

CHAPTER 19.

DEFENCE FORCE.

No. 1 of 1946. REGULATIONS MADE BY THE GOVERNOR IN COUNCIL.

No. 1 of 1950. Section 33.

Short Title. 1. These regulations may be cited as the Defence Force Regulations.

Compulsory Parades. 2. The Force shall muster for the following compulsory parades during each year:—

(a) For trained members. Twelve compulsory instructional parades, each of two hours' duration, the annual musketry classification, the annual ceremonial parade on the occasion of the Birthday of His Majesty the King, and a maximum of four ceremonial parades as may be ordered by the Commanding Officer.

(b) For first year recruits. Twenty compulsory parades, each of one hour's duration and twelve instructional parades, each of two hours' duration, the annual musketry classification, the annual ceremonial parade on the occasion of the Birthday of His Majesty the King, if specifically detailed so to do, and a maximum of four ceremonial parades as may be ordered by the Commanding Officer.

Efficiency. 3. Any member of the Force shall be deemed to be efficient in drill if he has attended *all* compulsory parades during the year as laid down in paragraph 2, and in musketry if he has qualified as at least a second class shot.

Promotion of Officers. 4. Officers on being gazetted Second-Lieutenants may, on the recommendation of the Commanding Officer and Adjutant and subject to efficient service, be promoted to Lieutenant after two years' commissioned service.

Confidential Reports. 5. The Commanding Officer shall submit to His Excellency the Governor a confidential report on each officer in the Force in January each year. Such reports shall be read to the officer concerned before submission.

REGULATIONS RELATING TO THE AWARD OF THE EFFICIENCY DECORATION.

~~1. The Efficiency Decoration is a reward to an officer for long and meritorious service of proved capacity in the authorized Auxiliary Forces of the Empire (or their Reserves) and is governed by the Royal Warrant dated the 23rd of September, 1930.~~

2. Commissioned officers of the Falkland Islands Defence Force (or its Reserves) who on or after the 23rd of September, 1930, have completed 20 years' qualifying service as hereinafter defined shall be eligible for the award of the Decoration.

3. The subsidiary title of the Decoration awarded to officers who complete the requisite period of qualifying service while serving in the Falkland Islands Defence Force (or its Reserves) shall be "Falkland Islands" and the words "Falkland Islands" shall be inscribed on the bar brooch of the Decoration so awarded.

4. An officer on whom the Decoration is conferred is entitled to the addition after his name of the letters "E.D."

5. Qualifying service is defined and shall be reckoned as follows:—

(a) Commissioned service—

(i) on the active list of the Falkland Islands Defence Force;

(ii) in Reserves to the Falkland Islands Defence Force but only such commissioned service as may have been rendered while those Reserves performed annual training equivalent to that normally carried out by their parent Force, provided the officer concerned also performed such training;

(iii) in other authorised Auxiliary Forces of the Empire including their Reserves and associated Cadet or Officers' Training Corps, such service in every case having been qualifying

Revoked and replaced by the Efficiency Decoration Regs. 1953.

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replaced by the
Efficiency ~~Decorations~~
~~Regulations~~, 1953

~~service in accordance with the regulations under the Royal Warrant of the 23rd of September, 1930, and applicable to the Force in which or with whose Reserves or associated Cadet or Officers' Training Corps the service was rendered;~~

- (iv) other than that covered by sub-paragraphs (ii) and (iii) in any Reserve Forces mentioned in those sub-paragraphs during their embodiment, the exact period only of the embodied service rendered being reckoned as single qualifying service.
- (b) Commissioned service in West Africa (except that performed by natives of West Africa) will reckon two-fold as qualifying service, but any period spent on leave therefrom will reckon only as single qualifying service.
- (c) Half of any time during which an officer may have served on the active list after attaining the age of 17 years—
- (i) in the ranks of the Falkland Islands Defence Force, or of any other authorised Auxiliary Forces of the Empire (including their Reserves), such service to be qualifying service in accordance with the Efficiency Decoration regulations of those forces;
 - (ii) in the ranks of or as a cadet in any Cadet Corps or Officers' Training Corps in the Empire in accordance with the Efficiency Decoration Regulations applicable to the Force or Forces with which such Corps is associated, shall reckon as qualifying service.
- (d) War Service—
- (i) An officer of the Defence Force who was called out for service under Proclamation No. 6 of 1939 shall be allowed to count his embodied commissioned service twofold as qualifying service towards the award of the Efficiency Decoration.

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Efficiency
Decoration Reg.,
1953.

