

2. Sentence of death shall not be pronounced on or recorded against a child or young person, but in lieu thereof the Court shall sentence the child or young person to be detained during His Majesty's pleasure, and, if so sentenced, he shall be liable to be detained in such place and under such conditions as the Governor in Council may direct, and whilst so detained shall be deemed to be in legal custody.

Sentence of death on child or young person not to be passed.

3. This Ordinance may be cited as "The Children Ordinance, 1912."

Short title.

## PRESERVATION OF WILD ANIMALS AND BIRDS.

Ordinance No. 1 of 1913.

[22nd March, 1913.]

*An Ordinance to amend the law with regard to the preservation of wild animals and birds.*

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. This Ordinance may be cited as "The Wild Animals and Birds Protection (Amendment) Ordinance, 1913," and shall apply throughout the Colony of the Falkland Islands and its Dependencies, and shall come into force on such date as the Governor shall appoint by proclamation in the *Government Gazette*.

Short title and commencement of Ordinance.

2. Any person who, after the commencement of this Ordinance, within the limits of the Colony of the Falkland Islands or its Dependencies—

Offences with regard to wild animals and birds mentioned in Schedule 1.

(a) knowingly kills or attempts to kill, or wounds or takes any wild animal or bird specified in the First Schedule to this Ordinance; or

(b) uses any lime, trap, net, snare or other instrument for the purpose of killing or taking any such wild animal or bird; or

(c) has in his control or possession or exposes or offers for sale or exports or attempts to export from the Colony or its Dependencies any such wild animal or bird, killed or taken after the commencement of this Ordinance, or any part of any such wild animal or bird, so killed or taken,

shall be guilty of an offence and shall, on conviction, be liable to a penalty not exceeding ten pounds for every such wild animal or part of an animal, and to a penalty not exceeding two pounds for any bird or part of a bird in respect of which an offence has been committed.

Offences with  
regard to wild  
animals or  
birds mentioned  
in Schedule II.

3. Any person who, during the period between the first day of October in any year and the last day of February in the following year, both days included (which period is hereinafter called the close season)—

(a) knowingly kills or attempts to kill, or wounds or takes any wild animal or bird specified in the Second Schedule to this Ordinance; or

(b) uses any lime, trap, net, snare or other instrument for the purpose of killing or taking any such wild animal or bird; or

(c) has in his control or possession or exposes or offers for sale, or exports or attempts to export any such wild animal or bird, or any part of any such wild animal or bird, killed or taken during the close season,

shall be guilty of an offence and shall be liable, on conviction, to a penalty not exceeding one pound for every wild animal or bird or part of a wild animal or bird in respect of which an offence has been committed.

Burden of proof  
in certain cases.

4. Whenever, in any proceedings under Sections 3 or 4 of this Ordinance, it is alleged that the wild animal or bird in respect to which or to any part of which the charge is laid was killed or taken without the limits of the Colony and its Dependencies, or before the commencement of this Ordin

ance, or at a time when such bird might lawfully be killed or taken, the proof of such circumstance shall lie on the person alleging the same.

5. Notwithstanding anything contained in this Ordinance, the Governor, by writing under his hand, may, for such time and subject to such conditions as he thinks fit, authorise any person to kill or take any wild animal or bird specified in the Schedules and to export such animal or bird.

Power of  
Governor to  
grant licences.

6. The Stipendiary Magistrate in any Dependency may authorise the killing or taking in that Dependency of any wild animal or bird specified in the Schedules, and the export from that Dependency of any such animal or bird.

Power of  
Stipendiary  
Magistrate to  
grant licence.

7. (a) The Governor in Council may from time to time, by order published in the *Government Gazette*, declare that the name or names of any wild animal or bird shall be added to or expunged from the list of animals and birds contained in Schedules I. and II. to this Ordinance, and thereupon and while such order remains in force this Ordinance shall be read and shall have effect as if the name of the animal or bird so added had been inserted or as if the name of the animal or bird so expunged had not been specified in the Schedule mentioned in such order.

Power of  
Governor in  
Council to alter  
Schedules.

(b) Such order may apply either to the whole of the Colony and its Dependencies or to any part of such whole.

8. (a) The Governor in Council may, by proclamation published in the *Government Gazette*, vary the close season established by Section 4 of this Ordinance, or by any such proclamation, with regard to any or all of the wild animals or birds named in the Second Schedule to this Ordinance, and while any such proclamation remains in force this Ordinance shall be read subject to the variation made by such proclamation.

Power of  
Governor in  
Council to vary  
the close  
season.

(b) Such proclamation may apply either to the whole of the Colony and its Dependencies or to any part of such whole.

Prosecution of offences.

9. Every offence under this Ordinance may be prosecuted before a Stipendiary Magistrate or two Justices of the Peace in a summary manner.

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#### SCHEDULE I.

Reindeer.	Scoresby's Gull ( <i>Larus Scoresbyi</i> ).
Kelp Goose ( <i>Bernicla antarctica</i> ).	Kelp Pigeon ( <i>Chionis alba</i> ).
Thrush ( <i>Turdus falklandicus</i> ).	Red-breasted Starling ( <i>Trupialis falklandicus</i> ).
Wren ( <i>Troglodytes Cobbi</i> ).	Cinclodes ( <i>Cinclodes antarcticus</i> ).

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#### SCHEDULE II.

Blacknecked Swan.	White or Coscoroba Swan.
Widgeon.	Pintail Duck.
Grey Duck.	Mallard ( <i>Anas boschas</i> ).
Teal.	Grebe.
Giant Petrel.	Snipe.
Double-ringed Plover ( <i>Egialitis falklandicus</i> ).	King-Shag ( <i>Phalacrocorax alriceps</i> ).

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#### OPIMUM.

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Ordinance No. 3 of 1913.

[8th April, 1913.]

*An Ordinance to give effect to the measures decided upon in the International Opium Convention signed at The Hague on the 23rd day of January, 1912, and to regulate the importation into and the storage and disposal of Opium, Morphine, Cocaine and similar drugs in the Colony of the Falkland Islands.*

Whereas the Government of the Colony of the Falkland Islands hath agreed to be bound by the International Opium Convention signed at The Hague on the 23rd of January, 1912 :