



The
British Antarctic Territory
Gazette for 1962

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LIST OF MAGISTRATES SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1962.

CHINN, E. J.	...	...	...	DECEPTION ISLAND, SOUTH SHETLANDS
CUNNINGHAM, J. C.	...	...	...	STONINGTON ISLAND, WEST GRAHAM LAND
FOTHERGILL, I. L.	...	...	...	HOPE BAY, TRINITY PENINSULAR
GRIMSHAW, E. W.	...	...	...	ARGENTINE ISLANDS, WEST GRAHAM LAND
JARMAN, G. M.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND
LECKIE, R. H.	...	...	...	ADELAIDE ISLAND, WEST GRAHAM LAND
TILBROOKE, P. J.	...	...	...	SIGNY ISLAND, SOUTH ORKNEYS

LIST OF MEDICAL OFFICERS SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1962.

BROWN, C. T.	HALLEY BAY, CAIRD COAST, COATS LAND
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STATUTORY INSTRUMENTS

1962 No. 400

The British Antarctic Territory Order in Council, 1962*Made 26th February, 1962**Laid before Parliament 2nd March, 1962**Coming into operation 3rd March, 1962*

At the Court at Buckingham Palace, the 26th day of February, 1962

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the British Settlements Acts, 1887 and 1945(a) the Colonial Boundaries Act, 1895(b), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered as follows —

Citation and commencement.

1. (1) This Order may be cited as the British Antarctic Territory Order in Council, 1962.

(2) This Order shall come into operation on the third day of March, 1962, and shall be published in the Falkland Islands Government Gazette.

Interpretation.

2. (1) In this Order —

“the British Antarctic Territory” means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude;

“the Territory” means the British Antarctic Territory.

(2) The Interpretation Act, 1889(c), shall apply, with the necessary modifications, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting and otherwise in relation to Acts of Parliament of the United Kingdom.

British Antarctic Territory to be a separate colony.

3. On the day of the commencement of this Order all the islands and territories whatsoever which were immediately before such commencement comprised in the Dependencies of the Colony of the Falkland Islands as defined in the Letters Patent dated the 21st day of July, 1908(d), and the 28th day of March, 1917(e), and are situated south of the 60th parallel of south latitude between the 20th degree of west longitude and the 80th degree of west longitude shall form a separate colony which shall be known as the British Antarctic Territory.

Establishment of office of High Commissioner.

4. There shall be a High Commissioner for the Territory who shall be appointed by Her Majesty by Commission under Her Majesty's Sign Manual and Signet and shall hold office during Her Majesty's pleasure.

Powers and duties of High Commissioner.

5. The High Commissioner shall have such powers and duties as are conferred upon him by or under this Order or any other law, and such other powers and duties as Her Majesty may from time to time be pleased to assign to him, and, subject to the provisions of this Order and any other law by which any such powers or duties are conferred, shall do or execute all things that belong to his office according to such instructions, if any, as Her Majesty may from time to time see fit to give him.

(a) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.

(b) 58 & 59 Vict. c. 34.

(c) 52 & 53 Vict. c. 63.

(d) Rev. VIII, p. 583.

(e) Rev. VII, p. 585.

6. A person appointed to hold the office of High Commissioner shall, before entering upon the duties of that office, take and subscribe the oath of allegiance and an oath for the due execution of his office in the form set out in the Schedule to this Order.

Oaths to be taken by High Commissioner.

7. (1) Whenever the office of High Commissioner is vacant or the High Commissioner is absent from the Territory or is from any other cause prevented from or incapable of discharging the functions of his office, those functions shall be performed by such person as Her Majesty may designate by Instructions given under Her Sign Manual and Signet or through a Secretary of State.

Discharge of High Commissioner's functions during vacancy, etc.

(2) Before any person enters upon the performance of the functions of the office of High Commissioner under this section he shall take and subscribe the oaths directed by section 6 of this Order to be taken by a person appointed to the office of High Commissioner.

(3) For the purposes of this section —

- (a) the High Commissioner shall not be regarded as absent from the Territory, or as prevented from, or incapable of, discharging the duties of his office, during his passage from any part of the Territory to another or to any other British territory south of the 50th parallel of south latitude, or while he is in any part of the last mentioned territory; and
- (b) the High Commissioner shall not be regarded as absent from the Territory, or as prevented from, or incapable of, discharging the functions of his office at any time when an officer is discharging those functions under section 8 of this Order.

8. (1) The High Commissioner may, by Instrument under the Public Seal of the Territory, authorize a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions and subject to such exceptions and conditions as may be specified in that Instrument such of the functions of the office of High Commissioner as may be specified in that Instrument.

Discharge of High Commissioner's functions by deputy.

(2) The powers and authority of the High Commissioner shall not be affected by any authority given to such person under this section otherwise than as Her Majesty may at any time think proper to direct, and such person shall conform to and observe such instructions relating to the discharge by him of any of the functions of the office of High Commissioner as the High Commissioner may from time to time address to him.

(3) Any authority given under this section may at any time be varied or revoked by Her Majesty by instructions given through a Secretary of State or by the High Commissioner by Instrument under the Public Seal.

9. There shall be a Public Seal for the Territory. The High Commissioner shall keep and use the Public Seal for sealing all things whatsoever that shall pass the said Seal.

Public Seal.

10. The High Commissioner, in Her Majesty's name and on Her Majesty's behalf, may constitute offices for the Territory, make appointments to any such office and terminate any such appointment.

Constitution of offices.

11. (1) The High Commissioner may, by Regulations, make laws for the peace, order and good government of the Territory.

Power to make Regulations.

(2) Any Regulation made by the High Commissioner may be disallowed by Her Majesty through a Secretary of State.

(3) Whenever any Regulation has been disallowed by Her Majesty, the High Commissioner shall cause notice of such disallowance to be published in such manner and at such place or places in the Territory as he may direct.

(4) Every Regulation disallowed shall cease to have effect as soon as notice of disallowance is published, and thereupon any enactment amended or repealed by, or in pursuance of, the Regulation disallowed shall have effect as if the Regulation had not been made.

(5) Subject as aforesaid, the provisions of subsection (2) of section 38 of the Interpretation Act, 1889, shall apply to such disallowance as they apply to the repeal of an enactment by an Act of Parliament.

12. The High Commissioner may, in Her Majesty's name and on Her Majesty's behalf —

- (a) grant to any person concerned in or convicted of any offence a pardon, either free or subject to lawful conditions; or
- (b) grant to any person a respite, either indefinite or for a specified period, of the execution of any punishment imposed on that person for any offence; or
- (c) substitute a less severe form of punishment for any punishment imposed on that person for any offence; or
- (d) remit the whole or any part of any punishment imposed on that person for any offence or of any penalty or forfeiture otherwise due to Her Majesty on account of any offence.

Existing laws.

13. (1) Subject to the provisions of this section, the existing laws shall continue to have effect in the Territory after the commencement of this Order and shall be read and construed with such modifications, adaptations, qualifications and exceptions as may be necessary to bring them into conformity with this Order.

(2) The provisions of subsection (1) of this section shall be without prejudice to any powers conferred upon the High Commissioner by section 11 of this Order.

(3) For the purposes of this section "existing laws" means all Ordinances, Laws, rules, regulations, orders and other instruments having the effect of law in the Territory immediately before the commencement of this Order.

Establishment of courts.

14. (1) The High Commissioner may, by Regulations made under this Order, establish such courts of justice in and for the Territory as he may think fit and may make such provisions as he may think fit respecting the jurisdiction and powers of any such court, the proceedings in any such court, the enforcement and execution of the judgments, decrees, orders and sentences of any such court given or made in the exercise of such jurisdiction and powers, and respecting appeals therefrom.

(2) A court established under this section shall sit in such place or places in the Territory as the High Commissioner may appoint:

Provided that it may also sit in such place or places within any other British territory south of the 50th parallel of south latitude as the High Commissioner, acting with the concurrence of the Governor of such territory, may appoint, in which case it may exercise its jurisdiction and powers in like manner as if it were sitting within the Territory.

(3) The High Commissioner may constitute all such judge-ships and other offices as he may consider necessary for the purposes of this section and may make appointments to any office so established, and any person so appointed, unless otherwise provided by law, shall hold his office during Her Majesty's pleasure.

Amendment of section 1 (1) of the Falkland Islands (Legislative Council) Order in Council, 1948.

15. Subsection (1) of section 1 of the Falkland Islands (Legislative Council) Order in Council, 1948(a), shall be amended by the deletion therefrom of the definition of "the Dependencies" and the

(a) S. I. 1948/2573 (Rev. VII. p. 591: 1948 I. p. 1018).

substitution therefor of the following definition :

“ “the Dependencies” means all islands and territories whatsoever between the 20th degree of west longitude and the 50th degree of west longitude which are situated between the 50th parallel of south latitude and the 60th parallel of south latitude; and all islands and territories whatsoever between the 50th degree of west longitude and the 80th degree of west longitude which are situated between the 58th parallel of south latitude and the 60th parallel of south latitude.”.

W. G. Agnew.

SCHEDULE

Section 6.

OATH OR AFFIRMATION FOR THE DUE EXECUTION OF THE OFFICE OF HIGH COMMISSIONER

I,..... DO SWEAR (or solemnly affirm) that I will well and truly serve Her Majesty Queen Elizabeth II, Her Heirs and Successors, in the office of High Commissioner of the British Antarctic Territory.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order makes provision for the constitution into a new colony under the name of the British Antarctic Territory of part of the Dependencies of the colony of the Falkland Islands and for the administration of the new colony.

STATUTORY INSTRUMENTS

1962 No. 401

SOUTH ATLANTIC TERRITORIES

The Antarctic Treaty Order in Council, 1962

Made 26th February, 1962*Laid before Parliament* 2nd March, 1962*Coming into operation* 3rd March, 1962

At the Court at Buckingham Palace, the 26th day of February, 1962

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the Foreign Jurisdiction Act, 1890(a), the British Settlements Acts, 1887 and 1945(b), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

Citation and commencement.

1. (1) This Order may be cited as the Antarctic Treaty Order in Council, 1962.

(2) This Order shall come into operation on the same day as the British Antarctic Territory Order in Council, 1962(c), and shall be published in the Falkland Islands Government Gazette.

Interpretation.

2. (1) In this Order —

“Antarctica” means the area south of the 60th parallel of south latitude, including all ice shelves, but does not include the high seas within that area;

“the British Antarctic Territory” means all islands and territories between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude;

“Court” means a court established under section 14 of the British Antarctic Territory Order in Council, 1962;

“exchanged scientist” means a scientist exchanged under paragraph 1 (b) of Article III of the Treaty;

“the High Commissioner” means the High Commissioner appointed under section 4 of the British Antarctic Territory Order in Council, 1962, and includes any person who, under and to the extent of any authority in that behalf, is for the time being performing the functions of that office;

“observer” means an observer designated under paragraph 1 of Article VII of the Treaty;

“the Territory” means the British Antarctic Territory as defined in this Order;

“the Treaty” means the Antarctic Treaty set out in the Schedule to this Order.

(2) The Interpretation Act, 1889(d), shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting and otherwise in relation to Acts of Parliament of the United Kingdom.

Jurisdiction not to be exercised by courts of Territory over observers, etc. of other contracting parties in certain cases.

3. (1) Jurisdiction shall not be exercised by any court of the Territory over any person to whom this section applies in respect of any act done or omitted to be done by him while he is in any part of Antarctica for the purpose of exercising his functions.

(a) 53 & 54 Vict. c. 37. (b) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7. (c) S.I. 1962/400. (d) 52 & 53 Vict. c. 63.

(2) This section applies to any person who is an observer or an exchanged scientist or a member of the staff accompanying any observer or exchanged scientist and who is a national of any Contracting Party to the Treaty other than the United Kingdom.

4. (1) Subject to the provisions of this section, where any person does or omits to do any act to which this section applies and that act or omission would, if it occurred in the Territory, be an offence under the law for the time being in force in the Territory, he shall be liable to be proceeded against and punished in the same manner in all respects as if the act or omission had occurred in the Territory; and the courts of the Territory shall have jurisdiction accordingly.

Criminal jurisdiction over United Kingdom observers, etc. conferred on courts of Territory in certain cases.

(2) Proceedings for the trial and punishment of a person who is charged with an offence by virtue of the foregoing provisions of this section shall not be instituted in any court of the Territory except with the consent of the High Commissioner and on his certificate that the institution of such proceedings is, in his opinion, expedient.

(3) The High Commissioner, with the consent of a Secretary of State, may make such regulations as appear to him to be necessary or expedient in order to provide —

- (a) for the arrest in any part of Antarctica to which this section applies of any person suspected of having committed an offence with respect to which the courts of the Territory have jurisdiction by virtue of the provisions of this section; and
- (b) for the conveyance in custody of any person so arrested to a convenient place in the Territory, or, where any court of the Territory having jurisdiction to enquire into a charge in respect of the offence which such person is suspected of having committed may exercise such jurisdiction when sitting in such other British territory as is mentioned in the proviso to subsection (2) of section 14 of the British Antarctic Territory Order in Council, 1962, to a convenient place in such territory for the purpose of being charged with that offence; and
- (c) for the taking of possession of and conveyance to a convenient place as aforesaid of any article that is situated in any part of Antarctica to which this section applies and that may constitute evidence regarding the commission of an offence with respect to which the courts of the Territory have jurisdiction by virtue of the provisions of this section, and for securing the attendance before any such court of any person in any such part of Antarctica who may be able to give evidence regarding the commission of such an offence.

(4) This section applies to any act done or omitted to be done by a citizen of the United Kingdom and Colonies or a British protected person, who is an observer or an exchanged scientist or a member of the staff accompanying any observer or exchanged scientist, while he is in any part of Antarctica to which this section applies for the purpose of exercising his functions; and the parts of Antarctica to which this section applies are parts of Antarctica other than the Territory, the Australian Antarctic Territory and the Ross Dependency of New Zealand.

5. (1) All parts of the Territory and all stations, installations and equipment therein, and all ships and aircraft at points of discharging or embarking cargoes or personnel in those parts of the Territory shall be open at all times to inspection by any observers; and any person impeding or hindering any such observer in the exercise of his right of inspection shall be guilty of an offence.

Inspection of Territory by observers.

(2) Subject to the provisions of section 3 of this Order, proceedings in respect of an offence under this section shall be taken before the competent court of the Territory and any person who is

convicted of such an offence shall be liable to a fine not exceeding fifty pounds.

Exemption from certain laws of the Territory may be granted to observers.

6. (1) Without prejudice to subsection (1) of the last foregoing section, the High Commissioner may, by order, grant exemption from the provisions of any enactment or instrument made thereunder in force in the Territory to observers and exchanged scientists and members of the staffs accompanying any such persons to such extent as appears to him to be necessary or expedient in order to facilitate access by such persons to any part of Antarctica for the purpose of exercising their functions or the exercise of their functions in any part of the Territory within Antarctica.

(2) The power to grant exemptions conferred by the preceding subsection shall be construed as including power to grant exemptions in respect of baggage, instruments or other goods accompanying or intended for the use of any such persons as are referred to in that subsection.

Revocation of Antarctic Order in Council, 1961.

7. The Antarctic Treaty Order in Council, 1961(a), is hereby revoked without prejudice to anything lawfully done thereunder.

W. G. Agnew.

(a) S.I. 1961/570 (1961 I, p. 1250).

THE SCHEDULE

Section 2 (1)

THE ANTARCTIC TREATY

The Governments of Argentina, Australia, Belgium, Chile, the French Republic, Japan, New Zealand, Norway, the Union of South Africa, the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, and the United States of America,

Recognizing that it is in the interest of all mankind that Antarctica shall continue forever to be used exclusively for peaceful purposes and shall not become the scene or object of international discord;

Acknowledging the substantial contributions to scientific knowledge resulting from international cooperation in scientific investigation in Antarctica;

Convinced that the establishment of a firm foundation for the continuation and development of such cooperation on the basis of freedom of scientific investigation in Antarctica as applied during the International Geophysical Year accords with the interests of science and the progress of all mankind;

Convinced also that a treaty ensuring the use of Antarctica for peaceful purposes only and the continuance of international harmony in Antarctica will further the purposes and principles embodied in the Charter of the United Nations;

Have agreed as follows:

ARTICLE I

1. Antarctica shall be used for peaceful purposes only. There shall be prohibited, *inter alia*, any measures of a military nature, such as the establishment of military bases and fortifications, the carrying out of military maneuvers, as well as the testing of any type of weapons.

2. The present Treaty shall not prevent the use of military personnel or equipment for scientific research or for any other peaceful purpose.

ARTICLE II

Freedom of scientific investigation in Antarctica and cooperation toward that end, as applied during the International Geophysical Year, shall continue, subject to the provisions of the present Treaty.

ARTICLE III

1. In order to promote international cooperation in scientific investigation in Antarctica, as provided for in Article II of the present Treaty, the Contracting Parties agreed that, to the greatest extent feasible and practicable:—

- (a) information regarding plans for scientific programs in Antarctica shall be exchanged to permit maximum economy and efficiency of operations;
- (b) scientific personnel shall be exchanged in Antarctica between expeditions and stations;
- (c) scientific observations and results from Antarctica shall be exchanged and made freely available.

2. In implementing this Article, every encouragement shall be given to the establishment of cooperative working relations with those Specialized Agencies of the United Nations and other international organizations having a scientific or technical interest in Antarctica.

ARTICLE IV

1. Nothing contained in the present Treaty shall be interpreted as :—

- (a) a renunciation by any Contracting Party of previously asserted rights of or claims to territorial sovereignty in Antarctica;
- (b) a renunciation or diminution by any Contracting Party of any basis of claim to territorial sovereignty in Antarctica which it may have whether as a result of its activities or those of its nationals in Antarctica, or otherwise;
- (c) prejudicing the position of any Contracting Party as regards its recognition or non-recognition of any other State's right of or claim or basis of claim to territorial sovereignty in Antarctica.

2. No acts or activities taking place while the present Treaty is in force shall constitute a basis for asserting, supporting or denying a claim to territorial sovereignty in Antarctica or create any rights of sovereignty in Antarctica. No new claim, or enlargement of an existing claim, to territorial sovereignty in Antarctica shall be asserted while the present Treaty is in force.

ARTICLE V

1. Any nuclear explosions in Antarctica and the disposal there of radioactive waste material shall be prohibited.

2. In the event of the conclusion of international agreements concerning the use of nuclear energy, including nuclear explosions and the disposal of radioactive waste material, to which all of the Contracting Parties whose representatives are entitled to participate in the meetings provided for under Article IX are parties, the rules established under such agreements shall apply in Antarctica.

ARTICLE VI

The provisions of the present Treaty shall apply to the area south of 60° South Latitude, including all ice shelves, but nothing in the present Treaty shall prejudice or in any way affect the rights, or the exercise of the rights, of any State under international law with regard to the high seas within that area.

ARTICLE VII

1. In order to promote the objectives and ensure the observance of the provisions of the present Treaty, each Contracting Party whose representatives are entitled to participate in the meetings referred to in Article IX of the Treaty shall have the right to designate observers to carry out any inspection provided for by the present Article. Observers shall be nationals of the Contracting Parties which designate them. The names of observers shall be communicated to every other Contracting Party having the right to designate observers, and like notice shall be given of the termination of their appointment.

2. Each observer designated in accordance with the provisions of paragraph 1 of this Article shall have complete freedom of access at any time to any or all areas of Antarctica.

3. All areas of Antarctica, including all stations, installations and equipment within those areas, and all ships and aircraft at points of discharging or embarking cargoes or personnel in Antarctica, shall be open at all times to inspection by any observers designated in accordance with paragraph 1 of this Article.

4. Aerial observation may be carried out at any time over any or all areas of Antarctica by any of the Contracting Parties having the right to designate observers.

5. Each Contracting Party shall, at the time when the present Treaty enters into force for it, inform the other Contracting Parties, and thereafter shall give them notice in advance, of

- (a) all expeditions to and within Antarctica, on the part of its ships or nationals, and all expeditions to Antarctica organized in or proceeding from its territory;
- (b) all stations in Antarctica occupied by its nationals; and
- (c) any military personnel or equipment intended to be introduced by it into Antarctica subject to the conditions prescribed in paragraph 2 of Article I of the present Treaty.

ARTICLE VIII

1. In order to facilitate the exercise of their functions under the present Treaty, and without prejudice to the respective positions of the Contracting Parties relating to jurisdiction over all other persons in Antarctica, observers designated under paragraph 1 of Article VII and scientific personnel exchanged under subparagraph 1 (b) of Article III of the Treaty, and members of the staffs accompanying any such persons, shall be subject only to the jurisdiction of the Contracting Party of which they are nationals in respect of all acts or omissions occurring while they are in Antarctica for the purpose of exercising their functions.

2. Without prejudice to the provisions of paragraph 1 of this Article, and pending the adoption of measures in pursuance of subparagraph 1 (e) of Article IX, the Contracting Parties concerned in any case of dispute with regard to the exercise of jurisdiction in Antarctica shall immediately consult together with a view to reaching a mutually acceptable solution.

ARTICLE IX

1. Representatives of the Contracting Parties named in the preamble to the present Treaty shall meet at the City of Canberra within two months after the date of entry into force of the Treaty, and

thereafter at suitable intervals and places, for the purpose of exchanging information, consulting together on matters of common interest pertaining to Antarctica, and formulating and considering, and recommending to their Governments, measures in furtherance of the principals and objectives of the Treaty, including measures regarding :

- (a) use of Antarctica for peaceful purposes only;
- (b) facilitation of scientific research in Antarctica;
- (c) facilitation of international scientific cooperation in Antarctica;
- (d) facilitation of the exercise of the rights of inspection provided for in Article VII of the Treaty;
- (e) questions relating to the exercise of jurisdiction in Antarctica;
- (f) preservation and conservation of living resources in Antarctica.

2. Each Contracting Party which has become a party to the present Treaty by accession under Article XIII shall be entitled to appoint representatives to participate in the meetings referred to in paragraph 1 of the present Article, during such time as that Contracting Party demonstrates its interest in Antarctica by conducting substantial scientific research activity there, such as the establishment of a scientific station or the despatch of a scientific expedition.

3. Reports from the observers referred to in Article VII of the present Treaty shall be transmitted to the representatives of the Contracting Parties participating in the meetings referred to in paragraph 1 of the present Article.

4. The measures referred to in paragraph 1 of this Article shall become effective when approved by all the Contracting Parties whose representatives were entitled to participate in the meetings held to consider those measures.

5. Any or all of the rights established in the present Treaty may be exercised as from the date of entry into force of the Treaty whether or not any measures facilitating the exercise of such rights have been proposed, considered or approved as provided in this Article.