- (ii) ~~A warrant officer, non-commissioned officer or man who was serving in the Defence Force on 2nd September, 1939, and called out for service under Proclamation No. 6 of 1939 and subsequently granted a commission in the Defence Force shall count his embodied service in the ranks as full but not double qualifying service for the award of the Efficiency Decoration.~~
- (iii) In these regulations "embodied service" shall mean service from the date of calling up to actual date of disembodiment of the individual concerned.
- (e) Nothing in these regulations shall permit any service to reckon more than two-fold as qualifying service for the Decoration.
- (f) Service requisite to qualify for the Decoration shall not necessarily be continuous.
- (g) Service on the permanent staff of the Falkland Islands Defence Force by members of the permanent Forces of the Empire, except such service as may be covered by sub-paragraph (d) above, and (except as provided in sub-paragraphs (a) (ii) and (iv) above), service in any Reserve or Auxiliary Force in the Falkland Islands involving a liability for service only and no liability for training in peace, shall not reckon as qualifying service for the Decoration.
- (h) In the case of recipients of the Volunteer Officers' Decoration, the Territorial Decoration, or the Colonial Auxiliary Forces Officers' Decoration, no period of service in the Force in which they qualified for any of the said Decorations shall be reckoned as qualifying for the Efficiency Decoration.
- (i) Subject to the provisions of the preceding sub-paragraph (h), an officer already in possession of the Volunteer Officers' Decoration, the Territorial Decoration, or the Colonial Auxiliary Forces Officers' Decoration, or any Long Service and Good Conduct or Efficiency Medal and Clasps will be

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decoration regulations
of 1953.

~~eligible to receive the Efficiency Decoration and to wear both, provided that he has completed the full periods of qualifying service for both awards and that no qualifying service towards one award is permitted to count towards the other.~~

- (i) Except as admissible under this paragraph, service in the ranks will not be deemed to be qualifying service.

6. An officer who has the requisite qualifying service must be recommended by the Commanding Officer of the unit in which he completes the period of service requisite to qualify for the Decoration.

7. Applications for the Decoration should be made in writing by the Commanding Officer of the Falkland Islands Defence Force (or its Reserves) in which the officer recommended for the Decoration is or was serving when he completed the period of qualifying service, and should be supported by a statement of the officer's service in Form A appended to these regulations. The Commanding Officer will forward his recommendation through the usual channel of correspondence to the Governor, accompanied in each case by a statement certifying that the officer recommended holds (or has held) a commission in the Falkland Islands Defence Force (or its Reserves), that he has completed the qualifying period of 20 years meritorious service, that he is an efficient and thoroughly capable officer of proved capacity, and that he is in every way deserving of the Efficiency Decoration.

Grant of
Decoration.

8. The Decoration will be awarded on the authority of the Governor or Officer Administering the Government and a notification of its award will be published in the Falkland Islands Government Gazette. A register of awards of the Decoration will be kept at the Headquarters of the Falkland Islands Defence Force.

9. Honorary Colonels and Acting Chaplains holding Commissions who have the qualifying service are also eligible.

~~10. When the Decoration has been lost and it is desired to replace it, a declaration must be made before a magistrate stating the circumstances under which the loss occurred, and the rank, name, and corps of the officer to whom the Decoration belonged. This declaration will be forwarded to the Governor through the usual channel of correspondence in the case of an officer who is still serving, and direct in the case of an officer who has retired. The Decoration will be replaced, on payment, if the explanation as to loss is considered satisfactory.~~

Loss and
replacement.

11. A recipient of the Decoration who suffers death by sentence of a Military Court, or is dismissed or removed from his corps or regiment for misconduct shall forfeit the Decoration unless the Governor shall otherwise direct.

Forfeiture and
restoration.

A recipient of the Decoration who has been convicted of an offence of the following nature, viz., treason, sedition, mutiny, cowardice, desertion, or disgraceful conduct of an unnatural kind (under section 18 (5) of the Army Act), or who, while subject to military law, is convicted by the civil power, shall be liable, at the discretion of the Governor, to forfeit the Decoration.

A Decoration forfeited under the preceding regulations may be restored by the Governor at his discretion.

A notice of forfeiture or of restoration shall in every case be published in the Government Gazette.

Replaced by Efficiency Decoration Regs. 1953.

