certificate in a form prescribed by the Government Veterinary Officer has been issued in respect of such eggs or semen.
- 3. No used shearing equipment shall be imported unless the same is presented for inspection by the Government Veterinary Officer and is cleaned and disinfected if so required by the Government Veterinary Officer.
- 4. Proclamations No. 5 of 1971 and No. 3 of 1973 shall be read subject to this Proclamation.
 - 5. Proclamation No. 3 of 1968 is revoked.

Given under my hand and the Public Seal of the Colony of the Falkland Islands at Government House, Stanley, this 6th day of December in the year of Our Lord One thousand Nine hundred and Eighty-five.



G. W. JEWKES, Governor.

GOD SAVE THE QUEEN

Ref. CUS/10/2.

The Co-operative Societies Ordinance

ARRANGEMENT OF SECTIONS

PART 1 PRELIMINARY

Section

- 1. Citation.
- 2. Interpretation.

PART 2

REGISTRATION

- 3. Appointment of Registrar of Co-operative Societies and assistant registrars.
- 4. Societies that may be registered.
- 5. Conditions of registration.
- 6. Application by a society for registration.
- 7. Registration and appeal from refusal to register.
- 8. Society to become body corporate upon registration.
- 9. Evidence of registration.

PART 3

DUTIES AND PRIVILEGES OF SOCIETIES

- 10. Amendment of by-laws of a registered society.
- 11. Address of society.
- 12. Copy of Ordinance, rules and by-laws to be open to inspection.
- 13. Disposal of produce to or through a registered society.
- 14. Creation of charge in favour of registered society.
- 15. Charge and set off in respect of shares or interest of member or past member.
- 16. Share or interest not liable to attachment or sale.
- 17. Transfer of share or interest on death of member.
- 18. Deposits by or on behalf of minors.
- 19. Register or list of members.
- 20. Proof of entry in book of registered society.

PART 4

RIGHTS AND LIABILITIES OF MEMBERS

- 21. Qualifications for membership of registered society.
- 22. No member to exercise rights until prescribed payment made or interest acquired.
- 23. Restriction of membership of loan societies.
- 24. Votes of members.
- 25. Voting for registered society by proxy.
- 26. Acts and contracts of members who are minors.
- 27. Limit on ownership of share capital.
- 28. Conditions and restrictions on transfer or charge of share or interest.
- 29. Liability of past member and estate of deceased member for debts of society.

PART 5

PROPERTY AND FUNDS OF REGISTERED SOCIETIES

- 30. Restriction on loans by registered society.
- 31. Deposits and loans received by registered society.
- 32. Transactions of registered society with non members.
- 33. Investment or deposit of funds of registered society.
- 34. Disposal of profits.

PART 6

AUDIT, INSPECTION AND INQUIRY

- 35. Audit.
- 36. Registrar to have access to books, accounts, papers and securities of registered society.
- 37. Inquiry and inspection.

PART 7

DISSOLUTION

- 38. Dissolution.
- 39. Cancellation of registration for lack of membership.
- 40. Effect of cancellation of registration.
- 41. Appointment of liquidators.
- 42. Powers of liquidator.
- 43. Powers of Registrar to control liquidation.
- 44. Enforcement of decision of arbitrator and order by liquidator or Registrar.
- 45. Limitation of jurisdiction of the civil court.
- 46. Application of funds on liquidation and closing of liquidation.

PART 8

SURCHARGE AND ATTACHMENT

- 47. Power of Registrar to make order for payment of money or restoration of property.
- 48. Appeal to Governor in Council.

PART 9

DISPUTES

- 49. Settlement of disputes.
- 50. Case stated on a question of law.

PART 10

RULES

51. Rules.

PART 11

MISCELLANEOUS

- 52. Recovery of sums due to Government.
- 53. Exemptions from registration requirements.
- 54. Exemptions of registered societies from provisions of Ordinance.
- 55. Exemptions from stamp duties or fees.
- 56. Prohibition of use of word "co-operative".
- 57. Certain laws not to apply to registered societies.
- 58. Offences and penalties.
- 59. Penalty for fraud or misappropriation.

Assented to in Her Majesty's name this 24th day of December 1985.

G. W. JEWKES, Governor.



No. 15



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

GORDON WESLEY JEWKES, C.M.G. Governor.

An Ordinance

To provide for the formation and regulation of Co-operative Societies.

ENACTED by the Legislature of the Colony of the Falkland Islands.

PART 1 PRELIMINARY

1. This Ordinance may be cited as the Co-operative Societies Ordinance and shall come into force on the 1st day of January 1986.

Citation and commencement.

2. In this Ordinance unless the context otherwise requires —

"bonus" means a share of the profits of a registered society divided among its members in proportion to the amount of business done with the society by them from which the profits of the society

were derived;

"by-laws" means the registered by-laws made by a society in the exercise of any power conferred by this Ordinance, and includes registered amendments thereto;

"committee" means the governing body of a registered society to whom the management of its affairs is entrusted;

"dividend" means a share of the profits of a registered society divided among its members in proportion to the share capital held by them;

"member" includes a person or registered society joining in the application for the registration of a society and a person or registered society admitted to membership after registration in accordance with the by-laws;

"officer" includes a chairman, secretary, treasurer, member of committee, or other person empowered under the rules or by-laws to give directions concerning the business of a registered society;

Interpretation.

- "registered society" means a co-operative society registered under this Ordinance;
- "Registrar" means the Registrar of co-operative societies appointed under Section 3 and includes a person when exercising such of the powers of the Registrar as may have been conferred upon him under that section;
- "rules" means rules made under this Ordinance.

PART 2

REGISTRATION

Appointment of Registrar of Co-operative Societies and assistant registrars.

3. The Governor may appoint a person to be Registrar of Co-operative Societies for the Falkland Islands and may appoint persons to assist such Registrar, and may by notice published in the Gazette confer on any such persons all or any of the powers of the Registrar under this Ordinance.

Societies that may be registered.

- 4. (1) Subject to the provisions hereinafter contained, a society which has as its object the promotion of the economic interests of its members in accordance with co-operative principles, or a society established with the object of facilitating the operations of such a society, may be registered under this Ordinance with or without limited liability as the Registrar may decide.
- (2) The liability of a society which includes at least one registered society among its members shall be limited.

Conditions of registration.

- 5. (1) No society, other than a society of which a member is a registered society, shall be registered under this Ordinance, which does not consist of at least ten persons each of whom is qualified under Section 21 for membership.
- (2) The word "co-operative" shall form part of the name of every registered society.
- (3) The word "limited" shall be the last word in the name of every society registered with limited liability under this Ordinance.
- (4) When for the purposes of this section any question arises as to age, residence or occupation of land constituting the qualification of any person that question shall be decided by the Registrar whose decision shall be final.

Application by a society for registration.

- 6. (1) A society which desires to be registered under this Ordinance shall make application to the Registrar.
 - (2) The application shall be signed -
 - (a) in the case of a society of which no member is a registered society, by at least ten persons qualified in accordance with the requirements of Section 21; and
 - (b) in the case of a society of which a member is a registered society, by a duly authorised person on behalf of every such registered society, and, where all the members of the society are not registered societies, by ten other members, or, when there are less than ten other members, by all of them.
- (3) The application shall be accompanied by copies of the proposed by-laws of the society, and such other information with regard to the society as the Registrar may require.

Registration and appeal from refusal to register.

7. (1) If the Registrar is satisfied that a society has complied with the provisions of this Ordinance and the rules, and that its proposed by-laws are not contrary to this Ordinance or to the rules, he may, if he considers fit, register the society and its by-laws. An appeal shall lie to the Governor in Council against the refusal of the Registrar to register any society within one month from the date of such refusal.

- (2) On registration the society shall pay such fee as may be required by the rules.
- 8. Upon registration a society shall become a body corporate by the name under which it is registered with perpetual succession and with power to hold property, to enter into contracts, to institute and defend suits and other legal proceedings, and to do all things necessary for the purpose of its constitution.

Society to become body corporate upon regis-

9. A certificate of registration signed by the Registrar shall Evidence of registration. be conclusive evidence that the society therein mentioned is duly registered, unless it is proved that the registration of the society has been cancelled.

PART 3

DUTIES AND PRIVILEGES OF SOCIETIES

10. (1) Any registered society may, subject to this Ordinance Amendment of by-laws of and the rules, amend its by-laws, including the by-law which declares a registered society. the name of the society.

- (2) No amendment of the by-laws of a registered society shall be valid until that amendment has been registered under this Ordinance, for which purpose copies of the amendment shall be forwarded to the Registrar.
- (3) If the Registrar is satisfied that an amendment of the bylaws of a registered society is not contrary to this Ordinance or to the rules he may, if he thinks fit, register the amendment. An appeal shall lie to the Governor in Council against the refusal of the Registrar to register any amendment of any by-law.
- (4) An amendment which changes the name of a society shall not affect any right or obligation of the society or of any of its members or past members, and any legal proceedings pending may be continued by or against the society under its new name.
- (5) When the Registrar registers an amendment of the bylaws of a registered society he shall issue to that society a copy of the amendment certified by him which shall be conclusive evidence of the fact that the amendment has been duly registered.
- 11. Every registered society shall have an address, registered in accordance with the rules, to which all notices and communications may be sent, and shall send to the Registrar notice of every change of that address.

Address of society.

12. Every registered society shall keep a copy of this Ordinance and of the rules and of its by-laws and a list of its members open to inspection, free of charge, at all reasonable times at the registered address of the society.

Copy of Ordinance, rules and by-laws to be open to inspection.

- 13. (1) A registered society which has as one of its objects the disposal of any article produced or obtained by the work or industry of its members, whether the produce of agriculture, animal husbandry, forestry, fisheries, handicrafts or otherwise, may provide in its by-laws or may otherwise contract with its members
 - that every member who produces such article shall dispose of the whole or any specified amount, proportion or description thereof to or through the society; and
 - (b) that any member who is proved or adjudged in such manner as may be prescribed by the rules to be guilty of a breach of such by-laws or contract shall pay to the society as liquidated damages a sum ascertained or assessed in the manner prescribed by the by-laws.

Disposal of produce to or through a registered society.

(2) No contract entered into under the provisions of this section shall be contested in any court on the ground only that it constitutes a contract in restraint of trade.

Creation of charge in favour of registered society.

- 14. (1) Subject to any prior claim of the Crown on the property of the debtor and to the lien or claim of a landlord in respect of rent or any money recoverable as rent and in the case of immovable property to any prior registered charge thereon—
 - (a) any debt or outstanding demand payable to a registered society by any member or past member shall be a first charge on all crops or other agricultural produce, felled timber or other forest produce, marine produce, fish (freshwater and salt-water), livestock, fodder, agricultural, industrial and fishing implements, plant, machinery, boats, tackle and nets, raw materials, stock in trade and generally all produce of labour and things used in connection with production raised, purchased or produced in whole or in part from any loan whether in money or in goods given to him by the society:

Provided that nothing therein contained shall affect the claim of any bona fide purchaser or transferee without notice;

(b) any outstanding demands or dues payable to a registered housing society by any member or past member in respect of rent, shares, loans or purchase money or any other rights or amounts payable to such society shall be a first charge upon his interest in the immovable property of the society.

Charge and set off in respect of shares or interest of member or past member. 15. A registered society shall have a charge upon the shares or interest in the capital and on the deposits of a member or past member or deceased member and upon any dividend, bonus, or profits payable to a member or past member or to the estate of a deceased member in respect of any debt due to the society from such member or past member or estate, and may set off any sum credited or payable to a member or past member or the estate of a deceased member in or towards payment of any such debt.

Share or interest not liable to attachment or sale.

16. Subject to Section 15, the share or interest of a member in the capital of a registered society shall not be liable to attachment or sale under any decree or order of a court in respect of any debt or liability incurred by such member, and neither his assignee in insolvency nor a receiver duly appointed shall be entitled to, or have any claim on, such share or interest.

Transfer of share or interest on death of

17. (1) On the death of a member, a registered society may transfer the share or interest of the deceased member to the person nominated in accordance with the rules made in that behalf or, if there is no person so nominated, to such person as may appear to the committee to be the heir or legal representative of the deceased member or may pay to such nominee, heir or legal representative, as the case may be, a sum representing the value of such member's share or interest, as ascertained, in accordance with the rules or by-laws:

Provided that -

- (a) in the case of a society with unlimited liability, such nominee, heir or legal representative, as the case may be, may require payment by the society of the value of the share or interest of the deceased member ascertained as aforesaid;
- (b) in the case of a society with limited liability, the society may transfer the share or interest of the deceased member to such nominee, heir or legal representative, as the case

may be, being qualified in accordance with the rules and by-laws for membership of the society, or on his application within six months of the death of the deceased member to any person specified in the application who is so qualified.

- (2) A registered society shall pay all other moneys due to the deceased member from the society to such nominee, heir or legal representative, as the case may be.
- (3) All transfers and payments made by a registered society in accordance with the provisions of this section shall be valid and effectual against any demand made upon the society by any other person.
- 18. (1) A registered society may receive deposits from or for the benefit of minors and it shall be lawful for a registered society to pay such minors the interest which may become due on such deposits. Any deposits made by a minor may, together with the interest accrued thereon, be paid to that minor; and any deposit made on behalf of a minor may, together with the interest accrued thereon, be paid to the guardian of that minor for the use of the minor.

Deposits by or on behalf

- (2) The receipt of any minor or guardian for money paid to him under this section shall be a sufficient discharge of the liability of the society in respect of that money.
- 19. Any register or list of members kept by any registered society shall be prima facie evidence of any of the following particulars entered therein —

Register or list of members.

- (a) the date at which the name of any person was entered in such register or list as a member;
- (b) the date at which any such person ceased to be a member.
- 20. (1) A copy of any entry in a book of a registered society regularly kept in the course of business shall, if certified in such manner as may be prescribed by the rules, be received in any legal proceeding, civil or criminal, as prima facie evidence of the existence of such entry and shall be admitted as evidence of the matter, transactions and accounts therein recorded in every case where, and to the same extent as, the original entry itself is admissible.

Proof of entry in book of registered society.

(2) No officer of any such society shall, in any legal proceedings to which the society is not a party, be compelled to produce any of the society's books, the contents of which can be proved under subsection (1) or to appear as a witness to prove any matters, transactions or accounts therein recorded, unless the court for special reason so directs.

PART 4

RIGHTS AND LIABILITIES OF MEMBERS

21. In order to be qualified for membership of a registered society, a person, other than a registered society, must—

Qualifications for membership of registered society.

- (a) have attained the age of 18 years;
- (b) be resident within or in occupation of land within the society's area of operation as described by the by-laws.
- 22. No member of a registered society shall exercise the rights of a member unless or until he has made such payment to the society in respect of membership or acquired such interest in the society, as may be prescribed by the rules or by-laws.

No member to exercise rights until prescribed payment made or interest acquired.

23. Except with the sanction of the Registrar, no person shall be a member of more than one registered society whose primary object is to grant loans to its members.

Restriction of membership of loan societies.

Votes of members.

24. No member of any registered society shall have more than one vote in the conduct of the affairs of the society:

Provided that ---

- (a) in the case of an equality of votes the chairman shall have a casting vote;
- (b) in the case of societies of which a registered society is a member that society may have such voting powers as are provided in the rules.

Voting for registered society by proxy.

25. A registered society which is a member of any other registered society may appoint any one of its members as its proxy for the purpose of voting in the conduct of the affairs of such other registered society.

Acts and contracts of members who are minors.

26. The minority of any member of a registered society shall not debar that person from executing any instrument or giving any acquittance necessary to be executed or given under this Ordinance or the rules made hereunder, and shall not be a ground for invalidating or avoiding any contract entered into by any such person with the society; and any such contract entered into by any such person with the society, whether as principal or as surety, shall be enforceable at law or against such person notwithstanding his minority.

Limit on ownership of share capital.

27. No member, other than a registered society, shall hold more than one-fifth of the share capital of any registered society.

Conditions and restrictions on transfer or charge of share or interest.

- 28. (1) The transfer or charge of the share or interest of a member or past member or deceased member in the capital of a registered society shall be subject to such conditions as to maximum holding as may be prescribed by this Ordinance or by the rules.
- (2) In the case of a society registered with unlimited liability, a member shall not transfer any share held by him or his interest in the capital of the society or any part thereof, unless—
 - (a) he has held such share or interest for not less than one year; and
 - (b) the transfer or charge is made to the society, or to a member of the society, or to a person whose application for membership has been accepted by the committee.

Liability of past member and estate of deceased member for debts of society.

- 29. (1) The liability of a past member for the debts of a registered society as they existed on the date on which he ceased to be a member shall not continue for a period of more than two years reckoned from that date.
- (2) The estate of a deceased member shall not be liable for the debts of a registered society as they existed on the date of his death for a period that is longer than the liability of his estate for any other debt.

PART 5

PROPERTY AND FUNDS OF REGISTERED SOCIETIES

Restriction on loans by registered society.

- 30. (1) A registered society shall not, except as provided in Section 33, make any loan to any person other than a member.
- (2) Except with the permission of the Registrar a registered society shall not lend money on the security of any movable property other than produce or goods in which the society is authorised to deal.
- (3) The Governor may by Order prohibit or restrict the lending of money on mortgage of any description of immovable property of any registered society.

31. A registered society shall receive deposits and loans from persons who are not members only to such extent and under such conditions as may be prescribed by the rules or by-laws.

Deposits and loans received by registered society.

32. Save as provided in Sections 30 and 31, the transactions of a registered society with persons other than members shall be subject to such prohibitions and restrictions as may be prescribed by

Transactions of registered society with non-members.

- 33. A registered society may invest or deposit its funds -
- (a) in a savings bank, or with any bank or person carrying on the business of banking approved for this purpose by the Registrar; or

Investment or deposit of funds of registered society.

- (b) in any securities issued or guaranteed by a Government within the Commonwealth; or
- (c) with any other registered society approved for this purpose by the Registrar; or
- (d) in any other mode allowed by the rules.

34. (1) The Financial Secretary shall from time to time prescribe by Order in the Gazette the fraction of the net profits of every registered society, as ascertained by the audit prescribed by Section 35, that shall be carried to a fund to be called the reserve fund, which shall be employed as prescribed by the rules. After deduction of any tax which may have been charged on a registered society in accordance with the provisions of the Income Tax Ordinance, the remainder of such profits and any profits of past years available for distribution may be divided among the members by way of dividend or bonus, or allocated to any funds constituted by the society, to such extent or under such conditions as may be prescribed by the rules or by-laws:

Disposal of profits.

Provided that, in the case of a society with unlimited liability, no distribution of profits shall be made except by authority given by the Governor by Order in Council.

(2) Any registered society may, with the sanction of the Registrar, after the fraction of the net profits provided for in subsection (1) has been carried to a reserve fund, contribute an amount not exceeding ten per cent of the remaining net profits to any charitable purpose or to a common-good fund.

PART 6.

AUDIT, INSPECTION AND INQUIRY

35. (1) The Registrar shall audit or cause to be audited by Audit. some person authorised by him in writing the accounts of every registered society once at least in every year.

- (2) The audit under subsection (1) shall include an examination of overdue debts, if any, and a valuation of the assets and liabilities of the registered society.
- (3) The Registrar and every other person appointed to audit the accounts of a society shall have power when necessary-
 - (a) to summon at the time of his audit any officer, agent, servant or member of the society who he has reason to believe can give material information about any transactions of the society or the management of its affairs; or
 - (b) to require the production of any book or document relating to the affairs of, or any cash or securities belonging to the society by the officer, agent, servant or member in possession of such book or document, cash or securities.

Registrar to have access to books, accounts, papers and securities of registered society.

Inquiry and inspection.

- 36. The Registrar, or any person authorised in writing by the Registrar, shall at all times have access to all the books, accounts, papers and securities of a registered society, and shall be entitled to inspect the cash in hand; and every officer of the society shall furnish such information concerning the transactions and working of the society as the person making such inspection may require.
- 37. (1) The Registrar may of his own motion, and shall on the application of a majority of the committee, or of not less than one-third of the members of a registered society, hold an inquiry or direct that some person appointed by him by order in writing published in the Gazette, hold an inquiry into the constitution, working, and financial condition of a registered society; and all officers and members of the society shall furnish such information concerning the affairs of the society and produce the cash in hand and such books, accounts, papers and securities of the society as the Registrar or the person appointed by him may require.
- (2) The Registrar shall, on the application of a creditor of a registered society, inspect or direct that some person appointed by him in writing inspect the books of the society, if the applicant
 - (a) proves that an ascertained sum of money is then due to him and that he has demanded payment thereof and has not received satisfaction within a reasonable time; and
 - (b) deposits with the Registrar such sum as security for the costs of the proposed inspection as the Registrar may require.
- (3) The Registrar shall communicate the results of any such inspection to the creditor and to the society into whose affairs inquiry has been made.
- (4) Where an inquiry is held under subsection (1) or an inspection is made under subsection (2) the Registrar may apportion the costs or such part of the costs, as he may consider right between the registered society, the members demanding an inquiry, the officers or former officers of the society, and the creditor, if any, on whose application the inquiry was made.
- (5) Any sum awarded by way of costs against any society or person under this section may be recovered on application to the Magistrate's Court in like manner as a fine imposed by such court.

PART 7 DISSOLUTION

Dissolution.

- 38. (1) If the Registrar, after holding an inquiry or making an inspection under Section 37 or on receipt of an application made by three-fourths of the members of a registered society, is of opinion that the society ought to be dissolved, he may make an order for the cancellation of the registration of the society.
- (2) Any member of a registered society may, within two months from the date of an order under subsection (1), appeal from such order to the Governor in Council.
- (3) Where no appeal is presented within two months from the making of an order cancelling the registration of a society, the order shall take effect on the expiry of that period. Where an appeal is presented within two months, the order shall not take effect until it is confirmed.
- (4) Where the Registrar makes an order for the cancellation of the registration of a society under subsection (1) he may make such further order as he may think fit for the custody of the books and documents and the protection of the assets of the society until the order cancelling registration takes effect.

- (5) No registered society shall be wound up save by an order of the Registrar.
- 39. The Registrar may, by order in writing, cancel the registration of any registered society other than a society which includes among its members one or more registered societies, if at any time it is proved to his satisfaction that the number of the members has been reduced to less than ten. Every such order shall take effect from the date thereof.

Cancellation of registration for lack of membership.

40. Where the registration of a society is cancelled by an order Effect of cancellation of under Section 38 or 39 the society shall cease to exist as a corporate body from the date on which the order takes effect, hereinafter referred to as the date of dissolution:

Provided that any privileges conferred on the society by or under Sections 14, 15, 16 and 17 shall be deemed to be vested in any liquidator appointed for the society by the Registrar.

Where the registration of a society is cancelled under Sections 38 and 39 the Registrar may appoint one or more persons to be, subject to his direction and control, the liquidator or liquidators of the society.

Appointment of

42. (1) A liquidator appointed under Section 41 shall, subject Powers of liquidator. to the guidance and control of the Registrar and to any limitations imposed by the Registrar by order under Section 43, have power to -

- (a) determine from time to time the contribution to be made by members and past members or by the estate of deceased members of the society to its assets;
- appoint a day by notice before which creditors whose claims are not already recorded in the books of the society shall state their claims for admission or to be excluded from any distribution made before they have proved them;
- (c) decide any question of priority which arises between creditors;
- (d) refer disputes to arbitration and institute and defend suits and other legal proceedings on behalf of the society by his name or office;
- (e) decide by what persons and in what proportions the costs of liquidation are to be borne;
- give such directions concerning the collection and distribution of assets as may be necessary in the course of winding up the society;
- (g) compromise any claim by or against the society provided that the sanction of the Registrar has first been obtained;
- (h) call such general meetings of members as may be necessary for the proper conduct of the liquidation;
- (i) take possession of the books, documents and assets of the society;
- (j) sell the property of the society;
- (k) carry on the business of the society so far as may be necessary for winding it up beneficially:

Provided the liquidator of a credit society may not issue any loan; and

- (l) arrange for the distribution of the assets of the society in a convenient manner after a scheme of distribution has been approved by the Registrar.
- (2) Subject to the rules, any liquidator appointed under this Ordinance shall so far as such powers are necessary for carrying out the purposes of this section have power to summon and enforce the

attendance of persons and witnesses and to compel the production of documents by the same means in the manner as is provided in the case of a senior magistrate.

Powers of Registrar to control liquidation.

- 43. A liquidator shall exercise his powers subject to the control and revision of the Registrar who may—
 - (a) rescind or vary any order made by a liquidator and make whatever new order is required;
 - (b) call for all books, documents and assets of the society;
 - (c) remove a liquidator from office;
 - (d) by order in writing limit the powers of a liquidator under Section 42;
 - (e) require accounts to be rendered to him by the liquidator;
 - (f) procure the auditing of the liquidator's accounts and authorise the distribution of the assets of the society;
 - (g) make an order for the remuneration of the liquidator; or
 - (h) refer any dispute between a liquidator and a third party to arbitration if that party shall have consented in writing to be bound by the decision of the arbitrator.

Enforcement of decision of arbitrator and order by liquidator or Registrar.

- 44. (1) The decision of an arbitrator on any matter referred to him under Section 43 shall be binding upon the parties and shall be enforceable in like manner as an order made by the Registrar under that section.
- (2) An order made by a liquidator or by the Registrar under Section 42 or 43 shall be enforced by the Senior Magistrate's court in like manner as a decree of that court.

Limitation of jurisdiction of the civil court.

45. Save as is hereinbefore expressly provided no court shall have any jurisdiction in respect of any matter concerned with the dissolution of a registered society under this Ordinance.

Application of funds on liquidation and closing of liquidation.

- 46. (1) In the liquidation of a society whose registration has been cancelled, the funds, including the reserve fund, shall be applied first to the costs of liquidation, then to the discharge of the liabilities of the society, then to the payment of the share capital and then, provided the by-laws of the society permit, to the payment of a dividend at a rate not exceeding ten per cent per annum for any period for which no disposal of profits was made.
- (2) When the liquidation of a society has been closed and any creditor of the society has not claimed or received what is due to him under the scheme of distribution, notice of the closing of the liquidation shall be published in the Gazette; and all claims against the funds of the society liquidated shall be void when two years have elapsed from the date of publication of the Gazette notice.
- (3) Any surplus remaining after the application of the funds to the purposes specified in subsection (1) and the payment of any claims for which an action is instituted under subsection (2) shall be available for distribution to members who have done business with the society during any part of the preceding ten financial years and the broken period prior to the dissolution in accordance with a scheme approved by the Registrar but under which the share of the distribution to be received by each member shall so far as may be practicable be calculated in relation to the amount of money invested with the society by that member and the amount of profits earned by the society on that member's business during the said period.

PART 8

SURCHARGE AND ATTACHMENT

47. (1) Where, in the course of the winding up of a registered society, it appears that any person who has taken part in the organisation or management of such society or any past or present officer of the society has misapplied or retained or become liable or accountable for any money or property of such society or has been guilty of misfeasance or breach of trust in relation to such society, the Registrar may, on the application of the liquidator or of any creditor or contributory, examine into the conduct of such person and make an order requiring him to repay or restore the money or property or any part thereof with interest at such rate as the Registrar thinks just or to contribute such sum to the assets of such society by way of compensation concerning the misapplication, retainer, dishonesty or breach of trust as the Registrar considers fit.

Power of Registrar to make order for payment of money or restoration of property.

- (2) This section shall apply notwithstanding that the act is one for which the offender may be criminally responsible.
- 48. Any person aggrieved by an order of the Registrar made under Section 47 may appeal to the Governor in Council within twenty-one days from the date of such order and the decision of the Governor shall be final and conclusive.

Appeal to Governor in Council.

PART 9

DISPUTES

49. (1) If any dispute touching the business of a registered Settlement of disputes. society arises —

- (a) among members, past members and persons claiming through members, past members and deceased members; or
- (b) between a member, past member or person claiming through a member, past member or deceased member, and the society, its committee or any officer of the society; or
- (c) between the society or its committee and any officer of the society; or
- (d) between the society and any other registered society;

such dispute shall be referred to the Registrar for decision. A claim by a registered society for any debt or demand due to it from a member. past member or the nominee, heir or legal representative of a deceased member, shall be deemed to be a dispute touching the business of the society within the meaning of this subsection.

- (2) The Registrar may, on receipt of a reference under subsection (1)
 - (a) decide the dispute himself; or
 - (b) refer it for disposal to an arbitrator.
- (3) Any party aggrieved by the award of the arbitrator or arbitrators may appeal therefrom to the Registrar within such period and in such manner as may be prescribed.
- (4) A decision of the Registrar under subsection (2) or in appeal under subsection (3) shall be final and shall not be called in question in any civil court.
- (5) The award of the arbitrator or arbitrators under subsection (2) shall, if no appeal is preferred to the Registrar under subsection (3), or if any such appeal is abandoned or withdrawn, be final and shall not be called in question in any civil court and shall be enforced in the same manner as if the award had been a judgment of a civil court.

Case stated on a question of law.

- 50. (1) Notwithstanding anything contained in Section 49 the Registrar at any time when proceeding to a decision under this Ordinance, or the Governor at any time when an appeal has been made to him against any decision of the Registrar under this Ordinance, may refer any question of law arising out of such decision for the ruling of the court.
 - (2) The ruling given on such question shall be final.

PART 10 RULES

Rules.

- 51. (1) The Governor may by Order in Council make all such rules as may be necessary for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance.
- (2) In particular, and without prejudice to the generality of the power conferred by subsection (1), such rules may provide for
 - (a) forms to be used and the conditions to be complied with in applying for the registration of a society and the procedure for such applications;
 - (b) conditions to be complied with by persons applying for admission or admitted as members, election and admission of members from time to time, and the payment to be made and interest to be acquired before exercising rights of membership;
 - (c) subject to the provisions of Section 27, the maximum number of shares or portion of the capital of a registered society which may be held by a member;
 - (d) the extent to which a registered society may limit the number of its members;
 - (e) withdrawal and expulsion of members and payments to be made to members who withdraw or are expelled, and the liabilities of past members;
 - (f) general meetings of the members and for the procedure at such meetings and the powers to be exercised by such meetings;
 - (g) appointment, suspension and removal of the members of the committee and other officers, and the procedure at meetings of the committee, and the powers to be exercised and the duties to be performed by the committee and other officers;
 - (h) matters in respect of which a society may or shall make bylaws and the procedure to be followed in making, altering and rescinding by-laws, and the conditions to be satisfied prior to such making, alteration or rescission;
 - (i) the manner in which funds may be raised by means of shares or debentures or otherwise;
 - (j) conditions to be observed by a registered society applying for financial assistance from Government;
 - (k) the payments to be made, the conditions to be complied with and the forms of the bonds, instruments or other documents to be executed by members applying for loans or cash credits, the period for when the loans may be made or credits granted, and the maximum amount which may be lent and the maximum credit which may be allowed to individual members with or without the consent of the Registrar;
 - (!) the manner in which the value of a deceased member's interest shall be ascertained, and for the nomination of a person to whom such interest may be paid or transferred;

- (m) the manner in which the value of the interest of a member who has become of unsound mind and incapable of managing himself or his affairs shall be ascertained and the nomination of any person to whom such interest may be paid or transferred;
- (n) formation and maintenance of reserve funds, and the objects to which such funds may be applied, and investment of any funds under the control of any registered society;
- (o) conditions under which profits may be distributed to the members of a society with unlimited liability and the maximum rate of dividend which may be paid by societies;
- (p) accounts and books to be kept by a registered society, and for the periodical publication of a balance sheet showing the assets and liabilities of a registered society;
- (q) audit of the accounts of registered societies and for the charges, if any, to be made for such audit and the levy of contributions from all or any registered societies to a fund to be used for the audit and supervision of existing societies and co-operative education and the administration of such a fund;
- (r) returns to be submitted by registered societies to the Registrar, and the persons by whom and the form in which the same are to be made:
- (s) the persons by whom, and the form in which, copies of entries in books of registered societies may be certified;
- (t) formation and maintenance of a register of members and where the liability of members is limited by shares, of a register of shares;
- (u) inspection of documents and registers at the Registrar's office and the fees to be paid therefor and the issue of copies of such documents or registers;
- (v) the manner in which any question as to the breach of any by-law or contract relating to the disposal of produce to or through a society may be determined, and the manner in which the liquidated damages for any such breach may be ascertained or assessed;
- (w) the mode of appointing an arbitrator or arbitrators and the procedure to be followed in proceedings before the Registrar or such arbitrator or arbitrators;
- (x) the procedure to be followed by a liquidator appointed under Section 41 and the cases in which appeals shall lie from the orders of such liquidator;
- (y) forms and fees and the procedure to be observed and all other matters connected with or incidental to the presentation, hearing and the disposal of appeals under this Ordinance or the rules.

PART 11 MISCELLANEOUS

- 52. (1) All sums due from a registered society or from an officer or member or past member of a registered society as such to the Government may be recovered in the manner provided for the recovery of debts due to the Government under the law for the time being in force.
- (2) Sums due from a registered society to the Government and recoverable under subsection (1) may be recovered first from the property of the society; secondly, in the case of a society of which the liability of members is limited, from members, subject to the limit of their liability; and thirdly, in the case of other societies, from the members.

Recovery of sums due to Government.

Exemptions from registration requirements.

53. Notwithstanding anything contained in this Ordinance the Governor may by Order in Council, subject to such conditions as he may impose, exempt any society from any of the requirements of this Ordinance as to registration.

Exemptions of registered societies from provisions of Ordinance.

54. The Governor may by Order in Council exempt any registered society or class of registered societies from any of the provisions of this Ordinance, or may direct that such provisions shall apply to any registered society or class of registered societies with effect from such date or with such modifications as may be specified in the Order.

Exemptions from stamp duties or fees.

- **55.** The Governor may by Order in Council exempt any registered society or class of registered societies from
 - (a) the stamp duty with which, under any law for the time being in force, instruments executed by or on behalf of a registered society, or by an officer or member, and relating to the business of such society, or any class of such instruments as are respectively chargeable; or
 - (b) any fee payable under the law of registration for the time being in force.

Prohibition of use of word "co-operative".

- **56.** (1) No person other than a registered society shall trade or carry on business under any name or title of which the word "cooperative" is part without the authority of the Governor given by Order in Council.
- (2) Any person who contravenes the provision of this section shall be guilty of an offence and shall be liable to a fine of one hundred pounds and in the case of a continuing offence of a further fine of twenty pounds for each day during which the offence continues.

Certain laws not to apply to registered societies.

57. The Companies and Private Partnership Ordinance, and any law relating to trade unions, shall not apply to registered societies.

Offences and penalties.

- 58. (a) Any registered society or an officer or member thereof wilfully neglecting or refusing to do any act or to furnish any information required for the purposes of this Ordinance by the Registrar or other persons duly authorised by him in this behalf; and
- (b) any person wilfully or without any reasonable excuse disobeying any summons, requisition or lawful written order issued under the provisions of this Ordinance, or failing to furnish any information lawfully required from him by a person authorised to do so under the provisions of this Ordinance

shall be guilty of an offence and shall be liable to a fine of five hundred pounds.

Penalty for fraud or misappropriation.

59. If any person obtains possession by false representation or imposition of any property of a society, or having it in his possession, withholds or misapplies it, or wilfully applies any part thereof to purposes other than those expressed or directed in the rules of the society, and authorised by this Ordinance, he shall, on the complaint of the society, or of any members authorised by the society, or the committee thereof, or of the Registrar, be liable to a fine of one thousand pounds, and to be ordered to deliver up all such property or to repay all moneys applied improperly, and in default of such delivery or repayment, or of the payment of such fine to be imprisoned for five years.

Passed by the Legislature of the Colony of the Falkland Islands this 10th day of December 1985.

P. T. King, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. LEG/10/58.

The Dangerous Drugs (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Cap 18.

Assented to in Her Majesty's name this 24th day of December 1985.

G. W. JEWKES, *Governor*.



No. 16



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

GORDON WESLEY JEWKES, C.M.G. Governor.

An Ordinance

To amend the Dangerous Drugs Ordinance Cap 18.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Citation and commencement. I. This Ordinance may be cited as the Dangerous Drugs (Amendment) Ordinance 1985 and shall come into force on the first day of January 1986.

Amendment of Cap 18.

2. The Dangerous Drugs Ordinance is amended in Section 19 (b) by the substitution of the sum £750 for the sum £100.

Passed by the Legislature of the Colony of the Falkland Islands this 10th day of December 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. MED/10/4.

The Post Office (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Cap 52.

Assented to in Her Majesty's name this 24th day of December 1985.

G. W. JEWKES, Governor.



No. 17



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

Gordon Wesley Jewkes, c.m.g.

Governor.

An Ordinance

To amend the Post Office Ordinance Cap 52.

 ${\tt ENACTED}$ by the Legislature of the Colony of the Falkland Islands, as follows —

Citation and commencement. I. This Ordinance may be cited as the Post Office (Amendment) Ordinance 1985 and shall come into force on the first day of January 1986.

Amendment of Cap 52.

- 2. The Post Office Ordinance Cap 52 is amended by —
- (a) the repeal of Section 4 (a);
- (b) the addition of the following section after Section 4—

"Rates of postage.

- 4A. (1) The Postmaster may, subject to any direction given by the Governor in Council, determine the rates of postage to be charged on postal articles and the rates for the time being in force shall be kept exhibited at every post office.
- (2) The Governor may by Order in Council revise the rates of postage determined by the Postmaster.".

Passed by the Legislature of the Colony of the Falkland Islands this 10th day of December 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. PT/2/9.

The Falkland Islands Development Corporation (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance 1 of 1983.

Assented to in Her Majesty's name this 24th day of December 1985.

G. W. JEWKES, *Governor*.



No. 18



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

GORDON WESLEY JEWKES, C.M.G. Governor.

An Ordinance

To amend the Falkland Islands Development Corporation Ordinance 1983.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation and commencement. I. This Ordinance may be cited as the Falkland Islands Development Corporation (Amendment) Ordinance 1985 and shall come into force on the first day of January 1986.

Amendment of Ordinance I of 1983.

- 2. The Falkland Islands Development Corporation Ordinance 1983 is amended by -
 - (a) in Section 2, the deletion of the definition of Chief Executive;
 - (b) the substitution for paragraph (b) in Section 6(1) of the following
 - "(b) one of the elected members of the Legislative Council who shall be elected by such elected members and subject to subsections (4) and (5) shall serve for a term of two years";
 - (c) the insertion of "(1) (b)" after the word "subsections" in Section 6 (3);
 - (d) the renumbering of Section 7 as 7 (1) and the addition thereto of the following subsection
 - "(2) The Chief Executive may whenever he is unable to perform the functions of the Executive Vice Chairman appoint a person to act as Executive Vice Chairman.".

Passed by the Legislature of the Colony of the Falkland Islands this 10th day of December 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. KING, Clerk of Councils.

Ref. LEG/10/57.

The Employment of Children (Amendment) Ordinance 1985

ARRANGEMENT OF SECTIONS

Section

- 1. Citation and commencement.
- 2. Amendment of Ordinance 1 of 1966.

Assented to in Her Majesty's name this 24th day of December 1985.

G. W. JEWKES, Governor.



No. 19



1985

Colony of the Falkland Islands

IN THE THIRTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

Gordon Wesley Jewkes, c.m.g. *Governor*.

An Ordinance

To amend the Employment of Children Ordinance 1966.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows—

Citation and commencement. 1. This Ordinance may be cited as the Employment of Children (Amendment) Ordinance 1985 and shall come into force on the first day of January 1986.

Amendment of Ordinance I of 1966.

2. The Employment of Children Ordinance 1966 is amended by the substitution for Section 1A of the following —

"Interpretation.

1a. In this Ordinance unless the context otherwise requires —

"child" means a person either

- (a) under the age at which a person is required by law to receive regular education; or
- (b) required by law to receive regular education.".

Passed by the Legislature of the Colony of the Falkland Islands this 10th day of December 1985.

P. T. KING, Clerk of Councils.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

P. T. King, Clerk of Councils.

Ref. LEG/10/20.





THE FALKLAND ISLANDS GAZETTE Supplement No. 1

31st MAY 1985

Minutes of Meeting of Legislative Council held 15th and 16th January 1985

MINUTES OF THE MEETING OF THE LEGISLATIVE COUNCIL HELD IN STANLEY 15th AND 16th JANUARY 1985.

The Council assembled at 9.30 am on Tuesday 15th January 1985, His Excellency the Civil Commissioner, Sir Rex Hunt CMG, presiding.

PRESENT:

His Excellency the Military Commissioner (Major General P E de la Cour de la Billiere CBE DSO MC)

The Honourable the Chief Executive (Mr D G P Taylor)

The Honourable the Financial Secretary (Mr H T Rowlands OBE)

The Honourable W H Goss MBE JP (Elected Member for Stanley East)

The Honourable L G Blake OBE JP (Elected Member for West Falkland)

The Honourable R E Binnie (Elected Member for East Falkland)

The Honourable J E Cheek (Elected Member for Stanley West)

The Honourable A T Blake (Elected Member for Camp Divison)

The Honourable H Bennett OBE JP (Elected Member for Stanley Division)

CLEPK:

Mr P T King

PRAYERS

Prayers were said by the Reverend H Bagnall OBE, Rector of Christ Church Cathedral.

ADMINISTRATION OF OATHS:

After taking the prescribed oaths, Mr. Harold Bennett OBE JP, elected Member for Stanley Division, took his seat as a Member of Council.

BOOKERS TO A THE DESIGNATION OF

ADDRESS BY THE PRESIDENT

Honourable Members, In welcoming you to this, the first meeting of Legislative Council in 1985, I should like first to pay a particular welcome to the Honourable Member, the Honourable Mr. Harold Bennett who takes his seat in this Chamber for the first time, but is no stranger to the Legislative Council. I should like to stress the importance of the subjects on the Agenda before us. Of most significance for the future is, of course, the Motion on the new Constitutions for the Falkland Islands and the Dependencies, and I shall come back to that in a moment; but we also have important Bills to consider on income tax, family allowances and land sub-division. In addition we have several Motions relating to applications for exemption from certain taxes and dues by overseas companies and personnel employed in the Falkland Islands. As timing is very tight, and some Hon. Members are in the middle of the shearing season, we have taken the usual step, with the prior consent of Hon. Members, of not having the normal Question time, in the hope that we can finish our business in one day.

I shall not, therefore, take up Honourable Members' valuable time by attempting to review the activities of the Falkland Islands Government since our last meeting. I shall wait until our annual budget session in June before doing this. Also, we shall dispense with the Motion of thanks on my address. Honourable Members will have the opportunity to speak to subjects on the Agenda as they come up, and on any other subject of their choice in the Motion for the Adjournment. I shall now concentrate on the new Constitutions proposed by Her Majesty's Government for the Falkland Islands and the Dependencies.

As far as I am aware, this is a situation without precedent. While there is no constitutional requirement for the draft Constitutions to be laid on the Table or to be approved by the Legislative Council, Her Majesty's Government have agreed that there should be the fullest consultation with Honourable Members so as to ensure that, when the new Constitutions come into effect, they do so with the full support and understanding of Falkland Islanders. Any suggestions that Honourable Members may make for amendments to the Constitutions will be very carefully considered by Her Majesty's Government, though I must point out that they are not bound to accept such amendments. When the texts of the new Constitutions have been finalised, the Orders containing them will be made by Her Majesty's Government at a meeting of the Privy Council and then laid before the British Parliament.

Regulations for the first General Election under the new Falkland Islands Constitution will be made under the transitional provisions. A date will be appointed for the General Election, which must be not more than six months from the date of the Order. On the day that the General Election is held, the new Falkland Islands Constitution will come into effect.

