

School
holidays.

3. (1) The regular School holidays shall be—

(a) Saturdays and public holidays;

(b) the week following the last Friday in June and the week following the last Friday in September. Seven weeks commencing with the week in which Christmas Day falls.

(2) No other holidays shall be given without the sanction of the Governor.

Closure due
to disease.

4. The Governor may close schools temporarily on account of epidemic disease or other sufficient cause.

Schemes
of work.

5. Time tables and schemes of work shall be prepared in advance by the head teacher of each school and submitted to the Superintendent of Education for his approval.

Log Books.

6. (1) The head teacher in each school shall maintain a Log Book containing daily entries as to the progress and all other facts connected with the school and teachers.

(2) An entry shall not be removed or altered otherwise than by a subsequent entry.

Accounts.

7. The accounts of Government schools shall be kept by the Superintendent of Education in the book and forms supplied for that purpose and in the manner approved by the Governor.

Materials.

revoked and
substituted
by 3/57~~8. The cost of all material used in the instruction of handicrafts other than that which the headmaster shall decide is necessary for the purpose of instruction shall be borne by the parent of the child or the person receiving such instruction.~~Continuation
classes.

9. (1) Such children as a headmaster may select shall, and any person over school leaving age may, attend Continuation Classes subject, in the case of a person over school leaving age, to his paying in advance 2/6 on Monday of each week he attends, and subject also to his being liable to be instantly dismissed from such classes, if in the opinion of the headmaster he is not availing himself of the instruction provided.

(2) Persons over school leaving age may elect to receive instruction in all or any of the following subjects: reading, writing, mathematics, a language, domestic science, needlework, woodwork and gardening.

CHAPTERS 23 to 26.

No Subsidiary Legislation.

CHAPTER 27.

FISHERIES.

REGULATIONS.

Revoked and replaced
by No. 1 of 1952.

Section 3.

No. 2 of 1944.

1. These regulations may be cited as the Fisheries Regulations. Short title.

2. In these regulations "fish" means any member of the salmon family, commonly known as salmon, trout, sea trout or char, but does not include *Aplochilomidae*, commonly known as "trout" in the Colony, or *Galaxiidae*, commonly known as "minnows" in the Colony. Definition. 1158

3. Any person who—

(a) fishes for any fish; or

(b) wilfully disturbs any spawn or spawning fish; or

(c) wilfully disturbs any bed, bank, or shallow in or on which any spawn or spawning fish may be, General protection of fish.

unless authorised by the Governor for the purpose of scientific research on the development or extension or increase of the stock of fish, shall commit an offence.

4. Fishing by any means above the bridge at the Wireless Station in the stream known as the Moody Brook and all of any of its tributaries is prohibited. Moody Brook Reserve.

CHAPTERS 28 and 29.

No Subsidiary Legislation.

CHAPTER 30.

HARBOURS.

REGULATIONS.

Section 3.

No. 1 of 1944.
No. 9 of 1949.
No. 4 of 1953.

1. These regulations may be cited as the Harbours Regulations. Short title.

5/68
4/75

Prohibited
area for
mooring and
anchoring.

2. No vessel, hulk or boat shall be moored or be anchored in or be moored or anchored so as to swing within any part of the northern half of Stanley Harbour nor in that area of the said harbour bounded on the east by a line running north from the west side of Hebe Street and on the west by a line running north through the centre of the Cathedral Tower, except with the written approval of the Harbour Master.

Movement in
the harbour.

3. No ship or hulk shall be moved in the harbour save under the direction, or with the permission in writing, of the Harbour Master, and a fee of £1 (one pound) shall be paid for every such permission, unless such removal has been ordered by the Harbour Master. Any hulk having fixed moorings may return thereto without additional fee.

Discharging
cargo into
hulks.

4. In every case where it may be necessary to change the position of a vessel or hulk for the purpose of receiving or discharging cargo, or for any other purpose, such vessel or hulk must be moved under the direction of the Harbour Master.

Lights on
vessels at
anchor.