- (a) Service in the ranks on the active list of the Falkland Islands Defence Force, such service having been efficient in accordance with the regulations governing service in such Force.
- (b) Service in the ranks of any Reserves to the aforesaid Force such as may have been rendered while these Reserves performed annual training equivalent to that normally carried out by their parent Force, provided the individual concerned also performed such training and that efficiency is determined by the standard required for the latter Force.
- (c) Service in the ranks of other authorised Auxiliary Naval, Military, or Air Forces of the Empire in which training in peace time is a prescribed condition of service, as well as service in any Reserves to these forces, subject to the same conditions as in (2) (b), such service in both cases having been qualifying service in accordance with the regulations under the Royal Warrant of the 23rd of September, 1930, applicable to the Force in which or with whose Reserves the service was rendered.
- (d) Service in the ranks of a Cadet Corps or as a cadet in an Officers' Training Corps in any of His Majesty's Dominions, Colonies, or territories under His Majesty's protection, such service being qualifying service in accordance with the regulations under the Royal Warrant of the 23rd of September, 1930, applicable to the Auxiliary Forces of the Dominion or territory in which the service was rendered.
- (e) Service in any Forces mentioned in (2) (a), (2) (b), and (2) (c) during their embodiment, other than service covered by those sub-paragraphs, the exact period of such embodiment only being counted, provided always both as regards this service and that referred to in sub-paragraphs (2) (a), (2) (b), and (2) (c), that a period of two months' embodied service in any calendar year reckoned from the 1st of January to the 31st of December will be allowed to count as the equivalent of efficient service for that year.

- (f) Service on the permanent staff of the Falkland Islands Defence Force by members of the permanent Forces of the Empire, except such service as may be covered by sub-paragraph (g) below, and [except as provided in sub-paragraph (b)] service in any Reserve or Auxiliary Force in the Falkland Islands involving a liability for service only and no liability for annual training in peace shall not reckon as qualifying service for the Medal or clasps.
- (g) War Service—
 - (i) Warrant officers, non-commissioned officers, and men of the Defence Force who were called out for service under Proclamation No. 6 of 1939 shall be allowed to count their embodied service twofold as qualifying service towards the award of the Efficiency Medal and clasps thereto.
 - (ii) Warrant officers, non-commissioned officers, and men of the Defence Force who served not less than two months in each calendar year in the ranks with any of His Majesty's Forces during the World War 1939-45 shall be allowed to count as the equivalent of two annual "trainings", but not more than two "trainings" (including equivalent service) shall be counted in any one year for the purpose of these regulations.
 - (iii) Warrant officers, non-commissioned officers, and men of the Defence Force who were discharged from His Majesty's Forces during the World War 1939-45 because of wounds or illness contracted on service and subsequently during the period of embodiment referred to in (i) above voluntarily re-enlisted in the Defence Force shall be allowed to count their embodied service twofold as qualifying service as aforesaid.
 - (iv) Officers, warrant officers, non-commissioned officers, and men of the Defence Force who served as officers on the active list of any of His

Majesty's Armed Forces shall, subject to the provisions of these regulations, be eligible for the award of the Efficiency Medal and clasps and to be allowed to count their service as officers as qualifying service for the Medal and clasps except that officers who before 2nd September 1939 had qualified for the award of the Efficiency Decoration shall not be eligible for the Medal and clasps unless they are qualified under these regulations.

- (v) Any person who under (iv) above receives an Efficiency Medal or clasp and is or subsequently becomes entitled to an Efficiency Decoration shall not be permitted to wear such Medal and clasp with the Efficiency Decoration except under the conditions laid down in regulation 5 (i) of the regulations relating to the award of the Efficiency Decoration.
- (vi) In these regulations "embodied service" shall mean service from the date of calling up to actual date of disembodiment of the individual concerned.
- (h) *Rep. 6.5.56* Service in West Africa (except that performed by natives of West Africa) will reckon double towards qualifying service, but any period spent on leave therefrom will reckon only as single qualifying service.
- (k) (x) No service shall count more than twofold towards the award of the Medal and clasps.
- (l) (x) Continuity of service—
 - (a) Service must have been rendered continuously except—
 - (i) during the period 4th August 1914 to 31st December 1921, or
 - (ii) when given in different authorised Auxiliary, Naval, Military, or Air Forces not in the same portion of the Empire, provided that the break does not exceed 12 months, or

(iii) when given in the Falkland Islands Defence Force (and its Reserves) provided that the break does not exceed six months and is not due to any fault of the individual.