As the new Constitutions are not Bills to be passed by the Legislative Council, the Attorney General has advised that the best way that we can debate them in public is by presenting them to the Legislative Council as a Motion, thus allowing each Honourable Member to express his views to all who care to hear. I should point out, however, that much of the content of the new Falkland Islands Constitution follows the recommendations of your own Select Committee, which sat under the chairmanship of the Honourable Member for West Falkland and which the majority of this House endorsed in August 1983. I hope therefore that Honourable Members will not waste time in going over old ground or resurrecting old arguments.

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As our procedures for Motions allow for one speech only for each Honourable Member, except of course the proposer, who has the right to wind up the debate, and as Honourable Members may wish to have detailed discussion on various points in the two Constitutions, the Attorney General has advised that we should treat the Constitutions as Bills, thus allowing the Honourable the Chief Executive, if Honourable Members so wish, to move that the new Constitutions be referred to a Select Committee of this House. If Honourable Members agree, the new Constitutions would then be considered in Select Committee of the whole House, under the Chairmanship of the Chief Executive, just as the Finance Bill is dealt with each year. After detailed discussion in Select Committee, the Honourable the Chief Executive would then report back to this House, asking for the original Motion to be passed, subject to whatever amendments might have been agreed in Select Committee. I hope that Honourable Members will agree that this is the best way to proceed.

Her Majesty's Government have already taken into account Honourable Members' comments made informally in Joint Councils. In particular, the Secretary of State for Foreign and Commonwealth Affairs has carefully considered Councillors' wish that the right of self-determination should be enshrined in the new Falkland Islands Constitution. He and the Prime Minister have decided that this should be done by the insertion in the introduction to Chapter I of the Constitution of language referring to Article 1 of the International Covenant on Civil and Political Rights, which was adopted by the United Nations in 1966 and ratified by Her Majesty's Government in 1976 - I shall leave the Chief Executive to give you the exact wording. The proposed formulation has been adopted because it is fully consistent with Her Majesty's Government's undertakings under a binding international instrument: namely, The International Covenant on Civil and Political Rights; and also because it is consistent with and reinforces the stand that Her Majesty's Government have always taken at the United Nations on the Islanders' right to self-determination. As Honourable Members know only too well, Argentina does not recognise the Islanders' right to self-determination and the language proposed for the Falkland Islands Constitution is designed specifically to counter the Argentine position.

I am sure that Honourable Members will be reassured by this proposal, which meets the wishes of Honourable Members as expressed to Mr. Thomas at a meeting of Joint Councils here on 18 December.

At that same meeting, Honourable Members stressed the importance that they attached to retaining an administrative link between the Falkland Islands and the Dependencies. Honourable Members have not had much time to study the new Constitution for the Dependencies, but I would respectfully draw their attention to the provision for a Commissioner for South Georgia and South Sandwich, "who shall be the officer for the time being administering the Government of the Falkland Islands." That is to say, at the present time, the Civil Commissioner. Furthermore, the new Constitution provides that the Commissioner "shall consult the Executive Council of the Falkland Islands before exercising any function in respect of South Georgia and South Sandwich which might affect the Falkland Islands, and shall take due account of such views as the Executive Council may then express." The administrative link between the Falkland Islands and the Dependencies is thus maintained. Civil Commissioner will be ex-officio Commissioner for South Georgia and South Sandwich and will be under an obligation to consult the Executive Council of the Falkland Islands on affairs of those territories that might affect the Falkland Islands. I hope, therefore, that Honourable Members will agree that Her Majesty's Government have gone a long way to meeting their wishes and that they will be able to support the Motion without substantial amendment.

As we have a lot of business to get through, I shall not take up any more of Honourable Members' time, but adjourn this session for ten minutes.

PAPERS LAID ON THE TABLE BY THE HONOURABLE THE CHIEF EXECUTIVE

Copies of Subsidiary Legislation made or approved by the Civil Commissioner in Council since 27th June 1984.

CLERK: ORDERS OF THE DAY : BILLS

THE INCOME TAX (AMENDMENT) ORDINANCE 1985

The Honourable the Financial Secretary

Your Excellency, Honourable Members. In May 1983 the Fiscal Adviser, Mr. Harry Ritchie, visited the Falkland Islands and made certain recommendations for simplifying our tax system; he also examined the tax structure in the light of changes in the United Kingdom tax system in the last few years and made recommendations. In 1983 we had not fully recovered from the war and it was necessary to defer the recommendations pending a further investigation into the Colony's finances generally. After having discussed his recommendations during my visit to the United Kingdom last November he updated his earlier recommendations and it is now proposed to implement his revised recommendations forthwith.

The Bill now before Council proposes abolishing the child deduction under the Income Tax Ordinance, abolishing tax on Family Allowances, improving various allowances under the tax system and extending the tax bands. The Bill is of significance and it is important that I explain the details.

At present a taxpayer is allowed a deduction of £500 for each unmarried child under the age of 16, or over 16 if receiving full-time instruction at any school or other educational establishment in the Colony. The deduction is increased to £550 where education is outside the Colony. At this stage I should also mention that at present a Family Allowance of £7.00 per month is paid for each child after the first. This is taxable. It is proposed to abolish the deductions for children and increase family allowances and make them tax free. Owing to the fact that family allowances have only been paid at the present level of £7.00 per month throughout 1984, the Income Tax Bill proposes to allow the deductions for children against 1984 income at the present level as a transitional arrangement before they are effectively abolished when it comes to assessing 1985 income. In consequence of the proposed abolition of deductions

for children under the Income Tax Ordinance it is proposed to make family allowances tax free. The Bill also proposes the following increases in allowances under the Income Tax Ordinance:

Personal Allowance	from	£1,500	to	£2,000
Wife Allowance	15	900	to	1,150
Female Relative in Charge of Children	11	500	to	650
Dependent Relative	u	500	to	650
Wife's Earned Income Relief, maximum	tt	1,500	to	2,000
Old Age Relief, max income qualifying for relief	ti	2,950	to	3,900

It is proposed that the following changes be made to the rates of tax and the tax bands:

- It is intended to leave the first £500 of chargeable income at 20% and the next £500 at 25%.
- At present the next £4,500 is charged at 30%; it is proposed to extend this band to £6,500 and extend the tax band which attracts 40% from £2,000 to £2,500.
- It is proposed to charge all chargeable income over £10,000 at 50%.

I beg to move that the Bill be read a first time.

The Honourable the Chief Executive

Your Excellency, I beg to second the Motion. May I also put right an unintentional discourtesy, I should have laid on the Table the Certificate of Urgency in respect of all three Bills - that is to say the Income Tax (Amendment) Bill, the Family Allowances (Amendment) Bill and the Land Sub-division for Non-residents Bill, which I now do.

The Bill was read a first time and on the second reading the following Honourable Members spoke to the Motion:

The Honourable W H Goss MBE JP

Your Excellency, Honourable Members, in rising to support this Motion there are one or two points which have been drawn to my attention by various members of the public which perhaps we can go into in Select Committee. They are regarding children's allowances - married men with two children for example; three or four have approached me and they claim that they do stand to lose with the new system. I discussed this with The Honourable the Financial Secretary who says no but perhaps we can go into this in more detail in Select Committee. I beg to support the Motion.

The Honourable A T Blake

Your Excellency, I also have had representations from parents who feel they stand to lose under this Bill so I too would like to see further discussion on this particular point to make sure that these people are not going to suffer as a result of this. I would also like an opinion from the Financial Secretary, in his right to reply, whether or not he thinks that with all the generous allowances that have been made we are going to be able to raise enough money to run the country next year.

The Honourable J E Cheek

Your Excellency, I too would like to support this Bill, it is probably not as much as some of us would like but I think it is probably more than the Colony can afford. Just two points I would like to make: I am very much in favour of the new system for children's allowances, particularly for those earning only a little bit of money. This way they gain considerably. I must disagree with the Member for Camp Division because unless my mathematics are completely wrong, unless you are paying 40% or above you in fact gain by this system. I think anyone who is paying 40% can easily afford to lose a little bit. I believe the maximum that you can possibly lose if you are paying 50% is eomething like £180 per year. People who are paying in that band of income tax can well afford it. I support the Motion.

The Honourable R E Binnie

Sir, I cannot see how anyone can lose by accepting this Bill and I fully support it and do not see any reason for it to go to Select Committee.

The Honourable L G Blake OBE JP

Your Excellency, I rise to ask the Financial Secretary to perhaps consider the changes in tax brackets of the first two stages. Changing stages at £500 intervals at the bottom end of the tax scale, I feel that the young single man is going to be less favourably treated than most other tax payers. As has already been said, we all gain by it but I do feel that the young single man gains least of all. The first two bands of chargeable income of £500 each do seem to me to be very narrow when one considers that the third band commences at £6500. I would ask him perhaps to consider extending the first two bands, perhaps doubling them, and reducing the amount on the 30 to 40% change.

The Honourable H Bennett OBE JP

Your Excellency, Honourable Members, I accept that the amendments are reasonable but would point out that the family man would not really benefit until next year whereas a single man without children gains almost immediately. I realise this is transitional and I do support the proposal that the Bill be submitted to a Select Committee of the House for consideration.

The Honourable the Financial Secretary

I have been asked specific questions, Your Excellency, and I would like to reply. Firstly I would say that the person on a higher income with children is likely to be affected adversely by the withdrawal of the allowances but overall there will be some gain on the other measures we are taking and have been incorporated in the Bill; but for this year I cannot see how anyone can really object because we are still continuing the allowance for children against 1984 income, which is the 1985 year of assessment. So for 1984 everyone will gain and I do not think we can go any further.

In reply to the Honourable Elected Member for Camp Divison as to whether the Colony can afford it, whether we can balance our Budget, I would like to remind him that we must balance our budget. There are no two ways about it. We will have to raise revenue in some way or we will have to cut our expenditure. But there is no way that I would ever recommend that this Council go over to grant in aid and therefore I am sure that one way or the other we must balance our budget. If Honourable Members would like to discuss this in a Select Committee I have no objection and we can report back if Honourable Members feel that it should be, but I think there is some division here.

There is the question that the Honourable Member for West Falkland raised about increasing the two bands; I would need to have time to do a few sums before I could go any further because I have calculated the tax loss and that is as far as I could go, but we may be able to bring in some measure for the people concerned.

The Bill was then read a second time and passed through its remaining stages without further debate or amendment.

The Clerk

FAMILY ALLOWANCES (AMENDMENT) ORDINANCE 1985

The Honourable the Financial Secretary

Your Excellency, Honourable Members, the need for this Bill arises from the proposals contained in the last Bill, which proposed the abolition of the allowance for a child under the income tax Ordinance. In fact it is part of the package proposed by the Fiscal Adviser for income tax reform. It is proposed to increase family allowances from £7.00 to £15.60 per month; it is proposed to extend the payment of Family Allowances to cover the first child of each family; it is proposed to extend the payment of family allowances in respect of children who continue to receive full-time instruction at any school or establishment in the Colony or elsewhere. I beg to move that the Bill be read a first time.

The Bill was read a first time and on the second reading the following Honourable Members spoke to the Motion:

The Honourable L G Blake OBE JP

Your Excellency, again I would ask for a little clarification from the Financial Secretary in that in his introduction to the last Bill he mentioned an increase in the allowance for children reseiving full-time education overseas. I see no provision in the Family Allowance (Amendment) Bill for such an allowance; perhaps he can explain to us how this will come about.

The Honourable A T Blake

Your Excellency, I am a little bit lost here also. I would again ask where the money is coming from; I would say to the Honourable the Financial Secretary that we don't have a balanced budge for this year and at the present alarming rate that extra expenditure is being passed by Standing Finance Committee I do not see how we can afford it.

The Honourable the Financial Secretary

In reply to the Elected Member for West Falkland I would point out that in 2 c) there is inclusion for a child attending school other than in the Falkland Islands. So therefore there is provision there. The question as to whether we can afford it - well I'd like to see the Bill thrown out and I would have more money and this would make my task that much easier. However I'll have to think up some schemes for raising money in June.

The Bill was then read a second time and passed through its remaining stages without further debate or amendment.

THE LAND (SUBDIVISION FOR NON-RESIDENTS) ORDINANCE 1985

The Honourable the Chief Executive

Your Excellency, the original provisions of this Bill, as published in the Falkland Islands Gazette for 31st August, were more wide-ranging than they are in the amended form in which it is now presented. Whereas the Bill originally controlled the subdivision of land outside Stanley, whoever was purchasing it, this version simply provides for the control of sub-division of land outside Stanley for purchase by non-residents. Considerable reservations were expressed by members of the public about the original Bill, in particular that it made it necessary for the owners of the land which came within its provisions to obtain a licence in order to sell, which some felt was an unacceptable infringement of the liberty of the individual, and the fact that the conditions which could be imposed under the licence appeared potentially very restricted. In essence, the Bill now aims to prevent the acquisition of small parcels

of land in the Falkland Islands by non-residents for uses which are not considered to be in the public interest. Government is thinking for example of the recent advertisement in the British newspapers for minute subdivisions of the so-called Coalite plot; as "souvenir Christmas presents for the man who has everything", which this legislation would have prevented, and of another similar scheme which Government was fortunately able to discourage before it came to fruition. We are also thinking of purchasers who have no intention of developing their land, perhaps holding it for some speculative purpose and of the need at least to impose some planning restrictions on outsiders who may not understand the ways of the Islands. The onus to obtain the licence now falls on the purchaser so that objection has been removed. As to the licence conditions, it is proposed that one shall be removed: that relating to internal boundaries, 4 (c), and that that relating to the making over of roads be expanded to make it clear that this only applies to those which are likely to be used as public rights of way.

I think I should add by way of explanation, Your Excellency, that while of course Section 4 gives the Civil Commissioner in Council the power to impose any conditions in his discretion, in practice it is recognised that great care is likely to be taken not to deter genuine developers by the imposition of unreasonable or burdensome conditions. I will be proposing the amendments, in turn, in Committee; each Honourable Member has, I believe, a copy of the original Bill, the differences made by the amendments clearly marked as well as the amendments themselves. I beg to move that the Bill be read a first time.

The Bill was read a first time and on the second reading the following Honourable Members spoke to the Motion:

The Honourable A T Blake

Your Excellency, Honourable Members, I don't think this Bill goes far enough. We've had over the past four years at least, for longer I'm sure, great objections to the absentee landlords. It appears to me that there is absolutely nothing to stop persons outside the Colony buying parcels of land outside the said area and I do not think that this Bill in any way protects the assets which the Colony has and wishes perhaps to retain for use by Falkland Islanders, in any way whatsoever, and I think that the area under consideration here is far too small.

The Honourable J E Cheek

Your Excellency, Honourable Members, I support this Bill with one exception, paragraph 3 (c) defines a resident and says "anyone who has been outside the Colony for the previous three years for more than 30 days is a non resident". Well, as far as I'm concerned I am a non-resident as for each of the past three years I have been away for more than 30 days and I think at least one other Councillor has. I'm sure that other people within the Islands will have been as well. May I suggest that those 30 days be increased to 90 days as I think that is a more realistic figure in this day and age. Otherwise, Sir, I support the Bill.

The President

Thank you. The proposal is that the 30 days specified in Clause 3(c) be increased to 90 days.

The Honourable H Bennett OBE JP

Your Excellency, Honourable Members. I wish to associate myself with what the Honourable Member for Stanley West has said but I think perhaps it would be better to say "not absent from the Falkland Islands for a total of so many days during a period of so many years." I would propose 180 days in a period of three years. I have no other comment at this stage, thank you Sir.

The President

The alternative amendment proposal by the Honourable Member for Stanley Division is that instead of "for more than 30 days in each year of such period of year" to say "for more than 180 days in the last 3 years."

Does any other Honourable Member wish to speak?

The Honourable L G Blake OBE JP

Your Excellency, Clause 3 c) which we are discussing does seem to be somewhat unclear in that in describing a non-resident, if I may read it, "shall mean a person who has not been continually resident in the Falkland Islands for a period of years exceeding two." Now that does not state the previous two years; it means, I understand, that anybody who has lived for two years within the Falkland Islands at any time in his life is a resident for the purpose of this Ordinance. I wonder perhaps if this is not too slack a definition of a resident?

Perhaps the Honourable Member the Chief Executive could clarify the situation. I feel that we require somewhere in that definition a statement which says a person who is not normally resident in the Falkland Islands shall be considered a non-resident if he has not spent the last two years in continuous residence. Whether each Bill requires a definition of a person who is normally resident I do not know but I do feel that, as put before Council, this definition is not too tight but too slack.

The Honourable R E Binnie

Your Excellency, I support the Honourable Member for West Falkland that the definition of non-resident does appear to be too slack.

The Honourable the Chief Executive

As I understand it now, Your Excellency, perhaps you could give me some guidance, are we in fact to take this Bill amendment by amendment, once the House is in Committee?

The President

Yes, that is correct.

The Honourable the Chief Executive

Would it in fact be best if we actually dealt with the question of the definition of resident in the context of that particular amendment? I feel that that might be the most helpful way of dealing with it by way of additional amendments proposed as appropriate by Honourable Members. So perhaps the sensible thing would be for me in fact to simply move that the Bill be read a second time.

The Bill was then read a second time.

During the Committee stage considerable discussion took place with regard to the description of 'resident' and 'non-resident' for the purpose of the Bill.

In reporting back from Committee the Honourable L G Blake OBE JP proposed the following amendments:

The Honourable L G Blake OBE JP

Your Excellency, in consultation with the learned Attorney General and fellow members of Council I beg to move that the paragraphs presently labelled 3 (c) be deleted and the following substituted:

"Non-resident shall mean a person who has not immediately preceding the application for a licence under Section 5 been ordinarily resident in the Falkland Islands for a period of three years."

The second paragraph be deleted and the following substituted:

"A person shall be considered to have been ordinarily resident in the Falkland Islands for the said period of three years provided that at the commencement of that period such person had not been absent from the Falkland Islands for more than 120 days".

The Bill was passed with the agreed amendments to the two paragraphs under 3 (c).

MOTIONS

Motion by The Honourable the Chief Executive for approval of new Constitutions.

The Honourable the Chief Executive

Your Excellency, Honourable Members, if I may say so, Your Excellency has outlined the work which has been done and the decisions which still need to be taken on the two Constitutions of the Falkland Islands and of South Georgia and the South Sandwich Islands with great clarity in your opening Address. I hope Your Excellency and Honourable Members will fergive me if I cover some of the same ground again both for the benefit of this House and for that of the wider audience who will be listening with great attention to our deliberations.

Honourable Members are far more familiar than I with the history of the Constitutions which this House is to debate today. Their gestation period has been long; preliminary work had already begun before the 1982 conflict, culminating in the Report of the Select Committee of this House which was debated on 15th August 1983.

That Committee carefully consulted the Electorate by means of a questionnaire and presented an effectively unanimous report which was unanimously accepted by Honourable Members. There then followed rather over a year of Constitution making by Her Majesty's Government.

During that period there was considerable consultation with Your Excellency and with officials but not a great deal with unofficial councillors, apart from an important discussion with the Minister of State in the Foreign and Commonwealth Office, Baroness Young, in January 1984 when she visited the Islands.

This year or more of Constitution making culminated in the arrival of the new draft Constitution for the Falkland Islands at the beginning of November 1984.

A hundred copies of the draft were circulated throughout the Islands as soon as possible after its arrival and discussions held between Honourable Members and officials. Opportunity was also taken of the visit of Mr David Thomas, Assistant Under Secretary of State in the Foreign and Commonwealth Office, to have a full and frank discussion at a meeting of Joint Councils on 18th December. Finally, Your Excellency has discussed the Constitutional proposals on the radio and last night Your Excellency and my learned colleague the Attorney General submitted yourselves to that most frightening of ordeals devised by the media, a live phone—in, except that in the event I think it was not particularly intimidating.

Only last week the new draft Constitution for South Georgia and the South Sandwich Islands was received and should have reached all Honourable Members before this debate. Unfortunately there has not been time to circulate it to the general public but it is quite a short document of which the provisions can I believe be quite quickly explained.

Today presents an opportunity for a full and public debate of both Constitutions. As Your Excellency indicated, in your Address, in

strictly legal and constitutional terms, the Queen and Parliament oan make constitutions for colonies without consulting their peoples but in practice this has never been done and nowhere would it be less appropriate than here where so much blood has been spilt and money spent to protect the interests and the wishes of the people of the Islands.

Now turning to the details of the two Constitutions.

The Falklands draft Constitution in its original form as received from the Foreign and Commonwealth Office is a lengthy document — it runs to nearly 150 pages but the main concern of this House must surely be whether it gives to Islanders the increased say in their affairs which the Select Committee recommended.

As Your Excellency said in your Address, in practice nearly all the recommendations of the Select Committee have been agreed. The main recommendations and their results are as follows:

The Committee recommended that in this House, the Legislative Council, the number of elected members should rise from six to eight; and the two official members, the Financial Secretary and the Chief Executive, should cease to have voting powers. This has been accepted.

It recommended that in Executive Council the number of elected members should increase from two to three, that there should no longer be nominated unofficial members and that the two official members, the Financial Secretary and the Chief Executive, should cease to have a vote. This has been accepted.

In line with the recommendations for increased membership of this House the Select Committee recommended that there should be four members elected for Stanley and four for the Camp; this also has been accepted.

Although this was not a recommendation of the Select Committee, it also has been agreed, as the period of the conflict recedes, that the title of Military Commissioner should lapse with the departure of the present Military Commissioner and that the Commander of the British Forces in the Falkland Islands should in future be called just that, the Commander British Forces. He would retain his advisory powers in respect of defence and security and continue to be entitled to attend but not to vote at both Legislative and Executive Councils.

There is one subject on which Her Majesty's Government has not felt able to agree precisely with the recommendations of the Select Committee. That is their contention that, in general, holders of office under the Crown, or civil servants, should be able to stand for Legislative Council and by implication for Executive Council as well. In their recommendations the Committee made it clear that there were to be a considerable number of exceptions, in essence Heads of Departments and members of the judiciary, but nevertheless what they were saying was that a civil servant should stand unless it was indicated otherwise. Her Majesty's Government has taken the view that in general civil servants should not stand unless it is indicated otherwise by legislation which would need then to be passed in this House. It is interesting that in the previous servation was in fact that of my Honourable Friend, the Financial Secretary, on this very point. He expressed the view then that problems

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of conflict of interest outweighed the desirability in a small community of making as many people as possible available to serve as elected members.

This is clearly a subject on which Honourable Members may perhaps wish to have further representations made to Her Majesty's Government.

There are a number of other matters, mostly relatively minor, but nonetheless important, on which Honourable Members may particularly wish to have their specific views recorded:

- Section 2 (1) provides that the death penalty should continue to be imposed for treason. Do Honourable Members wish to include this provision?
- Section 17 (5) defines a person belonging to the Falkland Islands. Is the definition in accordance with Honourable Members wishes?
- Section 23 requires that a candidate for election be registered in the constituency in which he is seeking election. Do Honourable Members agree?
- Section 27 (5) precludes from voting members of FIDF when called out for active service. Is this necessary?
- Section 37 (2) proposes the quorum for Legislative Council as 5 members, including at least 4 elected members. Is this acceptable?
- Section 59 proposes the quorum for Executive Council as 3 members. Is this acceptable?
- Section 77 deals with the Public Service. Honourable Members may wish to consider whether there might not be adventage in naving an independent public service commission.

I would like to support, Your Excellency, your suggestion that these - and indeed any other matters which Honourable Members may wish to raise might conveniently be dealt with by a Committee of the House, with the assistance of my learned friend the Attorney General, after the initial debate. I think I should re-iterate Your Excellency's point that it would not be appropriate for Honourable Members in Committee to seek to vary provisions made in accordance with the original Select Committee's recommendations.

Finally, in relation to the Falkland Islands Constitution, I come to the most important late amendment to the draft by Her Majesty's Government, which Your Excellency has already described in your address, that relating to self determination.

Your Excellency has described the background to this amendment which arose from the discussions which Mr Thomas had with Joint Councils and is the direct result of discussions between the Foreign Secretary and the Prime Minister.

It has now been agreed that the preamble to the Constitution shall make specific reference to the International Covenant on Civil and Political Rights adopted by the General Assembly of the United Nations in 1966, which provides that:

"all people have the right of self-determination and by virtue of that right they freely determine their political status and freely pursue their economic, social and cultural development."

and further provides that:

"the states parties to the Covenant shall promote the realisation of the right of self-determination, and shall respect that right, in conformity with the provisions of the Charter of the United Nations."

The draft Constitution for the Falkland Islands therefore now not only enshrines:

internal constitutional progress reflecting clearly Islanders' wishes for the future conduct of their internal affairs

but also:

the concern of Her Majesty's Government that the people of the Islands should feel as secure and confident as laws can make them against the threat, the ever present fear that their wishes will ultimately be ignored in external affairs.

The precise way in which the proposed preamble fits into the draft Constitution is shown in a paper circulated to Honourable Members and can, of course, be studied further in Committee.

I now turn to the draft Constitution for South Georgia and the South Sandwich Islands.

When the draft Constitution for the Falkland Islands came back to the Islands, the apprehensions of Islanders and of Honourable Members quickly focussed on the fact that there was to be a separate Constitution for South Georgia and the South Sandwich Islands which had been dependencies of the Falkland Islands since 1908. They felt that such a separation made it easier at some future date for a British Government to do a separate deal with Argentina over the Falkland Islands whilst retaining South Georgia and the South Sandwich Islands. At that stage, Her Majesty's Government had not indicated precisely what, if any part, the Falkland Islands Government and people, or indeed Your Excellency, was to play in the conduct of their affairs.

When Mr Thomas was here in December, he was left in no doubt whatsoever of Islanders' strong apprehension about the separation of the Constitutions and of the extent to which the separation might jeopardise support for their acceptance of them. In the radio interview which he gave just before leaving he referred to Islanders' fears and reiterated that separation was essentially because Her Majesty's Government - and indeed the British Cabinet - had taken the view that opportunity should be taken to devise for South Georgia and the South Sandwich Islands a Constitution more appropriate to the fact that they are not permanently settled territories. However, he promised that he would take note of the strength of feelings in the Islands and would convey this to Her Majesty's Government.

It is clear that Her Majesty's Government has indeed taken note of what he reported about Islanders' feelings. Constitutional separation indeed remains but the arrangements proposed in that separate Constitution leave the practical administration very much in the hands of the Civil Commissioner and Executive Council.

The main changes, apart from the separate Constitution itself, are that they cease to be known as Falkland Island Dependencies but simply as South Georgia and the South Sandwich Islands; and instead of being administered by the Civil Commissioner in Council the Civil Commissioner becomes the Commissioner for these territories and the Commissioner shall, and I quote, "wherever practicable, consult the Executive Council of the Falkland Islands before exercising any function which, in his opinion, might affect the Falkland Islands."

I do not doubt that almost any action taken in respect of South Georgia and the South Sandwich Islands affects the Falkland Islands and Honourable Members can anticipate that the present close administrative relationship will remain.

I do not believe, Your Excellency, that Her Majesty's Government can be expected to go further. The matter of both Constitutions, we know, has been dealt with at the highest levels of Government and to continue to question the significance of the separate Constitutions would, in my view be not only quite unproductive but could in practice delay the Constitutional advance which we all desire for the Islands.

I beg to move that the Constitutions be adopted.

The President

I invite the Honourable Member for West Falkland, as Chairman of the Select Committee, to second the Motion.

The Honourable L G Blake OBE JP

Your Excellency, Honourable Members, in rising to second the Motion I must thank the Chief Executive for his introduction and the way in which he has put forward the position with regard to our own Constitution. I would like, if I may, Sir, to further remind not just Honourable Members but members of this community of the recommendations of the Select Committee which are not in fact part of the document which is before us. I remind Honourable Members and the public of this fact because there is awalth of legislation which we are going to have to get through in the next six menths if, supposing the Constitution as before us is accepted, we are to hold elections under the new constitution. The prime sections which we have to deal with locally deal with the rules governing elections, the qualifications for electors and candidates and the position with regard to civil servants or public officers and if I may, Sir, I would first of all like to clarify one point which, with regard to the existing constitution and the proposed Constitution, I feel has

not been made absolutely clear. Under our existing Constitution no person in receipt of emoluments under the Crown may stand for election. Under the new Constitution, as put forward, the number of people so disqualified from standing for election is greatly reduced in that only public officers specified by Ordinance may not stand. Therefore we have at least made some progress and assuming that we go ahead with this Constitution before our next election it does at least mean that hourly paid workers, for instance, will be allowed to stand for election and take their place within Government as ordinary citizens; and I think this is a major step forward regardless of how many other officers we can define by law as being eligible to stand. But the fact is that we have to work cut a list of civil servants who we believe should be allowed to stand and the public has asked us to see who may stand for election and this is going to take time; but time we have providing we get on with it.

With regard to the Constitution generally, as outlined by the Chief Executive, Her Majesty's Government have accepted our proposals. We put for and a series of proposals and Her Majesty's Government has accepted them. I therefore wonder what will happen should we decide today to say we do not like it. There are two possibilities, of course, or three; one is that they will say rubbish, you do like it because it is what you asked for; the other is well, fine, carry on as you are, and the third is that they will throw their apron over their heads and run screening down the corridors. I find it difficult to understand how we can reject this Constitution in that it provides all we asked.

With regard to South Georgia and the South Sandwich Islands, presently known as the Falkland Island Dependencies, I am relieved at the provisions made under the new Constitution for those territories to find that we still retain a high level of control in that area; but I do wonder why we are debating that Constitution today. This Council in the 1960s never even discussed or mentioned the removal of the Antarctic Territories from the Dependencies; we were not consulted and we were not really very worried. We were not interested. We never have been consulted on ratters regarding South Georgia and therefore I can not really see why it is included on the Order Paper because there is one thing we do know and that is that, regardless of our decisions today, the South Georgia Constitution will go through. Hopefully we can amend the bits we do not like but that is the one fact we know.

And so, Sir, I beg to support the Motion.

The Honourable W H Goss MBE JP

Your Excellency, Honourable Members, I rise to support the Motion also. There are a few points in the Constitution that do not totally satisfy everybody; of course it is partially covered but you could say under a blanket and that is "civil servants" standing for Council. I can see many disadvantages in that and there really would be a lot of suspicion on the part of people if the Government was run by the Government — by the Administration, the civil servants — it would not be a good thing in my opinion. I am not, and others are not in favour of the overlap of Legislative Council and Executive Council. I am firmly convinced they should be two separate bodies. I do not know how you are going to get through business at this table, you'll have to get bigger one, when we see eight legislative councillors here to discuss the business of the

day. I have always been of the opinion that the two councils should not overlap. I'm on Executive Council at the moment only for a reason, it is in our Constitution and of course therefore if I was elected I should stand; I have refused many occasions. I sat on Executive Council initially and then went to Legislative Council and then went on to Executive Council as a Legislative councillor and I saw the disadvantages in the overlap. You either clammed in Executive Council if there was something which you were not totally convinced of, or when you came back to Standing Finance Committee or Legislative Council you clammed there. It was not a good procedure in my opinion and I still think we should have two separate Councils or if you are just going to have one Council have one Council. Self-determination, it was nice to think that that wonderful phraseology was enshrined in the Constitution. Britain has never denied us self determination: we have always had that. The only people who deny us self determination are our so-called cousins and their supporters. Nobody else denies us self determination. And at the moment we have it within the Islands; we have it as far as Britain is concerned, so that is no great worry of mine. It was nice to think that we still retain the original links with South Georgia and the South Sandwich group, there is very little change in the position there as to what it was going back to, I think it was 1908. I take it this will be debated further if we think of any more points or if members of the public, after hearing this debate, come to us with more additions to their views that we can still add to what has already been said.

I beg to support the Motion.

The Henourable R.E. Binnie

Your Excellency, I have very little to say. As has already been said we have got everything we asked for, perhaps quite a bit more besides but this affects us very little. I would say that I did not support the fact of Legislative Council members sitting on Executive Council but it was agreed by the Honourable Members in 1983 that that would be so. I believe, as a Member of Executive Council, I have never clammed on Executive Council and I have never clammed on Standing Finance Committee. I shall not clam later today, Sir, when some Bills come up.

I support the Motion.

The Honourable J.E. Cheek

Your Excellency, Honourable Members, I too wish to support this Motion. Like all things, it is not perfect. Some people more than others will probably disagree with some of the points. It has already been said but I would like to emphasise that the Select Committee that put forward most of the proposals that are here in this Constitution sifted through the interested publics replies to the Select Committee's questionnaire and in almost all cases the points that are here were made by the majority of the interested electorate. There were one or two where the split was almost 50-50 and practically the only one was whether we should have one or two councils. There was a slight majority for two and we went along with that; otherwise all we did was translate what the people wanted into a document which has finally turned up as this document here. There has been, Sir, a certain amount of talk that you, as Civil Commissioner, have too much power. You have no more power than your predecessors under the present and previous

Constitutions have had, and if people want the islands to remain a Colony, which I am convinced they do, the British Government obviously has to give you that power. If people believe that that power is too great then they have two options, one they can move towards internal self government or they can move to independence, neither of which I believe the majority of people want at the moment but there is I am sure no half-way house between what we have at the moment and internal self government.

A couple of other points. As the Honourable Member for West Falkland said, we now have a lot of work to do to provide the regulations and, although we may have a considerable amount of time, it is a lot of work and those six months, if we only work on it one day a month does not leave us much time to really get down to concentrated work.

The one point where the British Government has disagreed or turned things around, is the matter of civil servants. I do not disagree with the way they have done it as long as they are prepared to move fast as well as soon as we provide the list that we think is suitable to agree, disagree or propose modifications, but I would be very disappointed if they moved so slowly that we did not have that list available for the elections in September or whenever the elections are to take place. And we are not the first Colony to have civil servants elected, I believe St. Helena have civil servants on their Councils. I do not know whether they set the precedent.

One or two other minor points which I am sure we will bring up in Select Committee, if indeed we go into Select Committee, one of the points the proposer made as to whether we want to retain the death penalty — my own feeling is that we remove it entirely, but that is a matter of debate and then whether the British Government will accept it or not later on.

As the Constitution for the Falkland Islands Dependencies - can't use that term at a guess for much longer - for South Georgia and the South Sandwich Islands we, I think, made our views well known very strongly over the last six or eight months and I think we have got certainly as much as we expected if not more; possibly not quite as much as some people would have liked but it is certainly more than I expected. I'm rather amused to see that this new territory of South Georgia and the South Sandwich Islands includes all that territory which remained after the Falkland Islands Dependencies were split away and that it includes an area South of the American continent stretching as far as 80 W which is well into the Pacific, only two degrees of latitude but it presumably covers the British for any possible claim they might make in the future of the Antarctic.

I support the Motion, Sir.

The Honourable A T Blake

Your Excellency, I firstly wish to personally express my thanks to the Under Secretary of State, Mr. David Thomas, for the obvious fortitude with which he has presented our case to Her Majesty's Government; this is the second time I think that Mr. Thomas has indicated the intent of the Foreign Office to stand by the cause of the Falklands, he also was present at the Berne talks which broke down on a point which I consider was greatly in our favour. I think that Mr. Thomas and his staff, particularly Andrew Palmer, have indicated to us the intent of the

British Government and are doing so very efficiently so I would like that message to be conveyed to them by the best possible means.

Sir, there are one or two points I am sure that I may wish to attack various Members on, who have already spoken, and no doubt Members are going to speak. There are challenges I would like to make, Sir, and I hope that there is perhaps the chance for further public debate on various matters where changes do occur. I will leave that up to your judgement, Sir, as to how this is done.

The changing political climate in Great Britain at the moment has created a certain amount of apprehension within the Falkland Islands particularly, I may add, the policies as dictated by the opposition party. I think this is where there has been a certain amount of apprehension coming up within the Islands and this change in climate within Britain has demanded for us as Councillors to respond and make further changes to the Constitution, make recommendations for further changes within our Constitution to quell those apprehensions and I think the two factors which have evolved, that of the right of self determination which, I am afraid, I am going to claim full responsibility for, I think basically being the first person to raise the matter with Mr. Thomas and also bringing it up in various public debates that we have had so far. The most critical demand which any Falkland Islander would make I think is that his right of self determination should be protected.

We have, two Honourable Members have with me attended the United Nations and we have been very strong on this particular point. We have always been supported by the British Government on this particular point and the Prime Minister did make quite a large play on this particular matter during her Christmas speech to the Islanders. I am very glad that the clause has found its way into our Constitution which enshrines it and here, of course, I would take issue with the Member for East Stanley, which I have a habit of doing, in that just because it is all rosy now does not mean to say that it will be quite so rosy at a later date when one of these other parties, who are stipulating policies which would go very very much against the grain, may come into power. So, I think that as responsible Councillors we have protected the Islanders' right to self determination long into the future and it will take Constitutional change on the part of Islanders in almost total agreement before that can ever be rescinded.

I would take also some issue with the Momber for West Stanley, who has attended the United Nations with me on a number of occasions, about comments he has made as to the adequacy of the association between the two-Council system as opposed to the one-Council system and Great Britain is obliged under Chapter 11 of the Charter of the United Nations to bring about changes within our Constitution from time to time to bring about, ultimately, the full right of self determination which could be independence, if we so desired, and so that the doors must always be open for changes within the Constitution of these Islands to foresee that Britain is carrying out her obligations under this Chapter 11 of the UN Charter.

I will, Your Excellency, with respect, criticise the power of the Civil Commissioner or as I propose, or will be proposing, that we return to, the terminology of the Governor. I do think that the Civil Commissioner smacks of post conflict era and I would very much like to return to

normal with the retention of the word Governor. That will be another problem. I think that under the obligations of Chapter 11 of the Charter of the United Nations there is an obligation on the part of the British Government to slowly cede over power to local administration in certain areas and I do believe that there are certain areas where we could perhaps relieve the Civil Commissioner of some of the respensibilities he bears in those areas - the specific areas I do not propose to go into at the moment and they are obviously areas which we can discuss - but I think that again the door should always be open for more autonomy on the part of the Falkland Islands Government. Obviously there will be areas where I think we would all agree that the local government should never have the power to go into direct conflict with the British Government and I think those areas must be respected and protected, but I think there are areas where we can as we mature politically take some of the powers away from the position of the Governor. Sir, I feel overall that we have been very lucky to achieve what we have achieved for the Falkland Islanders in this new Constitution. I would point out to the Honourable Member for West Folkland that we made recommendations for the changing of the old Constitution and we now have a totally new, reshuffled Constitution and I am fully aware that it is reshuffled to make things a whole lot easier. I do believe that it was absolute shambles of documents which seem to go on forever and it is now very compactly presented to us, and I think that because it has been reshuffled there has obviously been some areas which required looking at and change and I think this is the time to look at these areas of doubt and consider possible mistakes and errors to get it right. I am not in a hurry to pass this particular Constitution or to get this Constitution passed. I want to get it right for the Islanders overall and it's only by debating these new areas that have come in we can properly get a document that will last for some time. I do not think it would be apt for us in twelve menths to start trying to move amendments to the Constitution which I am sure would be unacceptable in Britain; we must get it right the first time. Sir, with those various numerous comments I will support the Motion.

The Honourable H Bennett OBE JP

Your Excellency, Henourable Members, in rising to support the Motion I would like to say a few words concerning the separation of the Dependencies from the Colony. Like many other Falkland Islanders I regret the passing of Falkland Islands Dependencies. In 1962 we watched silently while a large portion of the Dependencies was excised and created into a separate territory. Now the remainder is to go and a traditional link will be broken. South Georgia as a dependency could be a great asset economically to us if developed and particularly if fishing zones are declared both there and here and South Georgia provides the only facilities for docking trawlers. Constitutions have been made available to the members of this Council only an incredibly short time ago, particularly that of South Georgia and the South Sandwich Islands. Too short to discuss purposefully with constituents and interested persons. I regret that too. I think all my colleagues have said most there is to be said about the Constitution, I'll leave that until the debate in Select Committee, except that I would like to mention three points - I believe there is no provision for appeal to the Privy Council. I intend to strongly oppose the form of constitution of the Executive Council; it should be by direct vote from the

people, the people should vote them and not the others. I shall say no more serious words on this matter at the moment. I will oppose the residential qualification for candidates; I am very strong on that point as well. Thank you Sir, that is all I have to say at the moment.

The Honourable the Financial Secretary

Your Excellency, Honourable Members, I am afraid this is one day that I find very difficult in the life of a Councillor and I am very pleased that one thing the new Constitution will do is to take away votes from the ex-officio members and I will start today in doing that, in complying with the new Constitution, because I will abstain from the Constitution support. I do have reservations and you did mention in your Address this morning that there was no point in raising matters which we have already gone over before. I'm sure that all Councillors know my views on the Constitution, I have certain reservations and I know that they are in conflict with the people of these Islands. I accept that and I am in the minority. On the separation of South Georgia, I am afraid I hate being divorced from the great white South. I abstain from voting.

The Honourable the Military Commissioner

Your Excellency, Honourable Members. An important proposal in the new Constitution is that my role as Military Commissioner should lapse and I think it would be appropriate if I said a few words on the implications and the necessity for this important change. There can be few British people more aware of a need for a ready and effective defence than those in the Falkland Islands. When my brothers in arms defeated the Argentinians who were occupying Falklands territory, they were faced, as were the civil authorities, with the mammoth task of reconstructing that which had been destroyed during the Argentinian invasion and of sorting out the military chaos that this invasion had left behind, and I believe it was right at the time, and proper, that the military should play a major role - indeed they had to because it was beyond the resources and the finances of the civil community to put matters right. I believe they played an important and valuable role and I believe that that role now is largely finished and we move into a new phase for the military presence on these Islands. And so it would seem logical therefore to review the situation with regard to the role of the Military Commissioner. I think the islanders here would wish to ask three questions. First of all, if the Military Commissioner's role is able to lapse, then why is it necessary for the Commander of the British Forces to maintain a seat on the Legislative and Executive Cruncils, even though it doesn't carry a vote? Secondly, and perhaps most importantly, can I as Commander of British Forces, and my successors, effectively defend these islands if we are no longer able to hold the apparent influence of the post of Military Commissioner? Then, finally, perhaps you would ask me, do I support this change?

First of all, why then should I retain, and my successors retain, the right to attend the debates on the running of the country? I believe there are several reasons. First of all, and I know you will support me here, defence matters as much to you as it does to the people of England and it is most important that defence and its requirements

should have a say in the evolution of policy throughout the Islands. And that is best exercised, I believe, at your Executive and Legislative Council meetings.

Secondly, I anticipate that for so far ahead as I am able to see, there are going to be a substantial number of Servicemen on these Islands - the number will change and it will reduce from the figures we have now - but there will remain a substantial number of Servicemen here. They are part of your community and, as I said when I first addressed this audience, and as I say to every group of servicemen arriving here, we are in support of the civil community and we are therefore part of the civil community and I believe therefore that it is appropriate and right that our voice should be heard by the civil community through its normal means of debate and management of civil affairs and it is most important and going to become increasingly important that this interface between the military and the civil community should be given every opportunity to be sustained once we leave the Canache and move into our new barracks alongside the airport some 54 km down the road - and this opportunity to be represented and talk with Councillors in the future will be an important means of sustaining this interface.

Finally, on this topic of why we should maintain a seat I would like to say that it is inevitable that with a large number of servicemen here and the presence we have on the islands for the defence of the islands, there will be problems and there will be matters which need discussion and I believe it is proper and right that I and my successors should have the opportunity of airing our views and making you aware of the implications of decisons which you may wish to take so far as defence is concerned.