ARTICLE X

Each of the Contracting Parties undertakes to exert appropriate efforts, consistent with the Charter of the United Nations, to the end that no one engages in any activity in Antarctica contrary to the principals or purposes of the present Treaty.

ARTICLE XI

1. If any dispute arises between two or more of the Contracting Parties concerning the interpretation or application of the present Treaty, those Contracting Parties shall consult among themselves with a view to having the dispute resolved by negotiation, inquiry, mediation, conciliation, arbitration, judicial settlement or other peaceful means of their own choice.

2. Any dispute of this character not so resolved shall, with the consent, in each case, of all parties to the dispute, be referred to the International Court of Justice for settlement; but failure to reach agreement on reference to the International Court shall not absolve parties to the dispute from the responsibility of continuing to seek to resolve it by any of the various peaceful means referred to in paragraph 1 of this Article.

ARTICLE XII

1. (a) The present Treaty may be modified or amended at any time by unanimous agreement of the Contracting Parties whose representatives are entitled to participate in the meetings provided for under Article IX. Any such modification or amendment shall enter into force when the depositary Government has received notice from all such Contracting Parties that they have ratified it.

(b) Such modification or amendment shall thereafter enter into force as to any other Contracting Party when notice of ratification by it has been received by the depositary Government. Any such Contracting Party from which no notice of ratification is received within a period of two years from the date of entry into force of the modification or amendment in accordance with the provisions of subparagraph 1 (a) of this Article shall be deemed to have withdrawn from the present Treaty on the date of the expiration of such period.

2. (a) If after the expiration of thirty years from the date of entry into force of the present Treaty, any of the Contracting Parties whose representatives are entitled to participate in the meetings provided for under Article IX so requests by a communication addressed to the depositary Government, a Conference of all the Contracting Parties shall be held as soon as practicable to review the operation of the Treaty.

(b) Any modification or amendment to the present Treaty which is approved at such a Conference by a majority of the Contracting Parties there represented, including a majority of those whose representatives are entitled to participate in the meetings provided for under Article IX, shall be communicated by the depositary Government to all the Contracting Parties immediately after the termination of the Conference and shall enter into force in accordance with the provisions of paragraph 1 of the present Article.

(c) If any such modification or amendment has not entered into force in accordance with the provisions of subparagraph 1 (a) of this Article within a period of two years after the date of its communication to all the Contracting Parties, any Contracting Party may at any time after the expiration of that period give notice to the depositary Government of its withdrawal from the present Treaty; and such withdrawal shall take effect two years after the receipt of the notice by the depositary Government.

ARTICLE XIII

1. The present Treaty shall be subject to ratification by the signatory States. It shall be open for accession by any State which is a Member of the United Nations, or by any other State which may be

invited to accede to the Treaty with the consent of all the Contracting Parties whose representatives are entitled to participate in the meetings provided for under Article IX of the Treaty.

2. Ratification of or accession to the present Treaty shall be effected by each State in accordance with its constitutional processes.

3. Instruments of ratification and instruments of accession shall be deposited with the Government of the United States of America, hereby designated as the depositary Government.

4. The depositary Government shall inform all signatory and acceding States of the date of each deposit of an instrument of ratification or accession, and the date of entry into force of the Treaty and of any modification or amendment thereto.

5. Upon the deposit of instruments of ratification by all the signatory States, the present Treaty shall enter into force for those States and for the States which have deposited instruments of accession. Thereafter the Treaty shall enter into force for any acceding State upon the deposit of its instrument of accession.

6. The present Treaty shall be registered by the depositary Government pursuant to Article 102 of the Charter of the United Nations.

ARTICLE XIV

The present Treaty, done in the English, French, Russian, and Spanish languages, each version being equally authentic, shall be deposited in the archives of the Government of the United States of America, which shall transmit duly certified copies thereof to the Governments of the signatory and acceding States.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, duly authorized, have signed the present Treaty.

DONE at Washington this first day of December one thousand nine hundred and fifty-nine.

[Here follow the signatures on behalf of the Governments of :— Argentina, Australia, Belgium, Chile, France, Japan, New Zealand, Norway, Union of South Africa, Union of Soviet Socialist Republics, United Kingdom of Great Britain and Northern Ireland, United States of America.]

EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport.)

This Order, which revokes the Antarctic Treaty Order in Council, 1961, makes provision relating to the new colony known as "the British Antarctic Territory" for the implementation in certain respects of the Antarctic Treaty signed at Washington on 1st December, 1959.

COMMISSION passed under the Royal Sign Manual and Signet appointing SIR EDWIN PORTER ARROWSMITH, K.C.M.G., to be High Commissioner for the British Antarctic Territory.

Dated 14th March, 1962.

ELIZABETH R.

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith :

To Our Trusty and Well-beloved

Sir Edwin Porter Arrowsmith, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George,

GREETING :

Appointment of Sir Edwin Porter Arrowsmith, K.C.M.G., to High Commissioner.

We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Sir Edwin Porter Arrowsmith, to be, with effect from the third day of March, 1962, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging and appertaining.

Officers and others to obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof and to give their ready obedience accordingly.

Termination of this Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court at Saint James's, this fourteenth day of March, 1962, in the Eleventh year of Our Reign.

By Her Majesty's Command,

R. MAUDLING.

COMMISSION appointing
SIR EDWIN PORTER ARROWSMITH, K.C.M.G.,
to be High Commissioner
for the British Antarctic Territory.

SOUTH ATLANTIC TERRITORIES

The British Antarctic Territory Royal Instructions, 1962

INSTRUCTIONS to the High Commissioner for the British Antarctic Territory.

ELIZABETH R.

Dated 30th March, 1962.

INSTRUCTIONS to Our High Commissioner for the British Antarctic Territory or other Officer for the time being performing the functions of his office.

We do hereby direct and enjoin and declare Our Will and pleasure as follows :

1. (1) These Instructions may be cited as the British Antarctic Territory Royal Instructions, 1962.

Citation, commencement
and revocation.

(2) These Instructions shall come into operation on the same day as the British Antarctic Territory Order in Council, 1962, and thereupon the Instructions issued to Our Governor and Commander-in-Chief of the Colony of the Falkland Islands and dated the 13th December, 1948, and the additional Instructions issued to the said Governor and Commander-in-Chief and dated 27th November, 1951, and the 15th November, 1955, shall, without prejudice to anything lawfully done thereunder, cease to have effect in respect of the British Antarctic Territory as defined in the British Antarctic Territory Order in Council, 1962.

2. (1) In these Instructions "the High Commissioner" means the High Commissioner for the British Antarctic Territory, and includes the person who, under and to the extent of any authority in that behalf, is for the time being performing the functions of his office.

Interpretation.

(2) The Interpretation Act, 1889, shall apply, with the necessary adaptations, for the purpose of interpreting these Instructions and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament of the United Kingdom.

3. (1) These Instructions, so far as they are applicable to any functions of the office of High Commissioner to be performed by such person as is mentioned in paragraph (1) of the preceding clause, shall be deemed to be addressed to, and shall be observed by, such person.

Instructions to be
observed by deputy.

(2) Such person may, if he thinks fit, apply to Us through a Secretary of State for instructions in any matter; but he shall forthwith transmit to the High Commissioner a copy of every despatch or other communication addressed to Us.

4. In the enacting of Regulations the High Commissioner shall observe, so far as is practicable, the following rules —

Rules for the enactment
of Regulations.

- (1) The words of enactment shall be "Enacted by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962."
- (2) Matters having no proper relation to each other shall not be provided for by the same Regulation; no Regulation shall contain anything foreign to what the title of the Regulation imports; and no provision having indefinite duration shall be included in any Regulation expressed to have limited duration.

- (3) All Regulations shall be distinguished by titles, and shall be divided into successive sections consecutively numbered, and to every section there shall be annexed in the margin a short indication of its contents.
- (4) All Regulations shall be numbered consecutively in a separate series for each year commencing in each year with the number one, and the position of each Regulation in the series shall be determined with reference to the day on which the High Commissioner enacted it.

Certain Regulations not to be enacted without instructions.

5. The High Commissioner shall not, without having previously obtained instructions through a Secretary of State, enact any Regulation within any of the following classes, unless such Regulation contains a clause suspending the operation thereof until the signification of Our pleasure thereon, that is to say —

- (1) any Regulation for the divorce of married persons;
- (2) any Regulation whereby any grant of land or money, or other donation or gratuity may be made to himself;
- (3) any Regulation affecting the currency of the British Antarctic Territory or relating to the issue of bank notes;
- (4) any Regulation imposing differential duties;
- (5) any Regulation the provisions of which shall appear to him to be inconsistent with obligations imposed upon Us by Treaty;
- (6) any Regulation affecting the discipline or control of Our Forces by land, sea or air;
- (7) any Regulation of an extraordinary nature and importance whereby Our prerogative, or the rights or property of Our subjects not residing in the British Antarctic Territory, or the trade, transport or communications of any part of Our dominions or any territory under Our protection or any territory in which We may for the time being have jurisdiction may be prejudiced;
- (8) any Regulation whereby persons of any community or religion may be subjected or made liable to disabilities or restrictions to which persons of other communities or religions are not also made liable, or become entitled to any privilege or advantage which is not conferred on persons of other communities or religions;
- (9) any Regulation containing provisions which have been disallowed by Us:

Provided that the High Commissioner may, without such instructions as aforesaid and although the Regulation contains no such clause as aforesaid, enact any such Regulation (except a Regulation the provisions of which appear to him to be inconsistent with obligations imposed upon Us by Treaty) if he shall have satisfied himself that an urgent necessity exists requiring that the Regulation be brought into immediate operation; but in any such case he shall forthwith transmit a copy of the Regulation to Us together with his reasons for so enacting the same.

Regulations to be sent through Secretary of State.

6. When any Regulation has been enacted, the High Commissioner shall at the earliest convenient opportunity transmit to Us, through a Secretary of State, for the signification of Our pleasure, a transcript in duplicate of the Regulation duly authenticated under the Public Seal of the British Antarctic Territory and by his own signature, together with an explanation of the reasons and occasion for the enactment of the Regulation.

Regulations to be published yearly.

7. As soon as practicable after the commencement of each year, the High Commissioner shall cause a complete collection to be published, for general information, of all Regulations enacted for the British Antarctic Territory during the preceding year.

8. Every appointment by the High Commissioner of any person to any office of employment shall, unless otherwise provided by law, be expressed to be during pleasure only.

Appointments to be during pleasure.

9. (1) Before disposing of any lands to Us belonging in the British Antarctic Territory the High Commissioner shall cause such reservations to be made therefrom as he may think necessary for any public purpose.

Disposition of Crown lands.

(2) The High Commissioner shall not, directly or indirectly, purchase for himself any land or building in the British Antarctic Territory to Us belonging without Our special permission given through a Secretary of State.

10. Whenever any offender has been condemned by the sentence of any court having jurisdiction in the matter to suffer death for any offence committed in the British Antarctic Territory, the High Commissioner shall call for a written report of the case from the judge who tried it, and for such other information derived from the record of the case or elsewhere as he may require, and may call upon the judge to attend upon him and to produce his notes; and if he pardons or respites the offender, he shall, as soon as is practicable, transmit to Us through a Secretary of State a report upon the case, giving the reason for his decision.

Power of pardon in capital cases.

Given at Our Court at St. James's this thirtieth day of March, 1962, in the eleventh year of Our Reign.

STATUTORY INSTRUMENTS

1962 No. 2605

EVIDENCE

The Evidence (British Antarctic Territory) Order, 1962

Made 28th November 1962

At the Court at Buckingham Palace, the 28th day of November 1962

Present,

The Queen's Most Excellent Majesty in Council

Whereas Her Majesty in Council is satisfied upon consideration of a report from the Lord Chancellor and the Secretary of State for the Colonies that, having regard to the law of the Colony of the British Antarctic Territory as to the recognition therein of public registers of the United Kingdom as authentic records and as to the proof of the contents of such registers and other matters by means of duly authenticated certificates issued by public officers in the United Kingdom, it is desirable in the interests of reciprocity to make with respect to public registers of the Colony of the British Antarctic Territory and certificates issued by public officers in or in respect of the said Colony such provision as is hereinafter mentioned —

Now, therefore, Her Majesty, by virtue and in the exercise of the powers conferred on Her by the Evidence (Foreign, Dominion and Colonial Documents) Act 1933(a) and all other powers in that behalf in Her vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The registers of the Colony of the British Antarctic Territory specified in the first column of the Schedule to this Order shall be deemed to be public registers kept under the authority of the

(a) 23 and 24 Geo. 5. c. 4.

law of the Colony and recognised by the courts thereof as authentic records, and to be documents of such a public nature as to be admissible as evidence of the matters regularly recorded therein.

2. For the purposes of the preceding Article all matters recorded in the register shall be deemed, until the contrary is proved, to be regularly recorded.

3. Subject to any requirements of rules of court, a document which purports to be issued in the Colony of the British Antarctic Territory as an official copy of an entry in a register specified in the first column of the Schedule to this Order and which purports to be authenticated by an officer of the said Colony in the manner specified in that Schedule, shall, without evidence as to the custody of the register or of inability to produce it and without any further or other proof, be received as evidence that the register contains such an entry.

4. Nothing in this Order shall be taken to prohibit or restrict the admission in evidence of any copy, extract, summary, certificate or other document whatsoever which, apart from the provisions of this Order, would be admissible as evidence of any particular matter, or to affect any power which, otherwise than by virtue of this Order, is exercisable by any court with respect to the admission of documents in evidence.

5. (1) This Order may be cited as the Evidence (British Antarctic Territory) Order 1962.

(2) This Order extends to all parts of the United Kingdom.

W. G. Agnew.

SCHEDULE

<i>Register</i>	<i>Mode of Authentication</i>
Register of Births 	The signature and seal of the Registrar-General.
Register of Marriages 	do.
Register of Deaths 	do.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport)

This Order makes entries contained in specified public registers of the British Antarctic Territory admissible in evidence in the United Kingdom and provides for their proof by official certificates.

SOUTH ATLANTIC TERRITORIES

The Falkland Islands Letters Patent, 1962

LETTERS PATENT amending the Letters Patent of the 21st July, 1908; the 28th March, 1917; and the 13th December, 1948, defining the boundaries of the Falkland Islands Dependencies.

Dated : 2nd April, 1962.

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING!

Whereas by Letters Patent under Our Great Seal dated the twenty-first day of July, 1908(a), it was amongst other things declared that the group of islands known as South Georgia, the South Orkneys, the South Shetlands, and the Sandwich Islands, and the Territory known as Graham's Land (as therein defined) should become Dependencies of Our Colony of the Falkland Islands:

And Whereas by Letters Patent under Our Great Seal dated the twenty-eighth day of March, 1917(b), it was declared that the Dependencies of Our said Colony should be deemed to include all such islands and territories as were therein defined:

And Whereas We are minded to alter the boundaries of the Dependencies of Our said Colony so as to exclude therefrom certain islands and territories which are hereinafter defined:

And Whereas it is expedient further to amend the Falkland Islands Letters Patent, 1948(c), in the manner hereinafter appearing:

NOW KNOW YE that We, by virtue and in exercise of the powers in that behalf by the British Settlements Acts, 1887 and 1945(d), the Colonial Boundaries Act, 1895(e); and otherwise in Us vested, do declare Our Will and pleasure as follows:

1.—(1) These Our Letters may be cited as the Falkland Islands Letters Patent, 1962, and shall be construed as one with the Falkland Islands Letters Patent, 1948 and 1954(f).

Citation,
construction
and com-
mencement.

(2) The Falkland Islands Letters Patent, 1948 and 1954, and these Our Letters may be cited together as the Falkland Islands Letters Patent, 1948 to 1962.

(3) The Interpretation Act, 1889(g), shall apply, with the necessary adaptations, for the purpose of interpreting these Letters Patent and otherwise in relation thereto as it applies for the purpose of interpreting and otherwise in relation to Acts of the Parliament of the United Kingdom.

(a) Rev. VII, p. 583.

(b) Rev. VII, p. 585.

(c) Rev. VII, p. 586.

(d) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.

(e) 58 & 59 Vict. c. 34.

(f) Rev. VII, p. 586; 1954 II, p. 2991.

(g) 52 & 53 Vict. c. 63.

(4) These Our Letters shall be deemed to have come into operation on the same day as the British Antarctic Territory Order in Council, 1962, and shall be published in the Falkland Islands Government Gazette.

Exclusion
of certain
islands and
territories
from the
Falkland
Islands
Dependen-
cies.

2. The boundaries of the Dependencies of Our Colony of the Falkland Islands as defined in the aforesaid Letters Patent of the twenty-first day of July, 1908, and the twenty-eighth day of March, 1917, shall from the date of the coming into operation of these Our Letters be altered so as to exclude from such Dependencies all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude.

Amendment
of Article 1
of the
Falkland
Islands
Letters
Patent, 1948.

3. Paragraph (1) of Article 1 of the Falkland Islands Letters Patent, 1948, shall be amended by the deletion therefrom of the definition of "the Dependencies" and the substitution therefor of the following definition:

"the Dependencies" means all islands and territories whatsoever between the 20th degree of west longitude and the 50th degree of west longitude which are situated between the 50th parallel of south latitude and the 60th parallel of south latitude: and all islands and territories whatsoever between the 50th degree of west longitude and the 80th degree of west longitude which are situated between the 58th parallel of south latitude and the 60th parallel of south latitude.

Reservation
of power to
amend or
revoke
Letters
Patent.

4. We do hereby reserve to Ourselves, Our Heirs and Successors full power and authority to amend, add to or revoke these Our Letters as to Us or Them shall seem fit.

In Witness whereof We have caused these Our Letters to be made Patent.

Witness Ourselves at Westminster the second day of April in the eleventh year of Our Reign.

By Warrant under the Queen's Sign Manual.

Coldstream.



The
British Antarctic Territory
Gazette for 1963

PUBLISHED BY AUTHORITY

Vol. II. 1st January, 1964.

LIST OF MAGISTRATES SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1963.

TILBROOK, P. J.	...	...	...	SIGNY ISLAND, SOUTH ORKNEYS
LYNCH, B. J.	...	...	...	DECEPTION ISLAND, SOUTH SHETLANDS
DOWNHAM, N. Y.	...	...	...	HOPE BAY, TRINITY PENINSULAR
CHINN, E. J.	...	...	...	ARGENTINE ISLANDS, WEST GRAHAMLAND
LECKIE, R. H.	...	...	...	ADELAIDE ISLAND, WEST GRAHAMLAND
CLENNELL, J. J. O.	...	...	...	STONINGTON ISLAND, WEST GRAHAMLAND
SUMNER, M. R.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND

LIST OF MEDICAL OFFICERS SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1963.

BOWRA, G. T.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND
BEYNON, A. D. G. (Dental Officer)	...	...	...	STONINGTON ISLAND, WEST GRAHAMLAND

APPOINTMENT

Name	Department	Office	From	To
Browning, R.	British Antarctic Territory	Acting Registrar General & Registrar Supreme Court	18.3.63	5.11.63.

Intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following regulations of the British Antarctic Territory —

Number	Title	Reference Number
3 of 1963	Appropriation Regulation (Amendment) 1963	F.I.D.S. 444

POLAR MEDAL AWARDS, 1963.

Her Majesty the Queen has been graciously pleased to approve the following awards —

CLASPS TO POLAR MEDALS

A. B. Erskine, C. F. Le Feuvre.

POLAR MEDAL

S. E. Black (Posthumously)	Captain W. Johnston, M.N.
M. J. Blackwell, M. A.	R. M. Koerner
R. Curtis, B. Sc.	D. McCalman, B. Sc.
A. G. Davies	R. Miller
J. C. Farman, B.A.	W. Mitchell
B. L. H. Foote	C. A. Murray, B. Sc.
P. D. Foster	N. W. M. Orr, M.B., B.Ch.
P. M. Gibbs	B. R. Roberts
D. C. Goldring, B.Sc., Ph.D.	H. W. Simpson, M.B., Ch.B.
P. H. Grimley, B.Sc., Ph.D.	D. Statham (Posthumously)
I. F. G. Hampton	G. Stride (Posthumously)
B. Holmes	H. T. Wyatt, M.B., B.S.
A. K. Hoskins, B. Sc.	

 STATUTORY INSTRUMENTS

1963 No. 1494

MERCHANT SHIPPING

The Registration of Government Ships (British Antarctic Territory) Order, 1963.

<i>Made</i>	<i>29th August, 1963</i>
<i>Laid before Parliament</i>	<i>4th September, 1963</i>
<i>Coming into operation</i>	<i>7th September, 1963</i>

At the Court at Balmoral, the 29th day of August, 1963

Present,

The Queen's Most Excellent Majesty in Council

HER MAJESTY, in exercise of the powers vested in Her by Section 80 of the Merchant Shipping Act 1906(a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered that the following Regulations shall have effect as regards any Government ships in the service of the Government of the British Antarctic Territory (hereinafter referred to as "the Government of the Territory") —

1. An application for registry of a Government ship in the service of the Government of the Territory shall be made in writing under the hand of the High Commissioner or other officer of the Government of the Territory nominated by the High Commissioner or by one of the Crown Agents for Oversea Governments and Administrations. Such application shall contain the following particulars :

- (i) A statement of the name and description of the ship;
- (ii) A statement of the time when and place where the ship was built or, if the ship was foreign built and the time and place of building are unknown, a statement to that effect and of her foreign name;
- (iii) A statement of the nature of the title to the said ship, whether by original construction by or for the Government of the Territory, or by purchase, capture, condemnation or otherwise, and a list of the documents of title, if any, in case she was not originally constructed by or for the Government of the Territory;
- (iv) A statement of the name of the Master.

2. The Registrar, on receiving such application in respect of a Government ship in the service of the Government of the Territory, shall enter the ship in the Register Book as belonging to "Her Majesty, represented by the Government of the British Antarctic Territory" and shall also enter therein :

- (i) the name of the port to which she belongs;
- (ii) the particulars stated in the application for registration;
- (iii) the details comprised in the Surveyor's Certificate.

3. On the registry of a Government ship in the service of the Government of the Territory the Registrar shall retain in his possession the Surveyor's Certificate and the application for registry and any documents of title mentioned in such application.

4. Upon the transfer of a registered Government ship in the service of the Government of the Territory by Bill of Sale, the Government of the Territory shall be the transferors, and the Bill of Sale shall be in Form A in the proper form prescribed under the Merchant Shipping Act 1894(a) (hereinafter referred to as "the principal Act"), omitting the covenant therein contained. Any such Bill of Sale shall be signed by the High Commissioner or other officer or Crown Agent as aforesaid on behalf of the Government of the Territory.

5. The application for a Certificate of Sale referred to in Sections 39 to 42 and Sections 44 to 46 of the principal Act may be made in respect of a Government ship in the service of the Government of the Territory by the High Commissioner or other officer or Crown Agent as aforesaid on behalf of the Government of the Territory.