5. Vessels at anchor outside the limits assigned to hulks shall exhibit, from sunset to sunrise, the following light or lights:—

A vessel under one hundred and fifty feet in length, when at anchor, shall carry forward, where it can best be seen, but at a height not exceeding twenty feet above the hull, a white light, in a lantern so constructed as to show a clear, uniform and unbroken light, visible all round the horizon at a distance of, at least, one mile.

A vessel of one hundred and fifty feet or upwards in length, when at anchor, shall carry in the forward part of the vessel, at a height of not less than twenty feet and not exceeding forty feet above the hull, a white light in a lantern so constructed as to show a clear, uniform and unbroken light visible all round the horizon at a distance of, at least, one mile, and at or near the stern of the vessel, and at such height that it shall not be less than fifteen feet lower than the forward light, another similar light.

Lighters or
vessels under
way.

6. All vessels shall when under way in the hours of darkness in the harbour carry in the fore part of the vessel, and at a height of not less than nine feet above the gunwale

- (a) a bright white light of such a character as to be visible at a distance of not less than two miles, and
- (b) green and red sidelights of such a character as to be visible at a distance of not less than one mile, or a combined lantern shewing a green light and a red light from right ahead to two points abaft the beam on their respective sides:

Provided that small vessels, without masts, may carry the white light at a height of less than nine feet above the gunwale, but it shall be carried above the combined lantern mentioned in (b) above.

7. Rowing boats, whether under oars or sail, shall have ready at hand a lantern showing a white light which shall be temporarily exhibited in sufficient time to prevent collision.

Lights on
rowing boats.

8. No person shall collect, remove or cause to be removed any timber or wood, for any purpose whatsoever, from the foreshores of the harbour without the written permission of the Harbour Master.

Collection of
timber.

9. No sand, stone or gravel shall be taken or removed from the foreshore of the harbour of Stanley save with the written permission of the Harbour Master, and for every ton of sand, stone or gravel so taken or removed, the sum of one shilling shall be paid to the Harbour Master.

Removal of
sand, etc.

~~10. Masters of vessels who may require a lighter for the disposal of ashes, dunnage, rubbish, etc., shall apply to the Harbour Master, who will cause a lighter to be placed alongside the vessel for that purpose.~~

~~Lighter for
rubbish, etc.
Revoked and
replaced.
Resp. 4/55.
P. 124~~

11. Masters of vessels who may wish to discharge ballast shall communicate with the Harbour Master who will direct the disposal of same.

Discharging
of ballast.

12. Masters of vessels who may desire to haul up on the beaches of the harbour any boat or craft shall apply to the Harbour Master who will direct where such boat or craft shall be placed.

Beaching
craft.

Materials left
on jetty.

13. No sand, shingle, gravel or tussac shall be allowed to remain upon any Government jetty or landing-place within two yards from the edge of such jetty or landing-place.

Employing of
local labour.

14. The owner or master, or other person in charge of any ship trading to ports in the Colony, shall, on the arrival of such vessel at Port Stanley for the purpose of loading or unloading cargo, employ only local stevedores in respect of the processes of loading or unloading, moving or handling cargo in or on such vessels at the rates specified in the First Schedule hereto:

Provided that this regulation shall not apply to home trade ships, whose crews normally work as stevedores when engaged in the inter-island trade, or to men who are in the regular employment of the owners or agents of such ships, but shall apply to casual labourers who may be employed, from time to time, on such ships:

Provided further that employment of local stevedores shall be compulsory only when such stevedores are obtainable at the rates specified in the Schedule hereto.

Firing or
throwing
stones at
birds, etc., in
the harbour.

15. No person shall discharge any fire-arm at, or throw any stone or other missile at, any seabird or wild animal within the limits of the harbour, provided that nothing in this section shall serve to prohibit birds or animals from being killed for the protection of property, or obtained by, or with the authority of the Agricultural Officer for scientific purposes.

~~16. The scale of charges and rules for the use of the Govt slipway shall be as shewn in the Second Schedule hereto.~~
16. The scale of charges and rules for the use of the Government slipway shall be as shewn in the Second Schedule hereto. (added to by 5/68)

Scale of
charges.