Ly next question is then, can I continue with my role of defending these Islands against aggression, or can I and my servicemen continue with our role of defending these Islands against aggression? That indeed is my task; and is indeed why we are all here and I personally believe that with the proper relationship between the Commander British Forces and the Civil Commissioner there is no reason at all why there should be any degradation of our ability to defend these Islands just because I no longer, my successors no longer hold the post of Military Commissioner. Indeed, I would go further and say that, possibly, it is a proper and correct evolution that defence should be considered to have an important voice in affairs but that it should not be equal in importance to the role held by the Queen's representative on these Islands. And so I say that, yes, we can continue with our defence effectively despite this change. Then finally, you would ask me, do I support the change? Well, I'm sure from what I've already said you will appreciate that indeed I do and that I did in fact support this in the early stages when it was being discussed from the very start and that the Civil Commissioner and myself discussed it during these past six, seven months that I've been here, and I think we have both been of one accord that it is a right and proper evolution for the post of Military Commissioner to lapse, but at the same time for the Commander British Forces to hold an important and influential role in the decision making process of the Islands and its Councils. Thank you very much, Your Excellency.

The President

Normally, this is a Motion I would now ask the Proposer to wind up but I take it, as I suggested in my opening Address, that it is the wish of Councillors to go into Select Committee to have more informal debate on some of the details that have been just mentioned in passing in your speeches, could I have a show of hands if you wish to go into Select

Committee. If the majority wish to go into Select Committee the next decision is whether you wish the Select Committee to be in private or in public.

The majority voted for debate in Select Committee, in public, and The Honourable the Chief Executive moved that the Constitutions be referred to a Select Committee of the whole House. There was no objection to the Motion and the President summoned the Attorney General to take part in the Select Committee's deliberations.

The Honourable the Chief Executive

Your Excellency, it is my duty to report back to you the results of the proceedings of the Committee of the House which met yesterday under my chairmanship, in public, from 2:30 pm to 6 pm, with a brief break for an excellent tea provided by the Acting Registrar.

I would like to begin by paying tribute to the statesmanlike and workmanlike approach adopted by my colleagues. This enabled a great deal of ground to be covered in a relatively short time but without, I believe, missing any important points. I should like too to express my appreciation of the help which we received from the learned Attorney General. Tithout him we would certainly have floundered. I should also like to pay tribute to my personal assistant who came in early this morning to type this speech with great speed.

I think, Your Excellency, it will make for clarity if I deal with the various topics in the order in which they appear.

Firstly, the Falkland Islands Constitution.

The Preamble Substantial satisfaction was expressed at the new reference to self determination but there was concern that the first two paragraphs of the Preamble referring to Article 1 of the International Covenant on Civil and Political Rights should be integral to the Constitution itself — in other words that they should appear in the body of the Constitution under the first heading "Protection of Fundamental Rights and Freedoms of the Individual". I assured Honourable Members, Your Excellency, that this was how I understood the instructions which we had received from Her Majesty's Government.

Section 2 (1) The Committee agreed to the retention of capital punishment for treason. Three Members were against this.

Section 17 (5) The Committee agreed to the definition of a belonger.

Section 18 The Committee were strongly of the opinion that the title of "Governor" should replace that of "Civil Commissioner". They could understand the use of the title "Civil Commissioner" as long as there was a "Military Commissioner" but could not see that it was justified once the title of "Military Commissioner" disappeared. They realised that Her Majesty's Government probably thought that "Civil Commissioner" was more acceptable to world opinion but felt that they were wrong and

that the restoration of the title of "Governor" would signify a return to normalcy. They further found the three different titles of Civil Commissioner in the Falklands, High Commissioner in Antarctica, and Commissioner in South Georgia and the South Sandwich Islands confusing and thought Your Excellency might feel the same.

Section 23 It was agreed that candidates for election should be registered in the constituency in which they were seeking election. In fact this was a recommendation of the original Select Committee.

Section 24 The view of Her Majesty's Government that in general civil servants should not stand for election, save as provided by the legislature, was accepted. It was agreed, however, that a list of those to be exampted should be sent to Her Majesty's Government as soon as possible with a view to obtaining agreement in principle in advance to non-disallowance in anticipation of legislation here.

Sections 27 2(d) and (5) The provision that a Falkland Islander who happened to be a member of Her Majesty's forces should not vote was not understood and the Committee requested that this be reconsidered. If this was so, the proviso relating to the FIDF would not be required.

Section 35 (3) The Committee took the view that the proviso which permits the person presiding over Legislative Council to summon any other person to a meeting of the Council to take part but not to vote should be qualified by the consent of the Legislative Council.

Section 37 (2) The Committee proposed a quorum for Legislative Council of 5 elected members, instead of 5 members with two from Camp and Stanley respectively.

Section 38 (3) The Committee thought that the phraseology on casting votes was unclear. It appeared that it did not allow a vote to the Civil Commissioner (with which the Committee agreed) but this was not as clear as it could be.

Section 50 The composition of Executive Council has, of course, been agreed by Her Hajesty's Government on the basis proposed by the Select Committee, that of election from Legislative Council. However, two Honourable Members, the Honourable Member for Stanley Division and the Honourable Member for Stanley East, asked that their views that Executive Council be separately elected by direct election be recorded.

Section 52 (2) Concern was expressed that a form of words be devised which ensures that if an elected member of Executive Council overstays his 12-month period inadvertently, without re-election an election can still take place.

Section 59 The quorum of 3 for Executive Council was accepted.

Section 61 The Committee considered that, in addition to members of Executive Council having the right to request the Civil Commissioner to submit a question for resolution in Executive Council, this right should be extended to members of Legislative Council.

Section 76 It was considered that the Principal Auditor should be described in such a way as would allow the use of a respected firm of chartered accountants.

Section 77 It was considered that provision should be made for a Public Service Commission on the grounds that:

- it would involve more local responsibility in decision making;
- it would encourage the appointment of Islanders to the public service and ensure that they had the maximum opportunities;
- it had, in any case, been recommended by the Salaries Commissioner whose report had been accepted by Executive Council.

Transitional Provisions 4 The Committee wished Her Majesty's Government to be aware of the desirability of being able to hold Legislative Council elections by late September/early October. It was agreed that they be held not later than six months after the commencement of the Order.

I believe Your Excellency, that this is a comprehensive list of the detailed decisions required and changes made in respect of the Falklands Constitution. I think it is worth touching on one other area over which there was considerable discussion, the powers of the Civil Commissioner. I should emphasise, Your Excellency, that this discussion in no way referred to yourself but simply reflected an apprehension about what might be done by a less politically sensitive and more autocratic successor. I believe that reading this new Constitution has made people realise just how extensive are the Civil Commissioner's powers. However, there were no prectical suggestions for curbing them.

Finally, we also looked at the South Georgia and South Jandwich Islands Constitution. Here, our concern was with terminology, with the use of the title "Commissioner" and with the use of the title "Forces Commander" for Commander British Forces. The difference in the role of the Civil Commissioner and Executive Council was noted.

The separate Constitution for the Islands is unpalatable, but broadly accepted in the ovall context of all the other provisions in the Falkland Islands Constitution draft.

I beg to move that this House approve the draft orders to be promulgated by Her Majesty in Council providing for new Constitutions for the Falkland Islands and the Dependencies thereof.

The Motion was passed (The Honourable the Financial Secretary abstaining), and His Excellency assured Honourable Members that all the points that the Honourable the Chief Executive made arising from the Select Committee deliberations would be passed immediately to the Foreign and Commonwealth Office and would be carefully considered by Her Majesty's Government.

MOTIONS

Motions by the Honourable the Financial Secretary relating to applications for exemption from certain Taxes and Dues by Companies and Persons employed on works in the Falkland Islands.

Motion No. 1

The Honourable the Financial Secretary

Your Excellency, Honourable Members. You will recall that Her Majesty's Government requested the Falkland Islands Government to forego the various taxes and duties which would normally be levied on the Mount Pleasant Airport contractors and their employees who are resident and recruited overseas. Honourable Members will also recall their agreement, in principle, to the exemption which was given in 1983 prior to the commencement of the project. This was in fact considered to be the local contribution. Owing to the delay in the introduction of suitable legislation to cover such exemptions it has not been possible to finalise the procedures required to implement the concessions until today. The Motion for Resolution exempts the various companies and persons engaged in the MPA Project from taxes imposed under the Income Tax Ordinance, duties imposed under the Customs Ordinance, contributions imposed under the Old age Pensions Ordinance, Medical Services Levy imposed under the Medical Services Levy Ordinance 1979 and the herbour dues imposed under the Harbour Ordinance. It should be noted that the exemption of duties imposed under the Customs Ordinance is subject to the condition that exempted bodies or persons do not sell or give any dutiable goods to any body or person who is not exempted from payment of duties. It should also be noted that the exemption from the Medical Services Levy requires any persons exempted to pay the Falkland Islands Government all fees and costs that may be charged for medical treatment received by them from the Falkland Islands Medical Department. I beg to move that the Motion be adopted.

The Honourable W.H. Goss MBE JP

Your Excellency, Honourable Members, in these exemptions it would appear that these companies where they could be helping us by buying materials from us which they are in need of they don't do; it seems all very one-sided. We give and they take, and I am mainly referring there to crushed metal - crushed stone, aggregate. With the sophisticated machinery that we have for crushing surely there must be a surplus and we could now be selling it to them. I support the Motion only on the condition that more care is taken and that a tighter control is made of the dutiable goods that are to be seen around. Thank you.

The Honourable R.E. Binnie

Your Excellency, I support this Motion maybe because they are not using our facilities, they had to build their own camp, they are using their own facilities and are not a burden on this community.

The Honourable J.E. Cheek

Your Excellency, Honourable Members, I too support this Motion but would like to make some comments and possibly one alteration. Firstly, I agree with the Member for Stanley East in saying that I think control of the disposal of dutiable goods should be much tighter. I think that it is fairly common knowledge that certainly a quantity of goods are getting out of the camp to other parts of the islands and indeed within the camp I do not see how this can be controlled, there are at the moment, I believe, two islanders employed there and there are at least some staff of one company that is not listed on the schedule. How these reple obtain dutiable goods I do not know. The one other point that werries me is the possibility that some of the workers may have family and children and those children attend school in which case I believe provision should be made for any such children, and here I am referring not only to this Motion but to possible following ones that may be passed; such children may then be going to school and the taxpayers will be paying for that. Their parents will be non-taxpayers. I believe they should be directly charged for their childrens schooling. Thank you Sir.

The Honourable the Financial Secretary

Your Fxcellency, the question raised by the Member for Stanley East is now under consideration. We are discussing the question of crushed rock with the contractors. With regard to the question of levying a charge for education, well, all education in the Colony is free and it would need to be a specially negotiated arrangement if we intend to do this and the matter I suggest should be considered in another place first.

Motion No. 1 was passed.

Motion No. 2

The Honourable the Financial Secretary

Your Excellency, Honourable Members, shortly after hostilities the British Government provided us with some rehabilitation aid and one of the projects for the aid was for the construction of 54 houses in Stanley. The contractor, James Brewster and Associates Limited and his employees, requested exemption from the various taxes — ie taxes under the Income Tax Ordinance, Medical Services Levy, Old Age Pensions contributions and duties imposed under the Harbour Ordinance. The exemption is confined to persons who are not resident in the Colony and are recruited from abroad.

The Standing Finance Committee approved the exemption on 11 July 1983 under the Ordinance which was later disallowed. It is therefore necessary to legalise the situation under the current Ordinance. The Overseas Development Administration expected us to forego the tax on the projects

financed under both the rehabilitation aid and development aid projects. Therefore I beg to move that the Resolution be adopted.

The Honourable R.E. Binnie

Your Excellency, when Joint Councils exempted, or agreed to exempt, the contractors building the Mount Pleasant Airport, we made it quite clear that these exemptions would apply only to those construction companies at Mount Pleasant. Sir, I object strongly to any other companies being exempted. The companies in Stanley are using all our facilities, such as power, water, roads, housing, schools - Sir, I just cannot accept the use of all those facilities by companies who do not pay tax and rates. The burden of paying for all these things is carried by a few islanders and I believe that every me whether they are permanent residents, temporary residents, or whatever, if they are in these Islands they should pay their taxes and duties to help to pay for those services. Sir, I object strongly.

The Honourable W.H. Goss MBE JP

Your Excellency, Honourable Members, I do object to the Motion but in view of the fact that I think it is embodied in the contracts that these people would be exempt from taxes and duties here and if we impose the tax and duty, which in many cases should be done, it will not come out of the contractors, it will not come out of the people, it will be taken out of another fund; it will be taken out of one hand and put in the other. So we will ultimately pay for the charges that are levied on them by us for services. I do not see that there is any other way out of it other than to grant the exemptions. Thank you Sir.

The Honourable J.E. Cheek

Your Excellency, Honourable Members, I do support this Motion somewhat reluctantly. As was said by the Proposer in Standing Finance Committee I think we did agree to this initially, I think we did so wrongly but I am not prepared to go back on my words and in the case of this Motion I will support it.

The Honourable L.G. Blake OBE JP

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Your Excellency, Honourable Members, I rise to support this Motion. There are two paymasters in this situation, or two possible paymasters: one is the Falkland Islands Government and one is Her Majesty's Government. There is no secret, Sir, of the cost of these Islands to Her Majesty's Government at present. The figures we are talking about are a fraction of our own recurrent budget and for us to be seen to be taking our pound of flesh at the present time I believe to be totally counter-productive. It will only add further arms to the press who are at present doing their best to see that these islands get as little more as possible, that Britain settles at any cost with Argentina and they rid themselves in the United Kingdom of the burden of these Islands, and whilst the cost per day continues to be talked about in millions for us to start complaining about not having duty in pounds I think is foolhardy and it is a question of us just paying a little bit more to see that this money is available.

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The Honourable A T Blake

Your Excellency, Honourable Members, I also support the Motion in this particular case having agreed to do so previously but I do agree entirely with the sentiments expressed by the Honourable Member for West Falkland and I would ask perhaps if the Honourable the Financial Secretary could indicate whether or not contractors in general who operate within the Stanley area do in actual fact pay for power in particular.

The Honourable H Bennett OBE JP

I support the Motion but I have not the knowledge to discuss it in great detail.

The Honourable the Financial Secretary

I can confir that the contractors, under their various contracts, are not away to a from pay but for lectricity. Under contain contracts where we can the contract reaccouncidation, as at the Hillside Comp, there is a separately, remain which is at present under consideration.

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Motion 2 was passed with one vote against by the Honourable Member for East Falkland.

Motion No. 3

The Honourable the Financial Secretary

Your Excellency, again from our rehabilitation aid funds we have expended monies on the construction of Stanley roads. The firm Fairclough International Construction Limited supplied the labour and was supervised by the Crown Agents for Overseas Governments, the catering arrangements were by the Grand Metropolitan Hotels Limited, and the Motion before Council exempts the contractors and the employees from taxes imposed under the Income Tax Ordinance, contributions under the Old Age Pensions Ordinance, the Medical Services Levy imposed under the Medical Services Levy Ordinance 1979 and the Harbour Dues imposed under the Harbour Ordinance. I beg to move that the Resolution be adopted and would point out that Fairclough International Ltd and Crown Agents for Overseas Governments were exempted with the approval of the Standing Finance Committee on the 11th July 1983.

Motion No. 3 was passed with the Honourable Member for East Falkland voting against.

Motion No. 4

The Honourable the Financial Secretary

Your Excellency, Honourable Members, at the present moment we have the

Crown Agents, Fairclough International Construction Limited and Kelvin Catering Limited supplying the services for the construction of the extension to the Power Station, which is being financed from the Development fund, the £31 m. The Overseas Department of Administration also expect us to exempt the persons who are recruited from overseas from the various taxes imposed under the Income Tax Ordinance, the Old Age Pensions contributions, Medical Services Levy and any harbour dues that may arise. I therefore beg to move that the Resolution be adopted.

The Honourable R E Binnie

Sir, I would just like to point out that this Resolution has not been passed by Standing Finance Committee before and I have the same objectiens to it.

The Honourable J E Cheek

Your Excellency, Honourable Members, I too cannot support this Motion. I am speaking for this as well as for the next two Motions when I say that it has been said that if we impose taxes it will cost Britain more money. I disagree. It will cost Britain the same but it will just be a matter of how it is paid. If we forego the taxes on this we will I believe run into deficit budget and grant in aid sooner. I would prefer myself to see taxes for this being paid by Britain out of the £31m that they've already promised. We already know that Britain is not going to give us more than £31m. I am not asking for more, what I am asking for by refusing to support this Motion is that those monies come cut of the £31m which has been promised to us anyway rather than out of our own budget.

The Honourable the Financial Secretary

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There is little that I can say regarding the comments made by the Member for West Stanley other than the difficulties that will arise, the practical difficulties that will arise through endeavouring to collect tax in the way that he suggested.

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The President If I may just go back a little. Is it possible to investigate ways of charging school fees if in fact the contractors have got children that attend the schools?

The Honourable the Financial Secretary

Yes Sir, there will be no objection to that and I have made a note of it.

Motion No. 4 was passed with two votes against by the Honourable Member for East Falkland and the Honourable Member for Stanley West.

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Motion No. 5

The Honourable the Financial Secretary

Your Excellency, the Ministry of Defence at the present moment are financing the cost of the Stanley Link Road which runs from the Stanley-Cape Pembroke Airport Road to the Stanley-Darwin Road and the Property Services Agency are supervising, with Fair clough International Contruction Limited and Miller Construction (Northern Limited) undertaking the actual contract. The Resolution makes provision to exempt the various bodies and employees from taxes imposed under the Income Tax Ordinance, Old Age Pensions Contributions, Medical Services Levy and Harbour Dues. I beg to move that the Resolution be adopted.

The President

Perhaps I should point out as clarification to listeners, not Honourable Members who have the papers in front of them, that it is necessary to have these separate Motions because they apply to different companies and, as the Honcurable the Financial Secretary has pointed out, they also apply to different times, because they are all under different contracts, and this particular Motion No. 5 is to be in force for a period of one year from 1st July last year. Does any Honourable Member wish to speak to this Motion?

Motion No. 5 was passed with two votes against by the Honourable Member for Stanley West and the Honourable Member for Eart Falkland.

Motion No. 6

The Honourable the Financial Secretary

Your Excellency, Honourable Members. This Motion seeks to exempt the team engaged on the School Hostel Project from Income Tax, Medical Services Levy, Old Age Pensions contributions and any harbour dues that may arise. Again I will ask Members to note that the exemptions are confined to persons who are not resident in the Colony and are recruited from abroad. The contractors are John Laing Construction Limited, Mowlem International Limited and Amey Roadstone Construction Limited. I beg to move that the Resolution be adopted.

I take it that the stand is the same, the attitudes to this are the same as to the last one and the one before that. This Motion is passed with two votes against, by the Honourable Member for Stanley West and the Honourable Member for East Falkland.

19.00

Motion No. 7

The Honourable the Financial Secretary

Your Excellency, at the present moment the Ministry of Defence have en-

gaged various companies to undertake support services for them. Included are the Property Services Agency, Turner Diesel Limited, Kelvin Catering (Camps) Limited, Bristows Helicopters Limited, ITM Offshore Limited and Amey Roadstone Construction Limited. The projects which they are undertaking, the ITM Offshore Limited is undertaking the FIPASS, Amey Roadstone Construction Limited are engaged in the quarry, Bristows Helicopters Ltd are flying their three helicopters here, Kelvin Catering Ltd. are providing the messing services at the Camp, Turner Diesels Limited are providing the various services for the power stations throughout the Islands and the Property Services Agency are supervising the various works. Again it is proposed that the taxes imposed under the Income Tax Ordinance should be waived, contributions under the Old Age Pensions Ordinance, Medical Services Levy, and any harbour dues applicable to the various companies. I beg to move that the Resolution be adopted.

The Honourable R E Binnie

Sir, I would just like to know how the authorities are going to stop the personnel of these companies from using the NAAFI clubs and the various canteens and so forth with duty free goods.

The Honourable the Military Commissioner

Your Excellency, access to the various NAAFI clubs and shops is restricted to Service and other entitled personnel who are defined as such to the staff of the NAAFI. When a civilian approaches the NAAFI for service the NAAFI staff have the right and indeed the obligation to demand a certificate of identity to show that they are one of these entitled people and I am told, as a result of investigations earlier this morning, that they are on the whole reasonably thorough about this and certainly, in the case of the person I was talking to, I was informed that he was asked for his identity card at least on one of every three occasions when he visited. How, clearly, there is room here for abuse and for individuals to take advantage of the situation and to purchase supplies to which they are not rightfully entitled but I believe that to make the system one hundred percent foolproof would involve staffing increases and police duties that would be out of all proportion to the possible revenue that would be saved. Speaking personally as the Commander British Forces I am as anxious as everybody, as Honourable Members are, to ensure that the privileges we have are retained and treated as our privileges and certainly were my attention to be brought to any regular abuse of these facilities by any nominated or identified person or organisation I would take immediate steps to see that this was stopped. So, in short, there are controls. I do not believe, judging by the reports that I have received so far, that they are successfully and substantially evaded and if this were to be the case and evidence could be produced I would see that steps were taken to stop it recurring.

The Honourable the Financial Secretary

I think we were all very encouraged by the assurances given to us by the Military Commissioner. I beg to move that the Resolution be adopted.

The President

I would like to point out to Honourable Members and listeners that the

only exemption from <u>duties</u> that this House has passed was the first, the first Resolution, Motion No. 1 which applied only to those people working on the construction of the Mount Pleasant Airport; and that Motion contains in Article 2 the exemption under paragraph 1 b), that is "duties imposed under the Customs Ordinance", the exemption is subject to the conditions that exempted bodies or persons do not sell or give any dutiable goods to anybody or person who is not exempted from payment of duties under the said Ordinance. This House has previously reserved the right to withdraw that privilege if in fact it is found to be abused and I can give an assurance to Honourable Members that if this is reported and if abuse of that exemption is found then that privilege will be withdrawn.

Motion No. 7 was passed with two votes against by the Honourable Member for Stanley West and the Honourable Member for Last Falkland.

MOTIONS FOR ADJOURNMENT

The Honourable the Chief Executive

Your Excellency, I beg to move that this House stands adjourned sine die.

The Motion was seconded by the Honourable the Financial Secretary and the following Honourable Members spoke to the Motion:

The Honourable W H Goss MBE JP

Your Excellency, Honourable Members, I have very little to say, only to note that I am very concerned about our financial position. It seems that we are going fast towards grant in aid and I think every step should be taken to slow this down or reverse it. Thank you.

The Honourable L G Blake OBE JP

Your Excellency, Honourable Members, during the debate on the Constitution one change which was proposed is the removal of the title "Military Commissioner" and the installation of the title "Commander British Forces Falkland Islands". That removal of course will come at the same time as the Forces start to move from Stanley to Mount Pleasant and I hope that it will not be a divorce. It is important I believe that the communities live as much together as possible and see as much of one another as possible and get to know each other as much as possible and I welcome the way the current Military Commissioner has worked in fostering these two communities and their relationships.

If I may, Sir, I would like to turn to the press conference of Lord Trefgarne during his visit and to the question of Mount Pleasant Airport. A number of us here at this Table have at great length stressed to bodies throughout the world that this is a civil airport with a military capability in line with Lord Shackleton's recommendations and in line with statements made by Her Majesty's Government. I was therefore not a little dismayed to hear Lord Trefgarne intimate that the airport would be a military one and in the first year there would be small civil capacity for passengers and freight. I think, probably as a result of representations, he modified that view and it became "in the early stages" but I do believe that we as a government have got to make known our feelings in the strongest terms to the Ministry of Defence that this is a civil cirport with a military capability and if they insist on operating it as a military airfield and giving us just the spare little bits that they do not want, then we are going to find it extremely difficult to justify such an airport politically and to maintain Her Majesty's Government's position that it is for us. We have in our development included planning for removal of freight between the Falkland Islands and the United Kingdom and also included in our development greater use and speedy travel. It has always been recognised that this is essential for the development of these islands and it has to be a specific commitment for us to be able to use that airport; we cannot be allowed passages on an ad hoc basis as and when they become available. I think that it is time now to get our act together with the Ministry of Defence so that when this airport comes into operation we will have a free flow of passengers, both military and civilian, with the minimum of delays and hassle. Passengers, or the public, are going to be looking for easier travel; it is recognised that during the proving period this travel will be limited but that proving period must not be allowed to extend beyond what is reasonable. And so, Sir, I hope that all Members here will join with me in drawing everybody's attention to the fact that it is time to start planning now and by that I mean joint planning, net planning by Ministry of Defence with concurrence by the Falkland Islands Government. Coming from the airport we see in the building a splendid road and we have heard much about the fact that it is going to be of limited capability and the maximum 10 ton. all-up weight; there have been thoughts that with the installations at Mount Pleasant and at Mare Harbour we will not need a harbour facility here, that our fuel and cargo can come overland, perhaps, from Mount Pleasant. The design of the road makes that totally impossible. There is no way in which we can send bowsers to Mount Pleasant and bring them back with a sensible quantity of fuel without permanent and speedy damage to the road which will then be costly to repair, and I believe, therefore, that we have got to start planning now for our harbour facility and our fuel supplies and I think that again this is something we should be working out with the Ministry of Defence and within our own Development Corporation.

I am afraid, Sir, that this sounds like a grizzle and a long and tortuous one but I was disappointed to hear that all the development funds in our development plan have been voted for a North Camp road. We have £2m in the plan and they've now been allocated to the North Camp Road. I would have hoped, and I still hope, that within those funds we could at least have arranged for the stationing of some plant for the improvement of West Falkland tracks and operators to work that plant. We do not have the weight of traffic which is demanded in the Stanley area happy sight to see first our £2m on the airport road disappear down I would agree, to open up that connection between the new airport road

and the north camp but I hope that in the planning stages of the Development Corporation they will see fit to include at least the availability of plant on the West Falkland. Whilst talking of development, I would like, Sir, to ask perhaps that some of our past developments could be accounted for. We have now assisted or bought three farms, we have allocated units from those three farms, as the Falkland Islands Government, and to the best of my knowledge we have never seen an account for the purchase and sales of any of those properties. Government funds were involved but we do not know what it either cost or what government made on the sale of the land and equipment at these stations, the assets we still retain, or anything about them. I would ask that for the Budget some sort of statement for these could be brought forward; they must have been produced for the auditors unless the auditors have accepted the fact that they disappeared into limbo. With that diatribe, Sir, I would like just to add my thanks to my colleagues for their efforts with regards to the Constitution and my hopes to see it implemented for the next but one session of this Council. I beg to support the Motion.

The Honourable R E Binnie

Sir, in rising to support the Motion I too share the Honourable Member for West Falkland's concern about the airport and the travel arrangements. I also share the Member for Stanley East's concern for our financial position. Sir, this morning we passed several Motions concerning tax exemptions and the Financial Secretary told us that these companies had it written into their contracts before leaving the United Kingdom. I would ask that this Council be asked for exemptions before contracts are signed in the United Kingdom. Sir, I support the Motion.

The Honourable J E Cheek

Your Excellency, Honourable Members, in rising to support this Motion I would first like to welcome our new Member, the Member for Stanley Division, and also to say how pleasing it was to see at least three members of the public stand for election on that occasion; hopefully we will have as many stand for each of the new seats at the end of this year.

I start off as normal on these occasions, Sir, in talking about the Education Department and there I think we have to welcome the new Superintendent of Education, who has arrived since our last Legislative Council meeting; our Mr Smith is a very welcome addition to that department. I think the Education Department is finally overcoming some of the many problems which followed on after the war, not least the acute shortage of staff. I believe that if we are not right up to full staff levels at the moment, we are probably as near as we have been for many years and I think the results are showing and I believe will show over the next year or so the amount of excellent work that is being done in the Education Department. Having said that, we still do have some problems. We had hopes that in the next few weeks we would have had another two classrooms in the Senior School but, unfortunately, we could not this time find the local labour to build those classrooms and it seems that the earliest we can hope to have them will be for the start of the 1986 school year. I must point out that if we do not have them by then the evercrowding in the Senior School will be appalling. There will be overcrowding this year but by the use of the library as a classroom and various other arrangements we hope to manage this year, but I would like to impress on members that unless we have these two classrooms next year

we will have big problems. One other thing I would like to mention about the Education Department, I personally seem to have a very bad name with some of the pupils; I, together with the Education Committee, have been insisting that at least camp children returning from Stanley to camp do not leave until the end of term or at the earliest the last day of the end of term. There has built up over the last number of years some sort of understanding that children can leave three, four or five days before the end of term; this accumulates to something like two, even three weeks of education and it was getting so bad that the examinations had to be brought forward from the end of term and not only those children who were taken away early by their parents were suffering, but every other child in the school was suffering as well. As I say, this has now been changed so that children are not allowed to leave until the end of term. We can control those children leaving Stanley Hostel in this way, in fact, I'm not sure if it has been implemented, but it has been suggested that any child who leaves Stanley before those dates, will not receive Government assistance with the cost of their air passage but there are a number of children not in Stanley Hostel who are still leaving earlier. I find this disappointing, particularly as a number of the parents who are removing their children early are those who are the first to complain about our education standards. I would like them to think about this.

To move away from education, we have spoken about our lack of money, the necessity to reduce spending and, if possible, to increase revenue. One possible way - this morning we had a Bill on Land Subdivision which attempts to restrict the misuse of land. The other thing which worries me is we now have a number of islands within the Falklands that are no longer productive and which once were; specifically the Jasons and Passage Islands. I, althought I agree that it is excellent for conservation purposes to have these islands, I still think that conservation and the production of wool run hand in hand and I would suggest to the Administration to look for ways of taxing such land which is no longer used, no longer productive, as if it was producing its normal amount of wool.

I would like to commend the Administration, the Falkland Islands Company and the labour organisations for their recent Wage Agreements. The levels were probably, from our point of view as the people providing the money, were high but I think slightly larger increases were warranted but we did not have the money. The one thing that does worry me is the differential that is closing all the time between the labourer and the artisan. There is nothing nowadays, or very little, for an artisan to work for, he is getting so much or so little more than the ordinary labourer that it is not worth his five year apprenticeship and I would suggest the labour organisations, particularly, look at this, although their members who are artisans maybe a small number, I still believe that for the sake of the Colony there should be a wider differential there.

Lastly, Sir, I think we should welcome two other people to the civil service; first the new Director of Public Works Department and lastly our new pilot for the Air Service - I think that with this third pilot we can now dispense with OSAS pilots, not that we haven't welcomed Captain Allsop, who has done an excellent job, but our aim must be to replace all OSAS pilots - in fact, all OSAS personnel, where possible, with local staff and in this case I think FIGAS will be the first to go completely national, if I may use that word. Thank you, Sir.

The Honourable A T Blake

Your Excellency, in rising to support the Motion there are a number of factors which I would like to bring to the attention of the electorate. I have heard over the radio on a number of occasions reference to peasant farming, complaints from local owners of new sub-divisions complaining that they are working long and arduous hours for either less than a navvy's pay or less than a sergeant's pay. May I remind these people that there are two forms of investment which we must put into these islands to make them tick; one is money and the other is labour and without these in conjunction we will get nowhere. The fact that one works for long hours usually results in something at the end of the day being either better than it was before or something that was not there before, and so therefore you will have increased the net worth of your business and that must all be taken into account. I deplore that form of criticism of the system that we have developed, and are developing, and there has been no lacking in interest on the part of young people to want to obtain their own farms. I was fortunate and I must thank all the stations in the North Camp for the frankness vice which they passed comments to me when I visited there recently, on their likes and dislikes. It was rather interesting to attend the meetings where people actually told me when they felt things were going well, things seemed to be looking up, as well as telling me where they thought things were not going right. I must admit I enjoyed that visit intensely, particularly visiting the Green Patch farmers. It was interesting to hear young people talking about the desire to invest; if they could get a little bit more money they could do this and they could do that. It was all improvement, it was all reinvestment that they seemed to be interested in rather than some of the bigger company farms that one visits where one hears the concern about profits, which by and large are leaving the Colony, and I would thank those people very much for a very interesting time. I hope they manage to bring to fruition some of the points that they raised to me.

I would also like to give encouragement to the various projects which are developing at Fox Bay. The Fox Bay Mill, run by Richard and Grizelda Cockwell has run into immense problems, heartbreaking problems I might add, and the fact that they have stuck with it and are sticking with it is to be commended on their part. Also the fisheries project which has started out there - I might point out at the moment that they are becoming affectionately known, these two projects, as the Benny Factor and the Banny Fishery! The fishing people are never idle. I did all my shearing at Fox Bey this year and I was very impressed with the intense activity that these two projects are generating and it is very, very nice to see. On this point I would join with the member for West Falkland in that I am somewhat distressed to learn that all the money is being poured into the North Camp road; this certainly was one of the factors which was obviously brought up to me in my visit to the North Camp and I am pleased to see it for their sake; but I certainly would like to see quite a considerable amount more money being considered to be put into roads into West Falkland. A tremendous amount of overland traffic has developed as a result of these farm subdivisions.

One other point which has been brought to my attention by members of the electorate is that there was some objection to the subdivision committee, which considered applications for sections, consisting of only two members. There was some apprehension on some people's part that it did leave things open to bias in a small community, and there would be much more preference for it to consist of at least three members, or at least an odd number, so a firm decision could be arrived at without any bias on the part of any one member.

I think as the Minister for Defence pointed out while he was here during his visit to Hill Cove that we are very much behind the times in looking after our environment. I have noticed a rather large increase in extraneous rubbish appearing around the falkland Islands. I think most shepherds can vouch for the fact that you do find plastic in the most unusual places, usually when you are in a precarious position on a touchy horse, but I do think we all should be looking at environmental control within the Islands, particularly as we now have people searching for oil - not that I have terribly much faith that they might find it - but if they did, or if it was found somewhere in the islands, we could have large problems developing before we start doing something about it. I would much prefer in our rather delicately balanced environment that we get control of these sort of areas before we strike problems.

I velcome the new Director of Public Works along with the other new members of our establishment. I must apologise for giving him rather a hard time at our first meeting with him but I am very impressed with the way in which he handled me and my particular complaints and I am somewhat sorry that the Honcurable Member for Stanley Divison, who recently resigned, was not there to join the fray. I think it would have been rather interesting. However, I would very much like to point out that one of the biggest criticisms that we have actually had of the Public Works Department in the past has perhaps not always been the fault of the Director of Public Works, but those various bodies who interfere with his priority list and I do hope that we have a trong enough person now to stop this interference with priority lists which seem to be changing time and time again leaving half finished jobs all over the place. He certainly will have my full support in trying to stop this practice which does not do us any good at all.

I am very worried, as I think are other members, with what I would consider is the amount of money which is being spent over and above our budget. I am not sure how much we have gone over the odds so far, it is always very hard to tell of course because in some areas there are savings, but I know that in a lot of areas there are not savings, and I will be requesting at the next meeting of Standing Finance Committee for the Honourable Financial Secretary to try and give us an indication at this particular stage by how much our budget may be exceeded. I will remind people again that it was not a balanced budget. It was a budget which ended up in a deficit so we have only got further down and I am particularly concerned that this might get worse. I have the greatest difficulty in seeing how we can actually make it better.

"ith the development in some areas forging ahead at a great rate of knots I am rather worried that perhaps in some areas the Administration is not keeping up with this advance, and particularly where it applies to advance cutside Stanley, and I am basically referring to the Fox Bay area where things seem to be put on a back shelf in this respect and I would ask the Administration to try and push a little harder to get the various projects that we have under way there. In this respect I refer to the power station, the foundations of which were dug four months ago and there has been absolutely no work done on this ever since and the machinery is actually there. We have had people who are finding it extremely difficult to maintain their work flow particularly the housewives. I think it is very difficult to find washing machines which still run on 110 volts. I would ask the administration to pay particular attention to those projects, as I would request of them that they pay a bit more attention, or act a little bit more speedily, in the presentation of minutes of the various meetings of Council and Agendas. It makes it

particularly difficult to attend a meeting and make reasonable rational decisions, particularly in the matters of finance, when the Agenda is only received a few hours before a meeting. We did at one stage I think object very strongly to this and it did improve but it has slipped back quite considerably and I would ask that these matters be brought forward as quickly as possible. The department which is good in this respect is the Education Department; the minutes of the last Education Committee I think went out on the plane with me when I went home and I would commend them for that sort of action.

The airport road fills me with great concern. Honourable Members may remember that when we visited the new airport site the question was asked of the contractors how much they thought it was going to cost us to maintain this road when it was completed. I may be wrong but I rather think that the quote was somewhere between a third and a half million pounds a year if we wanted to keep it in reasonable control. We just cannot afford that sort of meney out of our budget, which is fully over committed at the moment. Something has to be done.

The other way round, where we are having a cheap construction job with a high maintenance cost. It is most important.

And I think, Sir, that rounds it up for me this time. I would support the Motion.

The Honourable H Bennett

Your Excellency, Honourable Members, in rising to support the Motion I thank you for your words of welcome. With reference to my election address in which I said I would endeavour to have legislation introduced to provide that all mineral rights, including mineral oil, be reserved to the Crown, thus to allow all people of these Islands to benefit from any development of any oil industry, I give notice that I do intend to introduce a Motion at the next meeting of this Council to the effect that Government be requested to introduce the legislation. Since the last meeting of this Council, the Honourable John Cheek, the Honourable Tim and the Honourable Tony Blake have represented the Folklands at international conferences and I should like to express my thanks to them for their efforts on our behalf. The town of Stanley presents an unfavourable picture: it is unkept, many of the roads are still in need of repair and there are no public conveniences. It is a matter of regret that King George V playing field which was admirably restored by the Queen's Own Highlanders has been allowed once again to fall into a dilapidated and neglected state. No control was exercised over it and I am almost certain that equipment has not been checked from the safety angle for some considerable time.

As I said in my election address and reiterate now, the construction of a prison here in Stanley should be put in hand as a matter of priority in view of the increase in serious and violent crime.

I am pleased, however, that the construction of the Stanley Power Station extension appears to be progressing favourably.

It appears to me that most Government departments are over staffed to the extend that some officers, and not only junior ones, are bored from lack of something to do. How are we going to meet the cost of this large service when the famous £31m of aid, which now subsidises this service, is exhausted? We cannot all join in and continue riding on

the jolly train. The cost must eventually be borne by the taxpayer. I know of cases where officers have been sent to the United Kingdom for training and government has not afterwards benefited from their increased ability. Officers should be sent overseas for specialised training only.

Finally, Sir, I think I speak for most Falkland Islanders when I express my appreciation of Mrs. Thatcher's Christmas message to us; it was most reassuring. I invite my colleagues around this Table to join me in requesting you, Sir, as President of this Council, to send to her an appropriate message of thanks from us all. Thank you, Sir,

The Honourable the Financial Secretary

Your Excellency, I am delighted to hear Members mention the financial position of the Colony as it shows that they are accepting the full responsibility of ensuring that this Colony does not go grant in aid. I am positive that this is what we must aim for. We must take every opportunity of seizing revenue from every source possible. In the last few months we have sent various applications to incur supplementary expenditure back to departments asking them to quote savings and give fuller and better explanations for applications. I agree entirely that we must get a tighter control on our expenditure and during the next two or three months we will be implementing the Peat, Marwick & Mitchell systems report and in that there are many steps we can make as far as reporting revenue arrears and such like. I think this will be a great improvement in the near future. I can only say that I share members' concern that there are not all that many opportunities ahead; but I do not think we need to take too dismal a look at our financial position. I think that the majority of countries throughout the world always have financial difficulties. However I have certainly taken note of the points made this morning and, in particular, I took note of the tax proposed by the Honourable Elected Member for Stanley West on unproductive lard; I have on my desk by the courtesy of the Attorney General a stack of legislation from, I think it is Australia, with various ideas for taxing land - I do not know when I will be able to read through it as it is just about a mountain of paper - however I agree that this is an area we should explore. I have also noted the Elected Member for East Falkland's request for sight of the contracts before they are finalised in the ODA. I will take this up with the ODA. I have already asked them for the previous contracts and I think it is something we should see in advance so we can make sure of some control.

With regard to the differentials in pay rates for tradesmen and labourers, we do have ennual negotiations, we have just completed the annual negotiations for 1985 and no doubt the Union will be making various representations for 1986. I beg to support the Motion.

The Honourable the Military Commissioner

Your Excellency, Honourable Members. I welcome the opportunity given to me by the Member for West Falklands to speak about the future use of the airport. First of all, though, I would like to take up his point regarding the need to foster and maintain the right, friendly, warm relationship between the military and the civil communities in the future. I too share his concern that this should continue to be the case and I am also pleased to be able to report to you that this matter is shared by my superiors in London. I shall be reporting to them during the next

three weeks or so and one of the very few major matters that I intend to put before them is this very aspect, this very requirement, to see that in the years ahead the military and the civil communities manage to work as one for one purpose and, so far as I am concerned, and able to, I shall see that this goes on in perpetuity. You may be interested to know that every Commanding Officer who arrives in this theatre is briefed by me and amongst his instructions he is told that if he is unable to make his unit support a high level of good relations with the civil community then, in my view, he is failing in a major part of his role while he is down here in the Falkland Islands. In fact, I find that most of them do not need to be told this because they already share the view. So, in that respect things are, I hope, encouraging.

But new back to the airport, and I do welcome the opportunity to say a few words about this because I know it concerns everybody, indeed it would be strange if it did not, with the amount of money that is being spent on it, and the impact it is already making on these quiet Islands. Perhaps first of all Members would excuse me if I just say a little of the background so far as the management and financing of the airport is concerned. The airport is in fact financed out of the United Kingdom's defence budget and, as such, and not unnaturally, those involved in defence take a very keen interest in its development and in the concept for its use. However, it is of course recognised, not only by the military but obviously by politicians who ultimately are responsible for policy, that it should and must play a most important role in any future development of these Islands - indeed not only must it, but they would not be able to exist, once it is opened, without it, because other forms of transport to the islands, such as the present sea routes, are likely to be curtailed considerably. We must remember that defence is paramount. The need for defence was the catalyst that inspired the final financing of this very expensive project and it must also be defence at the minimum cost to the British taxpayer, and I am sure you will all appreciate the sensitivity that exists with regard to the amount of money that is already being spent down here. Therefore we must be certain, and this I am sure is in your interests as much as mine and the British taxpayers', that we are going to get the best possible defence at the least possible cost out of this airport once it is completed. Now, I know you are concerned about the future access to this airport. Well, I understand your concern but I believe when the moment comes that you will find the matter resolves itself to your satisfaction. First and foremost we come back once again to defence and there will be a substantial proportion of the airport devoted to defence. There will be the normal requirements for security over this area, both of access and in terms of activities there; not because we are concerned about the people of these Islands, we have never had nor will we ever have more loyal supporters and allies, but because other people will be interested in identifying the capabilities of this airfield from a military point of view and this must entail a degree of security over those areas that are used for military purposes. You already can see to some extent how this applies at Stanley and there will be an element of security of access to parts of the new airfield. However, we all realise, me as much as you and I know the Civil Commissioner, who is always speaking to me on this matter does, that this airport will be of no use if it is not also to play an important role in the development of the Islands. But this is going to require money and it is going to require manpower, the money and the manpower for development will not come from the British defence budget. It has got to come from somewhere else, and where that else is, is not for me

as a servicemen to identify. I would merely say at this stage that these parts of the airport that you wish to accept responsibility for, solely, without assistance of the defence forces, should be carefully considered and weighed in the light of the possible cost to you not only in establishing them but in meintaining them. You will ask me, what then will be the rights of islanders and perhaps others, visitors, to use and have access to this airfield for normal peacetime activit-At this moment in time I cannot give you anything more than general assurances, not because I do not want to but because matters have yet to be decided in great detail; but what I can say is that this airport will be available for islanders to travel freely in and out of so far as aircraft are provided, that whilst there are no civil aircraft operating here, space will be found on the military aircraft that are working down to the islands, and this space will be found from the very earliest days that it is open. This I am quite sure I am not overstepping my authority when I say that this is a commitment that is recognised and accepted within the United Kingdom. There is, of course, going to be a period when we open the airfield for limited use. A project of this nature takes many years to build and I suppose it would be neat and tidy to say we will not use it until it is completed and we have all moved in and take it over in its entirety. This, obviously, would be undesirable in that it is going to slow down the opportunities to use the airfield, it is going to cost a great deal more to maintain the present arrangements for access to the Islands, and so there is going to be what we call an interim period. This will be a period when the airfield will be open for the operation of aircraft for military purposes but it will not be open for general civilian usage. During this period we shall offer every possible assistance from the military point of view to ensure that islanders do have freedom of passage and, indeed, I come back to what I said just now, they will have freedom of passage, in and out of the airport, during the interim period and this I can guarantee you. But there will be constraints on the use of the airport, for several reasons. First of all, every time that airfield is opened some one hundred people have to be deployed there to operate the internationally necessary equipment and they have to come from other duties in the islands; so you can imagine this is not an acceptable interference with their duties beyond what is basically necessary for defence. Secondly, the contractors have a great deal of work to complete when the runway is open and during this interim period and we have agreed with the contractors that we should have access to the runway, at specified times, and that they will vacate the runway and make sure that it is open for use at those times. But at other times they would have free use and passage over the runway for continuing their building operations, and so if we open that runway for air traffic it is going to - if we open it permanently for air traffic during the interim period, it is going to incur very substantial penalties with the contractors with whom we have already come to an agreement along the lines I have outlined. So I think I would say that whilst we will do everything possible to meet your requirements, and we will guarantee that you will get normal access to the islands for islanders and their schoolchildren just as we do in the Services, I cannot guarantee that the airfield will be available for routine peacetime activities during the stage when it is being built.