6. The person to whom the management of any Government ship in the service of the Government of the Territory is entrusted by the Government of the Territory shall be registered as provided by Section 59 (2) of the principal Act.

7. Where any provision of the Merchant Shipping Acts which by virtue of the Merchant Shipping Act 1906 and this Order is applicable to Government ships in the service of the Government of the Territory imposes any duty or liability or confers any right or power or contemplates any act being performed by the owner of a ship such duty, liability, right or power shall, subject always to the other provisions of this Order, be carried out, borne or exercised by the Government of the Territory on behalf of Her Majesty.

8. In this Order the term "Merchant Shipping Acts" shall mean and include any of the Merchant Shipping Acts any provision of which is by virtue of the Merchant Shipping Act 1906 and this Order applicable to Government ships.

9. The following sections and provisions of the Merchant Shipping Acts shall not apply to Government ships in the service of the Government of the Territory registered in pursuance of this Order, namely :

- (i) The Merchant Shipping Act 1894 – Sections 1, and 8 to 12.
- (ii) The Merchant Shipping (Mercantile Marine Fund) Act 1898(b) sections 3 and 5:

Provided always that no provision of the Merchant Shipping Acts which according to a reasonable construction, would not apply in the case of Government ships in the service of the Government of the Territory, shall be deemed to apply to such ships by reason only that its application is not hereby expressly excluded.

10. Anything required or authorised by this Order to be done by the Government of the Territory may be done by the High Commissioner or other officer or Crown Agent as aforesaid.

11. The Interpretation Act 1889(c) shall apply, with the necessary adaptation, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament.

12. This Order shall come into operation on the 7th September 1963 and may be cited as the Registration of Government Ships (British Antarctic Territory) Order, 1963.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order makes provision for the registration of ships in the service of the Government of the British Antarctic Territory as British ships for the purposes of the Merchant Shipping Acts.

PROCLAMATION

No. 1 of 1963.

Made under section 2 of the Place-Names Ordinance, 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

WHEREAS by subsection (1) of section 2 of the Place-names Ordinance, 1956, it is provided that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list :

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council, 1962, that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude :

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 6 of 1961, should be added to and altered :

NOW, THEREFORE, I, SIR EDWIN ARROWSMITH, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, High Commissioner for the British Antarctic Territory, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands, published by Her Majesty's Stationery Office, London, on the 23rd October, 1962, to be accepted place-names for official use.

Proclamations No. 4, dated the 6th July, 1960, No. 1, dated the 3rd February, 1961, and No. 6, dated the 21st December, 1961, are hereby cancelled.

Given under my hand and the Public Seal this 30th day of April, in the year of Our Lord One thousand Nine hundred and Sixty-three.

E. P. ARROWSMITH,
High Commissioner.

Ref. BAS 148/III.

REGULATIONS

No. 1 of 1963.

To amend the Application of Enactments Ordinance, 1954.

[21st February, 1963]

Date of commencement.

WHEREAS the Application of Enactments Ordinance 1954, an Ordinance of the Colony of the Falkland Islands, applies to the Territory by virtue of subsection (1) of section 13 of the British Antarctic Territory Order in Council, 1962 :

AND WHEREAS it is desired to amend the Schedule to the said Ordinance in its application to the Territory by the addition thereto of Part I of the Administration of Justice Act, 1956 :

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows :

Enacting clause.

1. These Regulations may be cited as the Application of Enactments (Amendment) Regulations, 1963, and shall be read as one with the Application of Enactments Ordinance, 1954.

Short title.

2. The Schedule to the Application of Enactments Ordinance, 1954, is hereby amended by the addition thereto of the enactment specified in the Schedule to these Regulations.

Amendment of Schedule to the Application of Enactments Ordinance, 1954.

Made this 21st day of February, 1963.

E. P. ARROWSMITH,
High Commissioner.

SCHEDULE

ENACTMENT.	EXTENT OF APPLICATION.
65. Administration of Justice Act, 1956. 4 & 5 Eliz. 2, c. 46.	Part I, except sections 2, 4 (6) and 7 (2). In subsection (1) of section 1 the words "and any other jurisdiction connected with ships or aircraft vested in the High Court apart from this section which is for the time being assigned by rules of court of the Probate, Divorce and Admiralty Division" shall be omitted. In subsections (1), (3), (5), (6) and (7) of section 3 the words "the Liverpool Court of Passage and any county court" shall be omitted. In subsection (4) of section 3 the words "and (where there is such jurisdiction) the Admiralty jurisdiction of the Liverpool Court of Passage or any county court" shall be omitted. In subsection (8) of section 3 for the words "England and Wales" there shall be substituted the words "the Territory." In section 4 for the words "No court in England and Wales" wherever those words occur, there shall be substituted the words "No court in the Territory" and references to "England and Wales" shall be construed as references to "the Territory". In subsection (1) of section 4 for the words "the United Kingdom" there shall be substituted the words "the Territory" and the words "or Regulations" shall be inserted immediately after the word "Act" wherever that word occurs. In section 6 for the words "No court in England and Wales" there shall be substituted the words "No court in the Territory". In subsection (1) of section 7 the words from "and so much of subsection (2)" to the words "salvage is recoverable" shall be omitted.

REGULATIONS

No. 2 of 1963.

Title. To provide for the service between the first day of July, 1963, and the thirtieth day of June, 1964.

Date of commencement. [1st July, 1963]

Enacting clause. ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Short title. 1. These Regulations may be cited for all purposes as the Appropriation Regulations, 1963.

Appropriation of £721,863 for service of the year ending 30th June, 1964. 2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period ending the 30th of June, 1964, a sum not exceeding Seven hundred and twenty-one thousand, eight hundred and sixty-three pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1963, to the thirtieth day of June, 1964.

Made this 13th day of July, 1963.

E. P. ARROWSMITH,
High Commissioner.

Schedule.

SCHEDULE

Nmber	Head of Service	Amount £
1.	Miscellaneous	33,737
2.	B. A. S. London Office	52,753
3.	B. A. S. Stanley Office	10,859
4.	Stanley Meteorological Office	24,099
5.	Antarctic Bases	390,850
6.	R. R. S. "John Biscoe"	105,114
7.	R. R. S. "Shackleton"	93,873
8.	W/T Service	10,578
	Total Expenditure £	721,863

REGULATION
No. 3 of 1963.

To provide for the service between the first day of July, 1963, and the thirtieth day of June, 1964.

Title.

[1st July, 1963]

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Enacting clause.

1. This Regulation may be cited for all purposes as the Appropriation Regulation, (Amendment) 1963.

Short title.

2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period ending the 30th of June, 1964, a sum not exceeding Seven hundred and fourteen thousand, three hundred and sixty-three pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1963, to the thirtieth day of June, 1964.

Appropriation of £714,363 for service of the year ending 30th June 1964.

3. The Appropriation Regulation 1963 is hereby revoked.

Revocation of Regulation No. 2 1963.

Made this 8th day of October, 1963.

E. P. ARROWSMITH,
High Commissioner.

SCHEDULE

Schedule.

Number	Head of Service	Amount £
1.	Miscellaneous	32,737
2.	B. A. S. London Office	52,753
3.	B. A. S. Stanley Office	10,859
4.	Stanley Meteorological Office	24,099
5.	Antarctic Bases	388,350
6.	R. R. S. "John Biscoe"	103,114
7.	R. R. S. "Shackleton"	91,873
8.	W/T Service	10,578
Total Expenditure		£ 714,363

REGULATION

No. 4 of 1963

To amend the Post Office Ordinance.

Date of Commencement.

[1st December, 1963]

WHEREAS the Post Office Ordinance (Cap. 52) an Ordinance of the Colony of the Falkland Islands and its Dependencies, applies to the British Antarctic Territory by virtue of subsection (1) of section 13 of the British Antarctic Territory Order in Council, 1962:

AND WHEREAS it is desired to amend the said Ordinance in its application to the British Antarctic Territory.

Enacting Clause.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Short title.

1. This Regulation may be cited as the Post Office (Amendment) Regulation, 1963, and shall be read as one with the Post Office Ordinance.

Amendment of section 4 of the Post Office Ordinance.

2. Section 4 of the Post Office Ordinance is amended —

- (a) by substituting a semicolon for the full stop at the end of paragraph (c);
- (b) by adding after paragraph (c) the following paragraph —
 - “(d) Declare that any issue of stamps or other stamp matters shall cease to be valid as from a date to be mentioned in the order, and such issue of stamps and other stamp matters shall cease to be valid accordingly.”.

Made this 31st day of December, 1963.

E. P. ARROWSMITH,
High Commissioner.

The British Antarctic Territory Order in Council, 1963.

APPOINTMENTS

(Under Section 10 of the Order in Council)

I have been pleased to appoint the public officers of the Colony of the Falkland Islands set out in the first column of the Schedule hereto to hold the offices in the British Antarctic Territory set out opposite in the second column of the said Schedule.

E. P. ARROWSMITH,
High Commissioner.

1st November, 1963.

SCHEDULE

FALKLAND ISLANDS	BRITISH ANTARCTIC TERRITORY
1. The Senior Medical Officer	Senior Medical Officer.
2. The Income Tax Commissioner	Income Tax Commissioner.
3. The Superintendent of Posts and Telecommunications	Superintendent of Posts and Tele- communications.
4. The Registrar Supreme Court	Registrar Supreme Court.
5. The Collector of Customs and Harbour Master	Collector of Customs and Harbour Master.
6. The Superintendent of Police	Superintendent of Police.





The
British Antarctic Territory
Gazette for 1964

PUBLISHED BY AUTHORITY

Vol. III.

1st January, 1965.

LIST OF MAGISTRATES SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1964.

BAILEY, A. D.	...	...	...	...	SIGNY ISLAND, SOUTH ORKNEYS
CORNER, R. W. M.	...	...	...	...	ARGENTINE ISLANDS, WEST GRAHAM LAND
CUNNINGHAM, J. C.	...	...	...	...	MARGUERITE BAY, WEST GRAHAM LAND
JEHAN, D. R.	...	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND
MOLE, L. U.	...	...	...	...	DECEPTION ISLAND, SOUTH SHETLANDS

LIST OF MEDICAL OFFICERS SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1964.

BOWRA, G. T., M.B., B.S., M.R.C.S., L.R.C.P.	...	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND
CORNER, R. W. M., M.B., Ch.B.	...	...	...	...	ARGENTINE ISLANDS, WEST GRAHAM LAND
MUIR, A. L., M.B., Ch.B.	...	...	...	...	WEST GRAHAM LAND
RICE, M. H., M.B., B.Chir., D.R.C.O.G.	...	...	...	...	WEST GRAHAM LAND

Intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following regulations of the British Antarctic Territory —

<i>Number</i>	<i>Title</i>	<i>Reference Number</i>
1 of 1964	Appropriation (1962-63) Regulation 1964	BAT 15
2 of 1964	Appropriation (1964-65) Regulation 1964	BAT 15

The following commission passed under the Royal Sign Manual and Signet appointing Cosmo Dugal Patrick Thomas Haskard, Esq., C.M.G., M.B.E., to be High Commissioner for the British Antarctic Territory, is published for general information.

COMMISSION passed under the Royal Sign Manual and Signet appointing COSMO DUGAL PATRICK THOMAS HASKARD, ESQ., C.M.G., M.B.E., to be High Commissioner for the British Antarctic Territory.

Dated 9th September, 1964.

ELIZABETH *R.*

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith:

To Our Trusty and Well-beloved

Cosmo Dugal Patrick Thomas Haskard, Esquire, Companion of Our Most Distinguished Order of Saint Michael and Saint George, Member of Our Most Excellent Order of the British Empire,

GREETING:

Appointment of
C. D. P. T. Haskard, Esq.,
C.M.G., M.B.E., to be
High Commissioner.

We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Cosmo Dugal Patrick Thomas Haskard, to be, with effect from the twenty-eighth day of September, 1964, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

Officers and others to
obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Termination of this
Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court at Saint James's, this ninth day of September, 1964, in the Thirteenth year of Our Reign.

By Her Majesty's Command,
DUNCAN SANDYS.

COMMISSION appointing
COSMO DUGAL PATRICK THOMAS HASKARD, Esq., C.M.G., M.B.E.,
to be High Commissioner
for the British Antarctic Territory.

STATUTORY INSTRUMENTS

1964 No. 1396

SOUTH ATLANTIC TERRITORIES

The British Antarctic Territory (Amendment) Order, 1964

Made *2nd September 1964*

Laid before Parliament *8th September 1964*

Coming into operation *9th September 1964*

At the Court at Buckingham Palace, the 2nd day of September, 1964.

Present,

The Queen's Most Excellent Majesty in Council

HER MAJESTY, by virtue and in exercise of the powers in that behalf by the British Settlements Acts 1887 and 1945(a), the Colonial Boundaries Act 1895(b) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. (1) This Order may be cited as the British Antarctic Territory (Amendment) Order, 1964, and shall be construed as one with the British Antarctic Territory Order in Council, 1962(c).

Citation, construction and commencement.

(2) The British Antarctic Territory Order in Council, 1962, and this Order may be cited together as the British Antarctic Territory Orders 1962 and 1964.

(3) This Order shall come into operation on 9th September 1964 and shall be published in the Falkland Islands Government Gazette.

2. The British Antarctic Territory Order in Council, 1962, is hereby amended by the insertion, after section 14 thereof, of the following new section.

Insertion of new section 14A in British Antarctic Territory Order in Council, 1962.

"Concurrent appointments.

14A. Whenever the substantive holder of any office constituted by or under this Order is on leave of absence pending relinquishment of his office —

- (a) another person may be appointed substantively to that office;
- (b) that person shall, for the purpose of any function attaching to that office, be deemed to be the sole holder of that office."

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order amends the British Antarctic Territory Order in Council, 1962, by inserting therein provisions in respect of concurrent appointments.

-
- (a) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7. (b) 58 & 59 Vict. c. 34.
 - (c) S.I. 1962/400 (1962 I, p. 356).

REGULATION

No. 1 of 1964.

Title.

To provide for the service between the first day of July, 1962, and the thirtieth day of June, 1963.

Date of commencement.

[1st July, 1962]

Enacting clause.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1962-63) Regulation, 1964.

Expenditure of £656,087 for service of the year ending 30th June, 1963.

2. Whereas certain expenses were incurred and payments made in the year ending the 30th day of June, 1963, out of the revenue and other funds of the Territory for the service of the Territory, the sums of money set forth in the Schedule hereto amounting to Six hundred and fifty six thousand and eighty seven pounds, are hereby declared to have been duly and necessarily paid out and expended for the services of the Territory in that year, and are hereby approved and allowed.

Made this 30th day of January, 1964.

E. P. ARROWSMITH,
High Commissioner.

Schedule.

SCHEDULE

Number	Head of Service	Amount £
1.	Miscellaneous	41,598
2.	B. A. S. London Office	38,306
3.	B. A. S. Stanley Office	25,309
4.	Stanley Meteorological Office	24,541
5.	Antarctic Bases	310,312
6.	R.R.S. "John Biscoe"	115,663
7.	R.R.S. "Shackleton"	90,703
8.	W/T Service	9,655
Total Expenditure £		656,087

REGULATION
No. 2 of 1964.

To provide for the service between the first day of July, 1964 and the thirtieth day of June, 1965.

Title.

[1st July, 1964]

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962 as follows —

Enacting clause.

1. This Regulation may be cited as the Appropriation (1964-65) Regulation, 1964.

Short title.

2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period ending the 30th of June, 1965 a sum not exceeding Eight hundred and thirty-four thousand two hundred and ninety-nine pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1964 to the thirtieth day of June, 1965.

Appropriation of £834,299 for service of the year ending 30th June, 1965.

Enacted this 22nd day of August, 1964.

W. H. THOMPSON,
High Commissioner.

SCHEDULE

Schedule.

Number	Head of Service	Amount £
1.	Miscellaneous	55,240
2.	B.A.S. London Office	69,946
3.	B.A.S. Stanley Office	24,368
4.	Stanley Meteorological Office ...	23,045
5.	Antarctic Bases	441,075
6.	R.R.S. "John Biscoe"	126,076
7.	R.R.S. "Shackleton"	85,405
8.	W/T Service	9,144
Total Expenditure £		834,299

The Pensions Ordinance (Cap. 49)

ORDER

(under Section 2 of the Ordinance)

No. 1 of 1964.

In exercise of the powers vested in me by section 2 of the Pensions Ordinance I hereby make the following Order —

- 1. This Order may be cited as the Pensions (Pensionable Offices) Order, 1964.
- 2. The following offices are hereby declared to be pensionable offices in the public service of the British Antarctic Territory —

STANLEY HEADQUARTERS	....	....	....	OFFICER IN CHARGE
STANLEY HEADQUARTERS	....	....	....	WIRELESS OPERATORS
STANLEY HEADQUARTERS	....	....	....	WIRELESS ENGINEERS

Made this 10th day of October, 1964.

C. HASKARD,
High Commissioner.



SOUTH ATLANTIC TERRITORIES

The Falkland Islands Additional Instructions 1964

Dated 10th September 1964.

ELIZABETH R.

ADDITIONAL INSTRUCTIONS to Our Governor and Commander-in-Chief in and over Our Colony of the Falkland Islands and the Dependencies thereof or other Officer for the time being discharging the functions of that office.

We do hereby direct and enjoin and declare Our will and pleasure as follows :—

1.—(1) These Instructions may be cited as the Falkland Islands Additional Instructions 1964 and shall be construed as one with the Instructions under the Royal Sign Manual and Signet to Our Governor and Commander-in-Chief in and over Our said Colony and Dependencies dated the 13th December 1948, as amended by Additional Instructions dated the 27th November 1951 and 15th November 1955 (which Instructions, as so amended, are hereinafter called “the Instructions of 1948”).

Citation,
construction,
publication
and com-
mencement.

(2) These Instructions shall be published in the Gazette and shall take effect on 21st September 1964.

2. For Clause 3 of the Instructions of 1948 there is substituted the following clause :—

Amendment
of Clause 3 of
Instructions
of 1948.

“ Constitu-
tion of
Executive
Council.

3. The Executive Council shall consist of :—

- (a) two Ex-officio Members, namely the Colonial Secretary and the Colonial Treasurer ;
- (b) two Unofficial Members, who shall be appointed by the Governor by Instrument under the Public Seal (hereinafter called “Appointed Members”) from among persons who do not hold offices of emolument under the Crown in the Colony ; and
- (c) two Elected Members, who shall be elected by the Nominated Independent and Elected Members of the Legislative Council from the Elected Members of that Council, so that one of the Elected Members shall be an Elected Member representing Stanley and the other, either the Elected Member representing East Falklands, or the Elected Member representing West Falklands.”.

3. Clause 4 of the Instructions of 1948 is amended as follows :—

Amendment
of Clause 4 of
Instructions
of 1948.

(a) in paragraph (1) the following subparagraphs are substituted for subparagraphs (a), (b), (c) and (d)—

- “(a) he holds any office of emolument under the Crown in the Colony ;
- (b) without the permission of the Governor, he shall be absent from the Colony ; or
- (c) by writing under his hand addressed to the Governor he shall resign his seat in the Executive Council.” ;

(b) in paragraph (4) the word “Unofficial” is omitted wherever that word appears ;

(c) the following new paragraph is added immediately after paragraph (6)—

“(7) The seat of an Elected Member of the Executive Council shall become vacant—

- (a) if he resigns his seat in the Council by writing under his hand addressed to the Governor ;
- (b) when the Legislative Council first meets after any dissolution thereof ;
- (c) if he ceases to be a member of the Legislative Council for any reason other than a dissolution thereof ;
- (d) if he is absent from the Colony without the written permission of the Governor ; or
- (e) if his election to the Executive Council is revoked by a resolution of the Legislative Council in favour of which there are cast a majority of the votes of all the Nominated Independent and Elected Members of that Council.”.

Replacement
of Clause 5 of
Instructions
of 1948.

4. For Clause 5 of the Instructions of 1948 there is substituted the following clause :—

“ Temporary Members of Executive Council. 5.—(1) Whenever a member of the Executive Council is by reason of his illness or absence from the Colony or for any other reason incapable of performing the functions of his office, then—

(a) the Governor may, by Instrument under the Public Seal, appoint to be temporarily a member of the Council, in the case of the incapacity of an Ex-officio Member a person who holds an office of emolument under the Crown in the Colony or in the case of the incapacity of an Appointed Member a person who does not hold an office of emolument under the Crown in the Colony ; or

(b) in the case of the incapacity of an Elected Member, the Nominated Independent and Elected Members of the Legislative Council, if the Governor informs the Legislative Council that that is desirable, may elect a person from among the Elected Members of the Legislative Council to be temporarily a member of the Executive Council.

(2) A person appointed or elected under this section to be temporarily a member of the Executive Council shall vacate his seat—

(a) when he is informed by the Governor that the circumstances giving rise to his appointment or election have ceased to exist ; or

(b) in the case of a person appointed in place of an Ex-officio Member or of an Appointed Member, if his appointment is revoked by the Governor.

(3) Subject to the provisions of this clause, the provisions of these Instructions shall apply in relation to a person appointed or elected to be temporarily a member of the Executive Council as they apply in relation to the member on account of whose incapacity he was appointed or elected.”.

5. Clause 7 of the Instructions of 1948 is amended as follows: —

for the word "Thirdly" there is substituted the word "Fourthly",
and immediately before that word there is inserted the following—

Amendment
of clause 7 of
Instructions
of 1948.

"Thirdly, the Elected Members in such order as the Governor
may assign."

Given at Our Court at St. James's this tenth day of September
in the thirteenth year of Our Reign.

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The British Antarctic Territory Gazette Extraordinary 1965

PUBLISHED BY AUTHORITY

Vol. IV.

17th April, 1965.

PROCLAMATION

No. 1 of 1965.

Made under section 2 of the Place-Names Ordinance, 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

WHEREAS by subsection (1) of section 2 of the Place-Names Ordinance, 1956, it is provided that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list :

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council, 1962, that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude :

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 1 of 1963 should be added to and altered :

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, High Commissioner for the British Antarctic Territory, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands, (First Supplement to First Edition) published by Her Majesty's Stationery Office, London, on the 1st July, 1964, to be accepted as place-names for official use.

GOD SAVE THE QUEEN

Given under my hand and Public Seal this 17th day of April, in the year of Our Lord One thousand Nine hundred and Sixty-five.

C. HASKARD,
High Commissioner.

Ref. B.A.T. 148.



The
British Antarctic Territory
Gazette for 1965

PUBLISHED BY AUTHORITY

No. 5.	1st January, 1966.
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LIST OF MAGISTRATES SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1965.