- (b) The following periods, although inadmissible as qualifying service (save in the circumstances hereinbefore described) will not be reckoned as breaking continuity of service—
 - (i) Service in the Royal Navy, Regular Army, Royal Air Force, or in a permanent Force of a Dominion, Colony or territory under His Majesty's protection, or in the Reserves of such Forces, or in the Reserves of any authorised Auxiliary Force of the Empire.
 - (ii) Intervals between service in the Royal Navy, Regular Army, Royal Air Force, or in a permanent Force of a Dominion, Colony, or territory under His Majesty's protection, or in an authorised Auxiliary Force of the Empire, during the period 4th August 1914 to 31st December 1921.
 - (iii) Service of men of the Falkland Islands Defence Force (including its Reserves) whilst released from military service for the purpose of being employed on work of national importance, which will be defined as occasion arises, during a period of embodiment.
 - (iv) Periods of desertion or absence without leave of men of the Falkland Islands Defence Force (including its Reserves) during the embodiment or training either in camps or barracks, provided that they continue to serve after their offence has been dealt with.
 - (v) Periods of detention or imprisonment during annual training or embodiment.

5. The Efficiency Medal will be worn suspended on the left breast by a green ribbon, one inch and a quarter in width, with yellow stripes down the edges, but the recipient of any other Long Service, Good Conduct or Efficiency Medal will only be permitted to wear the Efficiency Medal (with or without clasps) with them if he has completed the full period of qualifying service in respect of each Medal or clasp.

Wearing
of roses.

6. In undress and service uniform when ribbons only are worn, the grant of clasps will be denoted by the wearing on the ribbon of small silver roses, one or more according to the number of clasps awarded. The rose (or roses) will not be worn on the ribbon when the Medal is worn.

Applications
for the
Efficiency
Medal and
clasps.

7. Application for the Medal and/or clasps should be made in writing by the Commanding Officer of the Falkland Islands Defence Force (or its Reserves) in which the warrant officer, non-commissioned officer, or man is or was serving when he completed the period of qualifying service, and should be supported by a statement in Form A appended to these regulations of his service qualifying for the Medal and/or clasps. The Commanding Officer will forward his recommendation through the usual channel of correspondence to the Governor together with a certificate that the person recommended has completed the qualifying period of 12, 18 or 24 years' efficient service and that he is in every way deserving of the Efficiency Medal or clasp.

Grant of the
Medal and
clasps.

8. The Medal and/or clasps will be awarded on the authority of the Governor or Officer Administering the Government and a notification of such awards will be published in the Government Gazette.

Loss and
replacement.

9. When a Medal or clasp has been lost and it is desired to replace it, a declaration must be made before a magistrate stating the circumstances under which the loss occurred, and the rank, name and corps of the person to whom the Medal or clasp belonged. This declaration should be forwarded to the Governor through the usual channels of correspondence in the case of a member who is still serving, and direct in the case of a person who has retired. The Medal and any clasp or clasps lost therewith will be replaced, on payment, if the explanation as to loss is considered satisfactory.

10. (a) A recipient of the Medal who suffers death by sentence of a Military Court or is dismissed or removed from his corps or regiment for misconduct shall forfeit the Medal, and any clasp or clasps awarded to him, unless the Governor shall otherwise direct. Forfeiture and restoration.
- (b) A recipient of the Medal who has been convicted of an offence of the following nature, viz., treason, sedition, mutiny, cowardice, desertion, or disgraceful conduct of an unnatural kind (under section 18 (5) of the Army Act), or who, while subject to military law, is convicted by the civil power, shall be liable at the discretion of the Governor to forfeit the Medal and any clasp or clasps awarded to him.
- (c) A Medal and any clasps so forfeited may be restored by the Governor at his discretion.
- (d) A notice of forfeiture or of restoration shall in every case be published in the Government Gazette.

Form A.

THE EFFICIENCY MEDAL.

Falkland Islands.

Statement of service of
of the Corps.

N.B.—Service which under the Royal Warrant and the regulations made thereunder is to count as two-fold should be shown in the first place by the actual dates of such service, but only the equivalent single service for qualifying purposes should be carried forward as service in the "Total Qualifying Service" column.

Unit	Rank	Service qualifying two-fold			Single qualifying service		Total qualifying service			Remarks
		From	To	Particulars War service, West Africa service, or as the case may be	From	To	Years	Months	Days	
						Total				

I certify that the above is a correct statement of the service of; that such service has been efficient service as officially recognised; and that his total qualifying service amounts to years months days.

(Signed)

Officer Commanding.

.....Corps.

This statement is to be completed by the Commanding Officer of the Auxiliary Force in which the period of qualifying service is completed. Where the period of qualifying service is in more than one Auxiliary Force the Commanding Officer signing the statement must satisfy himself that all service reckoned is qualifying service, and as to the period to be so reckoned.

