

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.

EDUCATION.

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.

Any of the following reasons shall be a reasonable excuse :—

Excuse for
not doing so.

(a) That the child is under efficient instruction in some other manner.

(b) That the child has been prevented from attending school by illness or any other unavoidable cause.

Penalty.

Any parent or guardian acting in contravention of this section shall be liable to a penalty not exceeding five shillings :

Provided always that a complaint for continued non-attendance shall not be repeated at any less interval than two weeks.

Chief Constable
to prosecute
complaints.

2. It shall be the duty of the Chief Constable to prepare, keep and from time to time revise, add to and correct, a list in the Form A in the Schedule hereto annexed, of all children between the ages of five and fourteen years residing in Stanley, and it shall be the further duty of the said Chief Constable, as hereinafter provided, to lodge a complaint before the Stipendiary Magistrate against the parent or guardian of any of such children who shall fail and omit to send them regularly to school.

Teachers
to warn
parents and
guardians of
non-attendance
of children.

3. It shall be the duty of the head master of the Government School and the teachers of all schools receiving a grant from the Government in aid of their schools in Stanley—

(a) To send once a fortnight to the parents or guardians of all children who do not make eight attendances out of ten in one week, or sixteen attendances out of twenty in two consecutive weeks, due warning of such non-attendance in the Form B in the Schedule hereto annexed.

(b) To furnish the Chief Constable once in every two weeks with a list, in the Form C in the Schedule hereto annexed, of the children on the register of such schools who have, without reasonable excuse, and after due warning being given to the parents or guardians in the Form B, failed to make the requisite number of attendances in any two weeks under this section. The production of the counterfoil of any such list shall be evidence before the Stipendiary Magis-

trate of the absence from school of the child or children named therein on the dates mentioned.

4. The Governor in Council may from time to time make regulations for the inspection and control:—

Power of Governor in Council to make regulations.

(a) Of all Government schools;

(b) Of all schools receiving a Government grant;

(c) Of all schools established in any other township of the Colony than Stanley;

and may impose penalties not exceeding five shillings for any breach of same.

Such regulations shall upon publication in the Government *Gazette* have the same effect as if inserted in this Ordinance.

5. All penalties under this Ordinance, or under the regulations framed hereunder, shall be recoverable in a summary manner in Stanley before a Stipendiary Magistrate on the complaint of the Chief Constable, and in any other place than Stanley before a Justice of the Peace on the prosecution of any person named or appointed by the Governor.

Mode of recovery of penalties.

6. The Governor of the Colony may remit the whole or any part of the school fees of any child attending a Government school upon being satisfied that the parent or guardian of such child is unable because of indigent circumstances to pay the same.

Remission of fees in case of poverty.

7. The parents or guardians of all children residing outside Stanley shall have such children, being not less than five and not more than fourteen years of age, taught by the various Government itinerant or resident schoolmasters, unless there be some reasonable excuse to the contrary, as mentioned in Section 1 (a) and (b).

Instruction of children residing outside Stanley.

8. It shall be competent for the head master of the Government School, and for teachers of other schools receiving a Government grant, to appoint such number of pupil teachers as may be approved and sanctioned by the Governor, to assist the teachers in the aforementioned schools, to the extent of one

Appointment of pupil teachers.

pupil teacher for every fifty scholars in average attendance up to one hundred, and one pupil teacher for every twenty scholars in average attendance over one hundred. Such pupil teachers must, before being appointed, be certified as having passed the sixth standard, or class equivalent to this, and must also be certified by the Government Medical Officer to be of sound constitution and physically fit to undertake the work of teaching.

Terms of
engagement of
pupil teachers.

9. The person appointed to be a pupil teacher as above shall be not less than fourteen years of age, and will be on probation during the first year of his or her engagement, after which the pupil teacher must enter into an agreement to serve for a further period of three years.

Salary of
pupil teacher.

10. Each pupil teacher appointed to a Government school shall receive a salary at the rate of twenty-four pounds per annum, to be increased by three pounds per annum for each subsequent year, on passing the prescribed annual examination.

Pupil teacher
to receive
special
instruction
and be
examined.

11. During his or her term of engagement the pupil teacher shall be allowed two afternoons in every school week for the purpose of study in the school under supervision, and while the school is not being held shall receive special instruction from a certificated teacher of the school in which the pupil teacher is engaged during at least five hours per week (except during school holidays), of which not more than two shall be part of the same day. Such special instruction given to the pupil teacher shall be in the subjects specified for each year as shown in the Form D in the Schedule hereto annexed, and the pupil teacher will be examined in each year of his or her engagement in those subjects.

Pupil teacher
may be
employed as
assistant
teacher
and receive
certificate.

12. A pupil teacher who has successfully passed the final examination in the prescribed subjects at the termination of the fourth year of his or her agreement may be employed as an assistant teacher in the Colony, or as an itinerant schoolmaster, and shall receive a certificate stating the educational requirements attained and his or her ability as a teacher.

13. Once a year at least, and on such other occasion as the Governor may direct, the Government Medical Officer shall make an examination of the children attending the Government schools, or other schools receiving a Government grant, and shall make a report to the Government of any children suffering from malnutrition, defective eyesight, defective teeth, want of cleanliness of person, or from any skin disease.

Inspection of school children by Government Medical Officer.

14. The Government Medical Officer shall keep a list of the names of the scholars suffering from one or more of the defects mentioned in Section 13, and a notice shall be sent to the parents or guardians of such children intimating that the children are so suffering, and advising the parents or guardians to adopt remedial measures.

Government Medical Officer to keep list of school children suffering from any defect, and parents to be advised to remedy such.