Penalty for
any breach of
any
regulation.

17. Any person who is guilty of any breach of any regulation shall be liable to a fine not exceeding five pounds.

SCHEDULE I.

	Ordinary 8-hr. working day	Overtime on week-days, after ordinary 8-hr. day	Sundays, Good Fridays and Christmas Days
Vessels from over- seas not normally employed in the inter-island trade of the Colony.	2/- per hour	3/- per hour	Flat rate of 4/- per hour
Home trade ships.	1/8½ per hour	2/7 per hour	Flat rate of 3/5 per hour

Current cost of living bonus shall be paid in addition to the above rates.

Double time will be paid for work performed after midnight provided such work is commenced before midnight and is continuous.

When handling loose coal a flat rate of 4d. per hour extra on the above rates will be paid.

SCHEDULE II.

The following scale of charges and rules for the use of the Government slipway in the Dockyard, Stanley, have been approved by His Excellency the Governor:—

Scale of Charges.

For boats under 10 tons	For other craft
Per day 5/-	Per day £1
Per week £1	Per week £3
Per month £2	Per month £5

(The days on which the slipway is occupied and vacated shall be reckoned as full days.)

Rules.

1. Applications for the use of the slipway shall be made to the Harbour Master.

2. The slipway shall be allotted at and for such times as are convenient to the Harbour Department and, as far as possible, according to the order in which applications are received.

3. Work on craft, including slipping and launching, shall be carried out between the hours of 7.30 a.m. and 4.30 p.m. on weekdays, and between the hours of 7.30 a.m. and noon on Saturdays. Work beyond these hours may be allowed at the discretion of the Harbour Master. An additional charge of 5/- an hour, or part of an hour, will be made for slipping or launching outside the usual working hours.

4. Three clear hours notice must be given of intended launching.

5. The Government will not hold itself responsible for loss or damage to craft, or for injury to persons using the slipway.

5168
4175

ORDER DECLARING PORT FOSTER TO BE A HARBOUR.

No. 1 of 1948.

In pursuance of the powers vested in him by section 2 of the Harbour Ordinance, His Excellency the Governor, with the advice and consent of the Executive Council, is pleased to direct that PORT FOSTER, DECEPTION ISLAND, SOUTH SHETLANDS, be declared a Harbour from the 10th January, 1948.

Made in Executive Council this 10th day of January, 1948.

By command,

A. B. MATHEWS,
Colonial Secretary.

PORT FOSTER HARBOUR.

REGULATIONS.

No. 1 of 1948. Section 3.

Short title. 1. These regulations may be cited as the Port Foster Harbour Regulations.

Mooring and anchorage. 2. No vessel or boat shall be moored or anchored in the harbour without the consent of the Harbour Master. Any vessel or boat shall immediately be moved upon the order of the Harbour Master to any mooring or anchorage approved by him.

Hulks. 3. No hulk shall have any fixed moorings without the written permission of the Harbour Master.

Lights on vessels at anchor. 4. Vessels at anchor outside the limit assigned to hulks shall exhibit, from sunset to sunrise, the following light or lights:—

(a) A vessel under one hundred and fifty feet in length, when at anchor, shall carry forward, where it can best be seen, but at a height not exceeding twenty feet above the hull, a white light, in a lantern so

constructed as to show a clear, uniform and unbroken light, visible all round the horizon at a distance of at least one mile.

(b) A vessel of one hundred and fifty feet or upwards in length, when at anchor, shall carry in the forward part of the vessel, at a height of not less than twenty feet and not exceeding forty feet above the hull, a white light in a lantern so constructed as to show a clear, uniform and unbroken light visible all round the horizon at a distance of, at least, one mile, and at or near the stern of the vessel, and at such a height that it shall not be less than fifteen feet lower than the forward light, another similar light.

5. All vessels shall when under way in the hours of darkness in the harbour carry in the fore part of the vessel and at a height of not less than nine feet above the gunwale—

Lighters
or vessels
under way.

