

lessee by the purchaser of the land, or shall be allowed to the lessee in case he shall be the purchaser.

21. Every Section and Station of land shall be defined with reference to the nautical chart of the Colony, without requiring any further survey, but the boundaries will be subsequently made by the Surveyor-General or by a competent sworn surveyor, and submitted for approval to the Governor. Boundaries defined.

(Signed) G. D'ARCY, *Governor.*

Passed the Legislative Council this fourteenth day of September, one thousand eight hundred and seventy-one.

(Signed) M. GALLWEY HURST, *Acting Clerk to the Council.*

35.

Pilot Ordinance.

In the Year 1871.—No. 5.

Clause.

1. Repeal of Pilot and Harbour Ordinance No. 8, 1853, and Pilot and Harbour Regulations, 1857.
2. Governor to appoint pilots and make regulations.
3. Vessels anchoring to pay pilotage.
4. Government not responsible for acts of pilots.
5. Governor to make harbour regulations.
6. Governor may require declarations, deposit of papers, and notice of departure.
7. Penalty of disobedience to regulations.
8. Misconduct of pilots.
9. Penalty for keeping on board or firing a cannon loaded with ball.
10. Unlawful quantities of gunpowder.
11. Throwing ballast into the harbour.
12. Limits of Stanley Harbour.
13. Commencement of Ordinance.

By His Excellency Colonel GEORGE D'ARCY, Governor and Commander-in-Chief in and over the Falkland Islands and the Dependencies thereof, with the advice and consent of the Legislative Council thereof.

WHEREAS it is expedient to make better provisions for the Pilotage and Harbour Regulations; Be it enacted,—

1. That the Pilot and Harbour Ordinance No. 8, 1853, be hereby repealed, and that the Pilot and Harbour Regulations published on the twenty-fourth day of September, 1857, in pursuance of the power vested in the Governor in that behalf by the aforesaid Ordinance, be hereby annulled. Repeal of Pilot and Harbour Ordinance No. 8, 1853, and Pilot and Harbour Regulations, 1857.
2. That the Governor shall from time to time appoint, in the Form A hereunto annexed, pilots or a harbour master for any harbour within the Falkland Islands, and may revoke such appointment; and make regulations respecting the duties of and payment to pilots and other matter connected therewith. Governor to appoint Pilots and make regulations.
3. That every vessel (except vessels of war and colonial vessels trading between Cape Horn and Montevideo) anchoring to the westward of and within a line drawn from Cape Pembroke to William Point, shall pay to the Shipping Master of the Port of Stanley the sum of sixty shillings for every vessel drawing less than 10 feet, and for every vessel drawing 10 feet or more, 6s. per foot. The rate of pilotage outwards shall be one-half the rate inwards. Vessels anchoring to pay pilotage.
Rate of pilotage.
4. That the Government shall not be responsible for any loss or damage occasioned by the acts of any pilots in this Colony. Governor not to be responsible for acts of pilots.
5. That the Governor may from time to time make regulations respecting the anchoring and mooring of vessels, the package, landing, deposit and removal of gunpowder (save and except on board any vessel of war), the safe keeping thereof, the watering, ballasting, or discharging of ballast of or from vessels, and all other matters relating to the safe and commodious navigation of any such harbour, and the order and management of vessels resorting thereto. Governor to make harbour regulations.
6. That the Governor may from time to time make regulations requiring a declaration to be made by the master of any vessel arriving at any of the said harbours, the deposit of the ship's papers and the return thereof to the master a reasonable time That the Governor may require declarations, deposit of papers and notice of departure.

before his departure, and prescribing the form, time and manner of making such declaration, deposit or return, or giving such notice.

Penalty for disobedience to regulations.

7. That any master, seaman, passenger, pilot, or other person who shall offend against the said regulations shall pay a fine not exceeding fifty pounds.

Misconduct of pilots, endangering ship, life or limb, to be a misdemeanour.

8. That any pilot in charge of any vessel who, by wilful breach of duty, or by neglect of duty, or by reason of drunkenness, does any act tending to the immediate loss, destruction, or serious damage of such vessel, or tending immediately to endanger the life or limb of any person on board of such vessel, or who, by wilful breach of duty, or neglect of duty, or by reason of drunkenness, refuses or omits to do any lawful act, proper and required to be done by him for preserving such vessel from loss, destruction or serious damage, or for preserving any person belonging to or on board such vessel from danger to life or limb, shall for each such offence be guilty of a misdemeanour, and shall be liable to punishment with fine or imprisonment with or without hard labour or both, and the Court may, if it shall think fit, order payment of the costs and expenses of the prosecution.

Penalty for keeping on board or firing cannon loaded with ball or shot.

9. That the master or officer commanding any vessel (except any vessel of war) who, while such vessel shall lie in or be in Stanley Harbour, shall keep or cause or permit to be fired any cannon on board such vessel shotted or loaded with ball, shall pay a fine not exceeding fifty pounds.

Unlawful quantities of gunpowder.

10. That if any information shall be given upon oath to any Justice that there is reasonable cause to suspect that any unlawful quantity of gunpowder is on board any merchant vessel in Stanley Harbour, it shall be lawful for such Justice, by warrant under his hand, to direct any constable at any time to enter and search any such vessel, and it shall be lawful for any constable to whom such warrant shall be directed (such constable having previously made known such his authority) either alone or with the assistance as he may deem necessary to enter any such vessel, and search the same for unlawful quantities of gunpowder, and seize and remove to the proper place and detain all such unlawful quantities of gunpowder found on board any such vessel, and the barrels and other packages in which gunpowder shall be, and if necessary to use force to enable him to execute any such warrant.

Throwing ballast, &c., into the harbour.

11. That if any person shall throw or cause to be thrown into Stanley Harbour any dead animal, ballast, damaged goods, rubbish, or other material, he shall pay a fine not exceeding a hundred pounds.

Limits of Stanley Harbour.

12. That Stanley Harbour for the purposes of this Ordinance shall extend to any place lying to the westward of and within a line drawn from Cape Pembroke to William Point, and below high-water mark.

Commencement of Ordinance.

13. That this Ordinance shall take effect and come into operation this seventh day of December, one thousand eight hundred and seventy-one.

SCHEDULE.

A.—(SECTION 2.)

Falkland Islands) I, _____, Governor and Commander-in-Chief of the
to wit.) Falkland Islands,
and the Dependencies thereof do hereby in pursuance of the powers in
me vested by the Pilot and Harbour Ordinance No. 7, 1871, appoint
to be a pilot and (or) harbour master for the port of _____. In witness
thereof I have hereunto set my hand and affixed the seal of the Government, at
Government House, Stanley, this _____ day of _____ one
thousand eight hundred and _____

(Signed) G. D'ARCY, *Governor.*

Passed the Legislative Council this seventh day of December, one thousand eight hundred and seventy-one.

(Signed) M. GALLWEY HURST, *Acting Clerk to the Council.*