Now, the Honourable Member came up with the most eminently sensible suggestion that there should be joint planning of the use of this airfield and I could not support that suggestion more strongly. What I would say is that there is already an excellent liaison between the Civil Commissioner, myself and our joint staff and if there is any

deficiency in the joint association and meetings that we have then I shall be very happy to know of them and see that the matter is nut right, because it is a very firm part of my policy and the Civil Commissioner's policy, if he will excuse me for putting words in his mouth, that we should work closely together and discuss problems even if we cannot always come to a solution that is totally acceptable to both parties. I believe that this is going on and there are several committees looking at various aspects of the airport together. But it is important to understand that overall policy for the airport is of course vested in London and it is between the various departments in Whitehall that the final and overriding details of policy and how it should be implemented are decided and I hope that they will have that message communicated to them; the Defence Ministry certainly will. by me, on your behalf, Honourable Members.

The read to the airport I would just like to say a little bit about so that people understand the background to that. This road is being built out of British defence funds and, not surprisingly it is being built to the minimum standard that is necessary for the defence of these islands to be properly managed and that primarily means the move of the defence forces from the Canache area up to the airport during the period when that is taking place. Therefore we have not spent British defence funds on developing a grade 1, high class highway. We have built what is necessary for the task in hand. Once we have finished with it we propose to hand it over to the Falkland Islands Government, in good condition, and so the way I as a serviceman and a British taxpayer would see this road is that you, everybody in the Islands, have got a road for nothing and which, in the end, you will have to maintain; but at least the capital costs have not fallen on you and we know how heavy those are as I listened this morning to the debate on the cost of Camp reads.

Now, in the end, everything to do with the whole of the airport projust is going to involve money and manpower and we must all think very carefully before we have over-ambitious ideas about it because there is going to be a bill to be met and I think we must be careful not to overstretch cur expectations. But at the same time we must be quite clear that this airfield is not going to serve the purpose of the islands unless it goes beyond defence and no development will be possible without the insurance of defence; but defence without development and an improvement in the quality of life for the citizens make those citizens slaves of a defence effort and this must not occur. Thank you.

The Honourable the Chief Executive

Your Excellency, I cannot remember when there has been quite such a full debate on the aljournment with such a number of different topics covered so eloquently and in such detail by Honourable Members.

I would like to begin by adding my own welcome to the Honourable Member for the Stanley Division. We are delighted to have him with us for the first time during these last two days on this Legislative Council. I think it will be best if I tried to deal with the various points raised by Honourable Members in turn. I hope that I shall answer most of the criticisms and questions that have been raised but I have no doubt that Honourable Members will forgive me if I leave one or two things out by accident.

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I would like really to endorse all that the Honcurable Member for West Falkland, and what the Honourable the Military Commissioner has said, on the subject of the airport. I believe that the Honourable Member for West Falkland raised the questions which we all have in cur minds about the airport with great eloquence and force, and I believe they were answered in a most reassuring way by the Honourable the Military Commissioner. I do believe that making the best use of the airport is really one of the greatest challenges, in fact it is probably the greatest challenge that we in the Falkland Islands have to face over the next two years and I hope that we will not be lacking in ensuring that the economic possibilities of that airport are used to the very full. Now, in a sense related to the airport, because it relates to the military move to Mount Pleasant, is the question of fuel supplies, which was also raised by the Member for West Falkland. I should reassure the House that the question of the future fuel supplies is the source of a very exhaustive inquiry and study which is taking place at this time and which is in fact linked to the port facilities problem, which is also being studied, so in no way is this being neglected.

I would like to turn to the question of camp roads. There does seem to be some degree of error about this allocation of funds to the camp track from Pony's Pass to Estancia; in fact there is £2m available from ODA which was committed in agreement with Councillors out of the £31m for camp tracks. It is anticipated that one mile of road, on the basis of the construction methods proposed by the Director of Public Works, will cost of the order of between £25,000 to £35,000 so that 9.2 miles of road to Estancia it can be worked out that this will not, on that basis, exhaust the £2m. It was felt by Executive Council that a start should be made on Camp tracks as quickly as possible and that this was the most sensible place to start, but it is only the start, it is not the end and of course the camp tracks programme will take a substantial length of time - indeed on present labour availability it has been forecast by the Director of Public Works that to build 100 miles of camp tracks will take something like twenty years. I do believe that there will be more development funds available during that period and hopefully we can in fact construct them rather more cheaply and rather more quickly than we have so far been able to establish.

I rould like to turn next to the question of subdivisions which was raised in particular by the Member for the Camp Division; I would like very firmly I think to re-commit Government and myself in particular to the idea of subdivision. I entirely endorse all the enthusiastic things which the Member for the Camp Division said about the subdivision farmers. I do think it must be a matter of concern that the subdivisions should be viable and we are soon hoping to have a Farm Management Advisory Officer, who, will be employed in the Development Corporation, whose job it will be to look at and improve the viability of the farms. We are also in fact hoping to make the whole question of the sale and division of the subdivisions a much more systematic business; a very lengthy paper has been prepared on this subject and, amongst other things, it provides for, very carefully, a largish and highly representative committee for deciding who shall or who shall not have loans. instance which the Honourable Member for the Camp Division cited was in fact an emergency situation where we were under some pressure by a gentleman, whom some of us have heard of, called Colin Smith to complete the San Carlos transaction as quickly as possible and this was the best way of dealing with it. I entirely agree with him that it is absolutely vital that the loans committee should be seen to be as fully representative and as fair in their dealings as possible.

I would like to come on next to the question of education. I indicated, the last time that I spake in an adjournment debate, my concern that we constantly seemed to be having problems in the Education Department over staffing and my hope that these in fact could be dealt with. I believe, in fact, that as the Honourable Member for Stanley West has indicated, they have largely been dealt with and our main concern new is of course with buildings and only recently, he probably will not have seen it yet, I sent a memorandum to him and to the Superintendent of Education asking them to consider with urgency a new plan for the extension for Stanley Senior School which has been provided by the Director of Public Works.

Can I turn next to the question of Fox Bay East. I think it is true to say in relation to Fox Bay East that when we took on Fox Bay East we were really taking on more than we actually bargained for: that the place was substantially run down, that it in fact was lacking in amenities to a very considerable extent, and we have had to deal with it on a rather piecemeal basis and I think this process has been a frustrating and slightly slow one for the inhabitants of Fox Bay East. To some extent it has reflected the processes of democracy here, of getting the substantial additional expenditure required on Fox Bay East through Standing Finance Committee and through Executive Council. It still reflects, I am afraid, a shortage of resources. The plans have of course been made for dealing with the question of electricity generation and distribution at Fox Bay East and I believe that all that should now take place reasonably quickly. But I would like to reassure the Member for the Camp Division that there is no lack of energy or enthusiasm or commitment on my part or indeed I think on other parts to the development of Fox Bay East and I hope this message goes to the inhabitants of Fox Bay East and their very energetic and successful Village Council which was set up six months ago and which I think is in itself doing so much to develop that place.

I would like to come finally to the question of Stanley and the criticism which the Member for the Stanley Division made of the state of Stanley. We do, I think, in the case of Stanley suffer very badly in particular from the very scarce resources in the Public Works Department and I do not know whether it is not possible perhaps to do more things on some form of community or self-help basis and I would like to put that to him as a thought. I agree, if we do not improve the appearance of Stanley, the environmental attractiveness of Stanley, it will not be a place that we can be proud of nor will it be a place to which we can attract people and that I think is also very important.

I refer finally to the point which the Honourable Member for Stanley Division made about the over-staffing of government departments; I think all I can say is that that is not my experience in the Secretariat and that if he will give me chapter and verse, if he will give me details of these offices of government in which people sit around doing nothing in particular, I should be the first to take swift and vigorous action in that respect.

And on that note Your Excellency I beg to support the Motion.

The President

The Motion is that this House stands adjourned sine die. The Motion is passed and the House stands adjourned accordingly.



THE FALKLAND ISLANDS GAZETTE Supplement No. 2

29th NOVEMBER 1985

Minutes of Meeting of Legislative Council held 26th June and 3rd July 1985

MINUTES OF THE MEETING OF THE LEGISLATIVE COUNCIL HELD IN STANLEY 26th June and 3rd July 1985.

The Council assembled at 9:30 a.m. on Mednesday 26th June 1985 His Excellency the Civil Commissioner, Sir Rex Hunt CMG, presiding.

PRESENT:

His Excellency the Military Commissioner (Major General P.E. de la Cour de la Billiere CBE DSD MC)

The Honourable the Chief Executive (Mr. D.G.P. Taylor)

The Honourable the Financial Secretary (Mr. H.T. Rowlands OBE)

The Honourable W.H. Goss MBE JP (Elected Member for Stanley East)

The Honourable L.G. Slake COE JP (Elected Member for West Falkland)

The Honourable R.E. Binnie (Elected Member for East Falkland)

The Honourable J.E. Cheek (Elected Member for Stanley West)

The Honourable A.T. Blake (Elected Member for Camp Division)

The Honourable H. Gennett OGE JP (Elected Member for Stanley Division)

CLERK:

Mr. P.T. King

PRAYERS

Prayers were said by the Reverend A.C. Carruthers, Force Chaplain, Sritish Forces Falkland $^{\rm I}{\rm slands}.$

CONFIRMATION OF MINUTES

The Minutes of the Meetings of the Legislative Council held on 27th June and 5th July 1984, and 15th and 16th January 1985, having been circulated, were confirmed.

CONTENTS	PAGE
Address by the President	1
Motion of Thanks	12
Papers Laid on the Table	26
Questions for Oral Answer (No. 1 - 6 of 1985)	26
Questions for Written Reply (No. 1 - 14 of 1985)	Appendix A
Motion by the Hon. the Financial Secretary for the adoption of the Report of the Standing Finance Committee for the period 24.1.84 to 20.12.84	35
Motion by the Hon. H. Dennett OBE JP relating to mineral rights	35
Bills The Appropriation (1985/86) Bill 1985 - Report by the Hon. the Financial Secretary regarding	39
proceedings of the Select Committee on the Estimates - List of amendments made to 1985/86 Estimates by the	
Select Committee	Appendix B
Select Committee Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties)	Appendix 8
Select Committee Motions by the Hon. the Financial Secretary	
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985	51
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84)	51 52
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985	51
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985 - The Non-Contributory Old Age Pension (Amendment)	51 52 53 53
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985	51 52 53
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985 - The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 - The Labour (Minimum Mage)(Amendment) Ordinance 1985 - The Education (Amendment) Ordinance 1985	51 52 53 53 54 55 56
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985 - The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 - The Labour (Minimum Mage) (Amendment) Ordinance 1985 - The Education (Amendment) Ordinance 1985 - The Road Traffic (Amendment) Ordinance 1985	51 52 53 53 53 54 55 56 59
Motions by the Hon. the Financial Secretary The Customs (Amendment of Import Duties) Resolution 1985 The Road Traffic (Increase of Road Duties) Resolution 1985 Bills The Supplementary Appropriation (1980 - 84) Ordinance 1985 The Old Age Pensions (Amendment) Ordinance 1985 The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 The Labour (Minimum Mage) (Amendment) Ordinance 1985 The Education (Amendment) Ordinance 1985 The Road Traffic (Amendment) Ordinance 1985 The Land (Amendment) Ordinance 1985	51 52 53 53 54 55 56
Motions by the Hon. the Financial Secretary - The Customs (Amendment of Import Duties) Resolution 1985 - The Road Traffic (Increase of Road Duties) Resolution 1985 Bills - The Supplementary Appropriation (1980 - 84) Ordinance 1985 - The Old Age Pensions (Amendment) Ordinance 1985 - The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 - The Labour (Minimum Mage) (Amendment) Ordinance 1985 - The Education (Amendment) Ordinance 1985 - The Road Traffic (Amendment) Ordinance 1985	51 52 53 53 53 54 55 56 59
Motions by the Hon. the Financial Secretary The Customs (Amendment of Import Duties) Resolution 1985 The Road Traffic (Increase of Road Duties) Resolution 1985 Bills The Supplementary Appropriation (1980 - 84) Ordinance 1985 The Old Age Pensions (Amendment) Ordinance 1985 The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 The Labour (Minimum Mage) (Amendment) Ordinance 1985 The Education (Amendment) Ordinance 1985 The Road Traffic (Amendment) Ordinance 1985 The Land (Amendment) Ordinance 1985 The Application of Enactments (Amendment) Ordinance 1985 The Public Health (Amendment) Ordinance 1985	51 52 53 53 54 55 56 59 68 70
Motions by the Hom. the Financial Secretary The Customs (Amendment of Import Duties) Resolution 1985 The Road Traffic (Increase of Road Duties) Resolution 1985 Bills The Supplementary Appropriation (1980 - 84) Ordinance 1985 The Old Age Pensions (Amendment) Ordinance 1985 The Non-Contributory Old Age Pension (Amendment) Ordinance 1985 The Labour (Minimum Mage) (Amendment) Ordinance 1985 The Education (Amendment) Ordinance 1985 The Road Traffic (Amendment) Ordinance 1985 The Land (Amendment) Ordinance 1985 The Application of Enactments (Amendment) Ordinance 1985	51 52 53 53 54 55 56 59 68 70

ADDRESS BY THE PRESIDENT

Honourable Members,

This is an important and sad, but satisfying, occasion. Barring an emergency, it is the last session of the current Legislative Council. Honourable Members here present today were elected in 1981 and are now approaching the end of a four-year term of office; a term that has witnessed events the likes of which at the outset not one of us in our wildest dreams would have dreamt possible. I wonder what Honourable Members would have thought if, for example, at that first meeting of the newly elected Council in November 1981, I had predicted that by May 1985 we would be seeing British Airways Boeing 747s - Jumbos - landing in Camp? I am quite sure that I would have been considered - to quote the Prime Minister's description of David Frost on the Belgrano - "bonkers". As an interesting piece of history, incidentally, the Director of Civil Aviation has pointed out to me that the first British Airways Jumbo that landed at Mount Pleasant Airport on the 21st of May was not the first United Kingdom-registered airliner ever to land in the Falkland Islands. That honour went to an Aquila Airways Short Hythe flying boat in 1952. But it was the first land plane, and its arrival heralded a dramatic change to the life-style of these Islands. The United Kingdom is now less than 17 hours' flying time away. That makes the Falkland Islands no further from home than Hong Kong. I say "home" advisedly, because I know that the vast majority of people in these Islands, whether residents or non-residents, regard Britain as home.

I have always said that out of Galtieri's folly would dawn a brighter future for the Falkland ^Islands. With the opening of the Mount Pleasant Airport, we are now beginning to see the tangible signs of that brighter fucure. From now on, things can only get better. I mention this at the start of my address because the Airport is without doubt the greatest achievement since the liberation of these Islands from Argentinian occupation, and its construction dominates everything else I have to say. We must not be complacent. There is still much to do. But, with this gift of inestimable value from the British Government, we are after many years in the wilderness on the right track, and we shall have only ourselves to blame if we do not now make a success of these Islands.

Before looking forward, however, I wish to look back and not only over the past year, since my last Budget address, but over the whole life of this Council. First, I should like to express my personal appreciation to all the Councillors who have served these Islands so levally and well over the past few turbulent years. I include not only Honourable Members here today but also ex-Councillor Terry Peck, who was elected in 1981 but resigned his seat last year before deporting for Scotland. He returned for a short stay recently and I expressed to him the hope that he would one day come back for good - we cannot afford to lose Islanders of his calibre and energy. I also include the Honourable Bill Luxton, whose independent advice as a nominated Member of the Executive Council I have greatly valued over the years. Although my liberal views on democracy lead me to support the constitutional change that does away with members of Executive Council nominated by the Governor, I am sure that any Hon. Member who has served on Executive Council with this particular nominated member would agree with me that he is anything but the Governor's "yes-man". He could always be relied upon to speak up for the Falkland Islands, whether in Executive Council or in joint Cauncils, to fellow-Councillors or visiting Ministers and politicians. /And his word,

about the court could got again at appropriate an every affecting affected by a

And his word, like that of his wife, could always be trusted. As the last nominated Member in the history of the Falkland Islands, I should like to pay him this public tribute and record that his wise counsel and wealth of experience will be sadly missed in the governing bodies of these Islands.

I should also like to pay tribute to my other nominated Councillor, Mrs. Mary Jennings, who resigned from Executive Council after the traumas of the Argentine occupation and opted for the quieter life at West Point. Although she did not serve long in the life of this Council, she had served in the previous Council and I had formed a high opinion of her integrity and sound, practical, common sense. I hope Hon. Members will not think that I am showing sexual discrimination if I say that, since she left, I have missed a representative of the fairer sex from our Council meetings and I sincerely hope that this will be put right in the next elections.

I cannot leave my appreciation of Councillors without mentioning ex-officio members. As you know, we now have three ex-officio members, or to be more correct, three members who by virtue of their official position, have the right to attend Council meetings, two voting and one non-voting. Together with their predecessors (or perhaps I should say the predecessors of two of them - I cannot remember the Hon. Harold Rowlands ever having had a predecessor) they have one thing in common: they are all workaholics. By that I mean they all work a 7-day week. The Hon. the Chief Executive, for example, arrived back from home leave last Friday to be met with Honourable Members' Legislative Council Questions, meetings with the Attorney General, Government Secretary and General Manager on Saturday and myself on Sunday. Nevertheless, we wish him a warm welcome back and hope that he is refreshed after his short break.

You all know that ex-Chief Secretary Dick Baker has capped a distinguished career by following another ex-Chief Secretary from here to be Governor of St. Halena. You may not appreciate however just how much he did for these Islands behind the scenes, with a fraction of the staff that we now have. When I look back to those hectic days of 1981 and 1982, when we were without an Attorney General, Chief Executive, Development Officer and many other people now considered essential, I wonder how we managed to cope at all. No doubt the machinery of Government creaked; but he kept it going. And some of the fruits of his labours are now evident for all to see. Although he is no longer with us, let us not forget the deep debt of gratitude that we owe to Dick Baker.

I shall save my remarks on the Hon. the Financial Secretary until I address the Budget; but I should like to take this opportunity because it will be the last - to pay my tribute to the Military Commissioner and his contribution to our Councils. It has never ceased to amaze me how General Peter - as he is affectionately known throughout these Islands (apart from being a bit of a mouthful, 'de la Cour de la Billiere' sounds a little too French to Falkland Island ears) - it has never ceased to amaze me how he finds the time to attend our monthly Executive Council meetings and sit through seemingly interminable discussions on town planning applications, the grading of Government posts and the allocation of Government land. But his interest in our domestic affairs is very much appreciated, and his sympathetic understanding of our problems has not only made a significant contribution to civil/military relations here but has also led to a better understanding of our cause in Whitehall. When I bade him walcome to this Council at our last Budget session. aimost 12 months ago to the day, I said that I was sure that our Councils would benefit greatly from his presence. We have not been disappointed.

All Honourable Members will echo my words when I say that he will be sadly missed from the noverning bodies of these Islands, just as he and his wife will also be sadly missed from Stanley and Camp. We wish them both good health and happiness in Wales.

General Peter will be the last Commander to hold the title of Military Commissioner; so, when he goes on the 19th of July, a little piece of Falkland Islands history goes with him. With the change of my title back to Governor from Civil Commissioner on the 3rd of October - Election Day - this sets the final seal on our return to the normal state of affairs for a British Crown Colony. Under the new Constitution, General Peter's successor will continue to have the right to attend Executive Council and Legislative Council meetings but as Commander, British Forces Falkland Islands, and not as Military Commissioner.

Looking back on this Council's achievements as a whole, the first item must be the new Constitution. The Chairman of your Select Committee, the Hon. Tim Blake, showed that far-sightedness that can only come from long experience in the ways of Whitehall when he pressed immediately after the 1981 Elections for constitutional reform. The clumsiness of our voting procedures had been made plain to all. The general desire for a more democratic system of Government was apparent. It is to Hon. Members' eternal credit that they set to immediately to prepare proposals to put to London. Despite a brief interruption in 1982 and long delays in the Foreign and Commonwealth Office, we have met the deadline of the end of this Legislative Council. The new Constitution will come into force with the election of the new Council. Not as spectacular as a new airport in 22 months; but a notable achievement all the same.

Some critics have tried to decry the new Constitution. They say it does not go far enough and leaves "dictatorial" powers in the hands of the Governor. I admit that it is not a dramatic leap forward; but it is more than a short step. It goes as far as Honourable Members thought prudent at this stage of the Colony's development. For the first time, it gives an elected majority in both Councils. It removes the vote from ex-officio Members. And it increases the number of elected Members. The "small print" may still reserve certain powers to the Governor; but, unlike the "small print" in an insurance policy, those reserve powers can only be used very sparingly. Lawyers are paid to have more imagination than more mortals. They must cover unlikely eventualities like a Marxist landslide at the Elections and a new Council electing to join the Union of Soviet Socialist Republics. Or a take-over by Moslem extremists who might introduce the cutting-off of hands for theft and stoning to death for adultery. That is what the so-called "reserve powers" are for. In normal times, no Governor under the new Constitution could fly in the face of a majority of elected Members. He would have to give in or go. Elected Members already hold the purse-strings. Under the new Constitution, they will hold much more.

It is therefore of fundamental importance to these Islands that eight good men and true (or ladies) are elected on the 3rd of October. My worry is that not enough candidates of the right calibre will come forward. Eight out of about a thousand voters is very high proportional representation, so I would ask Han. Members to urge all responsible citizens who are eleigible to register as voters to do so now, if they have not already done so; to vote on Election Day for the four candidates of their choice and to consider seriously whether they could best serve their country by standing as candidates themselves.

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The second major achievement of this Council has been the creation of the Falkland Islands Development Corporation. Last year I likened it to a difficult and delayed birth but forecast the emergence of a healthy, lusty, bouncing boy. I am not sure that the General Manager would like to be identified by that description but, since his arrival last July, the Corporation has certainly flourished and many projects are now under way or in the pipeline. I do not propose to go into detail in this address, because a report on its aims and activities, with an introduction by me, is one of the papers to be laid on the table later in this session. If Honourable Members wish to make detailed comments on the report, they will have the opportunity to do so on the Motion for the Adjournment.

Other achievements of this Council are so closely associated with one or other of the Government Departments that it will be simpler to deal with them under departmental heads. The first and perhaps the most improved over the last four years is the Education Department. Hon. Members took a far-sighted decision in buying Stanley House, and subsequently Stanley Cottage, from the Falkland Islands Company, with benefits that are now becoming plain to see. With the completion of the two hostel blocks in Stanley House grounds, a new kitchen and alterations to Stanley House itself, we now have the capacity to house and feed 85 children, with greatly improved facilities for their leisure activities. I would urge Camp parents to come and see for themselves. Those with children 9 years old or older and still at home will be convinced, I am sure, that they will be well looked after, and there is no doubt that we can offer them a better education in Stanley than we can in Camp. We now have 50 children in the hostel, a Warden, three full-time and five part-time house parents and nine ancillary staff. The growth in numbers and the special needs of adolescents underline the case for the appointment of a Head of Hostel, with particular responsibility for discipline and recreational activities. I know that Executive Council have recommended this appointment, and I hope that it will be similarly supported in Select Committee.

Since the war, the Education Department has been plagued with staffing problems; but this last year has seen a great improvement. Only three established posts are currently unfilled. In the Infant and Junior School we have 9 certificated teaching staff and one assistant teacher, for 144 pupils. In the Senior School, we have 9 certificated teaching staff and 2 assistant teachers, for 120 pupils. In Camp Education, we have 4 full-time certificated teachers and 5 travelling teachers, all graduates and 4 of them professionally qualified. There are 86 pipils in Camp, mostly of primary school age. Half attend settlement schools with full-time teachers and half receive instruction through a combination of travelling teachers and radio lessons.

Honourable Members will be interested in the comparative costs. In the current financial year, a pupil resident and schooled in Stanley costs the Government £750 a year whereas a pupil resident and schooled in Camp, costs £850 a year. However, a pupil staying at the Hostel and schooled in Stanley costs £2,400 a year. I think Honourable Members will agree that there is a case for increasing the boarding fee of £43.50 a term. Even so, Hon. Members from Camp should be able to explain to their constituents that Government can scarcely be accused of neglecting their interests.

Before leaving education, I should like to record our grateful appreciation to His Royal Highness The Prince Andrew for graciously consenting to open the new Hostel blocks, and for taking pains to talk, I believe, to every one of the children present. He asked me to say how impressed he was with the natural way in which they expressed themselves, and how much he had enjoyed meeting them all.

I should also like to thank the military authorities for making the swimming pool on the Coastel available to the children for regular swimming lessons. It highlights the need for a permanent swimming pool in Stanley once the Coastel goes. I had hoped to get this started before I left the Falkland Islands, but delays in signing the contract for the new hospital may have put back the swimming pool project, which we hope will be built by the same contractors. I hasten to edd that there is no Government money involved: Hon. Members have, I think wisely, recommended that the best use of the balance of the Falkland Islands Appeal — including a quarter of a million pounds from Jersey — will be for a swimming pool. It will be sited near enough to the Power Station to make use of the latter's waste heat, which should reduce maintenance costs to manageable proportions.

I mentioned the new hospital just now, and this brings me to the Medical Department. They have worked wonders with the old Brewster accommodation block; but it is and can only be a temporary arrangement, and the sooner we startrouilding the King Edward Memorial Hospital, the better. I have been led to believe that the contract would have been awarded by now and that work on site would be started on the 1st of July; but since the announcement of the letter of intent from UDA to Fairclough/ Miller on the 11th of May, I regret that I have heard nothing. As it normally takes 4 months to mobilise a workforce and ship out the materials from the UK, it now seems unlikely that work can start on site before October or November, Nevertheless, I am assured that the target date for completion of the new hospital will remain the end of 1986, as previously announced. When completed, it will provide full medical facilities for the first time ever in the Falkland Islands and will represent a significant improvement over the old KEMH. Once again, I should like to express my appreciation to His Royal Highness The Prince Andrew for graciously consenting to unveil a plaque on the site of the new hospital and for giving his agreement to the naming of the intensive care unit "The Prince Andrew Wing". Few who were present on that occasion will forget it.

I should also like to thank how. Members for inviting Mr. Jack Hayward to the opening of the Mount Pleasant Airport. He was thrilled to be here. He visited the old people in our temporary hospital and confirmed that his donation of one million pounds towards the new hospital should be spent on sheltered accommodation for the elderly. Indeed, he went further and suggested that the interest that had been accruing on the million pounds since he offered it to us lest year should go towards a new library-com-museum to be located in Stanley. I do not know what 12 months' interest on £1 million amounts to, but it cannot be inconsiderable.

Before leaving the Medical Department, I should like to record my thanks to the Westminster Hospital nurses for their invaluable help, and of course to the staff of the British Military Hospital at the Canache for looking after all of our really serious cases. This time last year one such case was the Honourable the Financial Secretary, who can speak from first-hand — or should I say first-leg — experience of how well they look after our civilian patients.

Another department that has changed almost beyond recognition since the start of the life of this present Council is the Aviation Department. From two Beaver float-planes and one Islander aircraft and a largely expatriate staff before the war, the falkland Talands Government Air Service, has developed - thanks to some bold but I think right decisions by How. Members - into a purely Isad-plane operation, with two Islanders and a third on the way, an almost entirely local staff of pilots and a completely local groundered. We now have two major airports and 38 licenced airstrips for the Director of Civil Aviation to supervise, not

to mention the huge increase in flying activity caused by the large military presence and — more recently — the advent of the wide—bodied jets. A reorganisation of the Department is now badly needed, so as to allow the Director of Civil Aviation to do more of what his title implies — that is, to direct civil aviation in these Islands — rather than the day—to—day operations of FIGAS. I hope Homograble Members will consider the Administration's proposals carefully.

The recent damage to one of the Islanders highlights—the need to improve many of our airstrips, and also incidentally demonstrates our need for a third Islander. We cannot run a regular and reliable service, which is our aim, without three aircraft. Even with the best maintenance in the world, and perfect airstrips, one still cannot rule out unforeseen defects. Unfortunately, many of our airstrips are far from perfect. Some are in urgent need of repair and I regret to say that the Director of Civil Aviation will have to put a temporary step to their use until holes are filled with soil or peat mould, bad areas seeded with grass and fertilizer, bogs removed and markers repainted.

FIGAS statistics for the last 12 months are impressive: 8026 passengers and 76,244 pounds of freight carried. With three aircraft, we aim to improve on these figures considerably next year by providing a reliable service not only to Falkland Islanders but also to Service personnel, contractors and tourists. The departure of the familiar and well-loved Beaver is regretted, but there is a price to be paid for progress, and few who had to row out to moor the float-plane on an icy winter morning will bemoan its going.

Another department on which the opening of the new airport has had a major impact is Posts and Telecommunications. The highlight of the year was the opening of Mount Pleasant Post Office, the first new Post Office to be opened in the Falkland Islands for 73 years. It has been most successful both in terms of providing a postal service to the airport contractors and in generating revenue from the sale of stamps. I should like to pay tribute to the Deputy Postmaster there, Mr. Andrew Dolphin, and his staff, for their strenuous efforts and long hours of work to ensure that the mail is delivered promptly. I should also like to thank all the workers at MPA who have donated so generously to the Hospital Fund in return for my signature on first day covers. I may have suffered from writer's cramp at times, but it has been well worthwhile - the Fund now stands at over £20,000 which - as Hon. Members decided after the tragic fire last year not to launch a public appeal - is truly remarkable.

The volume of mail handled by the Post Office as a whole has continued to increase: inward meil by 100% over last year and outward mail by 33%. We now enjoy a better mail service from Britain than ever before: five airmail despatches a week in both directions. In recent months, the bulk of our sufface mail has also been airlifted. We have a particularly good relationship with the Military Post Office staff, who help us in so many ways, and I should like to express my appreciation to them, the RAF and the MOD for giving us the best mail service we have ever had.

As in all departments, however, the Post Office has been dogged by the shortage of trained and experienced staff, to the extent that, by the end of May, the counter service had to be curtailed. The Postmaster has told me that he hopes this will be only a temporary restriction and that he will be able to lift it shortly. Of some help will be the introduction of machine cancelling, which will not only speed up the movement of locally-posted mail but should also improve the standard of cancelling.

On the Telecommunications side, it has been a matter of "all hands to the pumps" ever since the war to keep our somewhat antiquated Stanley telephone system working at all. Hon. Members will recall that they earmarked £1 million from the £31 million development grant from ODA for the development of telecommunication services in the Falkland Islands. The first step was to commission experts to undertake a feasibility study. British Telecom were chosen by ODA and their report is currently under valuation. More recently, Cable and Wireless have shown an interest in our internal as well as our external telecommunications, and they have promised to let us have their proposals. As Hon. Members are aware, the introduction by Cable and Wireless of the satellite dish has transformed our external telecommunications, and we await their proposals for our internal network with great interest.

Also under the wing of Poots and Telecommunications Department come the Philatelic Sureau and the Falkland Islands Broadcasting Station. The former was more fortunate than most in remaining substantially fully staffed throughout the year. Five sets of commemorative stamps were released, including the highly successful issue commemorating the opening of Mount Pleasant Airport. Total sales were, however, disappointing. The philatelic market generally is, I am told, rather sluggish and it is inevitable that Falkland sales could not be maintained at the very high levels attained following the conflict. Sut our reputation amongst philatelists is second to none, and I am sure that, with the wise guidance of our Stamp Advisory Committee and under the energetic supervision of the present Head of the Philatelic Sureau, philately will continue to be a valuable source of revenue for the Falkland Islands Government.

The Falkland Islands Broadcasting Station is another arm of Government that has deservedly built up a high reputation. The voice of Patrick Watts, the Broadcasting Officer, has become as familiar to Falkland Islanders - and many others besides - as one of their own families. How he manages to run the Station and produce a thrice-weekly news programme I don't know; but he takes it all in his stride and throws in darts and racing and other sporting commentaries and interviews as well. Since the war, the Station has been shared with the British Forces Broadcasting Service, or BFBS for short, and as a result listeners have enjoyed much longer hours of broadcasting than the Falkland Islands Government could have afforded on its own. With the introduction by BFBS of the VHF network, many listeners have also enjoyed much better reception. This is a fine example of how everyone can benefit from pooling resources and cooperating with each other. We run a truly joint broadcasting service and shall continue to do so even when the BFBS have their own studio, first at Lookout Camp and them at Mount Pleasant. FIBS will continue to broadcast at its traditional times and BFBS will cover most of the remaining 24 hours on common frequencies with a single programme. I hope that, at the receiving end, listeners will not be able to tell the difference. Studios will switch from one to the other just as if they were in the same building, as thay are at present.

Radio is the most powerful medium in the Islands and we must see that it is used responsibly. Although FIBS is a Government Department — or, more accurately, a section of a department — I have always held firmly to the belief that it must be independent and be seen to be independent. I have never tried to censor or direct it in any way. Although it does not have its own independent charter, like the SBC, I have treated it exactly as the British Government treats the SBC. To my mind, if a radio service is to win and hold the confidence and trust of the listener, it must be free from all Government censorship. The BBC Overseas Service

has deservedly built up a reputation throughout the world for honesty, integrity and accuracy. Our local radio station has always tried to emulate that and, except for $2\frac{1}{2}$ dark months in 1982, when a heavy censorship was imposed by another government, I believe that, under the present Broadcasting Officer, it has done so with conspicuous success. I trust that Hon. Members will continue to guard jealously the independence and integrity of their local radio.

I cannot leave Posts and Telecommunications Department without mentioning another familiar voice, that of the R/T Operator, Mrs. Eileen Vidal. For the last 4½ years, hers has been the voice link between Stanley and Camp. During the war, she risked her life in passing messages under the noses of the Argentines and since then she has probably done more for morale in Camp than any other single person. I should like to take this opportunity on behalf of Hon. Members to pay public tribute to her invaluable work as our main R/T Operator, always helpful, always cheerful and absolutely unflappable. Long may she continue in her present post.

I turn now to the Acricultural Department and the Agricultural Research Centre, which has had two metamorphoses in the life of this Council. Starting as the Grasslands Trials Unit (or GTU) it became for a short and uncomfortable time the Falkland Islands Agricultural Research and Development Centre (or FIARUC) before its present and, I hope, permanent, form - ARC. Hon. Members showed their faith in the long-term future of these Islands by earmarking £2.6 million from the Development grant for the expansion of ARC, the results of whose research will inevitably take a long time to work through to the farmer. That expansion has now taken place and we have 10 Technical Cooperation Officers in post, with only one more to come to reach the planned level. With the arrival of the FIDC's Farm Management Advisory Officer, the Government Veterinary Officer and the return of our Government Agricultural Officer, we now have a stronger agricultural team than ever before on these Islands. Notwithstanding this substantial increase in staff, we cannot expect any rapid breakthrough in animal production or improvement of pastures. Perhaps the most promising trial now under way by ARC is a package of some 15 key changes and improvements being implemented on one of the sub-division units, aimed at increasing wool output. Information on this and other ARC activities is shortly to be published in a news-sheetrto be edited by the Farm Management Advisory Officer and called, appropriately, "The Wool Press". I hope that this will go some way to meet the criticism I hear from farmers that they do not know where all the money being spent on ARC is going.

Another department that has expanded almost beyond recognition since Hon. Members were elected to this Legislative Council is the Justice Department. I am sure the Hon. Member for Stenley Division will agree with me that, when he retired as Senio. Magistrate and we had our "Last Supper" together on the night before the invasion, to honour his 50 years' loyal and faithful service to Governments, we could not have imagined that in three years' time we should have an Attorney General with his own Chambers in the Secretariat, a Crown Solicator post (sadly not yet filled), a Senior Magistrate, a Registrar General and supporting staff. There has, of course, been a tremendous increase in the workload, both on the judicial side in the office of the Registrar General and in the Attorney General's Chambers. We could not expect to more than double our population without an increase in the criminal work. But we have also had much more legislative drafting in relation to the new Constitution, the new airport, the Development Corporation, the new private businesses and other work emonating from the increased economic development. The Registrar General's Office has shouldered a heavy burden in connection with land sub-division and it is currently engaged in establishing a new and better system of indexing births, marriages and deaths. During the long absence of a Senior Magistrate, from last October until May this year, the Courts were admirably served by our Justices of the Peace, who put in long and arduous hours on an entirely voluntary basis. Six new JPs were appointed for Stanley in February to lessen the workload of the existing Justices.

Before leaving the Justice Department I should like to pay tribute to the Attorney General, who has worked tirelessly and selflessly for the Colony since his arrival in October 1982. Hon. Members know how much we have come to depend upon his wise counsel in Executive Council and in this chamber; but I do not think that they realise how much I have depended upon him for advice out of Councils, or how hard he has fought behind the scenes for our cause in Whitehall. Nor does the general public realise just how much time he spends giving advice (without fee) to individuals with legal problems. In the absence of a private solicitor, people have no one else to whom to turn; but his door is always open. Nothing is too much trouble, whether it be physically looking after Mr. Lyse's property or researching some obscure title deed. It is reassuring to know that he will be here to see the new Council in and to guide my successor along his difficult way.

The logical department to follow Justice is the Falkland Islands Police Force, which again has expanded almost beyond recognition since this Council was first elected. Then, we had one Superintendent, one Police Constable and one Woman Police Constable. Now, the Force is fully recruited to the old establishment of 4 Constables, plus a Sergeant and 3 Constables on secondment from UK Constabularies. In addition, the Military Police have been sworn in as Special Constables. Our new Chief Police Officer. Superintendent Greenland, is himself ex⊹Military Police and served down here as OC Stanley Unit. Since the war, we have had a joint police station and, like the radio station, we have pooled resources to our mutual benefit. With the increase in population, the incidence of crime has inevitably increased; but it is still light compared with, say, Aldershot. In the last six months, there were 155 reported cases, leading to a total of 53 successful prosecutions. The most numerous offence was petty theft and the most disturbing was drugs, which were unknown in these Islands until recently. There were 5 drug enquiries in the last 6 menths, leading to 5 successful prosecutions.

The Chief Police Officer has prepared a comprehensive 3-year plan which I commend to Hon. Members. It naturally has financial implications and I hope that these will be considered sympathetically in Select Committee.

I have left the largest department - Public Works Department until last. This Council has seen 2 Directors of Public Works come and go, and a big change-over of other staff. A few stalwarts in key positions have soldiered on, despite all the difficulties associated with two armies of occupation, and I should like here to pay tribute to them. Without their expertise and dedicated service, our public utilities and the whole infrastructure of Government would have broken down. Honourable Members made a wise decision after the war in giving priority to improving Stanley's electricity and water supplies. Both of these projects are now well advanced and their completion should meet our present and anticipated demand for a considerable time to come. Hon. Members also gave priority to housing and, although we are still woefully short, the statistics are impressive. Over the last two years we have added to the total number of houses in Stanley at the rate of 7% a year. This compares very favourably with a UK average of about 2%. Including mobile homes, we now have a total of 488 units of accommodation in Stanley. The sheltered

accommodation for the elderly and staff quarters included in the forth-coming hospital build will further relieve the housing pressure; but we shall still need more. Until we can build more houses, we shall continue to be plagued with manpower problems; and no department has been harder hit than the Public Works Department. As I said last year, they have vacancies in almost half of the established staff posts. More alarmingly, the hourly paid have not increased in numbers this winter as much as they have done traditionally in the past. Casual workers can now pick up more money on the fishing boats and reefers, or working for one of the MOD contractors.

This brings me to the biggest constraint on the development of these Islands. It is not money, but people. This may sound a heresy to the Hon. the Financial Secretary, when he is about to urge Hon. Members to keep expenditure to a minimum, but I am looking beyond this next financial year where I agree that once more money is very tight. We must have more people to generate more wealth. These Islands must be unique in having more jobs to fill than people to fill them. I am confident that, if we could offer more accommodation, we could attract more people from Britain. And the right people. No matter what the natural resources of a country, what matters is the calibre of the people. Look at Argentina, with its riches of natural resources. And look what a mess she is in. Look at Singapore, with no natural resources of her own, except perhaps a good natural harbour, and what a success story she has been. It is people that matter. Sadly, we have lost some of our best citizens lately: Jack Sollis, Nap and John Bound, Murdo McLeod, to name but a few. We have some good youngsters on the way: eight young Islanders returned from training in the UK last year; six are currently over there pursuing 'A' levels and three are undergoing other training courses. But we need new blood, Our best immigrants in the past have been people who have served down here in the Royal Marines or the Royal Navy or with BAS. Let us hope that, out of the thousands of members of the Armed Forces and civilian contractors who have served down here since 1982, some have got the bug and will want to come back and settle. !!e have reversed the downward trend in the population. which started from 1931 onwards, and are on the way up again, with about 100 more permanent residents than when Hon. Members were elected to this Council. But 100 in four years is not enough. Now that the Mount Pleasant Airport has made travel easier, I hope that the rate of immigration will increase. But it can only do so if we provide accommodation for them.

As I said at the beginning of my already too-long address, this Council has lived through eventful times. Looking back, I think Hon. Members can feel justifiably proud at the progress made under their stewardship. The balance sheet comes down decidedly on the credit side, as indeed does the Honourable the Financial Secretary's for 1984/85, despite his forecast of a deficit of £122,160. In introducing the Budget last year, I remember saying very much the same thing. I quote from the record: "As my learned friend and colleague will no doubt explain, he has managed yet again to turn an anticipated deficit into a surplus. Each year he describes it as a once-off windfall: this year, it was the Savings Bank reserves, which I acknowledge cannot be repeated; but I cannot help wondering what sort of windfall he might find next year. Nevertheless, one cannot plan a Budget on windfalls and the Honourable the Financial Secretary is perfectly right in urging Honourable Members to make every effort to keep expenditure to a minimum and grasp every opportunity to increase revenue."