COTTON, J. P. D.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND
COUSINS, M. J.	...	...	...	STONINGTON ISLAND, WEST GRAHAM LAND
MOLE, L. V.	...	...	...	ADELAIDE, WEST GRAHAM LAND
NORTHOVER, M. J.	...	...	...	SIGNY ISLAND, SOUTH ORKNEYS
TIDEY, R. J.	...	...	...	ARGENTINE ISLANDS, WEST GRAHAM LAND
WALTER, C. D.	...	...	...	DECEPTION ISLAND, SOUTH SHETLANDS

LIST OF MEDICAL OFFICERS SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1965.

DAVIES, T. W., B.A., M.B., B.Ch.	...	...	...	ADELAIDE, WEST GRAHAM LAND
WILSON, J. K. B.A., M.B., B.Ch.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND

S T A T U T O R Y I N S T R U M E N T S

1965 No. 590

SOUTH ATLANTIC TERRITORIES

The British Antarctic Territory Court of Appeal Order 1965

Made - - - - -	24th March 1965
Laid before Parliament	30th March 1965
Coming into Operation	On a day to be appointed under article 1 (2)

At the Court at Buckingham Palace, the 24th day of March 1965

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the British Settlements Acts 1887 and 1945(a) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

Citation and
commencement.

1. (1) This Order may be cited as the British Antarctic Territory Court of Appeal Order 1965.

(2) This Order shall come into operation on such day as the High Commissioner may, by proclamation in the Government Gazette of the Territory, appoint, which day shall not be earlier than 31st March 1965.

Interpretation.

2. (1) In this Order, unless the context otherwise requires—

“the Court” means the Court constituted by this Order;

“the High Commissioner” means the High Commissioner for the Territory;

“the Territory” means the British Antarctic Territory.

(2) In this Order, unless the context otherwise requires, a reference to the holder of an office by the term designating his office includes, to the extent of his authority, any person who is for the time being authorised to perform the functions of that office.

(3) The Interpretation Act 1889(b) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament.

Constitution of Court.

3. (1) There shall be a court of appeal for the Territory which shall be styled the British Antarctic Territory Court of Appeal.

(2) The judges of the Court shall be —

(a) a President and two or more Justices of Appeal; and

(b) the Judge of the Supreme Court of the Territory, who shall be a member of the Court *ex officio*.

(3) (a) The President and the Justices of Appeal shall be appointed by the High Commissioner in accordance with instructions given by Her Majesty through a Secretary of State and shall hold office on such terms and conditions as the High Commissioner shall, in accordance with such instructions, prescribe;

(b) a person shall not be qualified for appointment as the President or a Justice of Appeal of the Court unless —

(i) he is, or has been, a judge of a court having unlimited jurisdiction in civil and criminal matters in some part of the Commonwealth or in the Republic of Ireland, or a court having jurisdiction in appeals from any such court; or

(a) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.

(b) 52 & 53 Vict. c. 63.

- (ii) he is entitled to practise as an advocate in such a court and has been entitled for not less than five years to practise as an advocate or a solicitor in such a court;
- (c) for the purposes of this paragraph, a person shall be regarded as entitled to practise as an advocate or a solicitor if he has been called, enrolled or otherwise admitted as such (and has not subsequently been disbarred or removed from the roll of advocates or solicitors) notwithstanding that —
 - (i) he holds or acts in any office the holder of which is, by reason of his office, precluded from practising in a court; or
 - (ii) he does not hold a practising certificate or has not satisfied any other like condition of his being permitted to practise.

(4) At any time when the office of President of the Court is vacant or the person holding that office is for any reason unable to perform the functions of that office, those functions shall be performed by such one of the Justices of Appeal or such other person qualified for appointment as a Justice of Appeal as may from time to time be designated in that behalf by the High Commissioner.

(5) The Court shall have and use a seal bearing the style of the Court and a device approved by the President.

(6) Every person appointed to be a judge of the Court shall, before entering upon the functions of his office, take the oaths or affirmations set out in the Schedule to this Order.

4. (1) The Court shall have jurisdiction to hear and determine such appeals from the courts of the Territory as may be prescribed by any law in force in the Territory.

Jurisdiction of the Court.

(2) In connection with any appeal from a court of the Territory the Court shall, subject to the provisions of this Order and any law in force in the Territory, have all the powers and jurisdiction that are possessed by that court under any law in force in the Territory; and decisions of the Court in respect of any appeal from a court of the Territory shall, subject as aforesaid, be enforced in the Territory in the same way as decisions of that court.

(3) The Court may, in accordance with any directions issued from time to time by the President, sit in the Territory, or elsewhere for the purpose of exercising any jurisdiction and powers conferred upon it by or under this article or by any rule made under article 5 of this Order.

5. (1) Subject to the provisions of this Order, the President may make rules for regulating the practice and procedure of the Court with respect to appeals from the courts of the Territory and, in connection with such appeals, for regulating the practice and procedure in any court of the Territory from which such appeals are brought.

Practice and procedure on appeals.

(2) Without prejudice to the generality of paragraph (1) of this article, rules of court may be made for the following purposes—

- (a) for regulating the sittings of the Court, whether in divisions or otherwise, and the selection of judges for any purpose;
- (b) for regulating the right of practising before the Court and the representation of persons concerned in any proceedings in the Court;
- (c) for prescribing cases in which, and conditions upon which, an appellant in a criminal appeal to the Court shall be entitled to be present at the hearing of the appeal;
- (d) for providing for summary determination of any appeal which appears to the Court to be frivolous or vexatious or to be brought for the purposes of delay;

- (e) for prescribing forms and fees in respect of proceedings in the Court and regulating the costs of and incidental to any such proceedings;
- (f) for prescribing and regulating the powers and duties of registrars and officers of the Court;
- (g) for prescribing the time within which any requirement of the rules is to be complied with;
- (h) for providing for a reference from a decision of a single judge to the Court.

(3) Rules made under this article may fix the number of judges of the Court who may sit for any purpose:

Provided that —

- (a) an uneven number of judges shall sit, which, for the purposes of any final determination by the Court other than the summary dismissal of an appeal, shall not be less than three; and
- (b) any determination by the Court on any matter (whether final or otherwise) shall, where more than one judge sits, be according to the opinion of a majority of the judges who sit for the purpose of determining that matter.

W. G. Agnew.

SCHEDULE

Article 3 (6)

FORMS OF OATHS AND AFFIRMATIONS

1. *Oath of Allegiance*

I

do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and Successors, according to law. So help me God.

2. *Affirmation of Allegiance*

I

do solemnly and sincerely affirm and declare that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and Successors, according to law.

3. *Judicial Oath*

I

do swear that I will well and truly serve Her Majesty Queen Elizabeth the Second in the office of (*here insert the description of the office*) and I will do right to all manner of people according to the law without fear or favour affection or ill-will. So help me God.

4. *Judicial Affirmation*

I

do solemnly and sincerely affirm and declare that I will well and truly serve Her Majesty Queen Elizabeth the Second in the office of (*here insert the description of the office*) and I will do right to all manner of people according to the law without fear or favour affection or ill-will.

EXPLANATORY NOTE

(*This Note is not part of the Order, but is intended to indicate its general purport.*)

This Order makes provision for the hearing and determination of appeals from the courts of the British Antarctic Territory.

S T A T U T O R Y I N S T R U M E N T S

1965 No. 592

JUDICIAL COMMITTEE

**The British Antarctic Territory Court of Appeal
(Appeal to Privy Council) Order 1965**

Made - - - - - 24th March 1965

Coming into Operation *As provided in section 1 (2)*

At the Court at Buckingham Palace, the 24th day of March 1965

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by section 1 of the Judicial Committee Act 1844 (*a*) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. (1) This Order may be cited as the British Antarctic Territory Court of Appeal (Appeal to Privy Council) Order 1965.

Citation and
commencement.

(2) This Order shall come into operation on the date on which the British Antarctic Territory Court of Appeal Order 1965(*b*) comes into operation.

2. (1) In this Order, unless the context otherwise requires—

Interpretation.

“appeal” means appeal from a judgment of the Court to Her Majesty in Council;

“Court” means the British Antarctic Territory Court of Appeal established by the British Antarctic Territory Court of Appeal Order 1965;

“judgment” means a judgment of the Court given in exercise of any jurisdiction conferred upon it by any law for the time being in force in the Territory and includes a decree, order, ruling, sentence or decision of the Court;

“record” means the aggregate of papers relating to an appeal (including pleadings, proceedings, evidence and judgments) proper to be laid before Her Majesty in Council on the hearing of an appeal;

“the Territory” means the British Antarctic Territory.

(2) The Interpretation Act 1889 (*c*) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament.

3. Subject to the provisions of this Order, an appeal shall lie —

Right of Appeal.

(a) as of right from any final judgment, where the matter in dispute on the appeal amounts to or is of the value of five hundred pounds sterling or upwards, or where the appeal involves directly or indirectly some claim or question to respecting property or some civil right amounting the said value or upwards; and

(b) at the discretion of the Court, from any other judgment, if, in the opinion of the Court, the appeal is one which, by its importance or otherwise, ought to be referred to Her Majesty in Council for decision.

(a) 7 & 8 Vict. c. 69.

(b) S.I. 1965/589.

(c) 52 & 53 Vict. c. 63.

Application for leave to appeal.

4. Application to the Court for leave to appeal shall be made by motion or petition within twenty-one days of the date of the judgment to be appealed from, and the applicant shall give all other parties concerned notice of his intended application.

Conditional leave to appeal.

5. Leave to appeal under section 3 of this Order shall, in the first instance, be granted by the Court only —

- (a) upon condition of the appellant, within a period to be fixed by the Court but not exceeding ninety days from the date of the hearing of the application for leave to appeal, entering into good and sufficient security to the satisfaction of the Court in a sum not exceeding five hundred pounds sterling for the due prosecution of the appeal and the payment of all such costs as may become payable by the applicant in the event of his not obtaining an order granting him final leave to appeal, or of the appeal being dismissed for non-prosecution, or of the Judicial Committee ordering the appellant to pay costs of the appeal (as the case may be); and
- (b) upon such other conditions (if any) as to the time or times within which the appellant shall take the necessary steps for the purposes of procuring the preparation of the record and the dispatch thereof to England as the Court, having regard to all the circumstances of the case, may think it reasonable to impose.

Power of a single judge.

6. All or any of the powers and functions of the Court under this Order, except the exercise of the discretion conferred by section 3 (b) of this Order, may be exercised by any judge of the Court:

Provided that any order, directions or decisions made or given in pursuance of this section may be varied, discharged or reversed by the Court when consisting of three judges which may include the judge who made or gave the order, directions or decision.

Stay of execution.

7. Where the judgment appealed from requires the appellant to pay money or do any act, the Court shall have power, when granting leave to appeal, either to direct that the said judgment shall be carried into execution or that the execution thereof shall be suspended pending the appeal, as to the Court shall seem just, and in case the Court shall direct the said judgment to be carried into execution, the person in whose favour it was given shall, before the execution thereof, enter into good and sufficient security, to the satisfaction of the Court, for the due performance of such Order as Her Majesty in Council shall think fit to make thereon.

Manner of providing security.

8. For the purposes of sections 5 and 7 of this Order, a person may provide security in any manner that the Court may approve in his case, and for the avoidance of doubts it is declared that such security may with the approval of the Court consist in whole or in part of a deposit of money.

Preparation of record.

9. (1) The preparation of the record shall be subject to the supervision of the Court, and the parties may submit any disputed question arising in connection therewith to the decision of the Court, and the Court shall give such directions thereon as the justice of the case may require.

(2) The Registrar, as well as the parties and their legal agents, shall endeavour to exclude from the record all documents (more particularly such as are merely formal) that are not relevant to the subject matter of the appeal and, generally, to reduce the bulk of the record as far as practicable, taking special care to avoid the duplication of documents and the unnecessary repetition of headings and other merely formal parts of documents; but the documents omitted to be copied or printed shall be enumerated in a list to be placed after the index or at the end of the record.

(3) Where in the course of the preparation of a record one party objects to the inclusion of a document on the ground that it is unnecessary or irrelevant and the other party nevertheless insists upon its being included, the record, as finally printed shall, with a view to the subsequent adjustment of the costs of and incidental to such document, indicate in the index of papers or otherwise, the fact that, and the party by whom, the inclusion of the document was objected to.

(4) The reasons given by Judges of the Court for or against any judgment pronounced in the course of the proceedings out of which the appeal arises shall be communicated by them in writing to the Registrar, and shall be included in the record.

10. (1) The record may be printed in the Territory or may be printed in England if the parties agree to its being printed but in the absence of such agreement shall be duplicated by process approved by the Registrar of the Privy Council. If the record is to be printed it shall be printed in accordance with the Rules set forth in the Schedule to this Order.

Printing of the record.

(2) Where the record is printed in the Territory the Registrar shall, at the expense of the appellant, transmit to the Registrar of the Privy Council forty copies of such record, one of which copies he shall certify to be correct by signing his name on, or initialling, every eighth page thereof and by affixing thereto the seal of the Court.

(3) Where the record is to be printed or duplicated in England, the Registrar shall, at the expense of the appellant, transmit to the Registrar of the Privy Council one certified copy of such record, together with an index of all the papers and exhibits in the case. No other certified copies of the record shall be transmitted to the agents in England by or on behalf of the parties to the appeal.

(4) Where part of the record is printed in the Territory and part is to be printed or duplicated in England, subsections (2) and (3) of this section shall, as far as possible, apply to such parts as are printed in the territory and such as are to be printed or duplicated in England respectively.

11. Where there are two or more applications for leave to appeal arising out of the same matter, and the Court is of opinion that it would be for the convenience of the Lords of the Judicial Committee and all parties concerned that the appeals should be consolidated, the Court may direct the appeals to be consolidated and grant leave to appeal by a single order.

Consolidation of appeals.

12. Where an appellant, having obtained an order granting him conditional leave to appeal, and having complied with the conditions imposed on him by such order, fails thereafter to apply with due diligence to the Court for an order granting him final leave to appeal, the Court may, on an application in that behalf made by the respondent rescind the order granting conditional leave to appeal, notwithstanding the appellant's compliance with the conditions imposed by such an order, and may give such directions as to the costs of the appeal and security entered into by the appellant as the Court shall think fit, or make such further or other order in the premises, as, in the opinion of the Court, the justice of the case requires.

Failure to prosecute appeal.

13. (1) On an application for final leave to appeal, the Court may enquire whether notice or sufficient notice of the application has been given by the appellant to parties concerned and, if not satisfied as to the notices given, may defer the granting of the final leave to appeal, or may give such other directions in the matter as, in the opinion of the Court, the justice of the case requires.

Notice to other parties.

(2) The Registrar shall, with all convenient speed, transmit to the Registrar of the Privy Council a certificate to the effect that

the respondent has received notice, or is otherwise aware, of the Order of the Court granting final leave to appeal and of the transmission of the record to England.

Prosecution of appeal.

14. An appellant who has obtained final leave to appeal shall prosecute his appeal in accordance with the Rules for the time being regulating the general practice and procedure in appeals to Her Majesty in Council.

Withdrawal of appeal.

15. (1) An appellant who has obtained an order granting him conditional leave to appeal may at any time prior to the making of an order granting him final leave to appeal withdraw his appeal on such terms as to costs and otherwise as the Court may direct.

(2) Where an appellant, having obtained final leave to appeal, desires to withdraw his appeal, the Court may, upon an application in that behalf made by the appellant, grant him a certificate to the effect that the appeal has been withdrawn, and the appeal shall thereupon be deemed, as from the date of such certificate, to stand dismissed without express Order of Her Majesty in Council, and the costs of the appeal and the security entered into by the appellant shall be dealt with in such manner as the Court may think fit to direct.

Dismissal for non-prosecution.

16. Where an appellant, having obtained final leave to appeal, fails to show due diligence in taking all necessary steps for the purpose of procuring the dispatch of the record to England, any respondent may, after giving the appellant due notice of his intended application, apply to the Court for a certificate that the appeal has not been effectually prosecuted by the appellant, and if the Court sees fit to grant such a certificate the appeal shall be deemed, as from the date of such certificate, to stand dismissed for non-prosecution without express Order of Her Majesty in Council, and the costs of the appeal and the security entered into by the appellant shall be dealt with in such manner as the Court may think fit to direct.

Substituting parties.

17. (1) Where at any time between the order granting final leave to appeal and the dispatch of the record to England, the record becomes defective by reason of the death or change of status of a party to the appeal, the Court may, notwithstanding the order granting final leave to appeal, on an application in that behalf made by any person interested, grant a certificate showing who, in the opinion of the Court, is the proper person to be substituted or entered on the record in place of or in addition to the party who has died or undergone a change of status, and the name of such person shall thereupon be deemed to be so substituted or entered on the record as aforesaid without express Order of Her Majesty in Council.

(2) Where the record subsequently to its dispatch to England becomes defective by reason of the death or change of status of a party to the appeal, the Court shall, upon an application in that behalf made by any person interested, cause a certificate to be transmitted to the Registrar of the Privy Council showing who, in the opinion of the Court, is the proper person to be substituted, or entered on the record, in place of, or in addition to, the party who has died or undergone a change of status.

Printing of case.

18. The case of each party to the appeal may be printed in the Territory or printed or duplicated in England and shall, in either event, be printed in accordance with the Rules set forth in the Schedule to this Order, and shall be signed by at least one of the counsel who attends at the hearing of the appeal, or by the party himself if he conducts his appeal in person.

Form of case.

19. The case shall consist of paragraphs numbered consecutively and shall state, as concisely as possible, the circumstances out of which the appeal arises, the contentions to be urged by the party lodging the case, and the reasons of appeal. Reference by page and line to the relevant portions of the record as printed shall, as far

as practicable, be printed in the margin, and care should be taken to avoid, as far as possible, the reprinting in the case of long extracts from the record. The taxing officer, in taxing the costs of the appeal shall, either of his own motion or at the instance of any party, inquire into any unnecessary prolixity in the case, and shall disallow the costs occasioned thereby.

20. Where the Judicial Committee directs a party to bear the costs of an appeal incurred in the Territory, such costs shall be taxed by the proper officer of the Court in accordance with the rules for the time being regulating taxation in the Court.

Costs in territory.

21. Any Order which Her Majesty in Council may think fit to make on an appeal from a judgment of the Court may be enforced in like manner as any judgment of the Court should or might have been executed.

Enforcing judgment.

22. Nothing in this Order contained shall be deemed to interfere with the right of Her Majesty upon the humble petition of any person aggrieved by any judgment of the Court, to admit his appeal therefrom upon such conditions as Her Majesty in Council shall think fit to impose.

Special leave to appeal.

W. G. Agnew.

THE SCHEDULE

I. Records and cases in appeals to Her Majesty in Council shall be printed in the form known as demy quarto.

Sections 10 (1) and 18.

II. The size of the paper used shall be such that the sheet, when folded and trimmed, will be 11 inches in height and 8½ inches in width.

III. The type to be used in the text shall be pica type, but long primer shall be used in printing accounts, tabular matter and notes.

IV. The number of lines in each page of pica type shall be 47 or thereabouts, and every tenth line shall be numbered in the margin.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order regulates appeals from judgments of the British Antarctic Territory Court of Appeal to Her Majesty in Council, by prescribing the conditions under which such appeals may be brought and the procedure which must be followed.

S T A T U T O R Y I N S T R U M E N T S

1965 No. 1203

OVERSEAS TERRITORIES

**The United Kingdom Forces (Jurisdiction of
Colonial Courts) Order 1965**

<i>Made</i> - - - - -	<i>1st June 1965</i>
<i>Laid before Parliament</i>	<i>9th June 1965</i>
<i>Coming into Operation</i>	<i>10th June 1965</i>

At the Court at Buckingham Palace, the 1st day of June 1965

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers by section 112 of the Government of India Act 1833(a), the British Settlements Acts 1887 and 1945(b), the Foreign Jurisdiction Act 1890(c) or otherwise in Her Majesty vested or reserved to Her in pursuance of the British Guiana Act 1928(d) or the West Indies Act 1962(e), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

Citation and
commencement.

1. This Order may be cited as the United Kingdom Forces (Jurisdiction of Colonial Courts) Order 1965 and shall come into operation on 10th June 1965.

Application and
interpretation.

2. (1) This Order shall apply to each of the territories specified in the Schedule to this Order and in its application to any territory references in this Order to "the Territory" mean that territory.

(2) In this Order —

"coroner" means any person or authority having jurisdiction under the law of the Territory to hold inquests;

"court of the Territory" means a court exercising jurisdiction in the Territory other than a service court;

"dependant" in relation to any person means any of the following —

(a) the wife or husband of that person; and

(b) any other person wholly or mainly maintained by him or in his custody, charge or care;

"Governor" in relation to Basutoland means the British Government Representative and in relation to any other territory the officer for the time being administering the government of the territory;

"Her Majesty's forces" means the naval, military or air forces of Her Majesty in right of Her Government in the United Kingdom but does not include a force raised under a law enacted by the legislature of the Territory;

"law of the Territory" means law for the time being in force in the Territory or any part thereof;

(a) 3 & 4 Will. 4. c. 85. (b) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.
(c) 53 & 54 Vict. c. 37. (d) 18 & 19 Geo. 5. c. 5. (e) 10 & 11 Eliz. 2. c. 19.

"service court" means an officer or court exercising jurisdiction under the Naval Discipline Act 1957(a), the Army Act 1955(b) or the Air Force Act 1955(c) and includes a confirming officer or reviewing authority under any of those Acts.

(3) In this Order a reference to the holder of an office by the term designating his office shall be construed as including, to the extent of his authority, a reference to any person for the time being authorised to exercise the functions of that office.

(4) The Interpretation Act 1889(d) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting or in relation to Acts of the Parliament of the United Kingdom.

(5) References in this Order to a member of a civilian component of any of Her Majesty's forces are references to persons (being persons subject to the jurisdiction of a service court) of any such description as may be prescribed by order made by the Governor of the Territory.

(6) References in this Order to a person's having at any time a relevant association with Her Majesty's forces are references to his being at that time a person of one or other of the following descriptions, that is to say —

- (a) a member of Her Majesty's forces or a member of a civilian component of any of those forces;
- (b) a person who is a dependant of any such member.

(7) References in this Order to any law are references to that law as from time to time amended or extended by or under any other law.

(8) In the exercise of the powers conferred upon him by this Order the Governor shall not be obliged to obtain the advice of or otherwise to consult with any other person or authority in the Territory.