Where war service is claimed as double qualifying service a separate certificate by the applicant for the Medal will be afforded to that effect setting out the circumstances, e.g., that he actually served outside the territory or Colony of the Forces of which he was a member or that he signed or otherwise accepted before 4th November, 1945, an obligation to do so.

CHAPTER 20.

DIPLOMATIC PRIVILEGES (EXTENSION).

ORDER.

[1st May, 1950]

Section 2.

1. This Order may be cited as the Diplomatic Privileges (United Nations Educational, Scientific and Cultural Organisation) Order.

2. The United Nations Educational, Scientific and Cultural Organisation (hereinafter referred to as "the Organisation") shall have the legal capacities of a body corporate and the privileges and immunities set out in Part I of the Ordinance.

3. (1) Except in so far as any privilege or immunity is waived in the case of representatives of member Governments by the Governments whom they represent, in the case of the President of the Conference, by the Organisation, and in the case of members of the Executive Board by the Executive Board of the Organisation, representatives of member Governments, the President of the Conference of the Organisation and members of the Executive Board of the Organisation shall enjoy the privileges and immunities set out in Part II of the Schedule to the Ordinance. The provisions of this paragraph shall not apply to British subjects whose usual place of abode is in the Colony.

(2) For the purpose of the application of this Order the expression representatives of member Governments shall be deemed to include their official staffs, accompanying them as such representatives, as delegates, deputy delegates, advisers, technical experts or secretaries of delegations.

(3) The provisions of the preceding paragraphs of this Article shall not confer any immunity or privilege upon any person as a representative of His Majesty's Government in the Colony or a member of the staff of such representative or any person who is a British subject and who is not a representative of a Government of His Majesty other than His Majesty's Government in the Colony or a member of the staff of and accompanying any such representative.

4. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, the Secretary General and Deputy Secretary General of the Organisation and their spouses and children under the age of 21 years shall respectively enjoy the privileges and immunities set out in Parts II and IV of the Schedule to the Ordinance.

5. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, persons employed on missions on behalf of the Organisation shall enjoy the privileges and immunities set out in Part II of the Schedule to the Ordinance.

6. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, all officials of the Organisation (other than those referred to in Article 4 above) shall enjoy the privileges and immunities set out in Part III of the Schedule to the Ordinance.

7. The names of the persons to whom the provisions of Articles 3, 4, 5 and 6 of this Order apply shall be set forth in a list compiled and published from time to time by the Governor under section 3 (3) of the Ordinance and such list shall shew in regard to each person the date as from which for the purposes of this Order, he first held the office or employment in question, and the date when he ceased to hold that office or employment.

ORDER.

[1st May, 1950]

Section 2.

1. This Order may be cited as the Diplomatic Privileges (International Labour Organisation) Order.

2. The International Labour Organisation (hereinafter referred to as "the Organisation") shall have the legal capacities of a body corporate and the privileges and immunities set out in Part I of the Ordinance.

3. (1) Except in so far as any privilege or immunity is waived in the case of representatives of member Governments by the Governments whom they represent, and in the case of members and deputy members of the Governing Body of the organisation and their substitutes by the Governing Body, representatives of member Governments and the employers' and workers' members and deputy members of the Governing Body of the organisation and their substitutes shall enjoy the privileges and immunities set out in Part II of the Schedule to the Ordinance. The provisions of this paragraph shall not apply to British subjects whose usual place of abode is in the Colony.

(2) For the purpose of the application of this Order the expression representatives of member Governments shall be deemed to include their official staffs, accompanying them as such representatives, as delegates, deputy delegates, advisers, technical experts or secretaries of delegations.

(3) The provisions of the preceding paragraphs of this Article shall not confer any immunity or privilege upon any person as a representative of His Majesty's Government in the Colony or a member of the staff of such representative or any person who is a British subject and who is not a representative of a Government of His Majesty other than His Majesty's Government in the Colony or a member of the staff of and accompanying any such representative.

4. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, the Director-General, Deputy Director-General and Assistant Director-General of the Organisation and their spouses and children under the age of 21 years, shall respectively enjoy the privileges and immunities set out in Parts II and IV of the Schedule to the Ordinance.

5. Except in so far as in any particular case any privilege or immunity is waived by the Organisation, persons (other than officials of the Organisation) serving on committees of, or employed on missions on behalf of the Organisation shall enjoy the privileges and immunities set out in Part II of the Schedule to the Ordinance.