

**PENGUINS PRESERVATION.**

Ordinance No. 7 of 1909.

[20th October, 1909.]

*An Ordinance to provide for the preservation of  
Penguins in the Dependencies.*

Be it enacted by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows :—

1. It shall not be lawful for any person to kill or take penguins in the Dependencies unless he shall first have been duly licensed.

Unlawful to  
take penguins  
without a  
licence.

2. The Colonial Secretary, or such other officer as the Governor may appoint for the purpose, may grant licences to take penguins in the Dependencies to such persons as may apply for them for such periods, and on such terms and conditions in respect of the number and description of penguins to be taken, the territorial limits within which they may be taken, under such licences, and the payment to be made in respect thereof, as may be approved by the Governor.

Granting of  
licences.

3. The Governor in Council may, from time to time, make regulations for carrying out the provisions of this Ordinance, and the intent and object thereof, and may impose penalties not exceeding ten pounds for the breach of such regulations.

Governor in  
Council  
may make  
regulations.

4. All regulations made in pursuance of this Ordinance shall be published in the *Gazette*, and shall come into force on such days as the Governor may direct by notice in that behalf published in the *Gazette*.

Regulations to  
be published in  
the *Gazette*.

5. Any person who shall, after the coming into operation of this Ordinance, without a licence or contrary to the terms and conditions of any licence

Penalty for  
taking penguins  
without a  
licence.

which may have been granted to him under this Ordinance kill or take, or caused to be killed or taken any penguin in the Dependencies, shall be liable to a penalty not exceeding thirty pounds.

Liability of an owner or master of a vessel.

6. Any owner or master or other person in charge of any vessel, who shall permit such vessel, or any boat or canoe belonging to such vessel, to be employed in killing or taking penguins, or who shall permit or negligently suffer any person belonging to such vessel to be employed in killing or taking penguins, contrary to the provisions of this Ordinance, shall forfeit any penguins so killed or taken, and any penguins or penguin-oil found in his possession, and in addition thereto shall be liable to a penalty not exceeding one hundred pounds for each offence.

Prosecution of offences.

7. Offences under this Ordinance, or under any regulations made thereunder, may be prosecuted, and any penalties and forfeitures under this Ordinance, or any regulations thereunder, may be recovered before a Stipendiary Magistrate or any two Justices of the Peace in a summary manner.

Venue.

8. For all purposes of and incidental to the trial and punishment of any person accused of any offence under this Ordinance, and the proceedings and matters preliminary and incidental to and consequential on his trial and punishment, and for all purposes of and incidental to the jurisdiction of any Court, or of any constable or officer with reference to such offence, the offence shall be deemed to have been committed either in the place in which it was actually committed or in any place in which the offender may for the time being be found.

Recovery of penalties.

9. Any penalty adjudged under this Ordinance to be paid by the owner or master, or other person in charge of a vessel, may be recovered in the ordinary way, or, if the Court think fit so to order, by distress or arrest and sale of the vessel to which the offender belongs, and her tackle, apparel and furniture, and any property on board thereof or belonging thereto, or any part thereof.

10. Service of any summons or other matter in any legal proceedings under this Ordinance shall be good service if made personally on the person to be served, or at his last place of abode, or if made by leaving such summons or other matter for him on board any vessel to which he may belong, with the person being or appearing to be in command or charge of such vessel.

Service of  
summons.

11. The Governor, and any person duly authorised by him in writing, may kill or take for a scientific or any other special purpose, any penguin, and in so doing shall be exempt from any penalties and forfeitures under this Ordinance

Special  
exemption.

12. This Ordinance may be cited as "The Penguin (Dependencies) Ordinance, 1909," and shall come into operation on the 1st day of January, 1910.

Short title and  
commencement.

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## EDUCATION.

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### Ordinance No. 8 of 1909.

[16th December, 1909.]

#### *An Ordinance to provide for Public Education.*

Be it enacted by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows:—

Enacting  
clause.

1. The parents or guardians of all children residing in Stanley of not less than five and not more than fourteen years of age are hereby required to cause such children to attend school unless there be some reasonable excuse as hereinafter mentioned shown to the satisfaction of the Stipendiary Magistrate:

Parents and  
guardians  
to send  
children to  
school.

Provided always that at any time before the 1st day of July, 1910, it shall be lawful for the parents or guardians of any child to withdraw such child from school on attaining the age of thirteen years.