3. (1) Subject to the provisions of this section, a person charged with an offence against the law of the Territory shall not be liable to be tried for that offence by a court of the Territory if at the time that the offence is alleged to have been committed he was a member of Her Majesty's forces or a member of a civilian component of any of those forces and —

- (a) the alleged offence, if committed by him, arose out of and in the course of his duty as a member of Her Majesty's forces or a member of that civilian component, as the case may be; or
- (b) the alleged offence is an offence against the person, and the person or, if more than one, each of the persons in relation to whom it is alleged to have been committed had at the time thereof a relevant association with Her Majesty's forces; or
- (c) the alleged offence is an offence against property, and the whole of the property in relation to which it was alleged to have been committed (or, in cases where different parts of that property were differently owned, each part of the property) was at the time thereof the property either of a department of the Government of the United Kingdom or of some other authority of the United Kingdom or of Her Majesty's forces or of the Navy, Army and Air Force Institutes or of any other institution or organization operating for the benefit of Her Majesty's forces that is prescribed by order of the Governor of the Territory or the property of a person having such an association as aforesaid.

Restriction of trial of service offenders by courts of Territory.

(a) 5 & 6 Eliz. 2. c. 53.
(c) 3 & 4 Eliz. 2. c. 19.

(b) 3 & 4 Eliz. 2. c. 18.
(d) 52 & 53 Vict. c. 63.

(2) Nothing in subsection (1) of this section —

- (a) shall prevent a person from being tried by a court of the Territory in any case where a certificate is issued by or on behalf of the Governor, either before or in the course of the trial, that the officer commanding Her Majesty's forces in the Territory has notified the Governor that it is not proposed that the case should be dealt with by a service court; or
- (b) shall affect anything done or omitted in the course of a trial unless in the course thereof objection has already been made that by reason of that subsection the court is not competent to deal with the case; or
- (c) shall, after the conclusion of a trial, be treated as having affected the validity thereof if no such objection was made in the proceedings at any stage before the conclusion of the trial.

(3) In relation to cases where the charge (by whatever words expressed) is a charge of attempting or conspiring to commit an offence, or of aiding, abetting, procuring or being accessory to the commission of an offence, paragraphs (b) and (c) of subsection (1) of this section shall have effect as if references in those paragraphs to the alleged offence were references to the offence which the person charged is alleged to have attempted or conspired to commit or, as the case may be, the offence as respects which it is alleged that he aided, abetted, procured or was accessory to the commission thereof; and references in those paragraphs to persons in relation to whom, or property in relation to which, the offence is alleged to have been committed shall be construed accordingly.

(4) Nothing in this section shall be construed as derogating from the provisions of any law of the Territory restricting the prosecution of any proceedings or requiring the consent of any authority to the prosecution thereof.

(5) The Governor of the Territory may by order prescribe the offences against the law of the Territory which shall respectively be offences against the person and offences against property for the purposes of this section.

(6) Nothing in this section shall be construed as precluding a court of the Territory from trying any person for an offence against the law of the Territory in respect of which he has, before the date on which this Order was made, been charged before a court of the Territory.

Courts of Territory not to try offences tried by service courts.

4. Without prejudice to the provisions of section 3 of this Order, where a person has been tried by a service court he shall not be tried for the same crime by a court of the Territory.

Saving of powers of arrest, etc.

5. Nothing in section 3 or 4 of this Order shall affect —

- (a) any powers of arrest, search, entry, seizure or custody exercisable under the law of the Territory with respect to offences committed or believed to have been committed against that law; or
- (b) any obligation of any person in respect of a recognizance of bail bond entered into in consequence of his arrest, or the arrest of any other person, for such an offence; or
- (c) any power of any court to remand (whether on bail or in custody) a person brought before the court in connection with such an offence.

Coroners' inquests.

6. (1) If any coroner having jurisdiction to hold an inquest touching a death is satisfied that the deceased person at the time of his death had a relevant association with Her Majesty's forces, then, unless the Governor otherwise directs, the coroner shall not hold the inquest or, if the inquest has been begun but not completed, shall adjourn the inquest.

(2) Subject to the provisions of subsection (1) of this section, if on an inquest touching a death the coroner is satisfied —

(a) that a person who is subject to the jurisdiction of a service court has been charged before a service court with the homicide of the deceased person, whether or not that charge has been dealt with; or

(b) that such a person is being detained by an authority of the United Kingdom with a view to being so charged,

then, unless the Governor otherwise directs, the coroner shall adjourn the inquest.

(3) Where an inquest is adjourned under this section, the coroner shall not resume it except on the direction of the Governor.

(4) Where an inquest is adjourned under this section, the jury (if any) shall be discharged; and if the inquest is resumed the coroner shall proceed in all respects as if the inquest had not previously been begun except that any requirement to view the body shall not apply.

7. (1) For the purposes of this Order a certificate issued by or on behalf of the officer commanding Her Majesty's forces in the Territory, stating that at a time specified in the certificate a person so specified either was or was not a member of Her Majesty's forces shall in any proceedings in any court of the Territory be sufficient evidence of the fact so stated unless the contrary is proved. Evidence.

(2) For the purposes of this Order a certificate issued by or on behalf of the officer commanding Her Majesty's forces in the Territory, stating as respects a person specified in the certificate, —

(a) that he has been charged before a service court with the homicide of a deceased person or is detained in custody by an authority of the United Kingdom with a view to being so charged; or

(b) that he has been tried, at a time and place specified in the certificate, by a service court for a crime so specified,

shall in any proceedings in any court of the Territory be conclusive evidence of the facts so stated.

(3) Where a person is charged with an offence against the law of the Territory and at the time when the offence is alleged to have been committed he was a member of Her Majesty's forces or a member of a civilian component of any of those forces, a certificate issued by or on behalf of the officer commanding Her Majesty's forces in the Territory, stating that the alleged offence, if committed by him, arose out of and in the course of his duty as a member of Her Majesty's forces or that component, as the case may be, shall in any such proceedings as aforesaid be sufficient evidence of that fact unless the contrary is proved.

8. Subsections (3) and (4) of section 2 of the British Guiana (United Kingdom Forces) Order 1964(a) are revoked. Revocation.

N. E. Leigh.

THE SCHEDULE

Section 2.

Aden	Grenada
Basutoland	Hong Kong
Bechuanaland Protectorate	Kamaran
British Antarctic Territory	Kuria Muria Islands
British Guiana	Mauritius
British Solomon Islands Protectorate	Perim
Cayman Islands	Pitcairn, Henderson, Ducie and Oeno
Central and Southern Line Islands	St. Helena
Dominica	St. Lucia
Falkland Islands (Colony and Dependencies)	St. Vincent
Fiji	Seychelles
Gibraltar	Swaziland
Gilbert and Ellice Islands Colony	Turks and Caicos Islands.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order makes provision withdrawing the jurisdiction of the civil courts of certain colonial territories to try members of Her Majesty's forces, or of a civilian component of those forces, for offences against the law of the territory committed whilst on duty and for certain offences committed whilst off duty.

Ref. 2362.

STATUTORY INSTRUMENTS

1965 No. 1530

ADMINISTRATION OF ESTATES

The Colonial Probates Act Application Order 1965

Made - - - - - 3rd August 1965
Laid before Parliament 9th August 1965
Coming into Operation 10th August 1965

At the Court at Buckingham Palace, the 3rd day of August 1965

Present,

The Queen's Most Excellent Majesty in Council

Whereas Her Majesty is satisfied that the legislatures of the countries and territories specified in Schedule 1 hereto have made adequate provision for the recognition of Probates and Letters of Administration granted by courts within the United Kingdom:

Now, therefore, Her Majesty, by virtue and in exercise of the powers by the Colonial Probates Act 1892(a), the Colonial Probates (Protected States and Mandated Territories) Act 1927(b), the Foreign Jurisdiction Acts 1890 and 1913(c) or otherwise in Her Majesty is vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows—

1. (1) This Order may be cited as the Colonial Probates Act Application Order 1965 and shall come into operation on 10th August 1965. Citation, commencement and interpretation.

(2) The Interpretation Act 1889(d) shall apply for the purpose of interpreting this Order as it applies for the purpose of interpreting an Act of Parliament.

2. The Colonial Probates Act 1892 shall apply to the countries and territories specified in Schedule 1 to this Order. Application of Act.

3. The Orders specified in Schedule 2 to this Order are hereby revoked. Revocation.

W. G. Agnew.

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- (a) 55 & 56 Vict. c. 6. (b) 17 & 18 Geo. 5. c. 43.
(c) 53 & 54 Vict. c. 37 and 3 & 4 Geo. 5. c. 16.
(d) 52 & 53 Vict. c. 63.

SCHEDULE 1

Article 2.

Aden	British Solomon Islands Protectorate
Alberta	British Sovereign Base Areas in Cyprus
Antigua	Brunei
Australian Capital Territory	Cayman Islands
Bahamas	Ceylon
Barbados	Christmas Island (Australian)
Basutoland	Cocos (Keeling) Islands
Bechuanaland Protectorate	Cyprus (Republic)
Bermuda	Dominica
British Antarctic Territory	Falkland Islands Colony
British Columbia	Falkland Islands Dependencies
British Guiana	Fiji
British Honduras	Gambia

Ghana
 Gibraltar
 Gilbert and Ellice Islands
 Grenada
 Hong Kong
 Jamaica
 Kenya
 Manitoba
 Malawi
 Malaysia
 Montserrat
 New Brunswick
 New Guinea (Trust Territory)
 New South Wales
 New Zealand
 Newfoundland
 Nigeria
 Norfolk Island
 Northern Territory of Australia
 North-West Territories of Canada
 Nova Scotia
 Ontario

Papua
 Prince Edward Island
 Queensland
 St. Christopher, Nevis and Anguilla
 St. Helena
 St. Lucia
 St. Vincent
 Saskatchewan
 Seychelles
 Sierra Leone
 South Australia
 Southern Rhodesia
 Swaziland Protectorate
 Tanzania
 Tasmania
 Trinidad and Tobago
 Turks and Caicos Islands
 Uganda
 Victoria
 Virgin Islands
 Western Australia
 Zambia

SCHEDULE 2

Article 3.

ORDERS REVOKED

<i>Date on which Order made</i>	<i>Countries or territories to which Order applied</i>	<i>References</i>
30th January 1893	New South Wales, Victoria, New Zealand, Gibraltar and British Honduras.	Rev. I, p. 22: 1893, p. 1.
15th March 1893	Hong Kong, Western Australia and Ontario.	Rev. I, p. 23: 1893, p. 2.
16th May 1893	British Guiana, the Gold Coast, South Australia and the Straits Settlements.	Rev. I, p. 23: 1893, p. 3.
23rd November 1893	Bahama Islands.	Rev. I, p. 24: 1893, p. 4.
29th January 1894	Barbados and Tasmania.	S. R. & O. 1894/73 (Rev. I, p. 24: 1894, p. 1).
30th April 1894	Fiji.	S. R. & O. 1894/117 (Rev. I, p. 25: 1894, p. 2).
27th June 1894	Trinidad and Tobago.	S. R. & O. 1894/160 (Rev. I, p. 25: 1894, p. 3).
18th July 1894	Jamaica.	S. R. & O. 1894/178 (Rev. I, p. 26: 1894, p. 4).
3rd October 1895	Falkland Islands.	S. R. & O. 1895/405 (Rev. I, p. 27: 1895, p. 2).
6th March 1896	Leeward Islands and Dominica.	S. R. & O. 1896/194 (Rev. I, p. 27: 1896, p. 1).
26th October 1896	British Columbia.	S. R. & O. 1896/960 (Rev. I, p. 28: 1896, p. 2).
26th October 1896	Nova Scotia.	S. R. & O. 1896/961 (Rev. I, p. 28: 1896, p. 3).
27th November 1896	Manitoba.	S. R. & O. 1896/1083 (Rev. I, p. 29: 1896, p. 4).
18th May 1897	North-West Territories of the Dominion of Canada.	S. R. & O. 1897/556 (Rev. I, p. 29: 1897, p. 1).
3rd February 1898	Grenada.	S. R. & O. 1898/124 (Rev. I, p. 30: 1898, p. 1).
19th May 1898	St. Vincent.	S. R. & O. 1898/412 (Rev. I, p. 30: 1898, p. 2).
19th May 1899	Queensland.	S. R. & O. 1899/449 (Rev. I, p. 31: 1899 II, p. 1415).

<i>Date on which Order made</i>	<i>Countries or territories to which Order applied</i>	<i>References</i>
29th January 1900	St. Helena.	S. R. & O. 1900/88 (Rev. I, p. 31: 1900, p. 1).
20th May 1903	Newfoundland.	S. R. & O. 1903/414 (Rev. I, p. 32: 1903 I, p. 2).
11th February 1913	Alberta and Saskatchewan.	S. R. & O. 1913/214 (Rev. I, p. 32: 1913 I, p. 1).
30th September 1914	Papua.	S. R. & O. 1914/1473 (Rev. I, p. 34: 1914 I, p. 2).
30th March 1916	Sierra Leone Colony.	S. R. & O. 1916/273 (Rev. I, p. 34: 1916 I, p. 1).
30th March 1916	Sierra Leone and Uganda Protectorates.	S. R. & O. 1916/274 (Rev. I, p. 35: 1916 I, p. 357).
30th March 1916	Zanzibar Protectorate.	S. R. & O. 1916/275 (Rev. I, p. 35: 1916 I, p. 360).
7th September 1916	Nyasaland Protectorate.	S. R. & O. 1916/622 (Rev. I, p. 36: 1916 I, p. 356).
6th November 1916	East Africa, Bechuanaland, Northern Rhodesia, Southern Rhodesia and Swaziland Protectorates.	S. R. & O. 1916/818 (Rev. I, p. 37: 1916 I, p. 354).
17th July 1917	Saint Lucia.	S. R. & O. 1917/745 (Rev. I, p. 38: 1917, p. 1).
8th May 1919	Bermudas or Somers Islands.	S. R. & O. 1919/670 (Rev. I, p. 39: 1919 I, p. 1).
17th May 1920	Nigeria Colony.	S. R. & O. 1920/887 (Rev. I, p. 39: 1920 I, p. 2).
17th May 1920	Nigeria Protectorate.	S. R. & O. 1920/888 (Rev. I, p. 40: 1920 I, p. 665).
13th August 1920	Ashanti.	S. R. & O. 1920/1663 (Rev. I, p. 41: 1920 I, p. 1).
14th February 1921	Gambia Colony.	S. R. & O. 1921/263 (Rev. I, p. 41: 1921, p. 1).
22nd December 1921	Ceylon.	S. R. & O. 1921/2003 (Rev. I, p. 42: 1921, p. 2).
15th June 1928	Federated Malay States.	S. R. & O. 1928/496 (Rev. I, p. 42: 1928, p. 1).
7th May 1929	Tanganyika Territory.	S. R. & O. 1929/393 (Rev. I, p. 45: 1929, p. 3).
27th February 1930	Western Samoa.	S. R. & O. 1930/123 (Rev. I, p. 46: 1930, p. 2).
28th July 1930	Johore.	S. R. & O. 1930/654 (Rev. I, p. 47: 1930, p. 1).
21st July 1932	Norfolk Island.	S. R. & O. 1932/605 (Rev. I, p. 47: 1932, I, p. 1).
31st January 1936	Basutoland.	S. R. & O. 1936/78 (Rev. I, p. 48: 1936 I, p. 8).
17th November 1939	Kedah, Kelantan, Perlis, Trengganu, Brunei, North Borneo and Sarawak.	S. R. & O. 1939/1701 (Rev. I, p. 48: 1939 I, p. 1).
17th November 1939	British Solomon Islands and Gambia Protectorates, Northern Territories of the Gold Coast, Somaliland Protectorate, Cameroons and Togoland under British Mandate.	S. R. & O. 1939/1702 (Rev. I, p. 50: 1939 I, p. 2).
17th November 1939	Aden, Cayman Islands, Turks and Caicos Islands, Cyprus, Seychelles and Gilbert and Ellice Islands.	S. R. & O. 1939/1703 (Rev. I, p. 51: 1939 I, p. 4).
21st December 1950	New Brunswick.	S. I. 1950/2097 (1950 I, p. 1).

EXPLANATORY NOTE

(This Note is not part of the Order.)

The Colonial Probates Act 1892 provides for the recognition by courts in the United Kingdom of Probates and Letters of Administration granted by courts in those countries or territories in the Commonwealth to which the Act has been applied by Order in Council.

This Order consolidates in one Order, taking account of constitutional and nominal changes, the provisions of previous Orders applying the Act, except that it also applies the Act to the Australian Capital Territory, the British Antarctic Territory, the Falkland Islands Dependencies, the Northern Territory of Australia, Prince Edward Island and the Trust Territory of New Guinea and does not apply it to Western Samoa, the former Somaliland Protectorate (now part of Somalia) or the former Southern Cameroons (now part of the Republic of Cameroon).

Ref. 0783.

PROCLAMATION

No. 2 of 1965.

Made under paragraph (2) of Article 1 of the
British Antarctic Territory Court of Appeal Order, 1965.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

WHEREAS by paragraph (2) of Article 1 of the British Antarctic Territory Court of Appeal Order, 1965, it is provided that the said Order shall come into operation on such day as the Governor may, by Proclamation in the Government Gazette, appoint :

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, High Commissioner for the British Antarctic Territory, do hereby PROCLAIM that the said British Antarctic Territory Court of Appeal Order, 1965, shall come into operation on the first day of July, 1965.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Territory at Government House, Stanley, this fifth day of July, in the year of Our Lord One thousand Nine hundred and Sixty-five.

C. HASKARD,
High Commissioner.

REGULATION

No. 1 of 1965.

Further to amend the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1959.

Title.

(1st May, 1965)

Date of commencement.

WHEREAS the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1959, an Ordinance of the Colony of the Falkland Islands, applies to the Territory by virtue of subsection (1) of section 13 of the British Antarctic Territory Order in Council, 1962:

AND WHEREAS it is desired to amend the said Ordinance in its application to the Territory:

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Enacting clause.

1. (1) This Regulation may be cited as the Foreign Judgments (Reciprocal Enforcement) (Amendment) Regulation, 1965, and shall be read as one with the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1959, hereinafter referred to as the Ordinance.

Short title and commencement.

No. 4 of 1959.

(2) This Regulation shall come into force on the first day of May, 1965.

2. The definition of the expression "judgment" in section 2 of the Ordinance is amended —

Amendment of section 2 of the Ordinance.

(a) by deleting the comma after the word "party" and substituting a semicolon;

(b) by deleting the words from "and includes an award" to the end of the definition.

3. Section 9 of the Ordinance is repealed and replaced as follows —

Repeal and replacement of section 9 of the Ordinance.

"Power to apply Part I of the Ordinance to other parts of the Commonwealth.

Cap. 56.

9. (1) The High Commissioner may by Order direct that this Ordinance shall apply to any part of the Commonwealth outside the United Kingdom and to judgments obtained in the superior courts of such parts of the Commonwealth in like manner as it applies to foreign countries and judgments obtained in the superior courts of foreign countries, and on any such Order being made, this Part of this Ordinance shall have effect accordingly and the Reciprocal Enforcement of Judgments Ordinance shall cease to have effect except in relation to those parts of the Commonwealth to which it extends at the date of the Order.

(2) If at any time after the High Commissioner has directed as aforesaid an Order is made under section 3 of this Ordinance extending Part of this Ordinance to any part of the Commonwealth to which the Reciprocal Enforcement of Judgments Ordinance extends as aforesaid, then, in relation to that part of the Commonwealth —

(a) the last mentioned Ordinance shall cease to have effect —

(b) this Part of this Ordinance shall have effect as if —

(i) the expression "judgment" included an award in proceedings on an arbitration

if the award has, in pursuance of the law in force in the place where it was made, become enforceable in the same manner as a judgment given by a court in that place;

- (ii) the fact that a judgment was given before the coming into operation of the Order did not prevent it from being a judgment to which this Part of this Ordinance applies, but the time limited for the registration of a judgment were, in the case of a judgment so given, twelve months from the date of the judgment or such longer period as may be allowed by the Supreme Court;
- (iii) any judgment registered in the Supreme Court under the Reciprocal Enforcement of Judgments Ordinance before the coming into operation of the Order had been registered in that Court under this Part of this Ordinance and anything done in relation thereto under the Reciprocal Enforcement of Judgments Ordinance had been done under this Part of this Ordinance or the corresponding rules of court or other provisions applicable to the said Part.

(3) References in this section to any Part of the Commonwealth outside the United Kingdom shall be construed as including references to any territories which are under Her Majesty's protection and to any territories administered by the Government of any part of the Commonwealth under the trusteeship of the United Nations".

Enacted this 28th day of April, 1965.

C. HASKARD.
High Commissioner.

REGULATION

No. 2 of 1965

Further to amend the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1959.

Title.

(1st May, 1965)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Enacting clause.

1. (1) This Regulation may be cited as the Foreign Judgments (Reciprocal Enforcement) (Amendment) (No. 2) Regulation, 1965, and shall be read as one with the Foreign Judgments (Reciprocal Enforcement) Ordinance, 1959, hereinafter referred to as the Ordinance.

Short title.

(2) This Regulation shall come into force on the first day of May, 1965.

2. Section 9 of the Ordinance is amended by the deletion of the words "United Kingdom" where they occur in subsection (1) and (3) and the substitution therefor of the word "Territory".

Amendment of section 9 of the Ordinance.

Enacted this twenty-fourth day of December, 1965.

C. HASKARD,
High Commissioner.

REGULATION

No. 3 of 1965.

To provide for the service between the first day of July, 1965, and the thirtieth day of June, 1966.

Title.

[1st July, 1965]

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Enacting clause.

1. This Regulation may be cited for all purposes as the Appropriation Regulation, 1965.

Short title.

2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period ending the thirtieth of June, 1966, a sum not exceeding Eight hundred and twenty-nine thousand, four hundred and twenty-six pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1965 to the thirtieth day of June, 1966.

Appropriation of
£829,426 for service of
the year ending
30th June, 1966.

Made this twentieth day of September, 1965.

C. HASKARD,
High Commissioner.

Schedule.

SCHEDULE

Number	Head of Service	Amount £
1.	Miscellaneous	56,630
2.	B.A.S. London Office	81,086
3.	B.A.S. Stanley Office	30,480
4.	Stanley Meteorological Office	28,946
5.	Antarctic Bases	421,646
6.	R.R.S. "John Biscoe"	111,375
7.	R.R.S. "Shackleton"	89,038
8.	W/T Service	10,225
Total Expenditure £		829,426

REGULATION
No. 4 of 1965.

Title.

To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June, 1964.

Preamble.

WHEREAS it has become necessary to make further provision for the service of the Territory for the financial year ended the thirtieth day of June, 1964, in addition to the charge upon the revenue and other funds of the Territory authorised by the Appropriation Regulation (Amendment) 1963:

IT IS THEREFORE ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Short title.

1. This Regulation may be cited as the Supplementary Appropriation (1963-64) Regulation, 1965.

Appropriation from general revenue and other funds.