15. The head master of the Government School or teacher of other schools receiving a Government grant shall, when possible, receive at least two days' notice of any visit from a Government Medical Officer, under Section 13, in order that preparation may be made for such visit with as little disturbance to school routine as possible.

Government Medical Officer to give two days' notice of visit to school.

16. This Ordinance shall be cited as "The Public Education Ordinance, 1909," and shall come into operation on the 1st day of January, 1910.

Short title and commencement.

REGULATIONS FOR GOVERNMENT SCHOOLS.

ATTENDANCE.

1. The hours of attendance shall be defined in the time table of the school, which must be prepared by the schoolmaster and submitted for the approval and sanction of the Governor in Council. Any alterations which may from time to time be suggested by the schoolmaster must be submitted in like manner.

2. The regular school holidays shall be as follows:—

Good Friday and Easter week. The week following the next Friday after the 21st of September. Four weeks commencing with the week in which Christmas Day falls.

In addition to the above, the schools will be closed on every Saturday and on every day kept as a public holiday, or on which the public offices shall be closed by order of the Governor, and no other holidays shall be given without the sanction of the Governor.

3. The attendance of the scholars shall be registered every morning and every afternoon at not later than 10 o'clock in the forenoon and not later than 2.10 o'clock in the afternoon.

4. The schools may at any time be temporarily closed by order of the Governor on account of epidemic disease or other sufficient cause.

WORK OF THE SCHOOLS.

5. (a) Time tables and schemes of work must be prepared annually by the schoolmaster and thereafter submitted to the Governor in Council for his approval and sanction.

(b) Evening continuation classes on advanced subjects may be instituted with the approval of the Governor.

DUTIES OF THE SCHOOLMASTER, SCHOOLMISTRESS AND ASSISTANT TEACHERS.

6. During school hours the schoolmaster, schoolmistress, assistant teachers and pupil teachers shall confine themselves strictly to the tuition of the scholars, and shall not during such time be engaged in any other work or in the preparation of reports or accounts, all of which shall be done out of school hours.

7. It is the duty of the schoolmaster, in the month of November in each year, to prepare requisitions for all necessary books, stationery, etc., required for the ensuing year and forward them to the Colonial Secretary.

8. All books and other requisites necessary for the scholars shall be supplied to them by the schoolmaster at prices which will be only the actual cost of the articles, to be paid for on or before delivery to the scholars.

9. A duplicate list of all school furniture, maps and other articles, being the property of the Government used in the school, must be made out annually by the schoolmaster, one copy to be sent to the Colonial Secretary and the other to be kept in the school.

10. The schoolmaster shall make an entry in the School Log Book each day, specifying progress and other facts connected with the school and the teachers.

11. No entry once made in the Log Book may be removed or altered otherwise than by a subsequent entry.

12. The teachers must be at school at least five minutes before the time for opening.

13. The school shall be opened punctually at the times fixed by the time tables.

14. The teachers must not be absent from their duties during school hours. If any absence is unavoidable, it must be entered in the Log Book, with the cause and duration of absence.

15. The school shall be opened by the children repeating the Lord's Prayer and by the singing of songs or by some simple physical exercises.

16. The school accounts shall be kept in the manner and form appointed by the Governor in Council, and in books or forms supplied for that purpose.

17. The Governor in Council may from time to time appoint a Government Inspector of Schools, who, under such terms and conditions as may be approved, will periodically inspect—

(a) All Government schools,

(b) All schools receiving Government grants,

(c) All camp schools in charge of a Government schoolmaster,

and perform such other educational work as the Government may desire. All reports made by the Government Inspector of Schools shall be forwarded to the Colonial Secretary.

18. The parent or guardian of any child attending a Government school shall pay to the Government schoolmaster the undermentioned fees:—

(a) In the case of children in Standards II. and upwards, a fee of 6d. each weekly.

(b) In the case of children in the Infant Class and Standard I., a fee of 3d. each weekly.

All fees received by the Government schoolmaster shall be paid monthly to the Colonial Treasurer.

SCHEDULE.

FORM A.

| Name of Child. | Date of Birth. | Name of Parent or Guardian. | With whom residing. |
|----------------|----------------|-----------------------------|---------------------|
| | | | |

FORM B.

Warning to Parent or Guardian.

I beg to inform the parent
the guardian of
 that has been absent from school on
 and you are hereby notified and warned of such irregularity of attendance
 in terms of Section 3 of the Public Education Ordinance, 1909.

Government Schoolmaster or Teacher in Charge
 School.

FORM C.

| Name of Child. | Age. | Parent or Guardian. | Days when absent from School. | Explanation (if any) of absence or remarks of Teacher. |
|----------------|------|---------------------|-------------------------------|--|
| | | | | |

Government Schoolmaster or Teacher of _____ School.

FORM D.

SUBJECTS OF EXAMINATION FOR PUPIL TEACHERS.

(To be approved hereafter by the Governor in Council.)

MERCHANT SHIPPING.

Ordinance No. 9 of 1909.

[17th December, 1909.]

An Ordinance to extend to the Colony certain provisions of the Merchant Shipping Acts of the Imperial Parliament.

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 :—

Part II. of the Merchant Shipping Act, 1894, applied to the Colony.

1. From and after the passing of this Ordinance, the provisions of Part II. of the Act of the Imperial Parliament, 57 & 58 Victoria, Cap. 60 (the Merchant Shipping Act, 1894), as amended by the Act of the Imperial Parliament, 6 Edward VII., Cap. 48 (the Merchant Shipping Act, 1906) relating to British ships registered in the United Kingdom, and to the owners, masters, and crews of those ships, shall apply to British ships registered in the Colony and to the owners, masters and crews of those ships when within the jurisdiction of the Colony.

Short title.

2. This Ordinance may be cited as "The Merchant Shipping Ordinance, 1909."