I then went on to warn Honourable Members that we could not depend upon a windfall from the licensing of trawlers in an Exclusive Fisheries Zone. I did, however, forecast a modest increase in harbour dues. This

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indeed happened and helped to turn the anticipated deficit into a surplus of £169,910.

It would be a bold man who would forecast revenue from the licensing of trawlers in an Exclusive Fisheries Zone in the coming year. All I can may is that I have made Hon. Members' views on this subject abundantly clear to the Foreign and Commonwealth Office. I have explained that Falkland Islanders are grateful, not grasping, people and that they would far rather pay their own way if they could. They would like to contribute to the defence costs of these Islands; but the only way they can see of doing more than providing the Falkland Islands Defence Force is by exploring the possibility of raising revenue from off-shore oil and fish. The new Council to be elected on the 3rd of October will doubtless wish to address itself to these problems.

Meanwhile, it is the responsibility of this Council to look carefully at the 1985/86 Estimates and make difficult decisions on priorities, savings and expenditure. I shall leave the Honourable the Financial Secretary to explain the details in his own inimitable and lucid way. I should like to congratulate him for once again husbanding our meagre financial resources and managing them with his usual skill, and I venture to offer him just one word of advice: over the next few days, please keep clear of icy patches.

It is now time for me to wind up my last address to this Council and follow the Uganda, the Keren, the England, the airbridge and the Harrier back to the United Kingdom. It has been both a privilege and a pleasure to preside over this Council, and I wish you well in your deliberations during this last session. I adjourn Council for half-an-hour.

The Honourable W.H. Goss MBE JP

In rising to support the Motion of Thanks I would sincerely like to thank you for your dedication, hard work and guidance given to this Colony over the last four years. You have held the post here of Governor as we have always known it through perhaps the most difficult times that this Colony has ever experienced and many of us will always remember you for that.

I would also like to pay tribute to the General, General Peter, for his dedication to us and guidance in every way. In our deliberations and in matters connected with him, his advice was always so sound and appropriate to the cause. I am not going to say very much, there does not seem to be a lot to say at this stage.

I would like to repeat my thanks to you, Sir, for everything you have done and wish yourself and Lady Hunt a happy retirement.

Thank you Sir.

The Honourable L.G. Blake

Your Excellency, Honourable Members. In rising to support the Motion of Thanks I too would like to say a particular thankyou to you, Sir, both for your speech today and your untiring efforts on behalf of the Islands since your arrival in 1980. I think it is reasonable to say, Sir, that every since your appointment and arrival here you have put these Islands before your career, and I am sure that our life today would be significantly different if we had not had you fighting for us in Whitehall and from Government House.

I am extremely pleased that before your departure you will be Governor once more. As the Member for Stanley East has said, this is the term by which you are known, even if unofficially, and like the Honourable Member who spoke before me I would also like to thank General Peter, that gentle man, one finds it hard having worked with him to realise what a strenuous career he has led at times but presumably it is part of the training to be so kind and gentle.

It is, I am sure, only through the leadership and guidance of the Commander British Forces that the integration of the two halves of the Falklands today, or sections of the Falklands, the Military section and the civilian section, has been so successful. When one thinks of the nausea that can be created in a small garrison town in Britain with forces who have far greater facilities than they have in these islands, I think we owe a great deal to the Military Commissioner for the leadership and guidance that he gives to his staff and his troops. Not only for that do we thank him but also, as the Honourable Member has said, for his guidance and quiet suggestions which are always most usefully received and invariably most fruitful. In the same context I would like to welcome back the Chief Executive and it is hard to believe that he has actually had any holiday having cut it short to return so he could be present at this meeting, I think it is very highly commendable.

Today is the 40th anniversary of the signing of the United Nations Charter and I think it is most appropriate that we are meeting today,

a people in the South Atlantic who are asking and have asked, and will continue to ask for, the basic rights that Charter describes. That of course is the right of self-determination. It would be nice to think that the rule book was going to be adhered to for us and for a number of other peoples in the world, but I think it is worthwhile putting on record the fact that we are still seeking that right under the Charter of self determination and we will continue to do so.

In your address, Sir, you mentioned the Constitution, it is a physical thing and it will govern our next elections. I am unsure infact how much of the local legislation has been made because I believe this is being done by Orders in Council but I look forward to seeing a final resume of what has been done. With regard to this Constitution and your remarks that there is a grim disappointment, the fact that it has not gone far enough, I would like to point out to the critics that with an Executive Council, or the voting party of the Executive Council, being supplied from the Legislature we are taking a major step towards a form of Cabinet Government and this is not a small step, it is a very large step. Really and truly the Constitution allows for as big a step as we wish to make it, In the future, Members of this House may decide to elect a senior member which will not require an alteration and therefore it does allow tremendous scope for future development without recourse to Whitehall and I believe that it will take us along the right lines to the greatest degree of internal self Government for a dependent territory. As a matter of course, Sir, I would like to emphasise your remarks with regard to the need to find enough candidates to ensure elections in both constituencies, and to remind voters that if they do not like some of the candidates they do not have to vote for four - they can vote for 3 or 2 or 1, but they must not vote for five.

Another aspect of your address which I think could be highlighted is the reference to the other facilities available at Stanley House. I. would like to suggest to other Honourable Members that it may be worth cur while looking at the possibility of providing assisted flights to a prospective parent to look at Stanley House and its facilities, during the previous term, to let them see what life is like there and what conditions their child might live under.

Also, Sir, I think we should recognise the debt we owe to the British Military Hospital. There are innumerable cases of persons who are here today who might not be if it had not been for their kindness, their skill and their attention.

I am not sure whether you mentioned the Harbour Department or not. you did not I hope to be allowed a degree of latitude purely and simply to say how saddening it is to find that the Falkland Islands Company attitude to the delivery of cargo is so obstructive. They deliver cargo around the town from their store but will not let it go to the jetty, to the Government Jetty, or they will not deliver it. They levy as many charges as they can so for the camp customer they make it as awkward as possible to use the Forrest when Monsunen is stretched almost beyond her limits. I am sure the contra argument would be, well we are only motecting Monsunen and this is a non profit making company, Coastal Shipping. One wonders if Coastal Shipping is a Company at all because it has not produced any accounts to my knowledge for about five years and it has not had an Annual General Meeting for a similar period of time. I would urge them, The Falkland Islands Company. to reconsider their attitude because it does the Colony no good and it certainly harms their trade and their image is damaged beyond any financial saving.

I would agree with you, Sir, that the last four years have been fairly dramatic and we have seen a number of changes and some of them definitely changes for the better. I think probably one of the changes in camp we have found to be of the greatest social benefit is the R.T. service, which is handled so kindly by Eileen and for most of the day and evening it continues to provide contact between families and friends. I think the strides it has made over the past four years are really most significant.

Finally, you mentioned fishing, and I would like to join you in your, I think as I read them, your comments of concern about the time likely to be taken in the multi-lateral approach to a fisheries regime. I would hate Her Majesty's Government to believe that having agreed to let them look at a multi-lateral approach we are going to sit back and let it drift because I fear that if and when they finally reach some sort of multi-lateral agreement there will be nothing to have an agreement about because there will be no fish and therefore no fishing fleets.

Sir I beg to support the Motion.

The Honourable R.F. Binnie

Your Excellency, Honourable Members. I rise to support this Motion, and firstly, Sir, to thank you for your Address this morning, but more important for your sterling work over the years on behalf of all Islanders.

Sir, prior to the conflict our education in Stanley was at a very high standard. Today after three short years of downs and no ups I believe we have reached a higher standard and not just in Stanley. Camp Education has gone a long way forward and the new hostel makes it possible for more children than ever before to have full time education.

I agree with your comments on FIGAS, Sir, but I also believe that we must be careful and have the right ratio of men to machines.

As you stated in your address this morning this Council has made big decisions, the majority of them are going to cost large sums of money, or have cost and will continue to require large sums of money. The Financial Secretary has produced a budget with a small surplus. I sincerely hope the Select Committee will be able to increase that surplus, Sir, so as to increase our reserves and our development fund which we will need in the future.

Thank you.

The Honourable J.E. Cheek

Your Excellency, Honourable Members. In rising to support this Motion I too wish to thank you for your speech and for everything you have done over the past four years. Islanders are very jealous of that title and normally do not extend it to anyone unless they were actually born here. I have known people who arrived here as babies, spent their whole lives here and done a tremendous amount for this community and still not been known as Islanders. I think if any persons should be known as Honorary Islanders they should be you, Sir, and your good wife. That of course is me personally and others may be still too jealous to extend it to you.

But I know the Member, I think it was the Member for West Falkland, said that you, over the past years, have put the Falklands before your own career and I well remember you doing that in those dark days in 1982 when both of us were sitting in London rather than the Falklands and I thank you for thehelp you gave me then and the help you gave to the whole Islands.

I would also like to join in the thanks to General Peter forthe excellent work that he has provided. We have now had three Military Commissioners, all excellent men, all totally different in their own ways, it would be invidious to say one was better than the other, they are certainly different but I think they have all done a tremendous amount for the Islands. Not only in the matter of defence but in drawing together the two communities and in providing advice, always very welcome and usually badly needed. I hope we have tended to follow it.

Sir, you covered a considerable number of things, not over the past year but the past four years, the life of this Council. You go back to when this Council was formed. Looking back over those four years I am not quite sure why I joined this Council, possibly I thought it was a few days break from work. One thought of it as a fairly quiet existence and we have had that thought rather changed. There has been much, much more work I think than any of us ever immained. I think that brings us to the New Constitution.

I think the changes are those that were wanted by the people generally, one or two people may take exception but that will always happen. I think the problems we see ahead as part time Councillors, we cannot, at least I find I cannot, do as much as I would like to do - it is a matter of balance between my own job and the Council, most of us are employed. It is a matter of balance between how much we can give to our own jobs and how much we can give to Council. It may be, I am taking up the point made by the Councillor for West Falkland, that we will have to think of somehow having more permanent Councillors. Whether the Colony can afford that, whether the individuals can afford it I do not know. But the present system I think is being stretched further than it should be.

You have gone through all of the departments. I could comment on what has happened in the past. Normally, I suppose, we point out what we think should happen in the future. In this time, in the life of the Council I do not think, certainly I cannot do that. We do not know even if we are going to stand for election in October or whether we would be successful so it would be rather pointless saying what we would hope to do.

Just one or two points on comments you have made. I think that Mount Pleasant Airport is probably one of the major things that has happened over this last year, if not the last four years. Not only does it provide us, presumably, with better defence but I think from the civilian/commercial aspect it is as near as anything that can be crucial to the future of these Islands and I only hope that we, the Falkland Islands Government, the British Government and Ministry of Defence, can come together and iron out any difficulties. We should all make the best possible use of that tremendous amount of money which has been provided by the British Government and by the British taxpayer and for which we in the Islands are tremendously grateful. We are also grateful for the amount of work that has been put in by the civilian contractors out there. There are probably those who say that they are getting well paid for it but to see them working on some of these cold winter mornings, I do not envy their work, and they are working extremely hard.

I change departments to the Education Department. I think I have to agree with everything you have said there. It has been a pleasure to have been Chairman of the Education Committee and to have very helpful members on that Committee and an excellent staff. I think we are very lucky in the staff members that we have and also the number of staff members that we have at this time.

Sir, I heard from a newspaper cutting some time ago that rightly we hope to introduce a foreign language, which happens to be Spanish in our schools, and it was suggested in this newspaper cutting that it was introduced by us as a neighbourly act to Argentina. That was not true, it was not introduced either as a mighbourly act or an unneighbourly act. We did not have Argentina in mind when we introduced it. I think that the feeling amongst the members of the Education Committee is that a foreign language was need as one of the subjects and it seemed logical for us that Spanish, which is spoken by almost all neighbouring continents, was therefore the obvious language to pick. It had no political connotations. One other point on Education, I find this slightly embarrassing because my wife is a teacher, the department has very few local teachers. Not like FIGAS which has done a tremendous job in changing over almost entirely to local staff. That is not so in the Education Department as I believe the salaries have a lot to do with it. I can see the Honourable the Financial Secretary twitching when I mention salaries but I would suggest to all Honourable Mombers here, and those of the next Council, to look at the salaries of teachers who have spent a considerable time in training; to look at those salaries, compare them with other salaries in the civil service. You mentioned the word heresy earlier on and from the financial point of view this is probably what I am talking about, so I will leave it at that point, just a subject to think about in the future.

If I may move on to the Posts & Telecommunications Department. Again I find it slightly embarrassing because as you all know I work for Cable & Wireless, but it was worrying me that the proposed extension of the telephone and telecommunications side is the thing seen to be being handled by one company, British Telecom. It worries me not that my own company was not being consulted that had nothing to do with it. It worries me that it looks as if any work that is going to be done was not going to be put out to the best in the sense of the best system and possibly the cheapest. It was not being put out to find the most suitable firm that way.

Recently there have been, I believe, complaints I think in the House of Parliament and the newspapers that Mount Pleasant Airport, when that contract was put out to tender, it was not given wide enough coverage. I think we might find curselves with the same problem regarding telecommunications if that is not put out to as many tenders as possible.

The other thing to do with the Posts & Telecommunications Department is the Philatelic Bureau. I have mentioned this on one or two occasions in the past, certainly in the select committee if not here. It worries me the amount of work we are doing for the Dependencies and to a lesser extent British Antarctic Territory, I believe at the moment we have three of the Philatelic Bureau at South Georgia or possibly on their way back and I doubt very much if we are getting our monies worth from the amount of effort that we are putting into Dependency stamp sales. The Crown Agents charge a fairly hefty percentage on their sales. I believe that we should be doing the same thing for British Antarctic Territory and the Falkland Islands Dependencies.

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In going through your long list I do not want to comment on everything you mentioned but you mention Justice which is at a guess increased by about 30% in manpower and presumably a large percentage in the amount of work that they do. I am still rather unhappy that a large portion of the fines structure is still not up to date. If I remember rightly a couple of weeks ago one offender was charged £1.00 for being drunk and incapable. As there would be numerous people involved to put him in the dock I hardly think that £1.00 would even cover the expenses, so I hope that Justice would find time over the next few months to start updating the fines so that they can come before this Council.

Related to that the Police Department may well come up later in the budget and I believe it is becoming more and more important that we should provide reasonable prison facilities. Unfortunately there are those who need to be put behind bars and I am not sure if they are not being put there because there are no facilities. Those who should be putting them there, or may consider it necessary to put them there, feel that our conditions are so bad they just cannot do it.

And finally to finish up on the Fishing Zone. I, together with the Member from West Falklands, feel that it should be made known to the British Government that we only have limited patience; that when we agreed to the multi-lateral approach, certainly I believed, if it was not successful, that there should be a time limit on working towards it. What that time limit would be I do not know, but it cannot be too long otherwise as has already been said, there will be no fish and no need for any Fishing Zone.

Sir, I support the Motion.

The Honourable A.T. Blake

Your Excellency, Honourable Members. I rise to support this Motion. I rise firstly, Sir, and confirm that I would have most definitely called you bonkers had you suggested to me in 1981 that we would have had jumbo jets landing in the Falkland Islands in 1985.

Six I have been privileged in three ways during the last four years. I was firstly very privileged to be elected by the Falkland Islanders to serve them on Council. I think I have been very privileged to serve my country at a time, which must be the most tramatic period in its whole history and I think most of all, Sir, being privileged to serve with you. Sir, you have guarded us along the path that we chose to take in the face of many people who would far rather we chose a different path altogether. I find words very hard to describe the gratitude that Islanders do feel towards you for the way that you have handled our affairs in the last four years. It is most gratifying, Sir, that in the world of violence and strife that we now live in, 1800 people who are right can triumph over 26,000,000 people who are wrong, and for this result I am sure most of the thanks must go to you.

I would join you, Sir, in paying tribute to the Honourable Bill Luxton who I know as well as you has served as a Councillor, the fact that he was nominated by you made absolutely no difference to the way in which he acted and certainly made no difference to the way in which his wife would express her opinions.

I would join other members in sincerely thanking General Peter. It has never ceased to amaze me in all the Generals that have served here the ability they have to command a tri-Service force that we have here

with all its complications and yet they are still able to give us advice which is given with the obvious understanding of local opinions and ways. I must extend our very sincere thanks to General Peter for all he has done for us.

Reverting to your references to the new Constitution, Sir, I am sure some Honourable Member will most probably also comment with some grief on the loss of our association under this Constitution with South Georgia and I would join him in those feelings of some loss there. I think we can take some hope in the fact that we have the right to self-determination and it is rather fitting, as the Honourable Member for West Falkland has pointed out, that that should become part of our Constitution when the United Nations is celebrating a birthday.

The next Government however, Sir, must continue to consider further Constitutional reforms and I think I share the worry that many people within Council and within Government share over the fact there may be some difficulty in getting eight people to serve. I think perhaps one of the limiting factors is the fact that people have to give up so much more time now than they used to before, and I would charge the next Government to consider very carefully whether or not Councillors should not be paid more, as particularly people with private businesses cannot afford now to give up the time to serve their country as they may wish.

Your references to the Education Department I certainly agree with. In recent trips around camp stations, I must pass on the thanks of many of the more isolated stations who are now benefiting from what is locally known as the Radio School. There is very high praise for the actions of the people running these radio schools and it is very much looked to and I think we ought to consider improving these areas. Alot of the success I am sure of the gains made in the Education Department many are as a result of the able leadership of the Education Committee by the Honourable Member for Stanley West, and I would join with him in passing on to the electorate that the choice of Spanish as a subject to be taught in schools was in no way a neighbourly act towards Argentina, but was the only common sense language we thought could be taught in schools. We must face the fact that for children to go on in life these days a second language is almost a requirement which cannot be done without.

The New Hospital, Sir. I notice in your speech you do express some concern over the delay and I pass on the very serious criticism from many of my electorate, which of course covers all of camp, for the fact that 0.D.A. seems inclined to favour a tender from a firm which has a rather bad reputation in the Falkland Islands, particularly with the Falkland Islands Government, and also seems to employ people who have been involved with the disasterous building of the concrete jungle of a hostel which was never ever brought into use. I fail to see that the 0.D.A. have either done these Islands or themselves very much good by accepting that sort of contract. Particularly, Sir, in the face of what is the most remarkable achievement in the world just at the moment with the building of the Airport and I congratulate Mr. Bill Bloomfield on receiving the C.B.E., a very very well earned honour and I wish both him and his charming wife a very pleasant and eventful future.

You refer too to broadcasting and I join you in your praise of the way the Broadcasting Department has developed. I would however point out the fact that the good reception most of us in Camp, perhaps even Stanley, are receiving these days is a direct result of military transmitters. Recent reception tests that we have been carrying out in Camp reveal that if we did not have these our reception, of what is a

good programme content, would be very severely limited, and I believe there are one or two camp stations who are unable to receive if it and are having considerable trouble in receiving what is an excellent service these days.

Your reference to the R.T. operator, Sir, is praise well justified. Her service to Camp is almost at times selfish I am sure to the point of cost. I would however join with the Honourable Member for Stanley West in criticising the attitude of the departments concerned in not considering every possible type of improvement that could be applied to Camp, Sir, communications. I have, Sir, as you are no doubt aware, resigned from the R.T. committee as a result of attitudes which denied consideration of all possible forms of improvement of that service. I cannot serve that committee unless we are going to consider every possible chance of improving and giving people in Camp the sort of service they desire and have a right to have.

The 200 mile limit has always, I think since the war, been a highly contentious point and I join with various other Members who have said that they believe that by the time the Foreign Office get this sorted out there will be no fish left. I received information, I am not sure of its accuracy, that the Japanese are proposing to send down at least double the number of ships next year because they fear if they do not get in on the harvest there will be nothing left by the time they get down to getting something arranged in the form of a 200 mile protection zone which can be licensed and, ofcourse, Argentina is leading the field in this area in exerting their sovereignty over their waters. The Honourable the Financial Secretary I am sure would be delighted if we were to act in a similar manner and balance his budget to the tune of a million dollars by creating a precedent over the sovereignty of the waters around the Falkland Islands.

I would join again, Sir, with the Member for West Stanley in saying that I am seriously concerned about the state of the Civil Service. I am concerned about the lack of competition for some of the higher jobs and I am very concerned about the lack of recruitment and I think that there is something very seriously wrong with the Civil Service salaries and the perks, as we would call them, that are not attracting young people into the Civil Service and I was very impressed by representations made by the Civil Service Association to the Standing Finance Committee some weeks ago.

Your comments, Sir, about the Agricultural Research Centre are very justified. And one small comment here that I would point out to those involved is that I do not think the Falkland Islands Government is in the position of providing money for people to produce theses, full Masters and higher Degrees; we do require results which are going to be of benefit to the farmers within the Falkland Islands.

Sir, I will end my speech on a lighter note as I find it very hard to stay serious, as most people know, for very long. Due to a typing error in your Address, Sir, I notice that people who are going to be standing for Council in the near future are going to have to don frogmen equipment and aqualungs and goodness knows what so that they can go out and get the fishing votes from around our shores.

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Sir, I support the Motion.

The Honourable H. Bennett

Your Excellency, Honourable Members. In rising to support the Motion I find there is little for me to say but I do thank you for your Address this morning and for your valuable advice and leadership during your stay with us. I also thank General Peter for the interest he has taken in the life of the community. I wish you, Sir, and Lady Hunt an enjoyable retirement. I think that is about all there is left for me to say.

I support the Motion.

The Honourable the Financial Secretary

Your Excellency, Honourable Members. It gives me great pleasure to be able to thank you for the genuine efforts that you have made on our behalf over the years. It is a sad time that we are losing yourself, Lady Hunt and Diana & Tony. It is also sad that we are losing General Peter, Mrs. de la Billiere and his family from the community and I will go further by saying it is rather a sad time as this will be the last Council meeting for the Elected Members of the present Council, and the Nominated Members of Executive Council. I find this all a very sad day but at the same time I feel now that you have put us on the right course for a better future.

I thought your speech this morning was exceptionally good. I appreciated the tribute you paid to the Military here under the leadership of the General - we have had nothing to worry about in the way of the defence of the Islands. We have all been able to sleep very well at night, knowing full well that there may be a SAS man laying under a net somewhere near the beaches to take on anything that may be coming. I also appreciate the service which the Military give to this community and so often forgotten about, rather taken for granted now, you mentioned the majority. I am thinking about leaving the Islands soon for a short holiday, I will be calling on the Joint Services Movements Staff, and then I am sure I will be looked after in the same way as the Military look after us in so many other ways. I also have a very soft spot for the 73 Port Squadron who handle all the civilian cargo from the ships that come in to FIPASS.

Going on to the future of the place there is no doubt about it we have the opportunity of a great future here with the airport and at present with the jet planes coming in, I think it is up to us to now make the future of these Islands a better place for everyone to live in.

The points that have been made this morning, have been few regarding services and the budget, the one point that I would like to take up was made by the Honcurable Member for Stanley West. He raised the question of the charges being levied against the British Antarctic Territory and the Dependency of South Georgia for the services that the Post Office provide and I can assure him that he will have every opportunity at looking at the costings during the forthcoming meeting of the Select Committee.

I end by thanking you again, and the General, and the Members of this Council and endorsing virtually everything that has been said this morning.

The Honourable the Chief Executive

Your Excellency, Honcurable Members, I want to begin my speech by adding my own thanks to the Honcurable Members with whom it has been my privilege to serve in this House during the past eighteen months. As one who, until I had come here, had taken very little part in public life, in particular the rough and tumble of public questions and debates I was probably more werried about this particular aspect of my job than any other. I am most grateful to have this opportunity to express my gratitude to all Honcurable Members for the courtesy, kindness, support and understanding which they have shown me in this House and outside it; and this in spite of the fact that some of them know that I had actually been at school with the hated Tom Layng!

I wish also to add my own tribute to the Honourable Member, the Military Commissioner. I spoke this time last year of the very high expectations which we had of him. As Your Excellency has said, we have not been disappointed. His tolerance, understanding and sympathy for the civilian point of view may occasionally have ruffled feathers in the Minibury of Defence but they have certainly won him a great many friends here and we could not have had a better choice as our last Military Commissioner. We hope that he and Bridget de la Billiere will be at home amidst the Celts of Wales as the Kelpers of the Falkland Islands.

Now, a year ago when we had the budget session there was, I believe, a sense of hopes unfulfilled, of expectations aroused which had not yet been realised. The strong question mark over the amount of progress which was being made on almost every front and two years after the liberation, through no fault of anyone here and inspite of all the efforts that had been made, the Development Corporation had yet to hold its first meeting. The Brewster houses were only half finished, and the Select Committee's report on the Constitution appeared to be lost forever in the Legal Department of the Foreign and Commonwealth Office. Indeed the media and the politicians in the United Kingdom, and a little later in the year one politician from here, who has now departed, had something of a field day at our expense. Even in December the Foreign Affairs Committee's report was still talking about the funerial pace of development in the Islands. Earlier this week I re-read the speech I made on this occasion a year ago and I was struck by its defensive, almost paranoid tone. Indeed I devoted a whole lengthy rassage to my concern about the misunderstandings which I felt we all suffered both here and in the United Kingdom about what we were all trying to achieve in the Islands.

Your Excellency, particularly after listening to your own eloquent account and all that we have accomplished during the past year I no longer feel the need to be defensive, let alone paranoid. It seemed to me that when I read the press reports of the opening of the Mount Pleasant Airport, what I underst od was extensive misreporting of one particular incident at the opening was significant for one reason only, that the gentleman could not find anything else critical or sensational to write about. Of course there will continue to be criticisms of sums of money being spent by Her Majesty's Government in the Falklands and that criticism will make no distinction between the defence and civilian spending. But I hope that we can continue to demonstrate that alongside these spectacular achievements from the defence budget we in the Falkland Islands Government are doing our best to use the more modest funds available to us, less spectacularly, but at least wisely and well. And I hope to what the Honourable Member for Stanley West has said, that we can maximise the economic advantages we

derive from the most spectacular achievement of all - the Airport at Mount Pleasant. The gift of inestimable value as Your Excellency described it and, together with the Military and hopefully with the collaboration of the Overseas Development Administration, that we can establish a joint hospital of which we can all be proud.

I took particular pleasure, Your Excellency, from your kind remarks about the Development Corporation. Pleasure accompanied, if I am truthful, by a sense of relief that the birth pangs are over. The Development Corporation seems to suffer excessively from the metaphor in speeches, both you and I have described it and its General Manager in obstetric terms. But I wonder whether Robert Fox's description of Simon Armstrong and his organisation as a whirling dervish is not in fact more appropriate. The energy and drive which he and his team have shown over the past year has been remarkable and has produced, I think, remarkable results in a very short space of time. Needless to say, lest we be too complacent and self congratulatory, there are still formidable problems and tasks still to be tackled and it is on these I should like to dwell briefly in the remainder of my speech.

The first is housing. The high costs of the Brewster houses illustrated the problem well, if you lack people and materials and import both to build houses then that housing will be very expensive. As Your Excellency has said, the building of the joint hospital will provide an opportunity to increase the housing stock in Stanley, both through the construction of staff housing and through the building of sheltered accommodation. The Government still has to plan in detail what more it needs to do about housing and how best it can assist those who wish to own their own houses. It the proposed Snake Hill development is successful it will make a most significant social and economic development. Housing is the key to immigration, as Your Excellency has emphasised.

The second is roads and tracks where we still have to decide how best we can spend the £2m set aside cut of the £31m for this purpose and, because of the relative scarcity of resources in relation to this, as Honourable Members are aware, the whole issue has been deliberately put to the various bodies, to F.I.D.C., to the Sheep Owners, to the G.E.U. and to the Falkland Islands Traders Association for their thoughts and views and we look forward to discussing these with them.

Thirdly, there is the question of fuel supplies. Presently the Islands rely virtually entirely on the Ministry of Defence for fuel supplies, but with the move of the Military to Mare Harbour the Falkland Islands Government have to consider how far they should continue to rely on the Ministry of Defence for the import of supplies and what independent arrangements they will need to make for storage and distribution. Related to fuel supplies is the provision of improved port facilities. Again, the Ministry of Defence will be moving to Mare Harbour for their facilities although not I understand before, I think it is, 1988. We do not yet know whether the superb FIPASS facility is likely to be made available to us in whole or in part. We have to decide whether to go for much improved port facilities to service trawler fleets or simply make those that we have a little better and safer.

Then there is FIGAS. We have to determine best how we can organise FIGAS. Building on the progress so far achieved, which Your Excellency has decribed, to maximize aircraft useage, including the 3rd Islander which is to be purchased, to maximise income and to give the most efficient and market orientated service to the public.

Now most, if not all, of these subjects will form at least some part of our deliberations on the budget. One subject of great importance is not in our hands and that is the creation of an Exclusive Fishery Zone around the Falklands. I would like to add my own expression of concern to the expressions of concern to be made by a number of Honourable Members. We have heard that this is now being further explored by Hor Majesty's Government on a multi-lateral basis rather than the urilateral one which Honourable Members had pressed ever since the Liberation. I visited the Foreign and Commonwealth Office only a week ago and I took the opportunity, Your Excellency, to underline the eagerness and indeed the impatience with which the outcome of these talks is awaited in the Islands. Nothing, not even the miraculous airport at Mount Pleasant could be of more benefit than the creation of a zone with all that that implies in terms of revenue from licencing fees and economic opportunity.

Now, Your Excellency, in common with other Honourable Members, this is the last time that I shall speak to the Motion of Thanks to yourself as President of this Council, My own involvement in the Falkland Islands has been but two years and for me to speak of your achievements may seem something of an impertinence. The Honourable Members who have preceded me are far better fitted than I, for it is above all, the Falkland Islanders who have reason to be eternally grateful for all that you have achieved in and for the Islands, for your courage and leadership in their darkest hour, in your vigour in restoring normality once that hour had passed and for your commitment to and concern for their future which will I know continue long after you have left the Islands. In this House, Your Excellency, we have benefitted too from the wise and supportive way in which you have guided our deliberations. In saying this I am particularly joined by the Attorney General, the Government Secretary and the Clerk of Councils who have no voice here of their own to express their gratitude. Personally I shall not likely forget your help to me at my first question time in this House and I fear that I may need some further assistance along these lines before this day is cut, to judge from the questions set cut for oral answer.

Everyone, to Islanders and expatriates, civilians and servicemen, and often indeed casual visitors, have appreciated the marvellous warmth and tireless hospitality, indefatigable hospitality I think one may say, which you and Lady Hunt, whom I am particularly glad to see here today, have shown in welcoming us to your home, to Government House. You will be much missed, more than we can say, and we are delighted that you are to be with us for some months longer.

I beg to support the Motion.

The Honourable the Military Commissioner

Your Excellency, Honourable Members. First of all may I thank you, Sir, and all Honourable Members for your kind remarks about myself and my wife Bridget. If I may say so the generosity is typical of the hospitality, kindness and welcome that both of us and our children have found throughout these Islands. It has been a uniquely happy year of fulfillment for all my family and we shall be departing with sadness. We shall take with us many happy memories. We value the host of friends we have made and it is they who will maintain a link with us with your Islands in the future. May I also, Sir, join other Honourable Members in wishing you and Lady Hunt well and may I thank you personally for introducing me into the Island community and to say how much I have valued and benefitted from your wise counsel and advice. It has been a great personal

privilege to serve with you, with a man of such high moral courage. Yours, Sir, is an example to us all in unselfish leadership. May I also take this opportunity of thanking the whole civil community for their kindness, hospitality and generosity in receiving my servicemen into their settlements and homes. For those who are able to take a few hours away from their demanding duties, you have all provided a haven of rest, of friendship, which will I know be a biding memory these servicemen will take home of their time in these beautiful Islands. Next month I shall be relieved by Air Vice-Marshall Kemball with whom I have had regular and frequent correspondence. May I commend him and his family to you and tell you that they will arrive here with enthusiasm for the tour that lays ahead of them. They, too, are country loving people and much looking forward to meeting you all.

Your Excellency, I should like to endorse your remarks concerning the lapse of the title of Military Commissioner. It is indeed a sign of progress and achievement that in just over three years, since the end of the traumatic experiences caused by the conflict in 1982, these Islands are able to return to a normal state of affairs for a British Colony. It is encouraging for all of us who live in the Falklands but I hope not, if I may say so, for those in Argentina to know that the Military are to remain with a garrison strength considerably in excess of the handful of marines who were expected, and indeed did, so gallantly defend the Islands prior to 1982. The role of the Military remains one of passive watchfullness for any sign of aggression, of determination to deter any aggressor and to ensure that, were he so foolish as to ignore this warning then that he came quickly and effectively to an ignominious military defeat once again. Let us hope that for the future, watchfulness and deterrents will be the role of the Military in these Islands. Now a vital contribution to our role of defending the Falklands is ofcourse, as you so rightly stated, Mount Pleasant Airport and you do not need to be a military strategist to appreciate that he who holds Mount Pleasant Airport controls the Falkland Islands. There must never be any misunderstanding about the vital importance that this airport plays in the defence and security of the Falklands. It is not therefore without Military significance that we shall be concentrating much of our defence effort in and around the Airport. It will be of inter st for you to know that the recent wide-body jet movements prove the airports capability to handle very large transport aircraft and it is thus the proving ground for any future reinforcement that may be required. The efficiency of this concept may be gauged by the fact that one routine 747 flight, as is happening now twice a week, is equivalent to no less than six C-130 Hercules airbridge flights that were recently such a feature of our lives. Not only does a 747 carry such a heavy load but the time taken, as mentioned by Your Excellency, to get from Mount Pleasant Airport to Brize Norton has ofcourse been reduced from 35 hours to about 17 and in defence affairs this is a significant and stretegic improvement. As we move into the military camp at Mount Pleasant Airport in the months ahead you will note a less obtrusive military presence throughout the Islands and notably in the area of the Canache which it is intended to be completely closed down over the next 21 years. Other outlying garrisons will also close down in the interim period, the Military installations removed and the land returned to the local owners. Our policy will be to achieve this in close consultation with the local community and I hope that we can progress this next phase in the demilitarisation in the Falkland Islands as harmoniously as we have been able to achieve it in the arrangements in closing the camp at Goose Green. We shall return to the United Kingdom those items that are of high value for defence purposes, however, there is much that

will not warrant the expense of shipping it back to England, and I wish to see every opportunity made available to the local community to purchase, at a reasonable price, those items which would be of value to them and which we do not require for the future defence of the Islands. However this return to normality will not come without some penalties. Several of which have been mentioned by the Honourable Firancial Secretary and the Honourable Chief Executive. There are certain facilities which we are presently making available to Islanders but which we shall no longer require for defence purposes and would therefore wishtto close down. Notably, ofcourse, are the Falkland Island Port and Storage System, the fuel distribution points located in the Canache and our contribution to the maintenance of roads that are currently in regular military use. Where facilities are handed back every effort will be made to see that they are restored to the state they were in prior to the conflict, but there is no doubt that the departure of the military garrison from its present position will produce some problems which you may consider it necessary to address in the months immediately ahead. Our arrival at Mount Pleasant will not be without its own difficulties and the most important problem will be the need to maintain the excellent understanding, working relationships and friendly association that exists at present between the Military and civil communities. It is my intention to brief my successor on the close community relations that currently exist and to recommend that he give high priority to ensuring they are maintained once we occupy facilities at Mount Pleasant. I am sure, provided we make this effort, the serviceman will continue to find the warm and friendly reception in both Stanley and Camp to which we have become so accustomed in recent times.

And last but by no means least I wish to mention the valuable contribution made to the Defence by Major Pat Peck and the stalwarts of the Falkland Islands Defence Force. It is not without trepidation that any future invader might regard them, particularly when it is remembered that they have won three of the most recent military shooting competitions. They are a small but effective force of which Islanders rightly take great pride. It has been my privilege to serve alongside them and to have them under my command for frequent training exercises.

To conclude, may I reemphasise my personal gratitude for the friend-ship and hospitality so freely given to the servicemen and women and may I remind you that it is in the vital interests of both civil and military communities that there should be no sense of isolation when the military garrison moves to Mount Pleasant. The services are part of your community and proud and grateful so to be.

Sin I beg to support the Motion.

The President

Could I just say thanks to all Honourable Members for those kind and touching words about my wife and I. I think that this would be an appropriate time to adjourn for lunch and to meet again to deal with the rest of the Agenda 2 p.m.

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PAPERS LAID ON THE TABLE BY THE HOMOURABLE THE CHIEF EXECUTIVE

Copies of subsidiary legislation made or approved by the Civil Commissioner in Council since 16th January 1985.

The report of the Falkland Islands Development Corporation for the period 14th June 1984 to 31st December 1984.

The Medical and Sanitary Report for the period 1st July 1983 to 9th April 1984.

QUESTIONS FOR ORAL ANSWER

No. 1 of 85 by The Honourable J.E. Cheek

Would the administration please advise how return airfares Falkland Islands/United Kingdom of £2,250, and concessionary rates of £1,050, have been calculated when commercial airlines charge in the region of £900 to £1,000 for similar length routes, with lower load factors than those between the Falklands and the United Kingdom?

The Honcurable the Chief Executive

Your Excellency, before I answer the question could I just say what a pleasure it is to see our visitors from Stanley Schools here.

The answer I fear is no, Sir. The fares which the Honourable Member describes and of which he questions are essentially proposals for the operation of the Falklands route put by the Ministry of Defence and it is really to the Ministry of Defence that the question should be addressed. I will not be so unkind as to suggest that it should be addressed to my Honourable friend the Military Commissioner. However these proposals have not gone unchallenged by the Falkland Islands Government who, with the assistance of the Foreign and Commonwealth Office and on the basis of very detailed figures, prepared by F.I.D.C. Transport Consultants, have indeed argued vigorously for their reduction in line with fares on other routes; on precisely the lines which he suggests. Now, this is still under discussion in London but I understand that we shall have an answer on this quite soon. In the meantime I should advise that as an interim measure, the Ministry of Defence have agreed that all those who previously qualified for a low cost return fare of £950 plus insurance can qualify for a return fare of £1,050 plus insurance.

The Honourable J.E. Cheek

Thank you very much for the answer which did not really do much to actually supply the information I wanted but as the Honourable Member has not got it there is not much he can do and any supplementaries I may have had will presumably get the same sort of answer. I hope that we get some more detailed answers from other sources as soon as possible. Thank you.

The Honourable the Chief Executive

You can have my assurance that an outcome to the discussion which we have had can be expected quite shortly.

The Honourable L.G. Blake

Can we be assured, Sir, that should the result of these negotiations be that there will be a reduction in fares, those reductions will be passed on to the passengers who have already travelled. I do not question with regard to an increase in fares.

The President

Perhaps I could just say that there will be no reduction of the £1,050 return. It is the higher fares we hope we will get a reduction on and categories of person to whom the lower fare of £1,050 return applies. Could I just add that I asked the Foreign and Commonwealth Office if we could have a full reply by todays meeting of Legislative Council and they regretted that because they had not yet had the confirmation back from Ministers in both the Foreign and Commonwealth Office and the Ministry of Defence they could not allow us, the administration, here, to release the information.

The Honourable J.E. Cheek

I am not sure if you will agree it is supplementary to the original question but, bearing in mind the replies, is the administration pushing the Ministry of Defence or the Foreign and Commonwealth Office that there should be further reductions from whatever the base line charges are to be, for children, possibly in line with/airline charges and for students?

The Honourable the Chief Executive

Your Excellency, I would prefer not to comment further at this stage as discussions are still taking place on the subject.

QUESTION No. 2 of 1985 by The Honourable J.E. Cheek

Would the Chief Executive please advise on progress on the formation of a multi-lateral organisation to control fishing around the Falkland Islands?

The Honourable the Chief Executive

As I indicated in my speech this morning, Your Excellency, the negotications to which the Honourable Member refers are presently in the

hands of Her Majesty's Government now boing conducted by the Foreign and Commonwealth Office. The Secretary of State for Foreign and Commonwealth Affairs announced the opening of discussions in the Foreign Affairs Committee Report debate on 14th March this year, and he said 'we have decided to explore possible ways in which to establish a multi-laterally based conservation and management regime'; and he refused to be pressed then on the details of Her Majesty's Government's approach, but we understand that discussions have continued on this basis since then. I should underline again the anxiety about progress which I share with Honourable Members and which the Honourable Member's question reflects. I did ask in the Foreign and Commonwealth Office only last week when they expected these discussions to bear fruit and I have to say that they were unwilling at that stage to set down any timetable for this. I did however leave them in no doubt whatsnever as to our growing impatience over this whole icque.

The Honourable L.G. Blake

Can we therefore be assured, Sir, that these negotiations will not be of a long drawn cut process and, if we cannot be assured of this, can we be assured that Her Majesty's Government will be left in no doubt as to cur view of a long drawn out negotiating process.

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The Honourable the Chief Executive

I believe, Your Excellency, that I cannot categorically give an assurance on the first but I can give an assurance on the second.

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Question No. 3 of 1985 by The Honourable J.E. Cheek

Your Excellency, concerning the sub-division of farms, it is now some time since the last farm was offered for sale. Has the administration any definite plans for meeting the needs of those Islanders still wishing to own farms? Does the so called 'gradual approach' depend entirely on the availability of land. For exemple, if it is ten years before the next farm is offered for sale, will that be the next opportunity for those who are still waiting to buy farms?

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The Honourable the Chief Executive

Your Excellency, may I give a little bit of the historical background to this in giving my answer. The term 'gradual approach' was first used, I believe, by the then Secretary of State for Foreign and Commonwealth Affairs in the debate in the House of Commons on the 1982 Shackleton Report. Now, Lord Shackleton had proposed in effect, wholesale acquisition of large absentee owned farms by compulsory purchase and their subsequent sub-division. Her Majesty's Government indicated that they preferred a willing seller, willing buyer basis and this, the so-called 'gradual approach', has been followed to date. However, in accepting the gradual approach, the Falkland Islands

Government has always made it quite clear that it reserved the right to reconsider this basis should land not become available for subdivision at a pace appropriate to demand and to the economic development of the islands. Indeed the Land Amendment Bill 1985, which this House will consider later in this session, strengthens the law on compulsory acquisition with this very thought in mind.

The general plans which the Government and the Falkland Islands Development Corporation have made for further acquisition was set out in a lengthy and detailed paper which was approved both by Executive Council and by the Corporation of F.I.D.C. at the end of 1984, and this has subsequently received the broad approval of O.D.A. who have agreed with the Falkland Islands Government, that F.I.D.C., The Development Corporation, should administer sub-division policy. Now, as long as we persue the gradual approach, the present gradual approach, Government clearly cannot make definitive plans for specific acquisitions until it knows that a particular farm is likely to become available, although this is not to say that F.I.D.C. does not keep its ear close to the ground to identify possible vendors. If the gradual approach does not yield results then Honourable Members will have to consider whether to proceed by way of compulsory purchase. However, I hope this will not, Your Excellency, be necessary.

The Honourable A.T. Blake

Could the Honourable the Chief Executive clarify one point. I do feel at some stage we are, or were, negotiating the possible purchase or lease of Hamilton Estates and I believe this has now run into problems. Would you care to comment on that?

The Honourable the Chief Executive

Yes, Your Excellency, I can comment on that because I believe that whilst other negotiations might be in the nature of commercial confidences, the negotiations on Hamiltons have been a matter of public knowledge for some time. Some time ago, the Falkland Islands Government and the Trustees of Hamiltons not having succeeded in reaching a mutually satisfactory conclusion on the purchase or lease of Hamilton Estates Executive Council took the view that there should be a further study of the Hamilton Estates having in mind to determine their suitability for sub-division, and the kind of price, the kind of arrangements which it would be reasonable to make for them. This study has taken some time. We expect the results very shortly and once it has been considered by Executive Council then we expect either to indicate that we wish to proceed further with the negotiations, or to terminate them, whichever we decide to do in all the circumstances.