2. A sum of fourteen thousand, seven hundred and fourteen pounds is hereby charged upon the revenue and other funds of the Territory for the service of the financial year ended the thirtieth day of June, 1964, the appropriation of the sum so charged being approved as specified in the Schedule.

Made this twenty-fourth day of December, 1965.

C. HASKARD,
High Commissioner.

Schedule.

SCHEDULE

Number of vote	HEAD OF SERVICE	Amount of vote
1	Miscellaneous	£6,071
7	R.R.S. Shackleton	£8,643
Total		£14,714

REGULATION

No. 5 of 1965.

To revoke the Regulation relating to the application of Part I of the Administration of Justice Act, 1956, to the Territory.

(24th December, 1965)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Enacting clause.

1. This Regulation may be cited as the Application of Enactments (Revocation) Regulation, 1965, and shall come into operation on the twenty-fourth day of December, 1965.

Short title and Commencement.

2. The Application of Enactments (Amendment) Regulation, 1963, is revoked.

Revocation.
1 of 1963.

Enacted this twenty-fourth day of December, 1965.

C. HASKARD,
High Commissioner.

The Pensions Ordinance (Cap. 49)

ORDER

(under Section 2 of the Ordinance)

No. 1 of 1965.

In exercise of the powers vested in me by section 2 of the Pensions Ordinance I hereby make the following Order —

1. This Order may be cited as the Pensions (Pensionable Offices) Order, 1965, and is effective from the 29th June, 1965.

2. The following office is hereby declared to be a pensionable office in the public service of the British Antarctic Territory —

LONDON HEADQUARTERS OPERATIONS OFFICER

Made this twenty-third day of July, 1965.

C. HASKARD,
High Commissioner.

The British Antarctic Territory Order in Council, 1962.

APPOINTMENTS

(Under Section 10 of the Order in Council)

with effect from 1st July, 1965.

THE HONOURABLE SIR ALASTAIR FORBES, K.B.,
to be President of the British Antarctic Territory Court of Appeal.

JOHN BENNETT, ESQUIRE,
to be a Member of the British Antarctic Territory Court of Appeal.

MURRAY ROWLAND FLETCHER ROGERS, ESQUIRE,
to be a Member of the British Antarctic Territory Court of Appeal.

HAROLD BENNETT, ESQUIRE,
to be Registrar of the British Antarctic Territory Court of Appeal.

DEREK M. HORNBY, ESQUIRE,
to be Deputy Registrar of the British Antarctic Territory Court of Appeal.



The
British Antarctic Territory
Gazette for 1966

PUBLISHED BY AUTHORITY

No. 6	1st January, 1967.
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LIST OF MAGISTRATES SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1966.

BROTHERHOOD, J. R.	...	...	...	SIGNY ISLAND, SOUTH ORKNEYS
GREEN, G. M.	...	...	...	ADELAIDE ISLAND, WEST GRAHAM LAND
HUGHES, D. L.	...	...	...	ARGENTINE ISLANDS, WEST GRAHAM LAND
TALLIS, T. H.	...	...	..	STONINGTON ISLAND, WEST GRAHAM LAND
WALTER, C. D.	...	...	...	DECEPTION ISLAND, SOUTH SHETLANDS
WHITEMAN, P. I.	...	...	...	HALLEY BAY, CAIRD COAST, COATS LAND

LIST OF MEDICAL OFFICERS SERVING IN THE BRITISH ANTARCTIC TERRITORY FOR 1966.

BROTHERHOOD, J. R., M.B., B.S. (LONDON)	...	SIGNY ISLAND, SOUTH ORKNEYS
LLOYD, R. M., L.R.C.P., M.R.C.S., M.B., B.Ch.		HALLEY BAY, CAIRD COAST, COATS LAND

In the Supreme Court of the British Antarctic Territory
Notice under the Administration of Estates Ordinance.
(Cap. 1)

In the matter of David Peter Wild, deceased, of Tunstead, St. Asaph Road, Dyserth, Rhyl, Flintshire, Wales, and of the British Antarctic Territory, who died on the 12th day of October, 1965.

WHEREAS Edward Christopher John Clapp, Attorney for Peter Wild, father of the said deceased, has applied for Letters of Administration with the will (dated the 29th day of November, 1963) annexed to administer the estate of the said deceased in the British Antarctic Territory and the Colony of the Falkland Islands.

NOTICE IS HEREBY GIVEN pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the British Antarctic Territory and the Colony of the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court of the British Antarctic Territory within twenty-one days of the publication hereof.

H. BENNETT,
Registrar.

Stanley, Falkland Islands.
28th February, 1966.
S.C. 10/66.

In the Supreme Court of the British Antarctic Territory
Notice under the Administration of Estates Ordinance.
(Cap. 1)

In the matter of John Kershaw Wilson, deceased, of 33 Pool Lane, Brocton, Staffordshire, England, and of Halley Bay, British Antarctic Territory, who died on the 12th day of October, 1965.

WHEREAS Edward Christopher John Clapp, Attorney for Gilbert Ingram Wilson, father of the said deceased, has applied for Letters of Administration to administer the estate of the said deceased in the British Antarctic Territory and the Colony of the Falkland Islands.

NOTICE IS HEREBY GIVEN pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the British Antarctic Territory and the Colony of the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court of the British Antarctic Territory within twenty-one days of the publication hereof.

H. BENNETT,
Registrar.

Stanley, Falkland Islands.
28th February, 1966.
S.C. 11/66.

In the Supreme Court of the British Antarctic Territory
NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE
(Cap. 1)

In the matter of Jeremy Thomas Bailey, deceased, of 141 Gladstone Road, Watford, Hertfordshire, England, and of Halley Bay, British Antarctic Territory, who died on the 12th day of October, 1965.

WHEREAS Edward Christopher John Clapp, Attorney for Alec William Bailey, father of the said deceased, has applied for Letters of Administration to administer the estate of the said deceased in the British Antarctic Territory and the Colony of the Falkland Islands.

NOTICE IS HEREBY GIVEN pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the British Antarctic Territory and the Colony of the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court of the British Antarctic Territory within twenty-one days of the publication hereof.

H. BENNETT,
Registrar.

Stanley, Falkland Islands.
28th February, 1966.
S.C. 12/66.

The British Antarctic Territory Court of Appeal RULES 1966

In exercise of the powers conferred on me by section 5 of the British Antarctic Territory Court of Appeal Order 1965, I hereby make the following Rules —

Short title and
commencement.

1. These Rules may be cited as the British Antarctic Territory Court of Appeal Rules, 1966, and shall come into force on the 1st day of August, 1966.

Rules of Court.

2. All rules of court for the time being in force relating to the hearing and determination of appeals from the Courts of St. Helena to the St. Helena Court of Appeal established by the St. Helena Court of Appeal Order 1964 shall apply *mutatis mutandis* in relation to the hearing and determination of appeals from the courts of the Territory to the British Antarctic Territory Court of Appeal, and for that purpose shall be construed with any necessary adaptations and modifications.

Dated this tenth day of June, 1966, at London.

(LS)

A. G. FORBES,
President.

REGULATION

No. 1 of 1966

To apply the Pensions Ordinance, 1965, of the Colony of the Falkland Islands to officers in public service under the Government of the British Antarctic Territory.

Title.

(3rd June, 1965.)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Enacting clause.

S. I. 1962 No. 400

1. This Regulation may be cited as the Pensions Regulation, 1966, and shall be deemed to have come into force on the 3rd June, 1965.

Short title and commencement.

2. The Pensions Ordinance, 1965 of the Colony of the Falkland Islands, shall apply to officers in public service under the Government of the British Antarctic Territory, to the extent and with the variations and modifications mentioned in the Schedule to this Regulation.

Application of the Pensions Ordinance, 1965, of the Falkland Islands.

Enacted this 8th day of July, 1966.

C. HASKARD,
High Commissioner.

SCHEDULE

Section 2

EXTENT, VARIATIONS AND MODIFICATIONS.

- (i) The whole Ordinance including the Schedule;
- (ii) any reference to "the Governor" shall be construed as a reference to "the High Commissioner" except where such reference first occurs in section 18;
- (iii) any reference to "the Governor in Council" shall be construed as a reference to "the High Commissioner";
- (iv) any reference to "the Colony" shall be construed as a reference to "the British Antarctic Territory";
- (v) any reference to "the Government of the Colony" shall be construed as a reference to "the Government of the British Antarctic Territory";
- (vi) in section 1 the reference to the effective date of the Ordinance shall be construed as reference to the coming into force of this Regulation;
- (vii) in subsection (2) of section 3 the words "laid before the Legislative Council and" shall be deemed to be omitted;
- (viii) the proviso to subsection (3) of section 3 shall be deemed to be omitted;
- (ix) in subsection (2) of section 16 the commas and figures ", 1965," shall be inserted immediately after the words and figures "regulation 24 of the Pensions Regulations" and the words and figures "regulation 23 of the Pensions Regulations";
- (x) in subsection (4) of section 16 the figures "1965" shall be substituted for the figures "1964" where those figures twice occur;
- (xi) section 19 shall be construed as if read as follows —
"Application. 19. The provisions of this Ordinance shall apply to every officer first appointed to the public service under the Government of the British Antarctic Territory on or after the 3rd March, 1962.";
- (xii) in sub-paragraph (b) of paragraph (2) of regulation 24 the reference to "the Colonial Secretary" shall be construed as a reference to "the High Commissioner";
- (xiii) in the Schedule to the Regulations the words "British Antarctic Territory" shall be deemed to be omitted and the words "Falkland Islands and Dependencies" inserted immediately after the words "Employing Authorities under the Oversea Superannuation Scheme".

The Pensions Ordinance,
1965.
(6 of 1965)

S T A T U T O R Y I N S T R U M E N T S

1963 No. 1632

MERCHANT SHIPPING

**The Shipowners' Liability (Colonial Territories)
Order in Council 1963**

Made - - - - - 27th September 1963

Laid before Parliament 3rd October 1963

Coming into Operation 5th October 1963

At the Court at Balmoral, the 27th day of September 1963

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 11 of the Merchant Shipping (Liability of Shipowners and Others) Act 1958(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

Citation and commencement.

1. This Order may be cited as the Shipowners' Liability (Colonial Territories) Order in Council 1963 and shall come into operation on 5th October 1963.

Provisions of 1958 Act extended to certain territories.

2. The provisions of the Merchant Shipping (Liabilities of Shipowners and Others) Act 1958 shall extend to each of the territories specified in Schedule 1 to this Order with the exceptions, adaptations and modifications specified in Schedule 2 to this Order.

Provisions of limitation enactments extended to certain territories.

3. The provisions of Part VIII of the Merchant Shipping Act 1894(b) and section 2 of the Merchant Shipping (Liability of Shipowners and others) Act 1900(c) shall extend to the territories specified in Schedule 3 to this Order with the modifications specified in Schedule 4 to this Order.

W. G. Agnew.

SCHEDULE 1

Section 2

Bahamas
Bermuda
British Antarctic Territory
British Honduras
British Solomon Islands Protectorate
Falkland Islands and Dependencies
Fiji
Gilbert and Ellice Islands Colony
Hong Kong
Kenya (Colony and Protectorate)
Mauritius
Seychelles
Virgin Islands.

(a) 6 & 7 Eliz. 2. c. 62. (b) 57 & 58 Vict. c. 60. (c) 63 & 64 Vict. c. 32.

SCHEDULE 2

Section 2

1. Any reference to the Merchant Shipping (Liability of Shipowners and Others) Act 1958 shall be construed as a reference to that Act as extended to the Territory, and the reference in section nine to the commencement of that Act shall be construed as a reference to the coming into force of this Order.

2. For any reference to the United Kingdom there shall be substituted a reference to the Territory.

3. For any reference to the Minister of Transport and Civil Aviation there shall be substituted a reference to the Governor of the Territory or, in the case of the British Solomon Islands Protectorate or the Gilbert and Ellice Islands Colony, the High Commissioner for the Western Pacific; or, in the case of the British Antarctic Territory, the High Commissioner of that Territory; or, in the case of the Virgin Islands, the Administrator.

4. The following provisions shall be omitted —

- (a) subsection (2), (5), (6) and (7) of section 2, section 5 (7), section 8 (5), and section 10;
- (b) in section 1 (3) the words "made by Statutory Instrument";
- (c) in section 5 (1) the words "or, in Scotland, to have prorogated that jurisdiction)".

SCHEDULE 3

Section 3

British Solomon Islands Protectorate
Kenya Protectorate.

SCHEDULE 4

Section 3

References in Part VIII of the Merchant Shipping Act 1894 to a British possession shall be construed as references to the Territory.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order applies to the Colonial Territories specified therein the provisions of the Merchant Shipping (Liability of Shipowners and Others) Act 1958. It also extends to certain of those Territories the provisions of Part VIII of the Merchant Shipping Act 1894 and the Merchant Shipping (Liability of Shipowners and Others) Act 1900.

Ref. 1872.

STATUTORY INSTRUMENTS

1966 No. 811

FUGITIVE CRIMINAL

The Sweden (Extradition) (Extension) Order 1966

Made - - - - *5th July 1966*

Laid before Parliament *11th July 1966*

Coming into Operation *1st August 1966*

At the Court at Buckingham Palace, the 5th day of July 1966

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Treaty was concluded on 26th April 1963 between Her Majesty in respect of the United Kingdom of Great Britain and Northern Ireland and His Majesty The King of Sweden for the reciprocal extradition of criminals:

And whereas a Protocol amending the said Treaty was signed on 6th December 1965:

And whereas the said Treaty was ratified on 29th December 1965:

And whereas by the Sweden (Extradition) Order 1966 (a), it was provided that the Extradition Acts 1870 to 1935 should apply as from 29th March 1966 in the case of the Kingdom of Sweden under and in accordance with the said Treaty, as amended by the said Protocol, and that the operation of the Order should be limited to the United Kingdom, the Channel Islands and the Isle of Man:

And whereas in accordance with the provisions of Article 2 (1) (b) of the said Treaty, as amended by Article 1 of the said Protocol, it has been agreed by Notes exchanged on 6th June 1966, the terms of which are set out in the Schedule to this Order, that the application of the Treaty should be extended to those territories for the international relations of which Her Majesty's Government in the United Kingdom are responsible and which are set out in the Annex to the said Notes:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf conferred on Her by section 2 of the Extradition Act, 1870 (*b*) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

1. The Extradition Acts 1870 to 1935 shall apply in the case of the Kingdom of Sweden under and in accordance with the said Treaty, as amended by the said Protocol and extended by the said Exchange of Notes.
2. The operation of this Order is limited to the territories (including their dependencies) specified in the Annex to the said Exchange of Notes.
3. This Order shall come into operation on 1st August 1966 and may be cited as the Sweden (Extradition) (Extension) Order 1966.

W. G. Agnew.

(a) S. I. 1966/226 (1966 I, p. 456).

(b) 1870 c. 52.

SCHEDULE

EXCHANGE OF NOTES BETWEEN HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE ROYAL GOVERNMENT OF SWEDEN PROVIDING FOR THE EXTENSION OF THE EXTRADITION TREATY SIGNED ON 26TH APRIL 1963.

No. 1

The Secretary of State for Foreign Affairs to the Swedish Ambassador

Foreign Office, S. W. 1.

6th June, 1966.

Your Excellency,

I have the honour to refer to the Extradition Treaty between Her Majesty in respect of the United Kingdom of Great Britain and Northern Ireland and His Majesty The King of Sweden signed at London on the 26th day of April, 1963 as amended by the Protocol signed at London on the 6th of December, 1965.

In accordance with Article 2 (1) (b) of the said Treaty, as amended, I have the honour to propose that the application of the Treaty should be extended with effect from the 1st of August, 1966 to those territories, listed in the Annex to this Note, for the international relations of which Her Britannic Majesty's Government in the United Kingdom are responsible.

If the foregoing proposal is acceptable to the Royal Swedish Government, I have the honour to propose that this Note together with Your Excellency's reply in that sense should constitute an Agreement between Her Britannic Majesty's Government and the Royal Swedish Government.

I have the honour to be, with the highest consideration,

Your Excellency's obedient Servant,

(For the Secretary of State)

H. V. Richardson.

ANNEX

Aden (and Perim and the Kuria Muria Islands)

Antigua

Bahamas

Barbados

Basutoland

Bermuda

British Antarctic Territory

British Honduras

British Indian Ocean Territory

Cayman Islands

Dominica

Falkland Islands

Fiji

Gibraltar

Gilbert and Ellice Islands

Grenada

Hong Kong

Mauritius

Montserrat

Pitcairn

St. Christopher, Nevis and Anguilla

St. Helena

St. Lucia

St. Vincent

Seychelles

Southern Rhodesia

The Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus

Turks and Caicos Islands

Virgin Islands

No. 2

The Swedish Ambassador to the Secretary of State for Foreign Affairs

London, 6th June 1966.

No. 104

Your Excellency,

I have the honour to acknowledge the receipt of your Note of to-day's date, which reads as follows:

[As in No. 1]

2. In reply, I have the honour to inform you that the foregoing proposal is acceptable to the Royal Swedish Government, who therefore agree that your Note, together with its Annex and the present reply, shall constitute an Agreement between the Royal Swedish Government and Her Britannic Majesty's Government.

I have the honour to be,

With the highest consideration,

Your Excellency's obedient Servant,

Gunnar Hägglöf.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends to the British overseas territories listed in the application of the Extradition Acts 1870 to 1935 in the case of the Kingdom of Sweden in accordance with the Treaty between Her Majesty and His Majesty The King of Sweden which was signed on 26th April 1963 (Cmnd. 2071), amended by the Protocol signed on 6th December 1965 (Cmnd. 2909) and extended by Notes exchanged on 6th June 1966 to those territories.

Ref. 1991.



The British Antarctic Territory Gazette Extraordinary 1967

PUBLISHED BY AUTHORITY

No. 7

16th June, 1967.

Supreme Court of the British Antarctic Territory

WILLOUGHBY HARRY THOMPSON, M.B.E., to be Acting Judge with effect from 3rd June 1965.

Stanley, Falkland Islands, 8th June 1967.

Ref. 0457/III.

British Antarctic Territory

REGULATION

No. 1 of 1967

To provide for superannuation and other benefits for officers and employees in public service under the Government of the British Antarctic Territory in the London Office of the British Antarctic Survey.

Title.

(3rd March 1962)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provision of section 11 of the British Antarctic Territory Orders 1962 and 1964.

Enacting clause.

1. This Regulation may be cited as the Superannuation (British Antarctic Survey London Office) Regulation 1967 and shall be deemed to have come into force on the third day of March 1962.

Short title and commencement.

2. In this Regulation —

Interpretation.

“London Office” means the London Office of the British Antarctic Survey administered by the Government of the Territory;

“Scheme” means the scheme established under paragraph 4 of this Regulation;

"Secretary of State" means one of Her Majesty's principal Secretaries of State;

"Superannuation Acts" means the Superannuation Acts 1834 to 1965, and any enactments amending or replacing those Acts;

"Superannuation and other benefits" includes all pensions, allowances or gratuities, by whatsoever names referred to, which may be granted to or in respect of a United Kingdom civil servant or other person employed in the United Kingdom civil service in an unestablished capacity, or to the family or dependants of a civil servant or of such other person, under any enactment or other instrument whether or not having the force of law.

"The Territory" means the British Antarctic Territory.

Superannuation and other benefits to be charged on revenues of the Territory.

3. There shall be charged on, and paid out of, the general revenues of the Territory all such sums of money as may from time to time be granted by the High Commissioner by way of superannuation and other benefits or contributed for the purpose thereof in accordance with this Regulation.

Grant of superannuation and other benefits.

4. (1) Subject to the provisions of this Regulation the High Commissioner may grant superannuation and other benefits in accordance with a scheme to be established by the High Commissioner with the sanction of the Secretary of State to or in respect of persons who have rendered services for the purpose of the London Office, and their families and dependants, to provide the like benefits for such persons as may be granted in the case of United Kingdom civil servants or persons employed in the United Kingdom civil service in an unestablished capacity within the meaning of the Superannuation Acts.

(2) In the case of any person who, having transferred from service for the purposes of the London Office to service under some other Government or authority, subsequently retires from such latter service in circumstances in which he is qualified to receive an aggregated award of superannuation and other benefits in respect of both service for the purposes of the London Office and such other service, the High Commissioner, in lieu of granting superannuation and other benefits under this Regulation, may make a contribution to such other Government or authority in order that such other Government or authority may make an aggregated award of superannuation and other benefits to or in respect of the person concerned.

Contents and amendments of scheme.

5. Without limiting the scheme to be made under paragraph 3 of this Regulation, such scheme may —

(a) provide for superannuation and other benefits in respect of service for the purposes of the London Office on or after the third day of March 1962;

(b) provide for service prior to the third day of March 1962, for the purposes of the Falkland Islands Dependencies Survey to reckon in full for the purposes of the scheme;

(c) be amended from time to time by the High Commissioner with the sanction of the Secretary of State, and any such amendment may have retrospective effect.

Enacted this twenty-first day of March 1967.

C. HASKARD,
High Commissioner.

British Antarctic Territory

REGULATION

No. 2 of 1967

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962.

Title.

Enacting clause.
S. I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation, and shall be deemed to have come into force on the first day of June 1967.

Short title and commencement.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" or "the Colony and its Dependencies" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" or "the Colonial Secretary" or "the Colonial Treasurer" shall be construed as a reference to "the High Commissioner".

Enacted this sixteenth day of June 1967.

W. H. THOMPSON,
High Commissioner.

SCHEDULE

PART I

Section 2

No.	Short title
1 of 1962 ...	The Income Tax (Amendment) Ordinance 1962
6 of 1962 ...	The Income Tax (Amendment) (No. 2) Ordinance 1962
12 of 1962 ...	The British Nationality (Amendment) Ordinance 1962
16 of 1962 ...	The Income Tax (Amendment) (No. 3) Ordinance 1962
17 of 1962 ...	The Income Tax (Amendment) (No. 4) Ordinance 1962
4 of 1963 ...	The Maintenance Orders (Facilities for Enforcement) (Amendment) Ordinance 1963
5 of 1963 ...	The Matrimonial Causes (Amendment) Ordinance 1963
10 of 1963 ...	The Pensions (Increase) (Amendment) Ordinance 1963
2 of 1964 ...	The Income Tax (Amendment) (No. 3) Ordinance 1964
4 of 1964 ...	The Mining (Amendment) Ordinance 1964
6 of 1964 ...	The Income Tax (Amendment) Ordinance 1964
7 of 1964 ...	The Income Tax (Amendment) (No. 2) Ordinance 1964
9 of 1964 ...	The Pensions (Increase) (Amendment) Ordinance 1964
10 of 1964 ...	The Application of Enactments (Intestates' Estates and Family Provision) Ordinance 1964
12 of 1964 ...	The Maintenance Orders Ordinance 1964
13 of 1964 ...	The Whale Fishery (Amendment) Ordinance 1964
5 of 1965 ...	The Income Tax (Amendment) Ordinance 1965
7 of 1965 ...	The Diplomatic Privileges (Extension) (Amendment) Ordinance 1965
2 of 1966 ...	The Murder (Abolition of Death Penalty) Ordinance 1966
6 of 1966 ...	The Pensions (Amendment) Ordinance 1966
7 of 1966 ...	The Pensions (Amendment) (No. 2) Ordinance 1966
8 of 1966 ...	The Income Tax (Amendment) Ordinance 1966
9 of 1966 ...	The Income Tax (Amendment) (No. 2) Ordinance 1966

PART II

Section 3.