(a) a bright white light of such a character as to be visible at a distance of not less than two miles, and

(b) green and red side lights of such a character as to be visible at a distance of not less than one mile, or a combined lantern showing a green light and a red light from right ahead to two points abaft the beam on their respective sides:

Provided that small vessels, without masts, may carry the white light at a height at less than nine feet above the gunwale, but it shall be carried above the combined lantern mentioned in (b) above.

6. Rowing boats, whether under oars or sail, shall have a lantern showing a white light which shall be exhibited in sufficient time to prevent collision.

Lights on
rowing boats.

7. (a) No person shall collect, remove or cause to be removed any timber or wood, for any purpose whatsoever, from the foreshore of the harbour without the written permission of the Harbour Master.

Collection
of timber.

(b) No person shall remove any iron, steel, metal or wood work from the old whaling factory without the written consent of the Harbour Master.

8. (a) No person shall remove any sand, stone, or gravel from the foreshore of the harbour without the written permission of the Harbour Master.

Removal of
sand, etc.

C 2002 415

- (b) Every person permitted to remove sand and stone or gravel shall pay to the Harbour Master one shilling for each ton removed by him.

Fresh
water.

9. No person shall take fresh water without the consent of the Harbour Master.

Ballast,
rubbish.

10. (a) No ballast, dunnage, ashes or rubbish of any description shall be thrown into the water within 400 yards of low water mark.

(b) Ballast and waste oil shall be discharged in accordance with the directions of the Harbour Master.

Beaching
craft.

11. All boats or craft shall be beached in accordance with the directions of the Harbour Master.

Firing
or throwing
stones at
birds, etc.,
in the
Harbour.

12. No person shall discharge any firearm at, or throw any stone or other missile at, any seabird or wild animal within the limits of the harbour:

Provided that nothing in this section shall serve to prohibit birds or animals from being killed for the protection of property, or obtained by, or with the authority of, the Agricultural Officer for scientific purposes.

Harbour
rent.

13. Every boat or craft shall pay harbour rates at the rate of one penny per ton her net registered tonnage for every day or part of a day she remains in the harbour.

CHAPTER 31.

No Subsidiary Legislation.

CHAPTER 32.

INCOME TAX.

ORDER.

No. 1 of 1949.
No. 6 of 1950.

In exercise of the powers vested in him by the Income Tax Ordinance, 1939, as amended by Income Tax (Amendment) Ordinance, 1949, and with the advice of the Executive Council, His Excellency the Governor is pleased to order and it is hereby ordered:

That under and by virtue of the Double Taxation Relief (Taxes on Income) (Falkland Islands) Order, 1949, arrangements have been made with His Majesty's Government with a view to affording relief from double taxation in relation to Income Tax and any tax of a similar character imposed by the laws of the United Kingdom and that those arrangements shall have effect from the 1st day of January, 1949.

Double Taxation Relief (Taxes on Income) (New Zealand) Order, No. 10 of 1949.
" " " " (Canada) " No. 1 of 1952.
" " " " (Sweden) " No. 4 of 1954.
" " " " (Denmark) " No. 1 of 1955.
" " " (United Kingdom) " No. 7 of 1973.
INCOME TAX.

RULES.

Section 89.

1. Every person liable to pay income tax shall on or before the 30th day of April in each year deliver to the Income Tax Commissioner a true and correct return of all income from all sources in the form hereinafter prescribed.

2. The following forms shall be the forms used by the Commissioner in pursuance of the duties under the Income Tax Ordinance.

3. The tax on mortgage or debenture interest as provided for by section 32 shall be payable to the Treasurer within seven days from the date of rendition of the account to the Commissioner.

4. All allowances in respect of wear and tear under sections 10 (1) (c) and 11 shall be calculated on the written down or diminished value of the machinery or plant. Such written down value shall be arrived at by deducting year by year from the original cost of the machinery or plant the annual wear and tear, calculated at the percentage rates allowed by the Commissioner, which has occurred since the purchase of such machinery or plant, and the allowance for wear and tear when so arrived at shall be included as a trade expense of the year the profits and gains of which are chargeable under this Ordinance, and in which year such machinery or plant were in actual use.

2/62
4/75

5/1/1950