The Honcurable A.T. Blake

Your Excellency, I wonder if the Chief Executive would admit that if these negotiations fail that the go slow policy had come to a grinding halt?

The Honourable the Chief Executive

Mc, Sir, I would not admit that the go slow policy, as the Honourable

Member describes it, I still prefer to call it the gradual approach, had come to a grinding halt. There are one or two other possibilities which we are considering, but I certainly would accept that there will come a point at which, if we do not have an adequate supply of land for sub-division on a willing seller willing buyer basis, we shall have to consider the route of compulsory purchase.

The Honourable R.E. Binnie

Your Excellency, could the Chief Executive tell us whether F.I.D.C. will purchase any future farms or will F.I.G. purchase them?

The Honourable the Chief Executive

The funds for the purchase of farms, Your Excellency, come from the Overseas Development Administration. It really becomes a question of whether the funds are channelled through F.I.D.C. or through F.I.G. I would anticipate as F.I.D.C. have been agreed both by F.I.G. and by O.D.A. as the channel for such purposes, that those funds would go through F.I.D.C. rather than F.I.G. There is ofccurse no reason why F.I.G. should not decide to make funds available separately for this purpose if they so wish.

The Honourable J.E. Cheek

Your Excellency, the Honourable the Chief Executive has used terms such as 'appropriate pace' and 'eventually' regarding the gradual approach. At which stage if there are no more farms available on the open market will we possibly have to use compulsory purchase? What sort of time scale is the Honourable the Chief Executive thinking of before such compulsory purchase may be necessary?

The Henourable the Chief Executive

Well that, Your Excellency, would of course be a matter for the judgement essentially of the Falkland Islands Government on the basis of the advice received from those involved. I do not think I am saying anything out of turn or giving too much of a hostage to fortune but we ought to look to considering the possibility of compulsory purchase if, at the end of this year, we feel that there is insufficient land coming forward on the willing seller willing buyer besis. I would not wish to be drawn any further than that.

The Honourable H. Bennett

Is the John Hamilton Estates Limited, under foreign control?

The Honourable the Chief Executive

Yes, I can confirm that the Hamilton Estates are under the control of Trustees who represent essentially Argentine shareholders.

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The Honourable L.G. Blake

Could the Chief Executive tell us whether the lack of land, willing buyer, willing seller, is due to the price set by O.D.A. for that land?

The Honourable the Chief Executive

I would not care to speculate over much about that. However, having said I will not speculate, I will. I do not believe at the moment that it is the price which is the deterrent, because I do not think that we have discussed prices, or that enough is known about the sort of prices that might be payable to deter.

The Honourable H. Bennett

If John Hamilton Estates is under foreign control then it is subject to the provisions of the Aliens Ordinance and I believe, it is a long time since I have looked at it, they can not hold land unless under licence.

The Honourable the Chief Executive

The Honourable Member has a great deal of legal experience and expertise which I have not and I am afraid that I could not comment on that statement, Your Excellency, without having taken further advice from my Honourable friend the Attorney General.

The President

I am being very lax as President in that this is quite a long way away from the original question.

The Honourable A.T. Blake

If I can return to the original question, Your Excellency, would the Honourable the Chief Executive like to indicate that he has noted that the elected Councillors are dissatisfied with the pace of sub-division of the larger farms?

The Honourable the Chief Executive

Your Excellency, I have noted that and could I hopefully close, if I am allowed to, by saying that I too am concerned about the pace of subdivision. I would like to reaffirm my own commitment to sub-division and my firm belief of the advantages of sub-division - political, economic and social, for the Falkland Islands.

The Honourable W.H. Goss MBE JP

Your Excellency, I think it was taken in Council that the gradual approach was the right approach and not compulsory purchase at this stage. What I would like to know is how many people are there in the Islands who are waiting to take up land? If prices are going to escalate as they have done in the past - and the price of wool is going to fall as it is doing now - how many at this moment are going to be interested in taking up land in the immediate future? Thank you Sir.

The Honourable the Chief Executive

Your Excellency, we do not have a list as such of people who are interested in taking up sub-divisions but I think it is true to say that there are a considerable number of Falkland Islanders, and possibly some immigrants as well, who would be very interested in buying sub-divisions but, as the Honourable Member has underlined, at the right price. Ofcourse it must be our concern to see that the price is one which does not impose an excessive burden on the purchasers.

The Honourable R.E. Binnie

I do not wish to be associated with the remarks made by the Honourable Member for Camp Division. I agree with the gradual approach and I think that we are going along nicely at the moment.

The President

I think we have had long enough on this question, I would simply remind the House that it is on record that this House did say, when this was first discussed, that if the demand exceeded the supply this House reserved the right to go back again to Her Majesty's Government to discuss the whole policy.

Question No. 4 of 1985 by the Honourable H. Bennett OBE JP

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Your Excellency, when can our young farmers expect to have information made available to them from the Agricultural Research Centre for the improvement of their stock and grasslands?

The Honourable the Chief Executive

Your Excellency, information on land and stock improvement is already available to all farmers, either directly from the Agricultural Research Centre or through the Farm Management Advisory Officer who recently joined F. I.D.C. In addition, the Agricultural Research Centre will be contributing regularly to the Wool Press of which I have a copy here, the recently launched newsletter published by F.I.D.C., and as I understand it freely available to all farmers, and this will have a variety of articles on farming topics, advice and recommendations on farm improvements and other information. Indeed as I see it even includes an article on the subject of one of the next oral questions. The scientific programme, I think this must be understood, currently being taken by the Agricultural Research Centre is specifically designed to identify and test the measures required to increase wool production and farm profitability in the Falkland Islands, and as results of this programme gradually emerge further detailed recommendations become available to farmers. As Your Excellency mentioned in your Address, an advisory package of some 15 key improvements and changes is currently under development, and will hopefully be made available to farmers

as it evolves. I would like to emphasise finally that the Agricultural Research Centre continues to welcome any approach by farmers for advice and as knowledge increases both the availability and quality of advice will hopefully improve and will, it is hoped, be systematically disseminated.

Question No. 5 of 1985 by the Honourable H. Bennett OBE JP

Then can we expect repairs to be made to the Government and Public Jetties - both are a danger to those using them?

The Honourable the Chief Executive

I, and the Falkland Islands Government, I am sure, share the Honourable Members concern at the state of the Government and Public jetties in Stanley and it is, particularly upsetting that the Public Jetty should have been damaged again, by the Forrest I believe, so soon after repair by the Royal Engineers. Ofcourse both should be repaired and Government has found it necessary to place warning notices on each of them. However we are back to the old problem, the Public Works Department is, as always, massively overstretched. The carpenter for example who would be employed to repair the Public Jetty is, I understand, currently doing fire prevention work at the Brewster Hospital. The repair of the Government Jetty is likely, in any case, to be a lengthy and complicated task to do properly and I can only say in regard to the Public Jetty that the Public Works Department will repair it as soon as they have the men available to do the task, and that they will plan for the repair of the Government Jetty as soon as they have the resources to carry outthat rather more considerable task.

The Honourable A.T. Blake

I presume that the Chief Executive is aware that we have been criticised for the state of the public jetty by one of our longest standing tourist ventures which visits the islands and I would remind that it is not long before they start visiting the islands again.

The Honourable the Chief Executive

Your Excellency, I am well aware of that and extremely concerned about it for that reason.

The Honourable W.H. Goss MEE JP

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Your Excellency, I have reservations about the Government Jetty being damaged by the Forrest, I think that should be pursued further.

The Honourable the Chief Executive

Your Excellency, if I am wrong about the Forrest so be it. I think what I was slightly underlining was the awful irony that the damage to the jetty had actually been done by Government. Whether it be by the uniflote or Forrest.

Question No. 6 of 1985 by the Honourable H. Bennett OBE JP

Your Excellency, is it proposed to take steps to control and eradicate blindness, other than wool blindness, in the sheep population? If so, when may we expect to see such a programme commence?

The Honourable the Chief Executive

Pink eye, Sir. That is, I believe, the common name of the disease to which the Honourable Member refers. Its clinical name I understand is contagious opthalmia and I understand that all sheep are susceptable to it. I also understand that it is actually endemic in many parts of the world and that cradication has so far been acknowledged by the experts to be impossible. Where blindness has occurred a one-off treatment by an antibiotic and isolation of effected animals is possible. But so far no vaccine has been developed and it is considered that careful shepherding, identifying affected animals is as important as anything in controlling the disease. We do not have accurate figures on the incidents of the disease in the Colony but it is believed to be low. The economic loss therefore is considered to be minimal and at present no specific control programme is planned.

MOTIONS

MOTION BY THE HONOURABLE THE FINANCIAL SECRETARY

That it be resolved that the report of the Standing Finance Committee for the period 24.1.84 to 20.12.84 be adopted.

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The Honourable the Financial Secretary

Your Excellency, the Standing Finance Committee of the Legislature met on eleven occasions during 1984 and approved the following expenditure.

For the financial year 1962/83 £341,669. 1983/84 £1,065,575. 1984/85 £464,420.

As the report does not cover any item of expenditure which was not approved by the Standing Finance Committee, I beg to move that the Report be adopted without debate.

The President

The Motion is that it be resolved that the Report of the Standing Finance Committee for the period 24.1.84 to 20.12.84 be adopted without debate.

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Are there any objections?

The Motion stands adopted.

MOTION BY THE HONDURABLE H. BENNETT DBE JP

That it be resolved that the Government be requested to introduce a Bill to this House providing that the property in all minerals, including mineral oils and uranium in their natural condition in strata in the Falkland Islands and the continental shelf thereof be vested in Her Majesty.

The Honourable H. Bennett OBE JP

Your Excellency, Honourable Members. As I said in my speech on the Motion for Adjournment to the last meeting of Council and with reference to my election platform, I would endeavour to have legislation introduced to provide that all mineral rights, particularly those relating to mineral oil and uranium be reserved to Her Majesty.

It is my intention that such legislation would allow all people of those Islands to benefit from the development of an oil industry. The Motion which has just been read out to Council is the first step in what I hope will become that

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legislation. There is no time during the life of the present Council to finalise the legislation but if the Motion is carried it will become incumbent on the Administration to proceed with the introduction of legislation which would have the aim I have briefly outlined. At present there are a number of land owners who hold total mineral oil rights and many who do not. Thus, if any oil is discovered on the land of land owners who own total mineral oil rights, they alone with the exclusion of everyone else in the Colony would benefit from any development of that resource. I consider it only fair that everyone in the Islands community should benefit from the exploitation of any minerals which may be discovered here. That of course includes mineral oil and uranium hence the wording of my Motion.

The Honourable W.H. Goss MBE JP

Your Excellency, I rise to support this Motion. In the past in small lots of land that changed hands in Stanley I have proof that the initial purchasers had mineral rights. When the land was sold or transferred to another person the mineral rights did not go with it. A terrific amount of land in the Falklands has changed hands in the last, less than ten years. I would like to know if the mineral rights were retained by the purchaser or if they were vested in the Government. I heartily support this. I think it is a very important thing that Government should gain control of all mineral rights in the Colony whenever possible. Where the mineral rights were invested in the Colony for owners such as The Falkland Isl≊nds Co. Ltd., as far as I know they are the only people who have mineral rights in this country. There were others in the past even small plots of land in Stanley at one time, back in the early days of the eighteen forties/eighteen fifties, the purchaser held the mineral rights of those plots but they were taken out when those plots were sold.

Thank you Sir.

The President

The Motion is that it be resolved that the Government be requested to introduce a Bill to this House providing that the property in all minerals, including mineral oils and uranium in their natural condition in strata in the Falkland Islands and the continental shelf thereof be vested in Her Majesty.

Does any Honourable Member wish to speak to this Motion?

The Honourable A.T. Blake

Your Excellency, I rise to support the Motion. I think that we have to be very careful with our natural resources. As we have noticed, offshore fishing is very quickly depleting us of one of our greatest natural resources. I think we should take every precaution we possibly can within these Islands to protect the natural resources we have left. I feel that this is a fairly controversial subject in that such a vast amount of the Falkland Islands is in actual fact owned by absentee landlords. I would very much like to see this particular

subject pursued to the Bill stage. Without criticising the Legal Department unduly, I think it would take some considerable time but would give all Islanders, and Government in particular, time to consider all the implications of the Bill. So to promote further discussion on the subject I will support the Motion Sir.

The Honourable L.G. Blake OBE JP

Your Excellency, I would rise to support this Motion whole-heartedly. I was under the impression that our Mining Ordinance, that was passed in late seventies, made such provision except where the mineral rights were already vested in a private individual, but I would support the Motion and I hope that any such Bill would include within it the right to appropriate any such mineral rights that are held outside the Crown.

The Honourable R.E. Binnie

Sir, I have nothing to say but I support the Motion.

The Honourable J.E. Cheak

Your Excellency, originally I was not prepared to support the Motion and am still somewhat confused about it insomuch as I believe the majority of the mineral rights are already vested in the Crown. It concerns me slightly that we are saying we are going to compulsory purchase the mineral rights that are already owned by individuals or companies, or just compulsorily take away rather than actually purchase. I am not against looking at such a Bill. I can see there are pit-falls but certainly it may be worthwhile at least having a look to see if such a Bill is in the best interests of the Colony. Therefore I support the Motion.

The Honourable the Chief Executive

Your Excellency, I think all I really need to do is to advise the House about one or two points relating to this proposal.

As the Honourable Members for Stanley East and Stanley West have implied, the situation with regard to those Crown Grants which appear to include a grant of mineral rights to the purchaser is quite a complex one. It is not entirely straightforward and it certainly would require some further research as the Bill, if the Honourable Members wish it, is drafted. The second point I think I should make is that the new Constitution at Annex A, Page 50, Para 5.(1), specifically reserves for the Secretary of State's instructions any Bill vesting in the Crown ownership of any minerals. So it would require that further approval. Thirdly, I think it is worth reminding the House that on a previous occasion when the possibility of such a Bill was muted, one of the parties concerned indicated that they would expect to be paid some compensation for the loss of the mineral rights. And having said that, I should like to make it clear that really in this matter the Administration ere, so to speak, in Honourable Members' hands and if there is a majority for the Motion we shall naturally proceed to prepare a suitable draft for further discussion in Executive Council. It is, however, I am advised by the learned Attorney General, unlikely that such a draft, which would be extremely complicated, could be prepared before the dissolution of this House.

The President

There is an undoubted majority in fovour of the Motion. Would the Honourable Member for Stanley Division care to wind up.

The Honourable H. Bennett OBE JP

I am very pleased that my colleagues are prepared to support me otherwise I would have had further to say. I am very pleased that they have end I think it is most essential that we should have it with the benefits that would accrue if oil or uranium were found here they should go to the people generally. Oil I am concerned with, oil and uranium, and I have a rough list, if you would like me to read it out, of farms which I believe hold the mineral/oil rights. The others of course are exclusively to the Crown, other than the list that I have.

The President

I would just add a word of caution to the general public that there is not the slightest shred of evidence, so far, that any mineral oil or uranium, or any other valuable minerals have been found in commercial quantities onshore in these Falkland Islands.

The Motion moved by the Honourable Member for Stanley Division is carried.

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ORDERS OF THE DAY: BILLS

THE APPROPRIATION 1985/86 BILL 1985

The Honourable the Financial Secretary

Your Excellency, Honourable Members. In rising to move that the Appropriation Bill 1985/86 be read a first time I seek the customary sanction of Council in permitting me to read my Budget Address.

Honourable Members will recall that twelve months ago I introduced the 1984/85 Budget four days before the end of the financial year. On this occasion we have done better but only by one day. Next year I trust that I will be in a position to introduce it much earlier. I express my appreciation to all Heads of Departments for having submitted their estimates to me on time.

Since presenting the last Budget there are some issues of fiscal and economic importance which I propose to briefly consider. From March 1984 to March 1985 our inflation rate was just over six percent. This is a vast difference between the inflation rates in some of our neighbouring countries, for example Argentina. Their annual inflation is of the astounding rate of over 1000%. I recently read that the Prime Minister of one of the older independent Commonwealth countries decided the main problems which confronted his Government. The first was what he referred to as the intolerable, indeed disastrous, rate of inflation. Second, an unacceptably large balance of payments deficit. Third, an unacceptably large annual budget deficit. Fourth, a decline in the savings rate. Fifth, rising unemployment. Honourable Members will no doubt come to the conclusion that virtually none of them apply in the case of the Falkland Islands. I am sure that you will agree that our objective is to provide and sustain a favourable economic climate for investment in the commercial ventures which are now being fostered by the Falkland Islands Development Corporation. I believe it is important that we be responsive to new ideas which are in the long term interests of the people of the Falkland Islands. The prospects for success in these areas appear to be favourable.

The sheep farming industry is of course the mainstay of the economy. I am advised that wool prices have fallen recently but are likely to pick up later in the year. While there may be some uncertainty of the future wool prices and there may not be unqualified optimism but equally it is not one of pessimism.

Concern must be expressed over the lack of protection of our natural resources. Without the declaration of a 200 mile fishing limit the depletion of the fish stocks around the Falkland Islands is a clear possibility. Should fish become scarce there would be a substantial loss in revenue from harbour dues even at the present time. In 1985/86 £650,000 is forecast from this source. This revenue is important to assist in meeting the day to day expenses of the Government. Without it fairly harsh revenue raising proposals would need to be taken or substantial pruning of expenditure, or both.

At the moment our public debt obligations are satisfactory. On the 30th June 1984 public debt amounted to £285,000. At present, public debt is a negligible factor in our running costs. I am concerned about financial local development projects in the future.

Debt servicing comes within our recurrent costs and without any sign of a substantial increase in revenue, caution on raising loans is required. That is, of course, if we are successful in the issue of stocks or bonds. The role of the financial community in the development of the Falkland Islands is important. In particular, the Standard Chartered Bank is undertaking a valuable role here. There is a growing demand for housing mortgages and we would welcome the Standard Chartered Bank becoming involved in this area. Government funds for loans are unlikely to stretch to meet the growing demand.

A list of changes in the permanent and pensionable establishment for 1985/86 is attached to the 1985/86 Budget Memorandum. Personal emoluments for 1985/86 show an increase of 18.5% over the 1984/5 approved estimate. I draw Honourable Members' attention to Appendix B of the Estimates which relates to the aircraft replacement fund. Expenditure estimated for 1985/86 amounts to £290,000 for the purchase of a third Islander aircraft.

In January 1972 my predecessor left some very handy and useful handing-over notes but he did forecast that the Falkland Islands would have to seek grant-in-aid within a couple of years. However, so far we have succeeded in avoiding grant-in-aid, and I consider Councillors, past and present, can take pride in having steered away from it even on some occasions by having to introduce unpalatable revenue raising measures and keeping a tight rein on expenditure. Like all of us a Government can only spend what it receives. Our policy must be to seek to live within our means on an annual basis thereby avoiding the need to depend on the resources of others for our running expenses. We should endeavour to use local resources for capital projects whenever we can afford it and by maintaining adequate minimum reserves we should survive and prosper.

The reserves of the Colony are approximately £1.8m which at the present time is equivalent to approximately four months expenditure. I consider this level satisfactory but I recommend that they should not be permitted to fall below this point.

I now refer to the Government's financial affairs in 1984/85 and the prospects for 1985/86. In 1984/85 revenue was estimated at £4.736 million and expenditure at £4.858m. A deficit of £122,000 was expected. More revenue than was expected was derived from Harbour Dues, company tax and investment income. Not only sufficient to absorb a fall in revenue from philatelic sales and a shortfall in revenue under the Public Works Department but enough to produce a net overall increase of 233,000. Expenditure was less than the original estimate of £259,000 principally due to staff shortages and rehabilitation projects provided for but not undertaken. This result climinates the original deficit and produces a surplus of £170,000. The 1985/86 draft Budget proposes revenue of £5,383,370 and expenditure of 25,371,510, a small surplus of just under £12,000 is forecast. The Memorandum accompanying the 1985/86 Estimates sets out the variations in expenditure for the year. I shall therefore not bore Honourable Members in quoting more figures unnecessarily. On the other hand, I am obliged to spell out the proposed increases in taxes and charges for services for 1985/86.

It is proposed that Government should charge various departments with full FIGAS fares rather than the fare less the residents rebate. The proposed charge is confined to Government sponsored passages. It is proposed to review the charges for medical

services provided by the Falkland Islands Government to persons who do not qualify for free medical treatment under the Medical Services Levy Scheme. The Superintendent of Posts and Telecommunications will prepare a paper for updating the postal charges later in the financial year. This will be put to Council early in 1986.

It is proposed to adjust the Stanley School Hostel charges with effect from the next term. First child from £43.50 to £48 per term. Second child from £33.50 to £38 per term. It is proposed to abolish the charge for a third child. It is proposed to increase road tax by 50%. Motorcycles will in future be charged £6.00 p.a. instead of £4.00. The charge for a landrover, a car or a van will be £15 instead of £10. Lorries, tractors or other heavy vehicles presently charged at £16 p.a. will be charged £24. And the £1.00 charge for a trailer will be increased to £1.50. A Resolution for these increased charges will need to be considered in Council after the Select Committee Meeting.

It is proposed to increase harbour dues by 15%. This should produce £75,000 additional revenue. The charge for labour supplied through Government, after taking into account overheads, is completely unrealistic and a substantial increase will be proposed to the Select Committee. The cost of producing electricity has increased and Honourable Members will be provided with details of these costs during the Select Committee Meeting. The tariff will need to be increased, but as a result of further information which I have just received I will need to consult with Honourable Members before announcing details of the necessary increase.

Standing Finance Committee is responsible for fixing Stanley rates and the Committee will not meet until later in the week. I am therefore unable to announce any adjustment in Stanley rates at this stage. I warn Honourable Members that the cost of the very services for which rates are charged have escalated; in particular the cost of producing water. The annual estimated cost for 1985/86 including the charge for depreciation of the water plant and reticulation system is £333,288. It is proposed to introduce a new levy. The rate of the proposed new tax has not been fixed but will be charged on all land within the Stanley rates area which is not used. It will apply, to all who own half an acre or more of land which is not used. The Select Committee will be asked to advise on the levy to be charged. I would welcome Honourable Members' reactions to this proposal at this meeting.

I am proposing a modest increase in import duty on alcoholic and tobacco products. Ten percent increase is proposed and this should generate revenue of £30,000. This proposed revenue will raise the rate of import duty levied on spirits from £4.80 per litre to £5.28 per litre - 36p on a bottle. The rate of duty on fortified wines from 37p per litre to 41p per litre - 3p on the price of a bottle. The rate of duty on wines from 31p per litre to 34p per litre - that is just over 2p on the price of a bottle. The rate of duty on beer increases to 13p per litre - approximately ½p per can. The rate of duty on cigars from £18.43 per kilo to £20.27 per kilo - that is approximately 3p per 10 cigars. The rate of duty on tobacco from £12.12 per kilo to £15.33 per kilo - 6p per 50g pouch or tin. The rate of duty on cigarettes from £13.33 per kilo to £14.66 per kilo - approximately 3p on a packet of 20 cigarettes.

Turning now to the development estimates. It is proposed that expenditure of £519,630 should be met from Colony funds and £295,000 from the United Kingdom aid during 1985/86. I must reassure Councillors that the majority of United Kingdom aid does not pass through the Colony's budget now. It is paid direct to the various contractors and for items purchased direct by the ODA from our £31m. We have a long list of development projects in the Estimates and I will therefore confine public notification to the major proposals.

Expenditure from Colony funds includes £23,000 for the fire alarm system at the Stanley temporary hospital; £200,000 principally for housing loans; £10,000 for Stanley roads; £30,000 for the development of the Snake Hill housing site; £25,000 for services to caravan sites. Provision is made for several projects at Fox Bay Village, including £6,000 for transfer of four mobile homes from Stanley. £3,000 to improve the water supply system; £5,000 for replacement generators; £10,000 for a new bulk diesel tank; £10,000 for renovation of buildings. We have in the estimates £20,000 for the jetty but I understand this will need to be increased in Select Committee to something like £50,000. £60,000 for four new houses is also provided.

Expenditure from United Kingdom aid includes £100,000 for the Estancia road and £60,000 from the European Development Fund for the first stage and expansion of Stanley Senior School. Funds are required to support the development programme included in the Estimates. If the programme is to proceed as set out it will be necessary for the Colony to borrow funds in 1985/86 and a tentative estimate of £200,000 has been inserted for this purpose.

Honourable Nembers will observe that the budget proposals exclude any proposals relating to income and company tax. It is necessary to obtain more information regarding the economy before adjustments are considered. Should it be necessary to make any adjustment a minibudget may be required before the next tax year commencing 1st January 1986.

Sir, I present the budgetary proposals for 1985/86 for consideration and approval by Honourable Members. I beg to move that the 1985/86 Appropriation Bill be read a first time.

The Honourable the Chief Executive

I beg to second the Motion.

The President

The Motion is that the Bill be read a first time. Any objection to the Motion? No objection; the Bill will be read a first time.

The Clerk

A Bill for an Ordinance to provide for the Service of the year 1985/86.

The Honourable the Financial Secretary

I beg to gove that the Bill be read a second time.

The Honourable the Chief Executive

I beg to second the Motion.

The President

The Motion is that the Bill be read a second time. Does any Honourable Member wish to speak to the Motion? The Honourable Member for West Falkland.

The Honourable L. G. Blake OBE JP

Your Excellency, Honourable Members, it seems our Financial Secretary is determined to have his pound of ash once more! Within his budget proposals there are one or two new items and it is a comfort, I believe, that we are looking for new ways. It is staggering to think that some years ago our budget was £234,000 for the recurrent expenditure, and we are now talking in terms of £5.1.£5.2m. Therefore we are going to have to look at new systems and new ways of meeting our expenditure. I believe that one of the wisest concessions we introduced in the past was the pioneer industry status and I am pleased to see that the new businesses are taking advantage of this. I would support wholeheartedly his suggestion of rating unoccupied land. He may remember that two years ago in Select Committee we agreed to such a rating proposal and this is the first we have heard of it since. So I hope that this time we can at least get it off the ground rather than just agreeing to it and forgetting it.

I'm pleased also to hear about the introduction of some form of investment bonds. Again, there is money available in these Islands, for investment within the Islands, in the private sector, and I am sure people will be only too pleased to invest in the Islands if there is a way to do so other than by purchase of property or businesses, and so I think that these are splendid new pointers. With the escalation of our budget and the tightness or the narrow gap between income and expenditure I am concerned at the number of new Civil Service posts we are being asked to approve and I assure the Financial Secretary that I look forward to hearing many of his proposals. As a retiring Councillor I do congratulate him, as I'm sure all retiring Councillors will do. Regarding the absence of changes in taxation and the promise of a mini-budget when the next changes are considered I would like to say that I have a personal interest in the first instance but it is very tactful of him to include that in his proposals. Sir, thank you.

The President

The Honourable Member for Camp Division.

The Honourable A. T. Blake

Thank you, Sir. I would like to support everything the Honourable Homber for West Falkland has said. I always admire the way in which the Honourable the Financial Secretary manages to balance the budget at all times and he always seems to have remarkable success. I am sure that if we find difficulty in balancing our budgets, although no doubt we would mean and grean, a lot of us are prepared to pay quite a bit more to stay British, free and free of grant-in-aid than we would to take the consequences of a change in that status. think the fact that we are as we are today is directly attributable to the way in which the Honourable the Financial Secretary has managed our affairs. Although I agree that the day to day management of our Colony's finances should be a narrow thing, I believe that we should, besides our 231m, be trying to expand as much on development as we possibly can. I think that if ever we are forced into the situation where we will consider leans then loans from within the Colony should only be sought for the need to extend development. I think most businessmen would appreciate the fact that it is almost impossible to develop fromincome. I think you will find the Colony, after the £31m runs out, goodness knows when that is going to be, in a similar situation. Sir, I beg to support the Motion.

The President

The Honourable Member for Stanley West.

The Honourable J. E. Cheek

Your Excellency, Honourable Members. I rise to support the Motion. The Henourable the Financial Secretary, as usual, has somehow managed to balance the budget again but I do not think we should be too complacent. Last year's deficit of whatever it was, £100,000, changed to a surplus of roughly £200,000. I think it was only because we have not the men to do the work and spend that money. It is pleasing to see that we have a surplus but generally it is very worrying. How we attract people to come and work for the Public Works Department, the Civil Service, I do not know, because that means not only will we be spending money on the actual work but I think we will have to pay them more to actually work for us. I think that brings me around to the Civil Service. It is proposed in the budget that they be awarded a 5% increase. It was proposed by Executive Council and, in general, accepted by Standing Finance Committee, although since then we have met with the Civil Servants! Association and have yet, I believe, to report back. Whather we can afford to pay more I do not know but my own honest opinion is that 5% is probably not enough, when we look at what we are paying them, what they do, and what it costs them to live. Having said that I am not saying that we can pay them more than the 5% - that may be the maximum we can afford. But I think it is something we will need to consider over the next two or three days. One or two other points I cannot agree with. In the draft estimates there is a mention that the lodging allowance for camp children is to be abolished. I do not think it should be abolished although in general dircumstances there is no need for it to be paid, but I think it should be retained to be used if special circumstances warrant it.

Another thing I have mentioned at these meetings in the past. I see that the Old Age Pensions Scheme still has a subsidy from central funds. I have objected to this in the past and will continue to object. Not that I believe that pensions should not be increased, but if we want bigger pensions when we retire we should pay more now. I do not think it should come out of central funds.

I mentioned earlier this morning that I think we should provide more than the 2500 which has been provided for the renovation of the prison cells. That amount would do very very little and I think it is important that we have a reasonable prison. Otherwise, Sir, I support the Motion.

The President

The Honourable Member for Stanley East.

The Honourable W. H. Goss MBE JP

Thank you Sir. I too would like to congratulate the Honourable the Financial Secretary for his efforts and the hard work he has put into the Budget. Regarding the Civil Service, I, too, agree with the Member for West Stanley that Civil Servants are underpaid. I have already, I am not just saying this for the first time to officials, intinated to the Financial Secretary, Government Secretary that this is my thinking. But we have the financial position of the

Colony to take into consideration too. In the event of a slump would the Civil Servants be prepared to take a cutback; would they be prepared to forfeit some of their pensions and gratuity at the end of the day? Would they be prepared to temporarily forfeit their passages and leave? I doubt very much if they would but they are all things which they would need to take into consideration. I do think that with the standards in the Colony and what others are paying, they are underpaid. Not only at the top of the scale but at the bottom too. I heard that the average person in Stanley was earning under £3,000 a year. A married man with or without children who is earning under £3,000 per year must be having a hard time to live. Thank you, Sir.

The President

Does any other Honourable Member wish to speak?
The Honourable the Financial Secretary, would you like to wind up the debate.

The Honourable the Financial Secretary

Your Excellency, Honourable Members, certainly I appreciate what Honourable Members have said about my efforts and I thank them sincerely. I agree with many of the points which they have brought to the attention of Council. Certainly there is no room for complacency. I am concerned at the growth in expenditure, especially recurrent expenditure, and I am concerned about the number of new posts. With regard to the Old Age Pensions Fund, we now have the Government Actuary's report in front of us and will certainly be considering this in Select Committee, and I am hoping that this will be one of the first items to be considered so that we can get the older citizens' pensions to them as soon as possible within the new financial year.

With regard to the lodging allowance for children, I have noted what the Elected Number for Stanley West has said and will certainly consider that point in Select Committee as well. I have a feeling that there will be no icy patches to slip on in Select Committee, but there will be plenty of action.

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The Bill was then read a second time and was referred for detailed consideration to a Select Committee of the House.

The President

I now invite the Honourable the Financial Secretary to report back from Select Committee.

The Honourable the Financial Secretary

Your Excellency, the Select Committee has reviewed the Estimates for 1985/86. Numerous dhanges are proposed. I will confine my comments to the major changes and points of interest and circulate a summary of all the amendments to Honourable Numbers as soon as possible. A complete list of amendments will, as usual, be included in the Minutes of this meeting.

(The listed amendments are included as Appendix B to these Minutes)

The Expenditure Estimates now include £5,000 for provision of representatives from the Falkland Islands to attend the Ameripex Stamp Exhibition to be held in the United States during this financial year.

The provision of £32,630 under the Plant and Vehicle Workshop estimates for the installment due for the plant purchased under the E.C.G.D. scheme has been deleted.

Honourable Members consider that the new Plant and Vehicle Replacement Fund should bear this charge as the transfer of £219,798 available from funds accumulated by the Plant and Transport Authority is being transferred to the Replacement Fund.

The contribution to the Stanley Power Station renewals fund for the replacement of capital is inadequate and the Committee agreed to increase this provision from £45,000 to £182,250. Even this sum is insufficient to provide for the replacement of the capital equipment but it is the most we can afford this year.

Owing the the price increase in oil the Committee has approved the increase in provision for the purchase of oil for the Power Station from £325,000 to £347,750.

The Revenue Estimate of £500,000 for the sale of electricity was considered to be too low, and the new estimate of £660,000 takes into account a more optimistic estimate for the demand for electrical energy and tariff increases which I will be referring to later. The charges levied for the supply of water are inadequate and the Committee has increased the revenue estimate to take account of a realistic charge. A contribution of £53,000 to open a water supply plant replacement fund is inserted in the Estimates. This contribution in no way takes into account the real depreciation on capital because we cannot afford to make a larger contribution during the financial year. To do so would mean increasing taxes and levies to an unacceptable level or running down general reserves to an unacceptable minimum.

The Committee approved the proposed increases in the Old Age Pensions but did not approve the proposed increase of £3,000 in the subsidy to the Old Age Pensions Equalisation Fund.

The review of the Estimates produced a new estimate of Revenue of £5,598,900 and a new estimate of Expenditure of £5,488,490. The process has resulted in producing a surplus of £110,410 of which £100,000 is for transfer to the local Development Fund to meet the various capital expenditure commitments.

A number of changes are proposed to Development Estimates. The most noteworthy are:

- the inclusion of a £25,000 local contribution to the expansion of the Senior School;
- revised estimates of £50,000 for the Fox Bay Village Jetty and £30,000 for the Fox Bay water supply; and
- a new estimate of £30,000 to assist farms to construct link roads, in particular Port Howard and Goose Green.

Under Cverseas Development Aid, it was considered prudent to provide the total available aid of £240,000 from the E.E.C. for the expansion of the Senior School. With the new proposed development programme for 1985/86 the local development fund will be reduced to just over £48,000 at the 30th June 1986. Local development expenditure for 1985/86 is estimated at £616,150 and overseas aid at £475,000 which, of course, excludes the projects which are financed direct by ODA and which do not pass through our books.

Turning to revenue proposals the Committee accepts the need to adjust the charges for services and keep the tax structure under constant review but did not agree to the levels proposed.

It was agreed to review the charges for Medical Services in respect of non residents. The need to review postal charges later in the year was accepted. The School Hostel boarding charges were approved. The proposed increases in Road Tax have been agreed and I shall introduce a Motion for implementing the increases during this Meeting. The Committee approved the abolition of the domestic radio receiving licence. The Committee would not approve the proposed increase in the electricity tariff for residents. The Committee considered the electricity tariff should not be increased by more than 1p for local residents. The new electricity tariff proposed is therefore 11p for residents, and the approved economic charge for persons who are not subject to local tax is 16.2p. The Committee considered that a local taxpayer should not subsidise persons who are not subject to our tax.

It was agreed to increase FIGAS charges to a maximum charge on a flight which is for 74 miles and the new charge would be £28.54. It is proposed to increase the present boarding charge from £12.50 to £13.00; mileage from 32p to 34p, the rebates remaining at 13p. The net result is that the mileage charge for a resident will be increased from 19p to 21p. Freight to be increased from 15p to 16p per pound.

The proposed 15% increase in Harbour Dues was accepted. It is agreed to defer any decision with regard to levying a tax on vacant plots of land in Stanley. The Committee agreed that the Attorney General should be given time to study this proposal and prepare suitable legislation. The proposed increase of 10% on alcoholic and tobacco products was accepted.

Standing Finance Committee also met during this round of meetings to consider Stanley rates. The Standing Finance Committee would not approve the full economic rate and very reluctantly agreed to a rate of 23.00. This is a 20% increase.

The President

Thank you.

Before we go into Committee and go through the Bill clause by clause I understand that the Honourable the Military Commissioner would like to take his leave.

I now declare the Council to be in Committee.

The Clerk

Clauses 1 and 2.

The Honourable the Financial Secretary

I beg to move that Clause 1 stands part of the Bill and that consideration of Clause 2 be left until after the Schedule has been considered.

The Honourable the Chief Executive

I beg to second the hotion.

The President

The Motion is that Clause 1 stands part of the Bill. Any objection? Clause 1 stands part of the Bill.

The Clerk

Enacting Clause and Title.

The Honourable the Financial Secretary

I beg to move that the Enacting Clause and Title stand part of the Bill.

The Honourable the Chief Executive

I beg to second the Motion.

The President

The Motion is that the Enacting Clause and Title stand part of the Bill. Any objection?

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The Enacting Clause and Title stand part of the Bill.

The Clerk

Schedule.

The Honourable the Financial Secretary

I beg to move that the Schedule stand part of the Bill with the following amendments:

- 100 Aviation substitute £470,750 for £462,690.
- 150 Posts & Telecommunications substitute £527,020 for £529,900.
- 200 Medical & Dental substitute 2400,090 for £401,210.
- 215 Education & Training substitute £485,290 for £493,480.
- 300 Customs & Harbour substitute £124,320 for £124,210.
- 350 Public Works substitute £2,319,460 for £2,196,900.
- 390 Fox Bay Village substitute 226,560 for £24,060.
- 400 Agriculture substitute £56,630 for £58,190.
- 450 Justice substitute \$59,040 for \$67,260.
- 500 Filitary substitute £47,050 for £58,200.
- 550 Police & Prisons substitute 881,850 for £78,120.
- 600 Secretariat, freasury & Central Store substitute 2380,470 for 2374,280
- 700 Social Melfare substitute \$146,600 for \$143,600.
- 800 Legislature substitute \$25,810 for £22,960.
- 850 Falkland Islands Government Office substitute £84,240 for £83,140

Insert a new sub-head

- 870 Fransfer to Davelopment Fund, and figures, £100,000.
- For Total Ordinary Expenditure: substitute the figures £5,588,490 for £5,371,510
- 951 Expenditure to be met from local funds substitute £616,150 for £519,630
- 952 Expenditure to be met from UK Aid substitute £475,000 for £295,000
- Total Expenditure substitute £6,679,640 for £6,186,140.

The President

Thank you. The Motion is that the Schedule as amended stands part of the Bill. Any objection? The Schedule as amended stands part of the Bill.

The Clerk

Clause 2.

The Honourable the Financial Secretary

I beg to move that Clause 2 stands part of the Bill with the following amendments:

Delete the words and figures £6,186,140 and insert £6,679,640.

The subjective cold in

The Honourable the Chief Executive

I beg to second the Motion.

The President

Honourable Members, the Motion is that Clause 2 as amended stands part of the Bill. Any objection?

Clause 2 as amended stands part of the Bill. Council now resumes.

The Honourable the Financial Secretary

I beg to move that the Bill be read a third time and do pass.

The Honourable the Chief Executive

I beg to second the Motion.

The President

Homourable Members, the Motion is the Bill be read a third time and do pass. Any objection?

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The Bill will be read a third time and passed.

The Clerk

A Bill for an Ordinance to provide for the Service of the year 1985/86.

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MOTIONS BY THE HONOURABLE THE FINANCIAL SECRETARY

The Honourable the Chief Executive

I lay on the table, Your Excellency, a Certificate of Urgency in respect of the Customs (Amendment of Import Duties) Resolution 1985 and the Road Traffic (Increase of Road Duties) Resolution 1985.

THE CUSTOMS (AMENDMENT OF IMPORT DUTIES) RESOLUTION 1985

The Honourable the Financial Secretary

Your Excellency, this Motion implements the proposed increase of 10% on Alcoholic & Tobacco Products, the details of which I announced in my budget address earlier in this meeting. The Resolution states:

BE IT RESOLVED by this Council in accordance with Section 5 of the Customs Ordinance Cap. 16 as follows:-

- 1. That the Customs Order No.6 of 1948 be amended by the substitution for paragraph 2 thereof of the following -
 - "2. The following import duties of customs shall be payable -

Item	Article		Rate	Rate of Duty	
1.	Beer, ale, perry, porter, spruce, cider and stouts of all kinds	r per I	litre	£ 0.13	
2.	SPIRITS - Whisky, gin, rum, brandy, vodka and other spirituous liquors and liqueurs	per 1	litre	€ 5.28	
3.	WIMES - Still wines, sparkling wines and champagne	per :	litre	€ 0.34	
4.	Vermouth, sherry and port	per 3	litre	€ 0.41	
5.	TOBACCO - (a) Cigars (b) Cigarettes (c) Tobacco	per l per l	kilo	£20.27 £14.66 £13.33"	

2. This Resolution may be cited as the Customs (Amendment of Import Duties) Resolution 1985 and shall come into force on the 3rd day of July 1985.

The Honourable the Chief Executive

I beg to second the Motion.

The President

Does anyone wish to speak to the Motion? The Motion is carried.

THE ROAD TRAFFIC (INCREASE OF ROAD DUTIES) RESOLUTION 1985

The Honourable the Financial Secretary

Your Excellency, this Motion is necessary to implement the increase of 50% in Road Taxes.

Motorcycles are increased from \$24.00 to £6.00.

Landrovers and cars are increased from £10.00 to £15.00.

Heavy Vehicles are increased from £16.00 to £24.00.

The charge for a trailer, which is at present £1.00, will be £1.50.

The Resolution may be cited as the Road Traffic (Increase of Road Duties) Resolution 1985 and shall come into force on the 8th day of July 1985.

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The Honourable the Chief Executive

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I beg to second the Motion.

The President

Does any Honourable Member wish to speak to the Motion? The Motion is carried.

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The Clerk

Orders of the Day: Bills

THE SUPPLE ENTARY APPROPRIATION (1980-84) BILL 1985

The Honourable the Financial Secretary

Your Excellency. This Bill is a formal piece of legislation which is necessary to legalise the expenditure for four years. There has been delay in legalising our expenditure. In particular, the accounts of the Colony were in arrears before the Argentine invasion. With the Argentine invasion they became even further in arrears and it is only recently we have been able to have an audit and have the necessary legislation drawn up. All items appearing on the Schedules have been approved by Standing Finance Committee and have been contained in the Reports of the Standing Finance Committee already passed through the Council. I beg to move that the Bill be read a first time.

The Bill was read a first time and passed through all its remaining stages without debate, or amendment.

The Clerk

THE OLD AGE PENSIONS AMENDMENT BILL 1985

The Honourable the Financial Secretary

Your Excellency, Honourable Fembers. During this week of Council we have discussed in Select Committee the Old Age Pensions Actuarial Report and we have also discussed, in general, the question of old age pensions. This Bill proposes increases in old age pensions for married couples of U3.00 per week and \$2.00 per week for single persons. It also proposes that the contributions be increased by 25p for employees, that is from \$2.00 to \$2.25; by 35p for an employer - \$3.00 to \$3.35; and from \$5.00 to \$5.60 for the self-employed.

The opportunity has also been taken to increase some of the figures that have appeared in our legislation for a considerable time. This is the amount a female contributor may earn before becoming liable to pay contributions. At present it is £800 per annum. It is now proposed that it should be increased to £2,000 per annum. The addition for each child should, it is considered, be doubled, from £250 to £500. The last increase in these amounts was made in 1978.

I beg to move that the Bill be read a first time.