No.	Short title or citation
2 of 1962 ...	The Income Tax (Amendment) Rules 1962
3 of 1962 ...	The Income Tax (Allowances in Kind) Rules 1962
3 of 1963 ...	The Post Office (Invalidation of Stamps) Order 1963
2 of 1964 ...	The Whaling (Amendment) Regulations 1964
1 of 1965 ...	The Court Fees (Civil Cases) (Amendment) Rules 1965
2 of 1965 ...	The Administration of Estates (Amendment) Rules 1965
3 of 1965 ...	The Quarantine (Amendment) Regulations 1965
4 of 1965 ...	The Post Office Order 1965



The British Antarctic Territory Gazette Extraordinary 1967

PUBLISHED BY AUTHORITY

No. 8

28th July, 1967

Appointments

WILLOUGHBY HARRY THOMPSON, M.B.E., to be Acting High Commissioner with effect from 15th May 1967.

EDWARD CHRISTOPHER JOHN CLAPP, to be Officer in Charge, Stanley Headquarters, with effect from 20th March 1961.

CHRISTOPHER ALAN LEHEN, to be Wireless Operator, Stanley Headquarters, with effect from 23rd December 1959.

RAYMOND DAVID CLEMENTS, to be Supplies Officer, Stanley Headquarters, with effect from 5th February 1960.

ANDREZ LARS BONNER, to be Wireless Engineer, Stanley Headquarters, with effect from 24th February 1964.

The Pensions Ordinance (Cap. 49)

ORDER

(under section 2 of the Ordinance)

No. 1 of 1967

In exercise of the powers vested in me by section 2 of the Pensions Ordinance I hereby make the following Order —

1. This Order may be cited as the Pensions (Pensionable Offices) Order, 1967.
2. The following offices are hereby declared to be pensionable offices in the public service of the British Antarctic Territory —

STANLEY HEADQUARTERS	...	COMMUNICATIONS OFFICER AND OFFICER IN CHARGE
STANLEY HEADQUARTERS	...	LOGISTICS OFFICER

Made this 28th day of July 1967.

W. H. THOMPSON,
Acting High Commissioner.



The British Antarctic Territory Gazette 1967

PUBLISHED BY AUTHORITY

No. 9.

24th September 1967.

Notices

Designation of Officers to perform the functions of the Office of High Commissioner of the British Antarctic Territory when the High Commissioner is prevented from or incapable of discharging the functions of the Office of High Commissioner.

IN EXERCISE of the powers under section 7 of the British Antarctic Territory Order in Council 1962, Her Majesty has been pleased to designate Willoughby Harry Thompson, Member of the Most Excellent Order of the British Empire, or if for the purposes of that section he is prevented from or incapable of discharging the functions of the office of High Commissioner, Leslie Charles Gleadell, Esquire, Officer of the Most Excellent Order of the British Empire, Justice of the Peace.

Intimation has been received from the Right Honourable the Secretary of State for Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 2 of 1967 The Falkland Islands Laws (Application) Regulation 1967.

IT IS NOTIFIED that the Superannuation (British Antarctic Survey London Office) Regulation 1967 appearing on page 9 of the Gazette has been wrongly numbered. This Regulation should carry the number 5.

The numbering of Regulations does not form part of the legislation therein and no further notification of change will be given.

Superannuation (British Antarctic Survey London Office) Regulation 1967

In accordance with Regulation 4 the Acting High Commissioner, with the sanction of the Secretary of State, has established a Scheme of Superannuation.

7th August 1967.

BRITISH ANTARCTIC SURVEY SUPERANNUATION SCHEME

Published by Order of the Acting High Commissioner

Interpretation.

1. In this Scheme —

“London Office” means the London Office of the British Antarctic Survey administered by the Government of the British Antarctic Territory;

“permanent employee” means a person who —

- (a) has been granted a Certificate of Qualification by the Civil Service Commissioners for pensionable employment; or
- (b) whose appointment to the service of the London Office on pensionable terms has been specifically approved by the Secretary of State;

“Secretary of State” means one of Her Majesty’s principal Secretaries of State;

“Superannuation Acts” means the Superannuation Acts 1834 to 1965 and any enactments amending or replacing these Acts.

Application.

2. The Scheme shall apply to persons who have served in the London Office on or after the 3rd of March, 1962, being either —

- (a) permanent employees; or
- (b) persons other than permanent employees.

Reckonable service.

3. Reckonable service for the purpose of the Scheme shall be service rendered to the London Office on or after the 3rd day of March, 1962:

Provided that —

(1) In the case of a permanent employee who has such reckonable service as aforesaid service rendered to the Falkland Islands Dependencies Survey prior to the 3rd of March, 1962, shall also be reckonable in full in cases where the High Commissioner with the approval of the Secretary of State so directs, being cases where in similar circumstances unestablished service succeeded by established service would be reckonable service for a United Kingdom Civil Servant under the Superannuation Acts; and

(2) Service which is recognised or contributory service for the purposes of the Teachers (Superannuation) Acts 1918 to 1956 or any enactments amending or replacing those Acts shall not be reckonable service for the purposes of the Scheme.

4. There may be granted to a permanent employee or to his personal representatives, widow, children, or dependants, the like superannuation benefits, and there may be permitted the like allocation of superannuation benefits to the spouse and dependants as may be granted or permitted to, or in respect of, an established United Kingdom civil servant under the enactments, rules, orders, regulations, directions and warrants for the time in force in relation to such established civil servants.

Benefits for unestablished employees.

5. There may be granted to a person other than a permanent employee, or to his personal representatives, widow, children, or dependants, the like superannuation benefits as may be granted or permitted to, or in respect of, a person who has rendered service in the United Kingdom Civil Service otherwise than in the capacity of an established civil servant under the enactments, rules, orders, regulations, directions and warrants for the time being in force in relation to unestablished civil servants.

British Antarctic Territory
REGULATION

No. 1 of 1967

To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June 1965.

Title.

WHEREAS it has become necessary to make further provision for the service of the Territory for the financial year ended the thirtieth day of June 1965, in addition to the charge upon the revenue and other funds of the Territory authorised by the Appropriation (1964-65) Regulation, 1964.

Preamble.

IT IS THEREFORE ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

1. This Regulation may be cited as the Supplementary Appropriation (1964-65) Regulation, 1967.

Short title.

2. A sum of eight thousand, six hundred and nine pounds is hereby charged upon the revenue and other funds of the Territory for the service of the financial year ended the thirtieth day of June 1965, the appropriation of the sum so charged being approved as specified in the Schedule.

Appropriation from general revenue and other funds.

Made this eighteenth day of February, 1967.

C. HASKARD,
High Commissioner.

SCHEDULE

Schedule.

Number	Head of Service	Amount £
3.	Stanley Office	1,235
7.	R. R. S. Shackleton	7,374
Total		£ 8,609

British Antarctic Territory

REGULATION

No. 3 of 1967

Title. To provide for the service between the first day of July 1967, and the thirtieth day of June 1968.

Date of commencement. (1st July 1967)

Enacting clause. ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title. 1. This Regulation may be cited as the Appropriation (1967-68) Regulation, 1967.

Appropriation of £1,899 for service of the year ending 30th June 1968. 2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period ending 30th June 1968 a sum not exceeding One thousand, eight hundred and ninety-nine pounds, which sum is granted and shall be appropriated for the purposes and defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July 1967 to the thirtieth day of June 1968.

Enacted this 18th day of August, 1967.

W. H. THOMPSON,
Acting High Commissioner.

Schedule.

SCHEDULE

Number.	Head of Service	Amount £
1.	Miscellaneous *** *** *** ***	1,899
Total Expenditure		£ 1,899

British Antarctic Territory
REGULATION

No. 4 of 1967

To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June 1966.

Title.

WHEREAS it has become necessary to make further provision for the service of the Territory for the financial year ended the thirtieth day of June 1966, in addition to the charge upon revenue and other funds of the Territory authorised by the Appropriation Regulation 1965:

Preamble.

IT IS THEREFORE ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

1. This Regulation may be cited as the Supplementary Appropriation (1965-66) Regulation, 1967.

Short title.

2. A sum of fourteen thousand, two hundred and eight pounds is hereby charged upon the revenue and other funds of the Territory for the service of the financial year ended the thirtieth day of June 1966, the appropriation of the sum so charged being approved as specified in the Schedule.

Appropriation from general revenue and other funds.

Made this fourth day of August 1967.

W. H. THOMPSON,
Acting High Commissioner.

SCHEDULE

Schedule.

Number	Head of Service	Amount £
4.	Stanley Meteorological Office	334
6.	R. R. S. "John Biscoe"	13,874
Total		£ 14,208

British Antarctic Territory

REGULATION

No. 6 of 1967

Title.

To provide for the service between the first day of July 1966, and the thirtieth day of June 1967.

Date of commencement.

(1st July 1966)

Enacting clause.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1966-67) Regulation, 1967.

Expenditure of £927,569
for service of the year
ending 30th June 1967.

2. Whereas certain expenses were incurred and payments made in the year ending the 30th day of June 1967, out of the revenue and other funds of the Territory for the service of the Territory, the sums of money set forth in the Schedule hereto amounting to Nine hundred and twenty-seven thousand five hundred and sixty-nine pounds, are hereby declared to have been duly and necessarily paid out and expended for the services of the Territory in that year, and are hereby approved and allowed.

Made this 7th day of September 1967.

W. H. THOMPSON,
Acting High Commissioner.

Schedule.

SCHEDULE

Number	Head of Service	Amount £
1.	Miscellaneous	43,325
2.	B. A. S. London Office	85,901
3.	B. A. S. Stanley Office	23,169
4.	Stanley Meteorological Office	23,390
5.	Antarctic Bases	511,815
6.	R. R. S. "John Biscoe"	102,261
7.	R. R. S. "Shackleton"	94,082
8.	W/T Service	43,626
Total Expenditure		£ 927,569

RELINQUISHMENT

Willoughby Harry Thompson, M.B.E., ceased to act as High Commissioner with effect from 23rd September 1967.

MEMORANDUM

TO: The Secretary of State
 FROM: The Secretary of the Admiralty
 SUBJECT: The proposed amendments to the Naval Discipline Act, 1913, and the proposed amendments to the Naval Regulations, 1913.

The proposed amendments to the Naval Discipline Act, 1913, and the proposed amendments to the Naval Regulations, 1913, are submitted for your consideration.

The proposed amendments to the Naval Discipline Act, 1913, are as follows:—
 1. To amend the definition of "officer" in section 1 of the Act.
 2. To amend the definition of "ship" in section 1 of the Act.
 3. To amend the definition of "commanding officer" in section 1 of the Act.
 4. To amend the definition of "naval officer" in section 1 of the Act.
 5. To amend the definition of "naval rating" in section 1 of the Act.
 6. To amend the definition of "naval rating" in section 1 of the Act.
 7. To amend the definition of "naval rating" in section 1 of the Act.
 8. To amend the definition of "naval rating" in section 1 of the Act.
 9. To amend the definition of "naval rating" in section 1 of the Act.
 10. To amend the definition of "naval rating" in section 1 of the Act.

The proposed amendments to the Naval Regulations, 1913, are as follows:—
 1. To amend the definition of "officer" in section 1 of the Regulations.
 2. To amend the definition of "ship" in section 1 of the Regulations.
 3. To amend the definition of "commanding officer" in section 1 of the Regulations.
 4. To amend the definition of "naval officer" in section 1 of the Regulations.
 5. To amend the definition of "naval rating" in section 1 of the Regulations.
 6. To amend the definition of "naval rating" in section 1 of the Regulations.
 7. To amend the definition of "naval rating" in section 1 of the Regulations.
 8. To amend the definition of "naval rating" in section 1 of the Regulations.
 9. To amend the definition of "naval rating" in section 1 of the Regulations.
 10. To amend the definition of "naval rating" in section 1 of the Regulations.



The British Antarctic Territory Gazette 1968

PUBLISHED BY AUTHORITY

No. 10.

19th February 1968

Notices

WILLOUGHBY HARRY THOMPSON, M.B.E., to be Acting High Commissioner from 24th January 1968 to 19th February 1968.

Intimation has been received from the Right Honourable the Secretary of State for Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 5 of 1967. The Superannuation (British Antarctic Survey London Office) Regulation 1967.

British Antarctic Territory REGULATION

No 1 of 1968.

To amend the Falkland Islands Laws
(Application) Regulation, 1967. Title.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962. Enacting clause.
S.I. 1962. No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) (Amendment) Regulation, 1968, and shall be effective as from the 1st January 1968. Short title.

2. Part II of the Schedule to the Falkland Islands Laws (Application) Regulation, 1967, is amended by the deletion of the figures and words "3 of 1962 The Income Tax (Allowances in Kind) Rules 1962". Amendment of Schedule.

Enacted this 1st day of February, 1968.

W. H. THOMPSON,
Acting High Commissioner.

British Antarctic Territory
REGULATION

No. 2 of 1968

Title.

To provide for the service between the first day of July 1967, and the thirtieth day of June 1968.

Enacting clause.

S. I. 1962 No. 400

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title and commencement.

1. This Regulation may be cited as the Appropriation (1967-68) Regulation, 1968, and shall be deemed to have come into operation on the first day of July, 1967.

Appropriation from revenue and other funds.

2. A sum not exceeding one thousand, four hundred and seventeen pounds, shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July, 1967, and ending on the 30th day of June, 1968, and the said sum so charged may be expended in the manner expressed in the Schedule.

Revocation of Regulation No. 3 of 1967.

3. The Appropriation (1967-68) Regulation, 1967, is revoked.

Enacted this 16th day of February, 1968.

W. H. THOMPSON,
Acting High Commissioner.

Schedule.

SCHEDULE

(Section 2)

Number.	Head of Service	Amount £
1.	Miscellaneous	1,417
Total Expenditure		£ 1,417

British Antarctic Territory

REGULATION

No. 3 of 1968

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Title.

Enacting clause.

S. I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation, 1968, and shall come into operation on the first day of March, 1968.

Short title and commencement.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

Enacted this 16th day of February, 1968.

W. H. THOMPSON,
Acting High Commissioner.

SCHEDULE

Part I

(Section 2)

Number.	Short title
11 of 1966	The Ionising Radiations (Protection of Workers) Ordinance 1966
2 of 1967	The Ionising Radiations (Protection of Workers) (Amendment) Ordinance 1967
4 of 1967	The Administration of Justice (Amendment) Ordinance 1967

Part II

(Section 3)

Number.	Short title or citation
3 of 1966	The Pensions (Amendment) Regulations 1966
1 of 1967	The Pensions (Amendment) Regulations 1967
2 of 1967	The Pensions (Amendment) (No. 2) Regulations 1967
3 of 1967	The Privy Council Appeals (Revocation)) Rules 1967.

S T A T U T O R Y I N S T R U M E N T S

1967 No. 1256 (C.23)

FUGITIVE CRIMINAL

The Fugitive Offenders Act 1967 (Commencement No. 1)
Order 1967

Made - - - - 16th August 1967

In exercise of the powers conferred on me by section 22 of the Fugitive Offenders Act 1967 (a), I hereby make the following Order—

1. Subject to the next following Article, the Fugitive Offenders Act 1967 shall come into force —

- (a) on 25th August 1967, for the purposes of any provision thereof conferring power on Her Majesty to make an Order in Council, and
- (b) on 1st September 1967, for the purposes of any other provision thereof.

2. (1) Nothing in Article 1 of this Order shall apply in relation to Southern Rhodesia.

(2) Nothing in Article 1 (b) of this Order shall bring any provision of the Fugitive Offenders Act 1967 other than section 18(2) (powers of local legislatures) into force in relation to any country to which Her Majesty is empowered by paragraph (c) of section 2 (2) of the said Act (definition of "United Kingdom dependency") to apply the said section 2 (2).

3. This Order may be cited as the Fugitive Offenders Act 1967 (Commencement No. 1) Order 1967.

Denis Healey,
One of Her Majesty's Principal
Secretaries of State.

Whitehall.
16th August 1967.

(a) 1967 c. 68.

EXPLANATORY NOTE

(This Note is not part of the Order).

Article 1 of this Order provides that, subject to Article 2, the Fugitive Offenders Act 1967 shall come into force on 25th August 1967 for the purpose of enabling Orders in Council to be made under the Act (Article 1(a)) and for all other purposes on 1st September 1967 (Article 1(b)).

Article 2(1) provides that Article 1 shall not apply in relation to Southern Rhodesia.

Article 2(2) provides that Article 1 (b) shall not bring any provision of the Act other than section 18 (2) (which relates to the powers of local legislatures) into force in relation to a protectorate or protected state.

Ref. 1464.

S T A T U T O R Y I N S T R U M E N T S

1967 No. 1303

FUGITIVE CRIMINAL

The Fugitive Offenders (Extension) Order 1967

Made - - - - *31st August 1967*

Laid before Parliament *1st September 1967*

Coming into Operation *2nd September 1967*

At the Court at Balmoral, the 31st day of August 1967

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 17 and 20 of the Fugitive Offenders Act 1967 (a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

Citation, commencement
and application.

1. (1) This Order may be cited as the Fugitive Offenders (Extension) Order 1967.

(2) This Order shall come into operation on 2nd September 1967.

(3) In its application to the New Hebrides and Swaziland this Order shall have effect to the extent only of Her Majesty's jurisdiction.

Interpretation.

2. (1) In this Order —

"Act" means the Fugitive Offenders Act 1967;

"country" includes any territory;

"dealt with" means tried or returned or surrendered to any country or detained with a view to trial or with a view to such return or surrender;

"Governor" in relation to any country other than a country mentioned in subsection (2) of this section means the person or persons administering the government of that country;

"Schedule 2" means Schedule 2 to this Order;

"United Kingdom dependency" means —

(a) any colony (not being a colony for whose external relations a country other than the United Kingdom is responsible);

(b) any associated state within the meaning of the West Indies Act 1967 (b); and

(c) any country outside Her Majesty's dominions (being a country in which Her Majesty has jurisdiction, or over which She extends protection, in right of Her Government in the United Kingdom) to which Her Majesty has by Order in Council, whether before or after the

commencement of this Order, applied section 2 (2) of the Act,

not being in any case a country which is or forms part of a designated Commonwealth country.

(2) In this Order references to Governor shall be construed—

- (a) in relation to the New Hebrides as references to Her Majesty's High Commissioner for the Western Pacific and, to the extent that authority to perform functions under Schedule 1 to this Order may be assigned by the High Commissioner to the Resident Commissioner for the New Hebrides, to the Resident Commissioner;
- (b) in relation to Swaziland as references to Her Majesty's Commissioner for Swaziland.

(3) Where Her Majesty has by Order in Council, whether before or after the commencement of this Order, designated for the purposes of section 1 of the Act any country for the time being mentioned in section 1 (3) of the British Nationality Act 1948 (a) (countries having separate citizenship), or any other country within the Commonwealth, that country shall, unless it is otherwise provided by order of the Governor, be a designated Commonwealth country for the purposes of this Order; and any country so designated is in this Order referred to as a designated Commonwealth country.

(4) The Interpretation Act 1889 (b) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament.

3. Section 14 of the Fugitive Offenders Act 1967 as modified and adapted in Schedule 1 hereto shall extend to the territories specified in Schedule 2.

Extension of section 14 of Fugitive Offenders Act 1967 to certain territories.

W. G. Agnew.

Section 3.

SCHEDULE 1

14. (1) This section applies to any person accused or convicted of an offence under the law of or of any part of any territory specified in Schedule 2 who is returned to the territory —

Restriction upon proceedings for other offences.

- (a) from the United Kingdom, under the Act;
- (b) from any designated Commonwealth country or from the Republic of Ireland under any law of that country corresponding with the Act;
- (c) from any United Kingdom dependency, under the Act as extended to that dependency or under any corresponding law of that dependency.

(2) A person to whom this section applies shall not, during the period described in subsection (3) of this section, be dealt with in the territory for or in respect of any offence committed before he was returned to the territory other than —

- (a) the offence in respect of which he was returned;
- (b) any lesser offence proved by the facts proved for the purposes of securing his return; or
- (c) any other offence in respect of which the Government of the country or Governor of the dependency from which he was returned may consent to his being dealt with.

(3) The period referred to in subsection (2) of this section in relation to a person to whom this section applies is the period beginning with the day of his arrival in the territory on his return as mentioned in subsection (1) of this section and ending ninety days after the first subsequent day on which he has the opportunity to leave the territory.

(a) 1948 c. 56.

(b) 1889 c. 63.

SCHEDULE 2

Section 3.

Bahamas.	Hong Kong.
Bermuda.	Mauritius.
British Antarctic Territory.	Montserrat.
British Honduras.	New Hebrides.
British Indian Ocean Territory.	Pitcairn, Henderson, Ducie and Oeno.
British Solomon Islands Protectorate.	St. Helena and its Dependencies.
Cayman Islands.	Seychelles.
Central and Southern Line Islands.	Sovereign Base Areas of
Falkland Islands (Colony and Dependencies).	Dhekelia and Akrotiri.
Fiji.	Swaziland.
Gibraltar.	Turks and Caicos Islands.
Gilbert and Ellice Islands Colony.	Virgin Islands.

EXPLANATORY NOTE

(This Note is not part of the Order).

This Order extends section 14 of the Fugitive Offenders Act 1967, with modifications, to the territories specified in Schedule 2.

Ref. 1464.

British Antarctic Territory
The Income Tax Ordinance (Cap. 32)
RULES
(under section 5 (b) (ii) of the Ordinance)

No. 1 of 1968.

In exercise of the powers vested in me by section 5 (b) (ii) of the Income Tax Ordinance, I hereby make the following Rules—

1. These Rules may be cited as the Income Tax (Allowances in Kind) Rules, 1968, and shall be effective as from the 1st January 1968.

2. For the purposes of section 5 (b) (ii) of the Income Tax Ordinance the annual value of any allowances in respect of any employment received otherwise than in money shall be deemed to be £50.

Made this 1st day of February, 1968.

W. H. THOMPSON,
Acting High Commissioner.



The British Antarctic Territory Gazette 1969

PUBLISHED BY AUTHORITY

No. 11.