The Bill was then read a first time and on the Motion that the Bill be read a second time the following Honourable Members spoke to the Motion.

The Honourable L. G. Blake OBE JP

Your Excellency, in rising to support the Motion I would like to draw Council's attention to the financial state of the Fund and, in particular, to the gloomy portrait painted by the Actuary with regard to

which the family only their a terrories of the rest to the

contributions and income. It presupposes no increase in population and static income from contributions and a falling income in real terms of the income from investment. A fall of 19%. This surely portrays, particularly the latter, either exceptionally bad investment or a gloomy outlook on behalf of the Actuary. I think probably the latter is so and it is to be for this reason I, with other Nembers of Council, opposed an increase in the Government contribution because we felt it improper that a fund increasing at the rate of £160,000 a year should require further help from the general budget and hence the taxpayer. But I am assured by the Financial Secretary that he will discuss possible changes in the Fund with the Actuary when he is in Britain and hopefully the next Council will have a slightly happier picture set before them. I beg to support the Notion.

The Honourable A. T. Blake

In rising to support the Motion I would like to say that I am still a little bit concerned about the level of pensions. I really do think our elderly people who have worked so hard in the past, and these who are approaching retirement age, have the right to look forward to a relatively secure financial position during their last few years. I do think we ought to be pressing to increase even further old age pensions in general, to the extent that they are in actual fact able to live off them. To that extent I really do feel that the contributions we pay into the pension fund should reflect the desire to increase the pensions on an ongoing basis, not just to account for the increase in pensions from year to year. I will support the Motion.

The Honourable H. Bennett OBE JP

Your Excellency, I wish to support the Amendment although I feel the increases made by the Bill are inadequate.

The Bill was then read a second time and passed through its remaining stages without further debate or amendment.

The Clerk

THE NON-CONTRIBUTORY OLD AGE PENSIONS (AMENDMENT) ORDINANCE 1985

The Honourable the Financial Secretary

Your Excellency. We still have in the community a number of persons who for one reason or another are excluded from the benefits available to old age persioners under the contributory scheme. In 1961 an Ordinance was introduced to cover such persons and it is considered from time to time that we should also adjust their pensions. They are few but they are often in difficult financial circumstances. So it is proposed to give a similar increase of £3.00 per married man and £2.00 for an unmarried person or man or woman living apart from his or her wife or husband.

I beg to move that the Bill be read a first time.

The Bill was then read a first time and on the Motion that the Bill . be read a second time the Honourable Number for Stanley Division spoke to the Motion.

The Honourable H. Bennett CBE JP

Your Excellency, I support the Bill but again I feel the increases are inadequate.

The Bill then passed through its remaining stages without further debate or amendment.

The Clerk

THE LABOUR MINIMUM WAGE (AMENDMENT) ORDINANCE 1985

The Honourable the Chief Executive

Your Excellency, as it stands the Section 2 of the Labour Minimum Mage Ordinance provides for the Governor in Council to fix minimum rates of wage for occupation by Proclamation. This Bill proposes to substitute a new Section 2 which is clearer than the old section and allows a differential rate of wage according to qualifications, experience and the area in which the persons are working in the occupation. The Bill also allows for a general minimum wage to be fixed and for occupations or classes of persons to be excluded from minimum wage order. The mechanism for doing all this is by the Governor or Civil Commissioner in Council. I shall also point out that if so desired minimum wage orders can be made under the new Section for the purpose of endorsing minimum wage agreements freely entered into. Now, as usual, opportunity is also being taken to increase fines introduced by the Law when it was first enacted in 1942. The fines in Section 4(1) to which an employer who fails to pay them may be liable are increased from £20 to £500 on conviction and from £5 to £20 for each day of failure to comply after conviction. Likewise, an employer who does not keep proper records of wages, where minimum wage has been fixed, shall be liable to a fine increased from \$2 to \$100 and a daily fine thereafter increased from £1.00 to 250.00. Finally, the fine for obstructing officers exorcising powers under the Ordinance has been increased from £5.00 to £100.00, and to producing false records from £20.00 to £500.00.

I beg to move the first reading of the Bill.

The Bill was then read a first time and on the Motion that it be read a second time the Honourable Member for Camp Division spoke to the Motion.

The Honourable A. T. Blake

Your Excellency. It may be some time before the public see this Ordinance and I would just like to point out that the Honourable the Chief Executive, in introducing the Bill, did say that the fine of

£5.00 in Section 4(1) was increased to £20.00. It is in fact increased to £100.00. I have no other comment.

The Honourable the Chief Executive

That was an error, Your Excellency.

The Bill was then read a second time and passed through its remaining stages without debate or amendment.

The Clerk

THE EDUCATION (AMENDMENT) ORDINANCE 1985

The Honourable the Chici Executive

As Honourable Members know, parents are obliged to send their children to school from the age of five to the end of the academic year in which they attain the age of 15 years. Now Section 7 of the present Ordinance provides for the service of school attendance orders on parents who fail to send their children to school. Under that Section there is a rather ponderous provision that a parent has seven days if he or she resides in Stanley and 30 days if he or she resides in camp to satisfy the Superintendent of Education that his or her child is receiving sufficient education. Clearly, this procedure is not a very swift or efficient way to enforce regular attendance, that is those cases where parents remove children from school for short periods.

This Bill also adds a new Section 7(a) to the Ordinance which provides for enforcement of regular attendance. It allows for absences because of sickness or unavoidable cause, or for religious observance, or, of course, if permission has been specifically given by the Superintendent. Again, as with other amending Bills, opportunity is taken Your Excellency to provide an increase in the fines provided for in Section 15 for offences against the Ordinance. The fines are increased from £5.00 to £25.00 for a first offence, from £25.00 to £100.00 for a second offence and £50.00 to £250.00 for a third offence.

I beg to move that the Bill be read a first time.

The Bill was read a first time and on the Motion that it be read a second time the following Honourable Members spoke to the Motion.

The Honourable W. H. Goss MBE JP

Your Excellency, Honourable Members, I do not oppose the Motion but I think this problem arose because some people kept their children back from school during the last Camp sports and objections were raised by the Education Department. Whether you are going to penalise some and favour others or not we will have to wait and see. The sports meetings in the Camp are vital to the people there, and their children, and I think there could have been some way in which the terms might have been adjusted so that children could have attended their main annual function of sport and entertainment: their only annual function.

When a person who held his child back to attend these sports is under a penalty, when somebody goes on leave and takes his children with him is he then not under a penalty too? They are taking them away from school. 90% of the children that leave this country and go to Britain on holiday do not attend school. Thank you Sir.

The Honourable A. T. Blake

Your Excellency, I am somewhat in a quandary here. There is an obvious desire, as the Honourable Hember for Stanley East has indicated, for people to withdraw their children from school for the major cultural event of the Camp area. That being sports and it particularly affects people, I think, when the sports are actually held at their particular form. It seems odd to me that we are bringing forth a law which enforces people to present their children for education without actually coping with the major area of the problem. I can see it would be technically impossible for someone to remove their children from school for the sports. It would be legal but I rather feel that if we have a law to counter something it should be very clearly stated where the problem exists and how we are going to counter it. The feeling obviously is, I would think, that we have a problem for which we do not have a solution. I do not think this law in actual fact does either one or the other. It does not prevent what the Education Department may, or perhaps it may only be a few teachers, wanted to happen. It does not prevent the person from withdrawing their children from school for sports. I am not very sure what the law is meant to do. That is, of course, if we take the basis for the law as resulting from the fracas we had earlier in the year. We seem to give concessions for religious bodies and various other things, but we do not give concessions for major cultural events. I do not think we can underestimate the importance of sports as a cultural event. I know some people view it as somewhat of a booze up but I must point out to those who have not attended, or do not intend to go to Camp sports, that all the major skills of the Camp are represented at such meetings and if we want to keep young children in Camp I, and I am sure many parents, feel that children who can understand what is going on should be allowed to attend those events. So, Sir, I find I cannot really support the Bill because I do not feel that it is effective in what it is intended to create.

The Honourable J. E. Cheek

Your Excellency, Honourable Members. I support this Bill. A number of Honourable Members have said that the main purpose of this Bill is to stop children going to Camp sports. Certainly it was not the reason and I doubt very much if it was the major reason. There are children who, with or without their parents' consent, do not go to school. I am talking apart from the sports. Because they miss school some of those children are going to miss out in life later on. They do not realise it at the time and it is a pity their parents do not realise that they are going to forfeit so much. I think it is up to legislation to ensure, as far as it can, that those children gain as much as possible from our education system. The other point that was raised regarding the Camp sports. I do not think any member of the Education Committee is trying to make children go to school just for that. It would be nice if a reasonable way around the

problem could be found so that children could go to Camp sports, but so far we have discussed various ideas, spent quite a number of hours thinking about it, and so far we have not found a satisfactory answer to the problem. And it is a problem; it is a problem which would be much better if we had an answer for it. But apart from those two comments I support the Bill, Sir.

The Honourable L. G. Blake OBE JP

Your Excellency, I oppose this Bill for one basic reason. Education is not just sitting in the classroom looking at books. It is a whole patchwork of outside influences which are brought to bear upon a child to prepare him for later life. Despite the disclaimer by the Chairman of the Education Committee that this is not designed to stop children going to Camp sports, it makes a pretty good stab at it. And if we fragment our rural communities very much further, we will cease to have communities. I believe it is a good thing that children whose education is not necessarily going to suffer because of age should take part, be able to take part, in such an event which is the main community event of the year, said by my Honourable Friend. I would therefore like to suggest a loophole to those parents who wish to send or take their children to Camp sports. The Ordinance does not state that your child shall attend a specific school. Therefore if they wish to attend Camp sports I suggest they register their children at a Camp school for the period before sports. Camp schools make allowances for the attendance at sports. They start school a week earlier than Stanley schools to make up for the week they will lose during the sports week which is a holiday. They will therefore be complying with the Ordinance. With regard to people going on leave which the Bill cannot touch because the moment they get on that TriStar, or shortly after, they get past the three-mile limit and we cease to have jurisdiction. But I believe that there is an effort being made to keep children from Camp in Stanley and prevent them from participating in such a major community event. They might also perhaps apply for a Camp teacher for the week of the sports. Your Excellency, I oppose the Motion.

The President

Does any other Honourable Member wish to speak? The Honourable the Chief Executive. We have two who have spoken for the Motion and two against so the Motion cannot be carried unless we have a vote or unless other Honourable Members wish to speak. Does any other Honourable Member wish to comment or can I just ask for a vote to be taken? In that case those who are for this Bill being read a second time would they put up their hands. Three. Those against having the Dill read a second time.

The Honourable W. H. Goss MBE JP

I beg to abstain.

The President

And two against. Those who wish to abstain? Three wish to abstain. So the Bill will be read a second time.

The Bill was then read a second time and passed through all its remaining stages without further debate or amendment.

The Honourable the Chief Executive

Your Excellency, the original Ordinance was enacted in 1948 and the volume of traffic in the Falkland Islands was obviously very much lower than it is today, and there were virtually no substantive roads outside Stanley. Since that time inflation has also reduced considerably the severity of the fines contained in the original Ordinance and in most cases they appear to be almost meaningless. Essentially, this amending Ordinance is mainly about moving from the sphere of legislation and putting into the area of regulations numerous aspects of road traffic control. The existing ordinance for example deals with the mechanics of motor vehicle registration and the administration of driving tests in the main body of the Ordinance, and these are clearly matters which are more sensibly left in practical terms to regulations made by the Civil Commissioner-in-Council. In particular, the Ordinance as now amended has a whole lengthy Section, Section 18, which gives the Civil Commissioner-in-Council powers to make a very wide variety of appropriate regulations. Now, opportunity has also been taken to make amendments of substance to Section 6(1), which deals with insurance risk, giving the Civil Commissioner-in-Council power to prescribe insurance requirements beyond third party risks only, and to Section 8(3) relating to speed limits, extending the application of speed limits. The application of Road Traffic Regulations in general is extended to all roads in Section 2(a)(2). Those Sections, this is I am afraid rather complex but those sections 8(3) and 16 which are repealdare now dealt with in the regulations under Section 18. Penalties are as I say also so increased in line with inflation and the growing significance of road traffic offences. I should also, Your Excellency, give notice that there are a number of amendments, mainly not amendments of substance, which will have to be made, at the Committee stage, to the original paper presented for Honourable Members.

I beg to move the first reading of the Bill.

The Bill was then read a first time and on the Motion that the Bill be read a second time the following Honourable Members spoke to the Motion.

The Honourable J.E. Check

Your Excellency, Honourable Members. I support the Motion but I hope to introduce some amendments in Committee stage. Basically they are to decrease the proposed increase in the speed limit which, I believe, increases to 30 miles per hour. I would propose that it remain at 25 miles per hour for Stanley and any other urban road, and in the case of roads outside of those designated 25 miles an hour a limit of 40 miles per hour be set. The main reason for that is because I understand that the airport road as we call it, the Mount Pleasant Airport Road, has been designed for a speed limit of forty, and I would hate for us to be, if the road falls to pieces, told we had set too high a speed limit on it. I support the Motion.

The President

Does any other Honourable Member wish to speak? The Honourable Member for Stanley Division.

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The Honourable H. Bennett OBE JP

Your Excellency, I rise to support the Motion. I also rise to support the Honourable Member for Stanley West.

The Honourable A.T. Blake

I also rise to support the Honourable Member for Stanley West. I do think we could get ourselves into rather deep trouble by increasing the limits on roads outside Stanley to more than 40 m.p.h., particularly with the reference he made to the design of the Mount Pleasant Airport road. It would be a rather interesting court case, I would think, if somebody was hit at 49 miles per hour, on a road which was designed for 49 miles per hour, by someone who was travelling at the designed speed. Plus the fact that I am sure that if the road cracks up in a short time we will be blamed for breaking it up by increasing the speed limit. So I intend to support the Motion that may be moved by the Member for Stanley West.

The Bill was then read a second time and at the Committee stage the following amendments were made.

The President

The Motion is that Clauses 1 and 2 stand part of the Bill. Any objection to the Motion? I believe Clause 2 will need amendment in the way proposed by the Honourable Member for Stanley West.

The Honourable J.F. Sheek

Before proposing my amendment I understand the Chief Executive has a number of amendments that he wishes to propose.

The Honourable the Chief Executive

Can I thank you very much Your Excellency, propose the various amendments I feel are required at the Committee stage. The first is not an amendment of substance. Its in Section 2(c). There should be a change from 3(a) to (3a) and like wise with 3(b).

I understand the learned Attorney General wishes us to make that amendment. In the body of the Ordinance, in Section 2(e), 3(a), & (b): 3(a) not to be amended, but 3(b) to be amended as follows: "on any other read designated by the Civil Commissioner in Council as a restricted road at a speed greater than 50 miles per hour or greater than such as the Civil Commissioner may by order in council prescribe for that road". That ofcourse is an amendment of substance it is not merely a presentational amendment.

The President

I take it that that would not meet the wishes of the Honourable Member for Stanley West. Would you wish to propose your amendment?

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The Honourable J.E. Cheek

Yes, Your Excellency, I have an amendment to this particular section which is (b). My proposal would have been and still is infact, just to in 3(a), that is section 8(3)(a) to replace 30 miles per hour by 25. My main reasons are that I do not believe aspeed limit of 30 miles per hour is safe in Stanley because the police normally give a certain latitude of error. I can see that in fact means 35 miles per hour in practice. For Section 8(3)(b) retains the speed limit at 50 m.p.h., replace it by 40. I would not agree with the proposal just made by the Chief Executive which also enpower the Civil Commissioner by Order in Council to then alter those speed limits as he or they see fit. I would prefer it remain part of the Bill.

The President

I see. The difference between this proposal and the Chief Executive's proposal is that you would wish to see any road designated by the Civil Commissioner in Council as a restricted road that speed is laid down by Legislative Council as forty miles an nour. Whereas the Chief Executive's proposal was that he leave it for the Civil Commissioner in Council to prescribe the speed limit on any road designated as a restricted road and it could be lower than 50 miles per hour for example on the Mount Pleasant to Stanley road if the Civil Commissioner in Council so prescribed. That is, the achievement of the Mount Pleasant to Stanley road could be done by the amendment as suggested by the Chief Executive. That is a forty mile an hour limit on that road but you would like to see a forty mile limit on any road designated by the Civil Commissioner in Council as a restricted road.

The Honourable the Chief Executive

Your Excellency, the learned Attorney General has suggested to me that one possible amendment which might be acceptable would be to include before "greater than such lesser speed as the Civil Commissioner may by Order in Council prescribed/that road".

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The President

I take it that the proposal from the Honourable Member for Stanley West is that anywhere in the Falklands you do not want a maximum of more than forty miles per hour?

The Honourable J.E. Cheek

At the moment Sir I do not think the roads warrant that speed. If we have roads that will warrant that speed fine.

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The President

The asphalt road from Mare Harbour to Mount Pleasant which will be built to much higher specification than the Mount Pleasant/Stanley road, presumably a maximum speed along that road of more than forty would not be objected to by the engineers who built the road, but if Honourable Members think the maximum speed should not exceed forty then so be it. That is it. is up to Honourable Members to decide.

The Honourable H. Bennett

I rise to support the amendments proposed by the Honourable Member for Stanley West.

The Honourable R.F. Binnie

Your Excellency, I would support the Honourable Member for Stanley West in his altering the thirty to twenty-five but I would like some advice perhaps from the Att rney General that if the limit goes to forty miles, and I believe the Member for Stanley West is not accepting the amendment proposed by the Chief Executive, therefore the Governor in Council would not be able to restrict the speed limit for heavy traffic, such as lorries. Would that be correct?

The Attorney General

I think you are covered for that under the new regulation making power because under there you can actually control different types of vehicles.

The President

The maximum speed for different types of vehicles?

The Attorney General

Yes. And you can also prohibit the use of roads by certain types of vehicles. Which we may have to do for that road. We are going to have to prohibit vehicles over a certain tonnage.

The President

Can we refer to the exact regulation. I do not see it myself yet.

The Attorney General

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The President

18J. Controlling or restricting traffic whether vehicular or pedestrian including the imposition of a one-way traffic system. Where can we impose this speed limit?

The Attorney General

Probably over the page - a motor vehicle of any specific type or class may be used on the road.

The President

You can impose a limit on say an eight ton lorry, you can impose a speed limit on that, under that section in the regulations?

The Attorney General

Just as you do in UK. If you drive behind the big lorries you see a plate saying twenty or thirty or something.

The President

And that enables us in the regulation to do that with certain classes - your point is covered the Honourable Member for East Falkland. Is there anyone who objects to the amendment proposed by the Honourable Member for Stanley West? First that the road within the boundaries of Stanley should have a maximum speed limit of twenty five miles per hour and not thirty, and that any other road outside the boundaries of Stanley designated by the Civil Commissioner in Council as a restricted road should have a maximum speed limit of forty miles per hour. Is there any objection to that? No, but does the Attorney General see no legal objection to that?

The Attorney General

The only suggestion I would have made is that we compromise on the Chief Executive's amendment and say "at a speed greater than forty miles per hour or greater than such lesser speed as the Civil Commissioner may by Order in Council prescribed". What is worrying me is that some roads outside Stanley, particularly say in Mount Pleasant Airport which is a public place, may have to be restricted.

The President

With that addition we can actually lower it by the Civil Commissioner in Council to less than forty. What we are doing is meeting the Honourable Member for Stanley West's wishes about a maximum of forty but keeping that amendment in so we can lower it in certain areas where we think forty is too fast, outside Stanley.

Could I ask the Chief Executive to read out the amended version.

The Honourable the Chief Executive

"On any other road designated by the Civil Commissioner in Council as a restricted road at a speed greater than 40 miles per hour or greater than such lesser speed as the Civil Commissioner may by Order in Council prescribe for that road".

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The Attorney General

Lower would be a better word.

The Honourable the Chief Executive

Lower rather than lessor, Your Excellency.

The President

Good. That is Clause 2(e), 3(a) now reads - On a road within the boundaries of Stanley or on any other road designated by the Civil Commissioner by Order in Council as an urban road at a speed greater than twenty-five miles an hour or (b) on any other road designated by the Civil Commissioner in Council as a restricted road at a speed greater than forty miles per hour or greater than such lower speed as the Civil Commissioner may by Order in Council prescribe for that road. Does that satisfy Honourable Members?

Fine. So Clause 2 as far as we have got - now, are there any other amendments, the Honourable the Chief Executive, in Clause 2.?

The Honourable the Chief Executive

In Clause 2 there are none. The other amendments are all in the Schedule infact.

The President

Thank you. So then the Motion is that Clauses 1 and 2 as amended stand part of the Bill. Any objection to the Motion? The Honourable Member for Camp Division.

The Honourable A.T. Blake

Yes, Your Excellency, far be it for me to consider that you may not consider a road restricted or unrestricted, why do we have the word restricted in front of road in Clause 3(b). Why not just a road?

The President

The restricted road has a definition of in the Act there are tracks in Camp that are not restricted in any way. Perhaps the Attorney General would like to confirm that or advise. There is a special meaning for Civil Commissioner in Council to designate a road as a restricted road.

The Attorney General

It is in the beginning of the Bill.

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The President

In Clause 1 we are proposing that the Road Traffic Ordinance be amended by the deletion of the words "the Stanley to Darwin road" which is the only road we have control over at the moment, outside Stanley, from the definition of road in the same section and the substitution of those words of the following: "any other street, thorough-fare, highway, lane, court, alley, passage or open place declared by the Civil Commissioner in Council by Order in Council to be a road for the purpose of this Ordinance." That makes it a restricted road does it?

The Attorney General

It does. At one time the intention was that roads, as you say, only certain roads would be declared. It is in (b), in the paragraph we are discussing, on any other road designated by the Civil Commissioner by Order in Council as a restricted road. The idea is that certain roads will be designated as restricted, in Camp, then a decision will be made as to what speed, and if no decision is made by Order the speed will be obviously forty miles per hour.

The President

But if I take the point made by the Honourable Member for Camp Pivision - if a road is not declared by us a restricted road, does that mean there is no speed limit on it?

The Attorney General

Yes. You see there will be two types of road in camp - roads declared roads for the purpose of the Road Traffic Ordinance, so if you are driving badly, or something like that in Camp for example Goose Green or somewhere, , you might have some well kept track there you might declare a road for the purpose of the Road Traffic Ordinance. There is no nocessity to start imposing speed limits but there may be certain roads like the Stanley to Darwin Road that definitely will have to have speed limits put on. In other words you have a type of road where if you were caught driving drunk you could be charged under the Ordinance but you could not necessarily be charged for speeding.

The Honourable A.T. Blake

This rather smacks me of creating an Ordinance for today. I really think perhaps we should have looked a little bit further ahead. For instance, we are making an input into roads in the form of machinery which are going to be used for public purposes I'm sure, ultimately, and although they are roads which are constructed by the farming companies on their property there is a public input which I would think would demand that we classify those roads as public roads, and I just wonder how we could be placed putting restrictions on their roads one for the protection of the financial input for both parties. In other words it is the road, it is only really basically designed for 20/25 miles per hour, should we not be protecting the investment of both Government and the private farm owner because there will be on going maintenance on these roads. I just wonder whether we have not perhaps

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provided adequately for the future. We are only producing an Ordinance for the day. I do not want to prolong the Bill but I think we should be considering a few things.

The President

Well this does leave it to the Civil Commissioner in Council to declare any road, to designate any road, a restricted road, which would then automatically carry with it the maximum speed limit of forty miles per hour. So this gives us the flexibility without changing the Ordinance again, it gives us the flexibility of Civil Commissioner in Council, or Governor in Council as from the 3rd of October, to declare/designate a road a restricted road and then automatically under this Ordinance a forty mile an hour maximum, unless we use our powers as given us under this amendment to declare a lower speed than forty. So I think that does give us flexibility for the future development of the road network system.

The Motion is that Clauses 1 and 2 stand part of the Bill. Any objection to the Motion? No objection. Then Clauses 1 and 2 stand part of the Bill.

The Clerk

The Enacting Clause and Title.

The Honourable the Chief Executive

I beg to move that the Enacting Clause and Title stand part of the Bill.

The Honourable the Financial Secretary

I beg to second the Motion.

The President

The Motion is that the Enacting Clause and Title stand part of the Bill. Any objection to the Motion? No objection. The Enacting Clause and Title stand part of the Bill.

The Clerk

Schedule

The Honourable the Chief Executive

I beg to move that the Schedule stands part of the Bill. I have nome amendments on the Schedule, Your Excellency.

First of all the Schedule should read Schedule, it should have the word Schedule at the top of the page. The other amendments Section 3(6) and Section 3(7) to be deleted because they refer to sections which have in fact already been repealed in the amending Ordinance.

And the same also with section 16(3) at the bottom, again that has been repealed and that should be deleted right across the page including columns (b) and (c) of course. The other alterations are purely for consistency in the numbering of certain sections. The proposed amendments are that Section 8(b)(1) becomes Section 8(2)(a), Section 8(c) becomes Section 8(3). Section 8(d) becomes Section 8(4), Section 8(e) to be deleted and to 8(f) an alteration to 8(6).

The President

Thank you. The Schedule as amended by the deletion of Section 3(6) and Section 3(7) and Section 16(3) and the alteration of Section 8(b)(1) to 8(2)(a). And Section 8(c) to 8(3). Section 8(d) to 8(4). Section 8(f) to 8(6). That is the Motion. Is there any objection to that? The Motion is that the Schedule as amended stands part of the Bill. No objection? The Schedule as amended stands part of the Bill and the Council resumes.

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The Bill was then read a third time and passed.

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THE LAND AMENDMENT ORDINANCE 1985

The Honourable the Chief Executive

Your Excellency, I turn with some relief, which will probably be misplaced, to the Land Amendment Ordinance. The main purpose of this Bill is to expand the definition of public purpose contained in Section 2 of the existing Land Ordinance. The definition essentially relates to part 4 of the Land Ordinance which provides for the acquisition of land by the Government. By this provision the Governor-in-Council may only acquire land compulsorily if it is required for a public purpose which is defined in the interpretation of the Ordinance. The new definition in the Ordinance repeats most of the old definition but breaks it up into paragraphs and sub-paragraphs. That is the first thing. Then two new paragraphs have been added to the definition, namely paragraph (a)7 which refers to a purpose connected with the promotion or creation of healthy or sanitary surroundings and the prevention or abatement of what the Civil Commissioner in-Council shall consider to be a nuisance, dangerous to health or limb. And paragraph (b), any purpose intended to result in a benefit or advantage to the community and without prejudice to its generality to include the development, utilisation or disposal of property in whole or in part for the promotion of the physical, economic, social or aesthetic well-being of the community. The former clause, that relating to the promotional creation of healthy and samitary surroundings will allow an acquisition of any lands or premises that have as it were become a public nuisance or health hazard. An example of this would be a semiabondoned property that is falling into serious disrepair or is perhaps infested with vermin. The main purpose of the second amendment, that is to say any purpose intended to result in benefit or advantage to the community is to allow aquisition of land for sub-duvision but would cover acquisition for other purposes of economic or other benefit to the community. Once again opportunity has been taken to increase the penalty contained in Section 35/2 for obstructing a person entering on land or taking possession of it under the Ordinance from £50 to £1,000. The alternative penalty, imprisonment for three months, it is proposed, should remain unaltered. The Bill also proposes to impose a standard ad-velorem duty for the conveyance of land. The existing duty is $\frac{1}{2}$ of 1% up to £1,000 and 1% thereafter and the Bill proposes an all round rate of 1%. Finally the Bill introduces a flat rate assents duty of one pound only to be charged on assents or transfers of property to trustees or beneficiaries of estates of deceased persons. The latter duty is not new; it was included in conveyance duty at a flat rate of 50p. in 1942.

I beg to move the first reading of the Bill.

The Bill was then read a first time and on the Motion that the Bill be read a second time the Honourable Member for Camp Division spoke to the Motion.

The Honourable A.T. Blake

Yes Your Excellency, here again I find myself wondering what we are doing. I think everybody in the Falkland Islands knows ωe want to be able to purchase land for the purpose of sub-division. I do not really see why we do not say so. I can see long, involved court cases over Clause (b), most probably held outside the Falkland Islands. With this we have to bear in mind the fact that we have had land disputes settled outside the Falkland Islands, which has annoyed us intensely. I refer to the purchase price agreed for the airport. I just fail to see the reason why we should hide our intention behind such a long and lengthy Clause. That Clause could stay there, but I think there should be a Clause which clearly states that the Government may purchase land compulsorily for the purpose of sub-division. I must say that I think the Honourable the Attorney General has, to a large extent. clarified our laws into what I would call plain English, but I feel this particular area did in fact fail in that line. I do think that we should have in here a Clause that states what we want to do with it. I would very much like to have seen included in this Ordinance something stating that all land disputes, concerning land within the Falkland Islands, would be settled in this country. If a local citizen becomes in dispute with an absentee landlord over boundaries, or over purchase etc. of land, he is at a gross disadvantage if anything under this Ordinance is settled outside the country.

So I will oppose the Bill because I do not think it clearly shows our intention and it does not allow for protection for local residents in the event of dispute.

The President

Does any other Honourable Member wish to speak to the Motion?

The Honourable the Chief Executive

I think I should just add on a point of information, Your Excellency, that I have been reminded by the Attorney General that the wording used in this proposed amendment 'Any purpose intended to result in a benefit or advantage' and so forth is in fact taken from the wording of the Constitution.

The President

This is in the Preamble on rights and self determination.

The Honourable A.T. Blake

I am aware of that, Your Excellency. The wording was not prepared by this Government and I really do think the wording on various Bills and Ordinances should clearly indicate the intention of the Falkland Islands Government and protect its citizens under its various laws.

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The Bill was read a second time and passed through its remaining stages without debate or amendment.

THE APPLICATION OF ENACTMENTS (AMENDMENT) ORDINANCE 1985

The Honourable the Chief Executive

This rather obscurely worded title refers essentially to the problem of dealing with persons of unsound mind and whom the Court is satisfied cannot manage their own affairs. Under the Gritish Lunecy Act of 1890 which applies in the Falkland Islands, the property of persons found to be of unsound mind can be administered by the Courts of the Falkland Islands. This Bill proposes to apply an amending Act of 1908, which enables the Court to provide for the administration of the property of persons not found to be of unsound mind, but whom the Court is satisfied cannot manage their own affairs; this particularly applies in the case of aged or inform persons. The Bill also provides that the Senior Magistrate, or not less than two Justices of the Peace, can act in the Falkland Islands instead of a Judge.

I beg to move the first reading or the Bill.

The Bill was read a first time and passed through its remaining stages without debate or amendment.

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THE PUBLIC HEALTH (AMENDMENT) ORDINANCE 1985

The Honourable the Chief Executive

I have in the first place, Your Excellency, to lay on the table a Certificate of Urgency in respect of this 8.11 and the Immigration (Amendment) Ordinance. Section 2 of the Public Health Ordinance provides that the Public Health Board shall consist of the Senior Medical Officer, the Government Medical Officers and five other appointed members. When the original law was passed in 1868 it was not envisaged that there would be the number of medical officers in the Colony that we have today. The Bill proposes to change the Board to the Chief Medical Officer and five appointed members to give a more balanced bench. Section 18 of the existing "rdinance provides for the making of By-Laws by the Board with respect to the structure, drainage and the like of new buildings, but confines this power to towns and settlements. This Bill seeks to delete the reference to towns and settlements so that By-Laws should relate to the whole country. There should in fact be an amendment to the Chapter number as quoted in the papers. It should be Chapter 54, not Chapter 48. with the numbers

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I beg to move the first reading of the Bill.

The Bill was read a first and second time. During the Committee Stage the Bill was amended by the substitution of "Chapter 54" for "Chapter 48" where it appeared in the Bill.

The Bill then passed through its remaining stages without further debate or amendment.

THE IMMIGRATION (AMENDMENT) ORDINANCE 1983

The Honourable the Chief Executive

The Certificate of Urgency, Your Excellency, has already been laid on the Table in respect of this Bill.

The amendment seeks essentially to deal with the problems of immigration officials who have experienced some difficulties in excluding people with criminal records from the Falkland Islands.

Paragraph 8 of the present Ordinance, in defining a prohibited immigrant, defines one category of prohibited immigrant as a person who, not haring received a free pardon, has in any country other than the Colony or the Dependencies been convicted of murder or an offence for which a substantive sentence of imprisonment exceeding six months has been passed, and who by reason thereof is deemed by the Governor-in-Council to be an undesirable immigrant. This definition, in terms of practicality, is essentially unhelpful. The words in the definition requiring the Governor-in-Council to deem such a person undesirable can make it difficult, if not impossible, for the immigration authorities to send back, on arrival, a person with a criminal record who he may be warned about shortly before that person arrives because there just is not the machinery for having him defined as an undesirable immigrant by the Governor-in-Council in time. So the 8411 assentially seeks to repeal those words. It seeks to delete 'who by reason thereof is deemed by the Governor-in-Council to be an undesirable immigrant'. It will not of course deprive the Civil Commissioner-in-Council of the power to declare a person an undesirable. Such power is still contained in paragraph (c) of the definition of a prohibited immigrant. Nor will it prevent the Civil Commissioner-in-Council from allowing a person with a criminal record to actually remain in the Falkland Islands. Power to do this is contained in Saction 4(2).

The Bill also seeks to provide an amendment to Section 11 that the work permits of persons who become, or one found to be, probibited immigrants will terminate. So a decision can then be reached as to whether or not to permit them to stay.

Finally the Bill provides for the repeal of Section 7 of the Ordinance which it is considered, if other amendments are made, would not be required.

I beg to move the first reading of the Bill.

The Bill was then read a first time and passed through its remaining stages without debate or amendment.

MOTION FOR ADJOURNMENT

The Honourable The Chief Executive

I beg to move, Your Excellency, that this House stands adjourned sine die.

The Honourable the Financial Secretary

I beg to second the motion.

The President

The Motion is that this House stands adjourned sine die. Does any Honourable Member wish to speak to the Motion? The Honourable Member for Stanley East.

The Honourable W.H.Goss OBE JP

Your Excellency, Honourable Members. I would first like to mention electricity. I am staggered that our charges are so high here compared with what they are in Britain. We were told a few years ago before the conflict, when we considered the price of electricity very high the reason was that we were not using enough: if we had consumed more the price could have been reduced. Engines were not running to full capacity. We know they have been running to full capacity in the last year or so, and perhaps, the capacity has been somewhat stretched but I did not see any indication of the price coming down. It was only the other day that I and another Gouncillor compared electrical charges in Britain to the electrical charges here and there is no comparison whatsoever. Let us hope that this can be looked into again in the not too distant future.

We passed a bill this morning on an amendment to education, compulsory education. The bill was passed on the strength of a vpte by ex-officio members. Of course, in the next Council that will not be able to happen. I would like listeners to know there was only one elected member who voted in favour: some abstained and some were against. I abstained on the grounds that there is plenty of time for the next Council to have another look at this before it will affect any of the children that this Bill will affect in the Camp. They have six months to reconsider this Bill and have it amended if need be.

The supply of fuel. There will have to be a lot more thought put into the supply of fuels in the not too distant future. We will probably not be getting it from the Armed Forces as we are now. When this comes about there is going to have to be a lot of thought put into how we get the fuel for the town or, if fishing fleets are going to be encouraged and we are going to supply, how do we get the oil to the fishing fleets. If we took over the tanks at the Camber and the oil barge I would think we should seriously consider putting an engine in the oil barge. We have nothing here to tow it with, but if she was self powered she would be able to supply skips in Port William or Berkley Sound. It would be costly putting an engine in but it would pay in the end. Other than that we would need to have a tug. We have nothing here suitable to tow it outside of Port William. The Forrest or the Monsumen could take her on long tows but they would have problems at the end when it comes to mooring and tying up and you want something that is manouverable.

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We have spent the last week on the annual house-keeping exercise and as a result of that effort the Financial Secretary, in his splendid fashion, has been able to channel funds in various directions so that we still have a surplus, but we are also able to increase our contribution to local development. I think £600,000 from local funds for development, provided by a total population of just under the 2,000 mark, is not tobad an effort on our part and I think we can draw some satisfaction from it. We have looked at the rates, mentioned by the Honourable Member forStanley East, and accepted the need to make sensible charges for a number of things that we have not in the past. But I am assured by the Administration that they will publish the full list of charges to all rate payers. I think when the rate payers see those charges they will feel a little less hard done by than they might otherwise.

Yesterday evening once again, we listened to a Labour Member of Parliament, I think in the European Parliament, telling us that we should be talking to Argentina. He said at the end that he would like to know our reasons for not talking with Argentina. I have tried to set out logical reasons against that which I hope leaves aside our own personal feelings on the subject. In the recently settled Beagle Channel dispute, the settlement has been hailed as a great triumph. It is. It's a tremendous triumph for Argentina. They have taken the dispute to arbitration three, possibly four times and until they got a settlement that gave them virtually all they wanted they refused to accept the results of the arbitration they asked for. With regard to these Islands they have said over and over again that their answer to negotiations is to draw up a timetable and the mechanics for a transfer of soverighty and the conditions of these Islands. That is my number one reason for not entering negotiations. My number two, which perhaps should come first, is we are still in a state of hostilities. Number three, we were in a negotiating position with the Argentine Government at the beginning of hostilities. The person leading those negotiations was a civilian, not a member of the Junta. We had reached certain agreements at that time, one of which was that we should have a chance to report to our Governments before publishing the outcome of our discussions. Before we reached these Islands the Argentine Foreign Ministry had published them. Is there any reason why today we should trust their diplomats any further than we did in 1982. My next reason, perhaps, is a little less specific but the politicians, particularly in the United Kingdom Labour Party, seem to think that this is the first time that Argentina has had a democratic Government and it is being hailed as something new and fine and splendid. In the last 20 years there have been two democratic governments. One led by that distinguished gentlemen Juan Domingo Peron, and one lead by a series of politicians who were eventually overthrown by the military. Those Governments were well supported in the country at the time but the Military's patience wears thin after a few years and they come back. I do not see any more reason now for supporting the splendid democratic regime in Argentina today than under the auspices of General Peron. And these splendid commercial advantages - what are they ? We produce wool. Argentina produces wool and they ship that wool to Europe to sell it-other than what is needed for their local currency. Therefore the first splendid advantage would be that

we could add a few more middle men into the wool sale chain and so reduce our profits. Secondly shipping - the shipping traffic between Argentina and Europe. It is a fact which is proven with figures that the River Plate conference rates for freights are higher than anywhere else in the world. At least we do not have to pay conference rate freights on the charter vessel which brings our cargo.

The air passage is a debatable point. But we have already been able to show that under charter arrangements we can probably travel more cheaply than we could to Argentina where we were forced to travel under full I.A.T.A. rates having first of all paid a ferry price from the Falklands to Buenos Aires. So that is a

doubtful one also.

And finally fuel. This is perhaps the one area where we might benefit on lighter fuels - petrol, kerosene and gas. Argentinas oil produces light grade fuel, not the heavy grade fuel, and so we would probably find, assuming we were working on a free market price that our gas oil which is our major commodity would be as expensive as it is today. Therefore I would commend these arguments to those people who say we should enter negotiations and ask them to refute them.

I leave out our feelings about Argentina. I leave out the fact that their currency under their splendid financial control in no way matches our financial wizard here. I leave out the problems of the language. The problems of arranging all sorts of deals with a back-hander. I leave these out.

Sir, in closing, I commend to the next Council the care of these Islands. I believe it will be hard work as it has been in the last four years but I believe that the effort is worthwhile and I thank you and the official section of Government for their assistance to me. I thank my colleagues for their understanding assistance to me. I thank my colleagues for such during the last four years.

I beg to support the motion.

The Honourable R.E.Binnie

Your Excellency, Honourable Members, I would like only to touch on a few of the subjects already spoken about. First I would like to thank Honourable members for at least going half way to meet my requests earlier in this meeting, by making a better provision for local development. Although we have not produced a surplus as well.

This brings me to the topic which I feel very strongly about and that is the taxes for non-residents. I feel that where nonresidents are using our facilities they must pay the full cost and

not be subsidised by the local taxpayer.

I would like to say a brief word, Sir, on the Stanley to Mount Pleasant road. I would like the administration and future Councillors to ensure that road safety signs are erected before it is passed over to local Government.

Finally Sir, I would like to thank yourself and the Administration for their advice and help during my period on this council. you. The plan and born four thought of the and a comment of

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The Honourable J.E.Cheek

Firstly I would like to join the Member for West Falklands in extending our sympathy to the families of those four from The Royal Navy who recently died while protecting us in these Islands.

I feel that over these past three years this Council has been largely forced to react to crisis after crisis. Not entirely, but that has been a large part of our life for the last three years

I would hope that the next Council will move away from that reacting to crisis and will look more to the future, more to formulating long term plans for that future and I believe we do have a future in these Islands. I wish them luck in producing those plans and looking after these Islands for the electorate. Apart from that, Sir, I would like to extend best wishes to you and your wife in your retirement, and best wishes to the General and his wife on his new post in, I believe, Wales. Thankyou Sir.

The Honourable A.T.Blake

Sir, I rise to support this Motion. I suppose most of us are making our last public speeches as Councillors to this particular Council.

I would personally like to thank all other Councillors for putting up with my rantings, ravings and arguings. When I serve the people I represent I do so forcefully on most occasions but, inspite of all my rantings and ravings, I can still walk down the road and hold civil conversations and crack jokes with them and that is the way it should be.

I must also of course thank all members of the Civil Service.

I do not just mean Heads of Departments, the whole of the Civil Service from the bottom to the top who have helped us to carry out the things that we have decided have to be done for the good of the Colony. Without them the Council would be very ineffective.

There is one person, of course, who seems to be totally overlooked in all the words of thanks and I refer to the Clerk of Councils. He has to put up with a tremendous amount, from ascertaining when Councillors want to be moved from place to place and at what time; tracking us down so we get our papers, particularly the Camp members who live in Stanley at varying places. I think perhaps the general public do not realise how hard the Clerk of Councils has to work. Most of his work is unseen and it is not only restricted to work within the Falkland Islands. He has to keep in touch with Parliamentary Associations and with counterparts throughout the world. I personally would like to thank him very much for all he has done for us.

I am delighted, Sir, that Council has agreed to spend more on development. I think it prudent to point out that in fact we did make quite a substantial surplus on the original budget. The surplus was increased quite remarkably and in our wisdom we have decided to transfer that surplus to development and I think that is a very good decision. I must point out that it was actually

inspired by the Honourable The Financial Secretary and I think this is the way that the Islands have got to go. We have got to spend more money on development and should we be in a situation where we do not actually create a surplus to do that, we must consider loans in order to develop the Colony at the right pace.

One thing that has so far not been commented on is the concern that some Councillors show the Civil Service. The Civil Service has a number of problems and these are very worrying in that they do not seem to have success in filling empty posts, and competition for senior posts seems to be lacking. In fact some posts may be rether difficult to fill if they become vacant by form of accident or sudden retirement. I commend that the future Council have a very close look at the state of the Civil Service. I think it is slmost in a state of collapse and will collapse if we do not do something about it.

I thank Councillors very much for increasing quite remarkably the amount of money which has been directed in the direction of Fox Bay. I have become a very strong supporter of the Fox Bay Development. I think perhaps some of the heated arguments I have had during Council have been a result of this. I can ensure the people on the West Falklands, at Fox Bay in particular, that I did not have to work very hard to get this particular amount of money, or the increases we have managed to put in that direction. They were given with a quite unanimous feeling I believe.

The Honourable Member for West Falkland spent quite a long time referring to the reasons why we should not lean towards Argentina, or talk to Argentina, or have anything to do with Argentina. Although he has obviously spent quite a lot of time thinking about it, I think the over-riding fact that the people do not want anything to do with Argentina is what has influenced my decisions in the past and I would hope future Councils will continue to operate not on facts and figures, but on the feelings of the people. It is most important that we retain a nationalistic approach to this and not let politicians from other countries, including Great Britain force us into an area which could lead us astray and lead us to say things which are not totally accurate. So the personal feelings of the people over-ride any other reason why we should not go and have another look at Argentina.

I have had a rather fantastic year. In fact we may well have not had enough meetings of Council this year. So much happens hetween Council Meetings which makes these speeches rather long. We have had openings of Airports and other things, all of which were grand occasions and all attended with matters of pride, but for sheer thrill and joy the result of the March and Shoot competition, run by the Military, which the Falkland Islands Defence Force won was, I think, one of the biggest thrills I have had for quite some considerable time. There was an instant thrill and feeling of pride and I congratulate those members of the Falkland Islands Defence Force for that particular win and subsequent wins they have had in other competitions. It is both an indication of the dedication of the members concerned, with the cooperation of the Military in training, and I am very glad that has borne such pleasant fruit.

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I have already referred to land disputes and I would commend to the next Council that they do seek means by which all land disputes, and property disputes over Falkland Island property, be settled within the Islands to protect the people who may be placed in a legal situation at which they will be at a great disadvantage. I cannot stress that strong enough.

I wonder, Sir, if the Foreign Office has considered, in view of the rather vast figures they have managed to come up with, what it would cost us to defend a 200 mile fishing zone. Have they thought how much it is now costing them to protect all of the foreign fishing vessels that are in and around our waters at the moment? There can be no doubt, I am sure, that should an Argentine gun-boat appear on the horizon most of the fishing vessels in that area would make a very quick dive for the Falkland Islands Protection Zone. So within the price of the defence of these Islands there is a factor now which should be deducted for the protection of foreign fishing vessels.

We have talked at length Sir, about the good points, which are by far in the majority, which have led to good civil/military relationships. These are at a very high level but I think we would be lacking in our duty if we did not point out that these are not 100%. I believe that the principles used in dealing with Military matters of a financial nature overseas by some countries tends to be the attitude that they will screw the living daylights out of the M.O.D. and let themselves be mocked back by the Command Secretariats in the various countries and come to some sort of mutual agreement which usually favours the person making a claim and I do believe, Sir, that the majority of Falkland Islanders who do have financial dealings with the Military, particularly the Command Secretariat here, do not wish to screw the living daylights out of the Command Secretariat. There is quite serious criticism of the actions of the Command Secretariat in dealing with those claims and in one or two cases which I have been associated with, on the periphery I cannot say that all is well in that particular area and it may well want to be discussed perhaps further at Civil/Military relations meetings.

The F.I.D.C. also comes under some criticism, or perhaps not criticism so much as question. A number of people have asked me how much of the £31 million is left. Although the accounts have been presented I find it hard to exactly say how much has been spent. I know a lot has been committed but I think people would really like to know how much has been spent on agriculture, and how much has been spent on other things. We do not want to know the individuals or the individual amounts concerned but people would like to know exactly how much has been spent in the very simplest of terms, and how much is left. I was caught somewhat unguarded by the Honourable Member for West Falklands comments about Coastal Shipping and the Forrest. I have given some considerable thought to this and as I look out the window now I see the Forrest loading for a forthcoming voyage. Coastal Shipping is a non profit making organisation and I presume therefore, that its running costs are laid against the cost of freight. The only thing we can do to alter that is to increase the freight in the hope that the costs of Coastal Shipping will decrease. If we reduce the freight we cannot possibly hope to reduce the costs of running the ship. The ship still has to go to a port, whether it's got to go there for 1 ton of shipping or whether its got to go for 20 tons so the actual cost of getting that ship around is going to increase the price of coastal freight quite considerably. I think I can predict this with quite a lot of

confidence, and I think the price of freight around the coast is going to go up quite dramatically. Now, as all the other shipping companies that operate, be they Government or Military, use the coastal shipping freight rates they will go up all round. There is not an element of competition. It is not as though it is helping competition—everybody will charge the same. It will be based on the coastal shipping rate because it is a non-profit making organisation. I did however query where the money was coming from to provide what appears to be a free service in shifting freight from one warehouse to the other, but I will warn the public that present action on the ships is only going to result in quite a dramatic lift in the price of freight.

The last thing I wish to raige, Sir, is the matter of roads. I have been able to travel around Camp quite a bit in the last twelve months, and the representations that have been made to me about roads are fairly universal. I might add that one of the strongest representations was made from people on one of the outlying Islands. I think that we have not examined adequately the need for roads, an internal transport system, or given enough consideration to what we are going to do about roads. If you look back, Sir, at the history of reports made by experts to the Islands you can go back a long way. There was I believe, just before the 1976 Shakleton report, a Report produced by a Committee which reported on Reports; we must be about due to have another one of those. We have had so many reports. Our job in those days was to report on what had been done by all the experts, or what had been done by the Falkland Islands Government on reports by experts. Plus recommendations made on those reports. Lord Shakleton, in both of his reports, said that we should have more roads and I feel this year, although we have rather left it to the private sector, the Government should perhaps pass quite a bit more money that way. I am sure that the incoming Government will look at that one a little more closely.

I can imagine that particularly with the camp it is going to be quite an election this year.

I will close, Sir, by thanking you and Lady Hunt for everything you have done for us over the last four years. I must admit there are times when it seems a lot longer than that and we are going to miss you sorely as we are also going to miss General Peter and Bridget .

Sir, I beg to Support the Motion.

The Honourable H. Bennett

I rise to support the Motion Your Excellency. As I joined this Council only last November I am of course the junior Member. The Budget was the first I have considered as a Councillor and I found the experience very enlightening.

There are one or two points I wish to raise. There is little left for me to say really, to my colleagues. I give a word of warning about the escalating costs of Government passages. Whenever a post is regraded it must be borne in mind that more senior posts carry with them, in addition to higher wages, a higher leave entitlement.

Immigration should be more actively encouraged and to this end more housing is required in Stanley for immigrants and for local people.

I trust we can look forward to a lively General Election. I wish you Sir, Lady Hunt, General Peter and his wife well in the future. I support the Motion.

The Hon the Financial Secretary

Your Excellency, in rising to support the Motion for the Adjournment I would like to express my gratitude for the help I have received over the years from the elected Members of this Council. I must say that in no way has it been a very easy going affair. There have been some very frank views expressed and, as the Hon. Member: for the Camp Division has said, that is how it should be. We should go into every possible detail we can and I have noted the requests of Honourable Members. In particular the elected Member for the West Falkland's request that we send to the rate payer details of the costings, and of course there is no reason why this should not be done. We will arrange to send a summary or have summaries available at some office. The Old Age Pensions Ordinance was remarked upon and it does require actuarial review every five years but I have agreed, with Honourable Members in Select Committee, that I should call on the Government actuary when I am on my leave and make the points that Council have mentioned to me. This I can assure them will be done. I will say that I do not agree that the actuaries view is gloomy but I do think that he does take a conservative look at the fund. I think that is a proper way to do it. This, the future of Old Age Pensions in this Colony, will become more and more important all the time, not to say that they are not important at this moment, but we do not know how the costs are going to escalate.

The Honourable Elected Member for Stanley Division has just pointed out how costs can escalate for the Civil Service which is quite true. It also escalates with prices from abroad and we may not always experience the rate of inflation that we have with us today. It may grow. toe emiliare ade or charma a commit or com I have bak

I would like to thank the Honourable Members for their remarks, and of course I would like to pass these down to my staff who ably supported me-my Deputy and my Assistant Secretary Finance,
Mrs. Clarke, who have been running the Treasury. We always tried
to form the best financial wizardry but our style has been cramped just at the moment because the heating system has collapsed. However, after we get over those icy patches we should be up to standards once more. I beg to support the Motion.

The Honourable the Chief Executive

Your Excellency, Honourable Members, I would like also to add my own word of sympathy to the families of those servicemen who lost their lives in the Sea King disaster recently. I was talking last night to an officer from the Reliant who was so much involved in the Sea King operations and that brought home to me the full horror of this event, and reminded me, as it should remind us all, of the sacrifices that servicemen continue to make in order that the Islands may be preserved in freedom and security. produced to be compared with the and is in a code of the compared and the code of the code

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I would like to go on to express my appreciation to a number of different people without whose help this budget could not have been produced. First of all, of course, to Honourable Members who have examined the Honourable the Financial Secretary's proposals line by line with such diligence. I would like to thank all those Heads of Departments and other officials who stood up so well to their questions, and I would like to add my own thanks to the Clerk of Councils for his amazingly efficient yet unobtrusive work on behalf of us all.

I would also like to add my own appreciation of the work done by the staff of Treasury, especially the Deputy Financial Secretary who, as the Honourable the Financial Secretary has said, has once again defied the best efforts of the Power and Electrical Department to prevent them from producing a Budget at all. Finally I would like to express my appreciation to the Honourable the Financial Secretary for not this year, so to speak, falling

down on the job!
Nor should I forget, Your Excellency, the kind hospitality afforded to us this year by Government House. The numerous cups of tea and coffee provided by your efficient staff when we were forced to flee from the Secretariat, and we are indeed considering recommen-

ding to the next Council that they co-opt Don Bonner personally as

an adviser to the Select Committee.

Now, as can be seen I think by the length of time we took, some five days in all, we did I believe take great care and made some very difficult decisions. Politics, said Mr.Butler, Mr.R.A.Butler, is the art of the possible but politics has also been described as choosing between the disastrous and unpalatable, and I think that sometimes with the very limited choices available to us for the allocation of scarce resources, that really is just what we seem to be doing. The room for manoevre in agreeing a budget is much more limited than the electorate sometimes suppose. I hope that, in general, if we have sometime made an unpalatable decision at least we have made no disastrous ones.

And now I turn, as tradition demands, to the various points made by Honourable Members in their speeches and as I always say on these occasions, if I fail to answer all the various points made, all the rantings and ravings as the Member for the Camp would perhaps describe them, you will have to forgive me in that particular respect.

The Honourable Member for Stanley East set the tone with considerable exphasis on the problems of our infrastructure. The fact is that within replacing our electricity, replacing our water supply, we have spent a great deal of money which we now to some degree have to recover in the kind of charges which we make to the general public. This is, I am afraid to some extent, the price we pay for the neglect of past years. However, I would not like to think that in this we ever neglected those who had real need, the poor and the sick. I believe that this is something which all Honourable Members of future Councils will wish always to have in mind.

The Honourable Member for Stanley East also mentioned the considerable problem which we have in settling our future fuel policy. It is a complex situation and it is made more complicated by all the various involvements which we have in this conundrum with the Ministry of Defence and we have to sort this out, and I take note of the very practical suggestions which he made from his long experience of these matters.

I turn now to the question of the Falkland Islands Development Corporation. I always expect to be caught out by the Honourable Member for West Falkland and I think to some extent I have to concede that he has once again done so on this occasion. I do believe in looking again at the document submitted by the Development Corporation to this House that it should in fact have had rather more about the proposed expenditure during this current financial year. It does describe, broadly speaking, what the Corporation intends to do, but I believe there should have been more detail and I will undertake that that will be so in future. The same to be a said to be a line

I would like to say in answer to the Honourable Member for the Camp Division that there is on page 10 of the Report a breakdown by sector of the expenditure committed during the first phase of the Development Corporation to various forms of expenditure, but this is ofcourse quite a broad brush.

The Honourable Member for the Camp Division drew attention to two particular on going problems. Both really related to communications. Now as far as roads are concerned I agree we do not need any more reports, and indeed what we as a Government have done is in fact to put the question firmly to the Falkland Islanders. What do Islanders want in the way of roads? We have sent a consultative document to the Sheep Owners Association, to the General Employees Union, to the Traders, to Falkland Islands Development Corporation. We have asked them what it is they want. I hope that this consultative document which was available in large quantities, has provoked a lot of discussion throughout the Islands which perhaps we can try to analyse and from which we can draw conclusions when we, as I hope, discuss it during Farmers Week. So this is not, I think, one of those things where we are expecting an expert from London to come down and issue yet another report which we do not act on.

He also spoke on the problems of shipping. Here I suspect that we do need further study and infact the Development Corporation have commissioned a transport study to look at the whole problem of transport in the Islands which I think will be very helpful to Government along with the study of F.I.G.A.S. which will be conducted over the coming months by the committee which has recently been set up by Executive Council for this service.

Now, I want to make one further comment. There was at least a

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suggestion from one Honourable Member, I believe it was again the Honourable Member for the Camp Division, that the Civil Service was somehow in a state of collapse. I do not accept that. I do believe that there are concerns on the part of some Civil Servants that they are falling behind the private sector in the kind of remuneration package which they get and some concern over erosion of differentials between skilled people and those wages paid to unskilled people on an hourly basis. These are things which we must continue to bear in mind. But my impression of the Civil Service, in the time that I have been here, is that it is an efficient Civil Service, that it is a hard working Civil Service and that it is. Morale is good, and let us hope that we can maintain that situation.

In conclusion I would simply like to return to the theme of my

opening speech at this session of this Honourable House. Three years after the Liberation we have already acheived much but a great deal more remains to be done as can be seen from all the discussions we have had at this Budget Session and I agree with the Honourable Member for Stanley West that we must move away from crisis management into trying to build more carefully and thoughtfully for the future. This I believe is the next phase in our development which will be the main task of the next Council.

Your Excellency, this session began with Honourable Members well deserved tributes to yourself and it has ended also with further dell deserved tributes. But I believe the best tribute that we can pay you is to continue your work, to take up the burden which you have so ably borne and to succeed in making the Falklands a better place for all to live in prosperity and freedom. Thankyou.

The Honourable the Military Commissioner

Your Excellency, Honourable Members. May I first of all express my personal thanks to you all for your good wishes to myself and Bridget. It is indeed a sad day for us that we are leaving these Islands - I hope not for good. May I also, on behalf of the Services, express our gratitude for your words of understanding in our sad loss of the four Naval Servicemen who lost their lives last week and may I tell you that I shall see that your remarks are passed on to the Unit concerned. I should just like to say a word about the Honourable Member for Camp Division's comments concerning the role of the Command Secretarist. The Command Secretarist is not in fact a policy forming organisation. They are not sent here to decide how matters should be conducted as between the Ministry of Defence and the Civilian Community. They are here to carry out a directive which is given to them, rather perhaps they should be looked at like accountants carrying out the policy of their management, in this case being the Ministry of Defence. Perhaps to compare to civilian life we might consider them being the income tax collector who, however unpopular he may be, has a job to do for his Government, and indeed as I speak today you may wish to know that no less than 5 defence auditors descended out of the sky yesterday and this meant going through not only every account I run and am responsible for in the Islands, but also those of the Command Secretary himself. so, I would like to suggest that whilst I am very understanding about the matters that the Honourable Member for Camp Division has raised, it is not in fact the Command Secretary that he is criticising but rather the Ministry of Defence and it is to the Ministry of Defence that policy matters, where they not acceptable or where they are contravening the work we are all trying to do together down here, should be directed. Of course, in the case of Honourable Members this criticsm of the Ministry of Defence is properly placed through the Foreign and Commonwealth Office. Having said all that I would like to say to Honourable Members that they are free, indeed encouraged at any time, to approach the Command Secretary, or myself, on any matter which gives them concern, and where agreement is not possible I know that he will be quite prepared to represent their views to the Ministry of Defence and that they can be considered in parrallel with similar

matters presented through the Foreign Office.

I would like now to conclude very briefly by just saying a few words about the impression that I shall take back to England, after my happy time here. I take back the impression of the three spirits - first of all the spirit of hope, and of course without hope there can be no future. There is plenty of that spirit abundant in these islands today.

Secondly, I take back a sense of spirit of determination.

Secondly, I take back a sense of spirit of determination.

Determination to overcome difficulties, to get things done, and

try out new ideas.

And finally I take back a sense of spirit of confidence in the future of these islands. I share your confidence and I shall watch with interest, not little pride, and great affection as you manage the challenges that lie ahead.

The President

Honourable Members if I may, unlike the Honourable the Chief Executive, break with tradition and end with a final comment. I am not normally allowed to when winding up this debate on the Adjournment but I have been most encouraged by the remarks of Honourable Members at this last session of Legislative Council, the life of this Legislative Council. It would have been excuseable to have looked back but I think what is most encouraging is that every speech that I have heard, both at the beginning of the session and now on the Adjournment is looking forward, people are looking forward and I entirely agree with the Honourable the Military Commissioner that the spiritsof hope, determination and confidence will, I am sure, see you and your successors through here.

I should like to thank all Honourable Members for their unfailing courtesy, co-operation, kindness and consideration, and I hope there will be some familiar faces here in the new Council to help my successor as much as you have helped me.

The House stands adjourned accordingly.

QUESTIONS FOR WRITTEN REPLY

QUESTION NO. 1/85 TO LEGISLATIVE COUNCIL BY THE HON. J.E. CHEEK

"In the Hall Salary Report of 1984, which was accepted by the Administration, he recommends in paragraph 7.8 that 'In due course the membership of the Housing Committee and the rules for the allocation of housing should be published for all persons to see!.

Would the Administration please indicate when this recommendation is to be implemented?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

The membership of the Housing Advisory Committee is as follows:

Chairman - The Government Secretary

Members

- The Hon. W.H. Goss

- The Chief Medical Officer

(or in his absence the Social Welfare Officer)

- The Building Superintendent

- A representative of the General Employees Union

- A representative of the Civil Servants Association

- A Government nominee to represent the interests of OSAS/TCO

- A representative of the younger generation

Secretary - The Deputy Government Secretary

In regard to the second part of the Honourable Member's question, I have nothing to add to the answers given to the Hon. T.J. Peck on 22 November 1983 and to the Honourable Member himself on 8 March 1984.

QUESTION NO. 2/85 TO LEGISLATIVE COUNCIL BY THE HON. J.E. CHEEK

"Would the Administration please give details of plans for the repair of those roads which, badly damaged by heavy military traffic in the months following the end of the war, were excluded from the renewal scheme completed some time ago?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

I assume that the stretches of road to which the Honourable Member refers are John Street, Ross Road East and Ross Road West, the latter two having suffered extensive damage from military activities and traffic.

A claim against the Ministry of Defence for £271,124 in respect of the road to Moody Brook was made on 20 July 1984 and is still with them.

The Director of Public Works has been instructed to prepare a claim in respect of Ross Road East but has not yet been able to complete his calculations. John Street was left untouched because it was anticipated that contractors building the School Hostels would use heavy plant and equipment on it, and it will have to be dug up for the installation of water mains and telephone ducts.

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QUESTION NO. 3/85 TO LEGISLATIVE COUNCIL BY THE HON. J.E. CHEEK

"When will work on the Town Hall be completed so enabling the current restrictions to be lifted?"

REPLY BY THE HONDURABLE THE CHIEF EXECUTIVE

Work planned for the Town Hall is in three parts: the emergency escape system, the installation of the fire alarms and the electrical rewiring.

The delivery of the necessary electrical stores is expected to be completed this month. The escape systems should arrive during September; then two parts of the work should be completed by the end of the year.

The rewiring of the Town Hall will take longer but once the first two parts of the recommendations made by Fire Officers in April last year have been completed it will be possible to review the current restrictions.

In any case, it has been the practice to modify or waive these restrictions where the hirers are able to satisfy Government that they have made plans to provide adequate precautions of their own.

QUESTION NO. 4/85 TO LEGISLATIVE COUNCIL BY THE HON. J.E. CHEEK

"Would the Administration please give details of the progress to date on obtaining finance from the EEC to provide additional and essential classrooms for Stanley Senior School?"

REPLY BY THE HONDURABLE THE CHIEF EXECUTIVE

Details of the proposed extension to the Senior School were forwarded to the Overseas Development Administration on 18 March 1985. Consultations are now taking place between this Government and advisers in the ODA to clarify certain aspects of the proposals. When these have been completed to the satisfaction of the ODA, they will make a formal approach to the European Development Fund for the necessary finance.

QUESTION NO. 5/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"Does Government intend to explore further the process of cutting peat mechanically in order that pensioners may have fuel readily available, thereby saving them the labour, expense and worry of their peat supplies?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

Yes. It was for this reason that the Falkland Islands Government encouraged the Falkland Islands Development Corporation to carry out a trial with the 'Herbst' cutter, hired from the Falkland Islands Company Ltd. earlier this year.

It remains the objective to establish a mechanised peat-cutting operation in Stanley as soon as practicable.

However, the trial revealed a number of problems associated with the system which have yet to be solved.

The Corporation is seeking solutions to these problems and also investigating other mechanical systems which might be more suitable for local conditions.

Only when it is confident that a totally reliable service can be offered to consumers will the Corporation proceed with the project. It may well be, therefore, that mechanically cut peat will not become generally available to Stanley households next season.

QUESTION NO. 6/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT ORE JP

. "What plans have been made for the maintenance of a good surface on the Scanley to Mount Pleasant Road during the 1985/86 financial year?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

No plans have been made or are needed for the Financial Year 1985/86. The Stanley to Mount Pleasant Airport Road is still under construction by contractors to the Ministry of Defence. The Ministry of Defence will be responsible for the maintenance of the road until it is handed to the Falkland Islands Government which is not expected to occur until the next Financial Year, 1986/87.

QUESTION NO. 7/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"Tre funds to be mode available for therresurfacing of John Street and St. Mary's Walk to commence immediately the cables and sewers are completed in the area?

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

It is obviously most desirable for John Street and St. Mary's Walk to be resurfaced but it would not be sensible to do so before the telephone ducts and water mains have been installed and in the case of St. Mary's Walk before the construction of the new joint hospital.

It will, of course, be for Honourable Members to take into account the work that needs to be done on both these roads in their Budget deliberations but the timetable for the other related works has not yet been finalised.

QUESTION NO. 8/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT DBE JP

What compensation has been offered te-property holders in the aæea to be occupied by ‡he new hospital?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

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The site of the new hospital incorporates the land of three landowners. The land and house of one of them have been acquired. The amount of compensation has still to be settled. The other two pieces of land are being acquired on terms currently under negotiation.

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QUESTION NO. 9/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"When the new hospital foundation site is excavated what are the plans to dispose of the soil and clay with the least amount of fouling of the roads and consequent annoyance to householders etc. in the vicinity?"

REPLY BY THE HONDURABLE THE CHIEF EXECUTIVE

The details of the new hospital contract are still being negotiated. Where excavated soil is to go is part of that detail.

Clearly the top soil should be saved for re-use when the project is completed, the excavated sub soil could be used as sea fill along Ross Road West or wherever it would be of use to the community. If the Honourable Member would care to make suggestions to the Director of Public Works I am sure he could be pleased to feed them into London for the attention of the consulting architects.

QUESTION NO. 10/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"The excessively high cost of hand-held fire fighting appliances puts such equipment out of reach of the ordinary householder.

Will Government give urgent consideration to subsidising the cost of appropriate appliances so as to make them available to every householder and owner?

In cases where householders already have fire appliances, could consideration be given to make available the services of a suitably qualified officer to inspect and test the appliances?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

No, Sir.

The charge on public funds to subsidise the purchase of appropriate and adequate fire fighting appliances for every private building in the Colony would be beyond the resources of the Treasury.

Advice on the maintenance of such appliances is already available through the Superintendent of ^fire Services and the Fire Officer.

QUESTION NO. 11/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"At present only Falkland Islands residents are denied duty-free privileges when departing the Islands and returning from the United Kingdom via Brize Norton.

Will Government take steps to allow present residents to receive these privileges which are permitted on any international flight?"

REPLY BY THE HONOURABLE THE CHIEF EXECUTIVE

The position is slightly more complex than the question assumes.

On departure from the Islands servicemen and employees under contract to the Ministry of Defence who have access to duty free liquor can

make their purchases from their normal sources of supply in the Islands and take them with them into Britain in accordance with H.M. Customs and Excise limits. There are at present no facilities for the purchase of duty-free merchandise by other categories of passenger. However, it is Government policy to encourage the establishment of shops at Mount Pleasunt and there appears to be no reason in principle why a duty free shop should not be established at some future date; such a shop would be privately managed but under the supervision of the Customs and Harbour Department.

At Brize Norton the position is that there are no duty-free facilities for departing passengers whether they be military or civilian; this is the normal situation in any regular RAF base and is unlikely to change.

QUESTION NO. 12/85 TO LEGISLATIVE COUNCIL BY THE HOW. H. BENNETT OBE JP

"Will Government consider giving tax concessions to owners of property in Stanley who carry out repairs/improvements to their property?

If such incentives were offered owners would be able to afford a great deal more to effect improvements; costs of materials and labour make it prohibitive on the present low wages for them to do so."

REPLY BY THE HONDURABLE THE FINANCIAL SECRETARY

Certain aspects of this question have much to commend it, but it would be inequitable that the taxpayer reaching the higher tax bracket would derive a greater benefit than the taxpayer who is only subject to the lower tax bands.

In fact some of our senior citizens, who are not taxable, and who have in all probability greater difficulties in maintaining their properties would not derive any benefit whatsoever from such a scheme.

A more equitable method to encourage repairs to and maintenance of property would be the introduction of improvement grants. However, owing to the financial situation of the Colony at the present time such a step could not be recommended.

QUESTION NO. 13/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT DBE JP

"Government has a very large sum invested on behalf of the Old Age Pansions Equalisation Fund. Pensioners receive a pension of less than 50% of an actual minimum liveable income. A year has passed since the Financial Secretary assured Council that steps were being taken to rectify this situation. Can the latest report of the Government Actuary be made available to the Legislative Council?"

REPLY BY THE HONOURABLE THE FINANCIAL SECRETARY

Yes, Sir.

The latest report on the Old Age Pensions Equalisation Fund by the Government Actuary has been forwarded to all members of the Legislative Council.

In answering your question I must point out that you have misquoted me.

In my 1984 Budget Speech I said that the pension increases and adjustment of the contributions payable by contributors were an interim measure as the report by Government Actuary was awaited. I must also point out that a minimum liveable wage has not been defined in the Falkland Islands nor has any indication been given that the Colony could afford to pay Old Age Pensioners a pension that would provide a sole means of support.

The report on the Falkland ^Islands Old Age Pensions Ordinance 1952 Review as at 30 June 1981 was sent to His Excellency the Civil Commissioner on 25 February 1985.

The Old Age Pensions Fund 8oard of Management met on 3 April 1985 and accepted the recommendations made by the Government Actuary that any increase in pensions would have to be matched by increases in contributions including an increase in the Government subsidy. The 8oard of Management proposed that weekly pensions should be increased with effect from 1 July 1985 as follows:

Married couples from 225.50 to £28.50 (11.76%)

Single pensioners from £17.00 to £19.00 (11.76%)

and to finance the cost of the increases the Board proposed the following increases in weekly contributions:

Employee £2.00 to £2.25

Employer £3.00 to £3.35

Self-Employed £5,00 to £5.60

Annual Gov't Subsidy£25,000 to £28,000

The Executive Council advised His Excellency the Civil Commissioner to accept the recommendations of the Government Actuary and those of the Board of Management.

The Bill to amend the Ordinance proposing the recommended increases will be debated by Legislative Council in its current session.

QUESTION NO. 14/85 TO LEGISLATIVE COUNCIL BY THE HON. H. BENNETT OBE JP

"Why do married women who are employed continue to be exempt from paying Old Age Pensions Contributions?

Contributions from such married women would reduce the amount by which contributions at present need annually to be raised."

REPLY BY THE HONGURABLE THE FINANCIAL SECRETARY

It is only the husband of a married couple who is required to pay pension contributions under the Old Age Pensions Ordinance. On reaching pensionable age, the husband receives a pension at the married rate.

If both husband and a working wife were required to contribute more than other married couples where the wife did not work the former would appear to be justified in demanding additional benefit which could nullify any advantage which the scheme received by way of increased income.

Summary of amendments made to the 1985/86 Draft Estimates in Select Committee: -

HEAD 100 AVIATION

Revenue: -Item 101 Passenger revenue, increase from £195,000 to £200,000.

Expenditure: - Item 202 Materials and Spares, increase from £45,000 to £50,000. Item 310 Salaries - established staff, decrease from £75,000 to £68,480.

> Item 331 Medical Services Levy, decrease from £1,390 to £1,290. Item 333 Overseas Passages - OSAS, decrease from £6,300 to

£4.800.

Item 600 Insurance, increase from £25,000 to £33,750.

Item 700 Transfer to Aircraft Replacement Fund, decrease from £75,000 to _62,500.

Insert Item 805 Repair to damaged aircraft £15,000.

HEAD 152 POSTS

Expenditure: - Item 605 Subsistance and Duty Allowances Camp Post Offices, decrease from £1,500 to £1,000. Item 606 Transport Camp Post Offices, decrease from £1,500 to £100.

HEAD 153 PHILATELIC BUREAU

Expenditure: - Insert item 801 Ameripax Exhibition 1986 £5,000.

HEAD 154 TELECOMMUNICATIONS

Expenditure: - Item 310 Salaries, established staff, decrease from £52,630 to £48.050. Item 606 Domestic fuel Fox Bay £1000 delete.

HEAD 155 PROADCASTING

Expenditure: - Item 801 Portable tape recorder, decrease from £1,000 to £600.

HEAD 200 MEDICAL

Revenue: - Item 102 Dental Charges increase from £1000 to £10,000. Item 106 Reimbursement Medical Officers services, £10 delete.

Expenditure: - Item 310 Salaries established staff decrease from £146, 160 to £130,000.

Item 335 Recruitment costs, increase from £10 to £1,000.

Item 501 Local Air fares, increase from £13,000 to £18,000. Item 608 Medical Treatment Overseas, increase from £51,500 to £60,000.

Item 616 Amend to read "Military Health Charges", increase from £1,000 to £11,000.

Item 617 Medical treatment by HM Forces £10,000 delete.

Insert Item 813 Bath Hoist, £1,350.

Establishment: Item 9 Delete 2 Senior Clerk S14, Insert 2 Clerk S25 and/or S14.

HEAD 251 EDUCATION AND TRAINING -ADMIN

Expenditure: - Item 335 Recruitment costs, decrease from £2,000 to £1,100.

HEAD 253 CAMP TEACHING

Execuditure: - Item 504 Radio Licence fees, Increase from £120 to £500.

Item 804 Two metre Transceivers, decrease from £2,800 to £400.

HEAD 254 ACCOMMODATION FOR CAMP CHILDREN

Expenditure: - Item 320 Hourly paid staff decrease from £32.100 to £29,400.

Item 501 Local Air Fares, increase from £5,880 to £6,830.

Item 605 Gardener Stanley House £10, delete,

Item 801 Purchase two Greenhouses £10, delete.

HEAD 256 OVERSEAS TRAINING

Expenditure: - Item 602 Course fees increase from £500 to £2,000 Item 604 Training salaries, decrease from £20,000 to £15,000.

HEAD 301 CUSTOMS & HARBOUR

Establishment: Item 3 Delete 1 Clerk 325; Insert 1 Clerk S14 or S25.

HEAD 302 MV FORREST

Expenditure: Item 331 Medical Services Levy, increase from £520 to £630.

HEAD 351 PUBLIC WORKS - ADMIN

Expenditure: Item 310 Salaries, established staff, decrease from £38,100 to £32,230.

HEAD 352 BUILDINGS & GENERAL

Expenditure: Item 310 Salaries, established staff, decrease from £64,200 to £52,000.

Item 807 Amend to read "Maintenance costs Uniflote", increase from £100 to £2,000.

HEAD 354 PLANT & VEHICLE WORKSHOP

Revenue:- Item 101 Servicing charges, decrease from £108,000 to £97,900.

Item 102 Issue of vehicle spares to Departments, decrease from £144,800 to £124,690.

Expenditure: - Item 310 Salaries, established staff decrease from £38,440 to £33,000.

Item 605 Instalment due for purchase of plant under ECGD

Scheme, £32,630 delete.

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HEAD 355 POWER GENERATION

Revenue: - Item 101 Sale of electricity, increase from £500,000 to £660,000.

Expenditure: - Item 201 Fuel, increase from £325,000 to £347,750.

Item 606 Contribution to Stanley Power Station Renewals
Fund, increase from £45,000 to £182,250.

HEAD 356 MUNICIPAL SERVICES (EXCLUDING WATER)

Revenue: - Insert Item 102 Reimbursement from MOD for use of garbage tip £12,000

Expenditure: - Item 310 Salaries, Established staff decrease from £13,880 to £13,000.

Item 403 Spares, decrease from £26,110 to £6.000.

Item 4.04 Servicing charges decrease from £18,100 to £8,000. Item 602 Garbage Disposal Contract, decrease from £11,480

to £10,440. Item 605 Stanley Roads, Bridges & Drains, increase from

£3,000 to £13,000. Item 606 Street Lighting, increase from £6,000 to £6.600.

HEAD 357 MUNICIPAL SERVICES - WATER

Revenue:- Item 102 Reimbursement for water used by MOD, increase from £87,000 to £140,000.

Expenditure: - Item 310 Salaries, established staff, decrease from £22,290 to £6,000.

Item 502 Electricity, increase from £26,960 to £29,660.

Insert Item 604 Transfer to Water Supply Plant Replacement Fund £53,000.

HEAD 358 HOUSING

13

Revenue:- Item 105 Sale of containers, £1,000 delete.

HEAD 359 REHABILITATION

Revenue: - Insert Item 104 Sale of containers £1,000.

HELD 390 FOX BAY VILLAGE

Revenue: - Item 105 Sale of Diesel Fuel, increase from £200 to £1,000.

Expenditure: - Item 320 Wages, hourly paid, increase from £10 to £3,000.

Item 331 MSL contributions, increase from £20 to £50.

Insert Item 400 Vehicle costs £300.

Item 402 for vohicles £100, delete.

Item 403 Spares for vehicles £100, delete.

Item 404 Servicing charges £100, delete.

Item 607 generator maintenance & spares, increase from £1,000 to £3,000.

Item 612 Fire procautions & Equipment £2,520, delete.

Item 613 amend to Item 612.

HEAD 400 AGRICULTURE

Expenditure: - Item 502 Electricity £1,500, delete.

Item 503 Telephone £60, delete.

HEAD 450 JUSTICE

Revenue: - Item 101 Court fees and fines, increase from £4,000 to £6,000. Item 102 Registration Fees, increase from £8,000 to £10,000.

Expenditure: - Item 310 Salaries, established staff, decrease from £42,250 to £35,000.

Item 334 Overseas passages - local, insert £530.

Item 801 Office equipment, decrease from £7,000 to £5,500.

Establishment: Item 3 Amend 1 Senior Magistrate/Registrar
High Court S2 to read "1 Senior Magistrate S1".

HEAD 500 MILITARY

Expenditure: - Item 323 Wages, decrease from £26,950 to £15,000. Item 610 Transport, increase from £2,000 to £2,800.

HEAD 550 POLICE & PRISONS

Expenditure: - Item 310 Salaries, established staff, increase from £46,970 to £51,000.

Item 807 Traffic signs, decrease from £500 to £200.

Establishment: Item 1 Delete "Superintendent" insert "Chief Police Officer".

HEAD 601 SECRETARIAT

Expenditure: - Insert Item 333 Overseas passages, OSAS £3,600.

Item 335 Recruitment costs, decrease from £500 to £10.

Item 501 Local Air Fares, increase from £2,800 to £3,920.

Establishment: Item 6. Substitute Administrative assistant for Assistant Secretary - Liaison.

Item 10. 3 Clerks S25, Delete. Insert 1 Senior Clerk S14 and 1 Clerk/Secretary S25 or S14.

Item 11. Delete 1 Messenger S27. Insert 1 Clerk/Messenger S25.

HEAD 604 PRINTING

Expenditure: - Item 502 Electricity, increase from £6,600 to £7,260.

Item 601 Printing materials, increase from £3,820 to £5,120.

HEAD 700 SOCIAL WELFARE

Expenditure: - Item 601 Welfare Grants increase from £7,000 to £13,000. Item 603, Subsidy to OAP Fund, decrease from £28,000 to £25,000.

HEAD 800 LEGISLATURE

Expenditure: - Item 601 Travel & Subsistance allowance, increase from £2,350 to £5,200.

HEAD 850 FALKLAND ISLANDS GOVERNMENT OFFICE

Expenditure: - Item 601 Travel Expenses, increase from £2,450 to £2,550. Item 610 Rents & Rates, increase from £11,850 to £12.850.

HEAD 860 AGRICULTURE RESEARCH CENTRE

Expenditure: - Item 320 Wages, hourly paid, decrease from £7,200 to £7,000.

Item 502 Electricity, decrease from £13,200 to £13,000.

Item 603 Stores and materials, increase from £1,800 to £2,200.

HEAD 870 TRANSFER TO DEVELOPMENT FUND, insert £100,000.

HEAD 930 REIMBURSEMENT FROM HMG IN RESPECT OF OVERSEAS OF FICERS

Item 101 Passage costs, increase from £68,500 to £70,450.

APPENDIX E PLANT AND VEHICLES REPLACEMENT FUND

Expenditure: - Insert Item "Instalment due under ECGD Scheme for purchase of plant £32,630".

HEAD 951 DEVELOPMENT REVENUE - LOCAL FUNDS

Item 101 Transfer from Development Fund, increase from £72,010 to £168,530.

HEAD 951 DEVELOPMENT EXPENDITURE to be met from local funds

Item 903 Telecommunications, decrease from £1,000 to £10.

Item 911 Expansion Stanley Senior School, increase from £10 to £25,000.

Item 913 New Police Station & Cell Block, £10 delete.

Item 915 Jetty, Fox Bay Village, increase from £20,000 to £50.000.

Item 916 Four new houses, Fox Bay Village, increase from £60,000 to £62,520.

Item 919 Development of Philatelic Bureau/Library, decrease from £1,000 to £10.

Delete Item 927 Caravan Site, services £25,000. Insert

Item 927 Transfer of Mobile Homes to Fox Bay Village £6,000.

Delete Item 931 Transfer of 4 additional Mobile Homes to

Fox Bay Village £6,000. Insert Item 931 Caravan Sites, services £25,000.

Item 932 improvements Water Supply Fox Bay Village, increase from £3,000 to £30,000.

Item 934 Re-name "Renovation Diesel Tank, Fox Bay Village" decrease from £10,000 to £1,000.

Item 937 re-name "Assistance, Camp Link road" increase from £7,000 to £30,000.

HEAD 952 DEVELOPMENT REVENUE - UNITED KINGDOM AID

Item 107 Expansion Stanley School, increase from £60,000 to £240,000.

HEAD 952 DEVELOPMENT EXPENDITURE - to be met from UK aid

Item 907 Expansion Stanley Senior School, increase from £60,000 to £240,000.



THE FALKLAND ISLANDS GAZETTE Supplement No. 3

28th OCTOBER 1985

Minutes of Meeting of Legislative Council held 8th October 1985

MINUTES OF THE MEETING OF THE LEGISLATIVE COUNCIL HELD ON TUESDAY, 8TH OCTOBER 1985

The Council assembled at 11.00 am on Tuesday, 8th October 1985, His Excellency the Governor, Sir Rex Hunt, CMG, presiding.

PRESENT:

MEMBERS

Ex-Officio

The Honourable The Chief Executive (Mr. D.G.P. Taylor)

The Honourable The Financial Secretary (Mr. H.T. Rowlands DBE)

Clected

The Honourable A.T. Blake (Elected Member for Camp Constituency)

The Honourable D.L. Clifton (Elected Member for Stanley Constituency)

The Honourable C.D. Keenleyside (Elected Member for Stanley Constituency)

The Honourable L.G. Blake OBE JP (Elected Member for Camp Constituency)

The Honourable J.E. Cheek (Elected Member for Stanley Constituency)

The Honourable R.M. Lee (Clected Member for Camp Constituency)

The Homourable T.J.D. Miller (Elected Member for Camp Constituency)

The Honourable Mrs. Norma Edwards (Elected Member for Stanley Constituency)

PERSONS ENTITLED TO ATTEND

The Commander British Forces (Air Vice-Marshal R.J. Kemball CBE RAF)

Attorney General (Nr. M.C.Ll. Gaiger)

Auling Clerk: Mr. A.S. Brownlee

OPENING OF COUNCIL BY HIS EXCELLENCY THE GOVERNOR

Lady and gentlemen. In welcoming you to this first meeting of the Legislative Council under the new Constitution, I should like to congratulate you on your election to the Council and to wish you a fruitful and constructive term of office.

If I may say so, I consider that you have a very useful blend of youth and experience and, under your wise guidance, I am sure that these Islands will be well led over the next few years.

The purpose of calling this meeting so shortly after the general election is to enable you to elect from your number three members of Executive Council. Under normal circumstances the Executive Council would remain in being until the new Legislative Council meets after a general election. But I am advised that we are without an Executive Council this time because of the changeover from the old to the new Constitution. Standing Order number one of the Standing Rules and Orders of the Legislative Council provides for members of Legislative Council to be given not less than twenty-one days notice of a meeting. In cases of emergency Legislative Council may be summoned on such shorter notice as the Governor shall determine. I have used my power in this case as it is vital that we should not be without an Executive Council.

Before you can conduct business you must, as you know, swear or affirm allegiance. The procedure will be that each Member, commencing with the Chief Executive, will stand, face the Attorney General, swear or affirm, sign the oath or affirmation and hand it to the Clerk and sit down. All other members will remain seated. After the oaths have been sworn or affirmed we shall move to the election of Executive Councillors. The Constitution requires that elected Councillors should elect three of their number to Executive Council at the first meeting of Legislative Council after the general election. In the absence of a Standing Order providing for election to Executive Council, I propose you are each given a ballot paper containing all your names and ask you to mark the names, in turn, of three of your colleagues to represent you. This will be done in three stages. The first vote will be for a Camp representative; the second for a Stanley representative and the third for a Camp or Stanley representative.

I should perhaps point out that it is not necessary for a Member to be present here to be elected. As you know The Honourable Tim Blake is absent from this meeting representing the Falkland Islands at the annual Commonwealth Parliamentary Association Conference. But I ascertained from him before he left that he would be willing to serve on Executive Council if elected.

If you agree I will now appoint the Chief Executive and Financial Secretary as tellers and ask the Clerk to collect the first of the three ballot papers, which I understand he has already distributed, and then to distribute the others. Would you kindly signify your approval by raising your hands.

⁻ All Honourable Members agreed to the proposal.

After this meeting you will be asked to choose two of your number to represent the Falkland Islands at the United Nations General Assembly, which at present is scheduled to take place on the 25th of November. I invite you to do this in the less formal atmosphere of my conference room at Government House. We now proceed with the administration of oaths.

Oaths were administered in the following order:

David George Pendleton Taylor
Harold Theodore Rowlands
Anthony Thomas Blake
John Edward Cheek
Norma Edwards
Timothy John Durose Miller
Darwin Lewis Clifton
Robin Myles Lee
Charles Desmond Keenleyside

PRAYERS

Prayers were then said by the Reverend H. Bagnall OBE, Rector of Christ Church Cathedral.

ELECTION OF MEMBERS OF EXECUTIVE COUNCIL

The election by elected Members of three of their number to Executive Council then took place by secret ballot. The President then announced the names of those elected, namely:

The Honourable A.T. Blake Camp representative
The Honourable D.L. Clifton Stanley representative
The Honourable C.D. Keenleyside Stanley representative

MOTION FOR ADJOURNMENT WITHOUT DEBATE

The Honourable the Chief Executive

Your Excellency, I beg to move that the Council adjourns sine die.

The Honourable the Financial Secretary

Your Excellency, I beg to second the Motion.

The President

The Motion is that the Council stands adjourned sine die. I declare the Council adjourned sine die.