18th July 1969

Appointments

EDWARD CHRISTOPHER JOHN CLAPP to be Communications Officer and Officer in Charge, Stanley Headquarters, with effect from 28th July 1967.

RAYMOND DAVID CLEMENTS to be Logistics Officer, Stanley Headquarters, with effect from 28th July 1967.

JOHN RICHARD RICHARDSON to be Chief Engineer, R.R.S. Shackleton, with effect from 1st July 1957.

WILLIAM ALBERT MAY to be Storekeeper, Stanley Headquarters, with effect from 1st July 1969.

Notices

No. 1.

Intimation has been received from the Right Honourable The Secretary of State for Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations —

No. 1 of 1968 The Falkland Islands Laws (Application) (Amendment) Regulation 1968.

No. 2 of 1968 The Appropriation (1967-68) Regulation 1968.

No. 2.

Intimation has been received from the Right Honourable The Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 3 of 1968 The Falkland Islands Laws (Application) Regulation 1968.

British Antarctic Territory
REGULATION

No. 1 of 1969

Title.

To repeal certain Laws of the Falkland Islands which have been applied to the British Antarctic Territory.

Date of commencement.

(1st August 1969)

Enacting clause.

S.I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Order in Council 1962, as follows —

Short title and commencement.

1. This Regulation may be cited as the Application of Falkland Islands Laws (Repeal) Regulation 1969, and shall come into operation on the first day of August 1969.

Repeal of certain Falkland Islands Laws in the Territory.

2. The Ordinances of the Falkland Islands specified in Columns I and II of the Schedule to this Regulation which apply to the British Antarctic Territory by virtue of section 13 of the British Antarctic Territory Order in Council 1962, are repealed.

Enacted this 27th day of June 1969.

C. HASKARD,
High Commissioner.

Schedule.

SCHEDULE

(Section 2)

Column I	Column II
Cap. 62	Seal Fishery Ordinance.
Cap. 77	Wild Animals and Birds Protection Ordinance.

British Antarctic Territory
REGULATION
No. 2 of 1969

To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June 1967.

Title.

WHEREAS it has become necessary to make further provision for the service of the Territory for the financial year ended the thirtieth day of June 1967, in addition to the charge upon revenue and other funds of the Territory authorised by the Appropriation (1966-67) Regulation 1967:

Preamble.

IT IS THEREFORE ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.
S.I. 1962 No. 400.

1. This Regulation may be cited as the Supplementary Appropriation (1966-67) Regulation, 1969.

Short title.

2. A sum of one hundred and thirty-three pounds is hereby charged upon the revenue and other funds of the Territory for the service of the financial year ended the thirtieth day of June 1967, the appropriation of the sum so charged being approved as specified in the Schedule.

Appropriation from revenue and other funds.

Made this 28th day of June 1969.

C. HASKARD,
High Commissioner.

SCHEDULE						(Section 2)	Schedule.
Number	Head of Service					Amount £	
1.	Miscellaneous	...	...	...	...	133	
Total						£ 133	

British Antarctic Territory

REGULATION

No. 3 of 1969

Title.

To provide for the service between the first day of July 1968, and the thirtieth day of June 1969.

Enacting clause.
S.I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1968-69) Regulation 1969.

Appropriation from
revenue and other funds.

2. A sum not exceeding ninety-seven thousand, nine hundred and eighty-five pounds, shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1968, and ending on the 30th day of June 1969, and the said sum so charged may be expended in the manner expressed in the Schedule.

Enacted this 30th day of June 1969.

C. HASKARD,
High Commissioner.

Schedule.

SCHEDULE

(Section 2)

Number	Head of Service	Amount £
1.	Miscellaneous	97,985
Total Expenditure		£ 97,985

British Antarctic Territory

REGULATION

No. 4 of 1969

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.
S.I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1969.

Short title.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

Enacted this 9th day of July 1969.

C. HASKARD,
High Commissioner.

SCHEDULE

Part I

(Section 2)

Number	Short title	Effective date
10 of 1967	Matrimonial Proceedings (Court of Summary Jurisdiction) Ordinance 1967	7th December 1967
5 of 1968	Pensions (Increase) (Amendment) Ordinance 1968	7th November 1968
12 of 1968	British Nationality (Amendment) Ordinance 1968	1st April 1968
1 of 1969	Income Tax (Amendment) Ordinance 1969	1st January 1970
5 of 1969	Pensions (Increase) (Amendment) Ordinance 1969	9th June 1969
6 of 1969	Pensions (Amendment) Ordinance 1969	9th June 1969

Part II

(Section 3)

Number	Short title or citation	Effective date
9 of 1967	Pensions (Amendment) (No. 3) Regulations 1967	7th December 1967
1 of 1969	Pensions (Amendment) Regulations 1969	5th May 1969
3 of 1969	Double Taxation (Taxes on Income) (New Zealand) (Cancellation) Order 1969	1st April 1965

The Pensions Ordinance (Cap. 49)

ORDER

(under section 2 of the Ordinance)

No. 1 of 1968

In exercise of the powers vested in me by section 2 of the Pensions Ordinance I hereby make the following Order —

1. This Order may be cited as the Pensions (Pensionable Offices) Order 1968 and shall be deemed to have come into effect on the first day of July 1957.

2. The following office is hereby declared to be a pensionable office in the public service of the British Antarctic Territory —

ROYAL RESEARCH SHIP SHACKLETON ... CHIEF ENGINEER

Made this 30th day of April 1968.

C. HASKARD,
High Commissioner.

The Pensions Ordinance (Cap. 49)

ORDER

(under section 2 of the Ordinance)

No. 1 of 1969

In exercise of the powers vested in me by section 2 of the Pensions Ordinance I hereby make the following Order —

1. This Order may be cited as the Pensions (Pensionable Offices) Order, 1969.

2. The following office is hereby declared to be a pensionable office in the public service of the British Antarctic Territory —

STANLEY HEADQUARTERS ... STOREKEEPER

Made this 1st day of July 1969.

C. HASKARD,
High Commissioner.



The British Antarctic Territory Gazette Extraordinary 1969

PUBLISHED BY AUTHORITY

No. 12.

SEPTEMBER 1969

Appointment

JOHN ASHLEY JONES, O.B.E., to be Acting High Commissioner with effect from 25th July, 1969.

Notice

Designation of Officers to perform the functions of the Office of High Commissioner of the British Antarctic Territory when the High Commissioner is prevented from or incapable of discharging the functions of the Office of High Commissioner.

IN EXERCISE of the powers under section 7 of the British Antarctic Territory Order in Council 1962, Her Majesty has been pleased to designate John Ashley Jones, Esquire, Officer of the Most Excellent Order of the British Empire, or if for the purposes of that section he is prevented from or incapable of discharging the functions of the Office of High Commissioner, Leslie Charles Gleadell, Esquire, Officer of the Most Excellent Order of the British Empire, Justice of the Peace.





The British Antarctic Territory Gazette 1970

PUBLISHED BY AUTHORITY

No. 13.

NOVEMBER 1970

Appointments

JOHN ASHLEY JONES, O.B.E., to be Acting High Commissioner with effect from 27th September 1970.

EDWARD RICHARD HILLIER, Magistrate, Signy Island, South Orkney Islands, 7th December 1966.

ERIC JAMES CHINN, Magistrate, Halley Bay, Caird Coast, Coats Land, 12th February 1967.

PHILIP GEOFFREY HUBERT MYERS, Magistrate, Deception Island, South Shetland Islands, 21st February 1967.

ALISTAIR HUGH McARTHUR, Magistrate, Stonington Island, Marguerite Bay, West Graham Land, 27th February 1967.

ALEC BOTTOMLEY, Magistrate, Adelaide, West Graham Land, 1st March 1967.

BRIAN SWIFT, Magistrate, Argentine Islands, West Graham Land, 1st March 1967.

DOUGLAS WILLIAM BROWN, Magistrate, Signy Island, South Orkney Islands, 4th December 1967.

CHRISTOPHER CHARLES ROBERT SYKES, Magistrate, Halley Bay, Caird Coast, Coats Land, 25th January 1968.

JOHN RICHARD DUDENEY, Magistrate, Argentine Islands, West Graham Land, 7th February 1968.

RODERICK LEDINGHAM, Magistrate, Adelaide, West Graham Land, 12th March 1968.

VAUGHAN SPAULL, Magistrate, Signy Island, South Orkney Islands, 16th January 1969.

PETER DAVID CLARKSON, Magistrate, Halley Bay, Caird Coast, Coats Land, 30th January 1969.

DAVID FREDERICK SALTER, Magistrate, Argentine Islands, West Graham Land, 3rd February 1969.

IAN WILLEY, Magistrate, Adelaide, West Graham Land, 17th February 1969.

SHAUN MICHAEL NORMAN, Magistrate, Stonington Island, Marguerite Bay, West Graham Land, 5th March 1969.

ERIC LAIRD TWELVES, Magistrate, Signy Island, South Orkney Islands, 3rd January 1970.

ALLAN RICHARD WOODS, Magistrate, Argentine Islands, West Graham Land, 7th February 1970.

CHARLES ALLEN CLAYTON, Magistrate, Halley Bay, Caird Coast, Coats Land, 6th February 1970.

RICHARD STEPHEN HESBROOK, Magistrate, Adelaide, West Graham Land, 12th February 1970.

ANTHONY NORMAN BUSHELL, Magistrate, Stonington Island, Marguerite Bay, West Graham Land, 20th February 1970.

- DR. JOHN ROLAND BROTHERHOOD, M.B., B.S., (London), Medical Officer, Signy Island, South Orkney Islands, 8th January 1966 to 6th December 1966 then to Halley Bay from 7th December 1966.
- DR. EDWARD RICHARD HILLIER, M.B., B.S., (London), Medical Officer, Signy Island, South Orkney Islands, 28th November 1966.
- DR. RICHARD ARMSTRONG WILLIAMS, M.B., B.S., (Sydney), Medical Officer, Stonington Island, Marguerite Bay, West Graham Land, 7th January 1967.
- DR. JOHN ANTHONY BALL, M.B., Ch.B., (Birmingham), M.R.C.S., L.R.C.P., (London), Medical Officer, Signy Island, South Orkney Islands, 19th November 1967.
- DR. MICHAEL HOLMES, M.B., Ch.B., (Liverpool), Medical Officer, Stonington Island, Marguerite Bay, West Graham Land, 5th December 1967.
- DR. ANGUS MURRAY ROBERTS, M.B., Ch.B., (Liverpool), Medical Officer, Halley Bay, Caird Coast, Coats Land, 30th December 1967.
- DR. TERENCE RODNEY ALLEN, M.B., Ch.B., (Liverpool), Medical Officer, Adelaide, West Graham Land, 22nd January 1969.
- DR. DENIS CHARLES WILKINS, M.B., Ch.B., (Liverpool), Medical Officer, Halley Bay, 6th January 1969.
- DR. ALAN HENRY MILNE, M.B., Ch.B., (Aberdeen), Medical Officer, Adelaide, West Graham Land, 7th November 1969.
- DR. IAIN McWILLIAM LEITH, M.B., B.S., (London), Medical Officer, Halley Bay, Caird Coast, Coats Land, 4th January 1970.

Relinquishments

JOHN ASHLEY JONES, O.B.E., ceased to act as Acting High Commissioner with effect from 18th October 1969.

The following ceased to act as magistrates of the British Antarctic Territory on the dates shown —

EDWARD RICHARD HILLIER	3rd December 1967
PHILIP GEOFFREY HUBERT MYERS	31st December 1967
ERIC JAMES CHINN	24th January 1968
BRIAN SWIFT	6th February 1968
ALEC BOTTOMLEY	11th March 1968
CHRISTOPHER CHARLES ROBERT SYKES	31st December 1968
DOUGLAS WILLIAM BROWN	15th January 1969
JOHN RICHARD DUDENEY	2nd February 1969
RODERICK LEDINGHAM	16th February 1969
ALISTAIR HUGH McARTHUR	4th March 1969
VAUGHAN SPAULL	2nd January 1970
DAVID FREDERICK SALTER	1st February 1970
PETER DAVID CLARKSON	5th February 1970
IAN WILLEY	11th February 1970
SHAUN MICHAEL NORMAN	19th February 1970

The following ceased to act as medical officers serving the British Antarctic Territory on the dates shown —

DR. JOHN ROLAND BROTHERHOOD	5th December 1967
DR. EDWARD RICHARD HILLIER	3rd February 1968
DR. RICHARD ARMSTRONG WILLIAMS	7th April 1968
DR. ANGUS MURRAY ROBERTS	11th February 1969
DR. MICHAEL HOLMES	16th March 1969
DR. JOHN ANTHONY BALL	15th April 1969
DR. DENIS CHARLES WILKINS	18th February 1970
DR. TERENCE RODNEY ALLEN	12th March 1970

Notices

Intimation has been received from the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations —

- No. 1 of 1969 — To repeal certain Laws of the Falkland Islands which have been applied to the British Antarctic Territory.
- No. 2 of 1969 — To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June 1967.

No. 3 of 1969 — To provide for the service between the first day of July 1968 and the thirtieth day of June 1969.

No. 4 of 1969 — To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

No. 5 of 1969 — The Appropriation (1969/70) Regulation 1969.

The High Commissioner left Stanley on the 25th July 1969 for the United Kingdom and returned on the 18th October 1969.

The Income Tax Ordinance (Cap. 32)

Appointment

(under section 41 of the Ordinance)

ERIC MICHAEL PAUL SALMON to be agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, with effect from 1st November 1970.

British Antarctic Territory

REGULATION

No. 5 of 1969

To provide for the service between the first day of July 1969 and the thirtieth day of June 1970. Title.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows — Enacting clause.
S.I. 1962 No. 400.

1. This Regulation may be cited as the Appropriation (1969-70) Regulation 1969. Short title.

2. A sum not exceeding twelve thousand, seven hundred and sixty pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1969, and ending on the 30th day of June 1970 and the said sum so charged may be expended in the manner expressed in the Schedule. Appropriation from
revenue and other funds.

Enacted this 7th day of August 1969.

J. A. JONES,
Acting High Commissioner.

SCHEDULE		(Section 2)
Number	Head of Service	Amount
1.	Miscellaneous	12,760
		<u>£ 12,760</u>

British Antarctic Territory
REGULATION

No. 6 of 1969

Title.

To apply the Income Tax (Amendment)
Ordinance 1969 of the Falkland Islands to
the British Antarctic Territory.

Date of commencement.

(1st January 1970)

Enacting clause.

S. I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title and commencement.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1969, and shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1970, and for all subsequent years of assessment.

Application of Colony Ordinance.
No. 1 of 1969.

2. (1) The Income Tax (Amendment) Ordinance 1969 of the Falkland Islands is hereby applied to the British Antarctic Territory.

(2) In the application of the said Ordinance section 1 (2) shall be deemed to be omitted.

Enacted this 31st day of December 1969.

C. HASKARD,
High Commissioner.

British Antarctic Territory

REGULATION

No. 1 of 1970

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.
S. I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1970.

Short title.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

Enacted this 30th day of June 1970.

C. HASKARD,
High Commissioner.

SCHEDULE

PART I

(Section 2)

Number	Short title	Effective date
11 of 1969	Commissioners for Oaths Ordinance 1969	6th November 1969
12 of 1969	Administration of Justice (Amendment) Ordinance 1969	6th November 1969
1 of 1970	Administration of Justice (Amendment) Ordinance 1970	8th June 1970

PART II

(Section 3)

Number	Short title or citation	Effective date
2 of 1970	Post Office Order 1970	1st July 1970

British Antarctic Territory

REGULATION

No. 2 of 1970

Title.

To provide for the service of the year between the first day of July 1970 and the thirtieth day of June 1971.

Date of commencement.

(1st July 1970)

Enacting clause.

S. I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1970-71) Regulation 1970.

Appropriation from revenue and other funds.

2. A sum not exceeding fifty-eight thousand nine hundred and seventy-six pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1970 and ending on the 30th day of June 1971 and the said sum so charged may be expended in the manner expressed in the Schedule.

Enacted this 29th day of August 1970.

C. HASKARD,
High Commissioner.

SCHEDULE

(Section 2)

Number	Head of Service	Amount
1.	Miscellaneous	58,976
		£ 58,976

BY THE QUEEN

A PROCLAMATION

DETERMINING THE SPECIFICATIONS AND DESIGN FOR, AND GIVING CURRENCY TO, CUPRO-NICKEL AND BRONZE COINS IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, as extended by section 2 (3) and (4) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory (hereinafter referred to as "the Territories") on the date of such publication.

2. The designs for the cupro-nickel and bronze coins of the denominations described in Schedule 1 to the Decimal Currency Act 1967, as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970, shall be as follows —

CUPRO-NICKEL COINS

(1) Ten new pence—Every ten new pence shall have for the obverse impression Our effigy with the inscription "D.G.REG.F.D. ELIZABETH II" and the date of the year, and for the reverse a lion passant guardant royally crowned, being part of the crest of England, and the inscription "10 NEW PENCE". The coin shall have a graining upon the edge.

(2) Five new pence—Every five new pence shall have the same obverse impression and inscription as the ten new pence, and for the reverse a thistle royally crowned, being the badge of Scotland, and the inscription "5 NEW PENCE". The coin shall have a graining upon the edge.

BRONZE COINS

(1) Two new pence—Every two new pence shall have for the obverse impression Our effigy with the inscription "D.G.REG.F.D. ELIZABETH II" and the date 1971, or of a succeeding year, and for the reverse the badge of the Prince of Wales, being three ostrich feathers enfiling a coronet of crosses pattée and fleurs de lys with the motto "ICH DIEN", and the inscription "2 NEW PENCE". The coin shall have a plain edge.

(2) New penny—Every new penny shall have the same obverse impression and inscription as the two new pence, and for the reverse a portcullis with chains royally crowned, being a badge of King Henry VII and his successors, and the inscription "1 NEW PENNY". The coin shall have a plain edge.

(3) New halfpenny—Every new halfpenny shall have the same obverse impression and inscription as the two new pence, and for the reverse the Royal Crown, and the inscription " $\frac{1}{2}$ NEW PENNY". The coin shall have a plain edge.

3. (1) A new coin of cupro-nickel of the denomination of fifty new pence shall be made, being a coin of a standard weight of 13.5 grammes, a standard diameter of 30 millimetres and a standard composition of seventy-five per cent copper and twenty-five per cent nickel, and being in the shape of an equilateral curve heptagon.

(2) In the making of the said coin a remedy (that is, a variation from the standard weight, diameter or composition specified above) shall be allowed of an amount not exceeding the following, that is to say:

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogramme of the coin) of 0.08 grammes; and
- (b) a variation from the said standard diameter of 0.1 millimetres per coin; and
- (c) a variation from the said standard composition of one per cent.

(3) The design for the said coin shall be as follows —

Every fifty new pence shall have for the obverse impression Our effigy with the inscription "D.G.REG.F.D. ELIZABETH II" and the date of the year, and for the reverse a figure of Britannia seated beside a lion, with a shield resting against her right side, holding a trident in her right hand and an olive branch in her left hand; and the inscription "50 NEW PENCE". The coin shall have a plain edge.

4. The fifty new pence, the ten new pence and the five new pence may be issued for use before the day appointed under section 1 (2) of the Decimal Currency Act 1967 (as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970) as respectively, a current cupro-nickel coin of the denomination of ten shillings issued by Our Mint in accordance with the provisions of the Coinage Act 1946 (as extended to the Falkland Islands by Our Proclamation of the 13th day of November 1947), a florin and a shilling.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

BY THE QUEEN A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1967
SHALL APPLY TO AND BE IN FORCE IN THE DEPENDENCIES OF THE
FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, section 3 (3) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. The parts of the Decimal Currency Act 1967, as modified and set out in the Schedule hereto, shall apply and be in force in the Dependencies of the Falkland Islands and the British Antarctic Territory.

2. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Dependencies of the Falkland Islands and in the British Antarctic Territory on the date of such publication.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

1. (1) On and after the appointed day the denominations of money in the currency of the Dependencies of the Falkland Islands and the British Antarctic Territory shall be the pound sterling and the new penny, the new penny being one-hundredth part of a pound sterling.

(2) In this Act "the appointed day" means such day in the year 1971 as the Governor or the High Commissioner, as the case may be, may by order appoint.

2. (1) Subject to subsection (2) below, all coins of the new currency to be made at the Mint, being coins of the metals and denominations described in column 1 of Schedule 1 to this Act, shall be circular and of the standard weight, diameter and composition specified in columns 2, 3 and 4 of that Schedule.

(2) In the making of such coins a remedy (that is, a variation from the standard weight, diameter or composition specified as aforesaid) shall be allowed of an amount not exceeding the following, that is to say —

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogram of the coin in question) specified in column 5 of the said Schedule 1; and
- (b) a variation from the said standard diameter of 0.125 millimetre per coin; and
- (c) in the case of cupro-nickel coins, a variation from the said standard composition of two per cent.

(3) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to determine —

- (a) the weight and composition of coins of the new currency to be made at the Mint, other than gold coins and coins of the metals and denominations described in the said Schedule 1; and
- (b) the remedy to be allowed in the making of such coins;

and so much of section 3 of that Act and section 2 of the Coinage Act 1946 as requires coins of other denominations to be of a weight and fineness or composition determined by reference to coins of the denominations described in those Acts shall not apply to coins specified in a proclamation made by virtue of this subsection.

(4) Coins made in accordance with this section may, if so directed by proclamation under the said section 11, be issued for use before the appointed day as current coins of such denominations of the currency in force before that day as may be specified in the proclamation.

3. (1) In section 5 of the Coinage Act 1870 (prohibition upon making of coins except by the Mint) for the words "by the Mint" there shall be substituted the words "by or with the authority of the Mint"; and references in any enactment (including this Act) to coins made by, or at or in, the Mint shall include references to coins made at any place with the authority of the Mint.

7. (1) This Act may be cited as the Decimal Currency Act 1967.

(2) Any reference in this Act to any enactment is a reference to it as amended or applied by or under any subsequent enactment.

SCHEDULE 1

DENOMINATIONS, WEIGHT, DIAMETER AND COMPOSITION OF NEW COINS

1	2	3	4	5
Metal and denomination	Standard weight (grams)	Standard diameter (centimetres)	Standard composition	Weight variation (grams)
CUPRO-NICKEL				
Ten new pence	11.31036	2.8500	Three-quarters copper, one-quarter nickel	.0646
Five new pence	5.65518	2.3595		.0375
BRONZE				
Two new pence	7.12800	2.5910	Mixed metal copper, tin and zinc	.1500
New penny	3.56400	2.0320		.0750
New halfpenny	1.78200	1.7145		.0375

BY THE QUEEN

A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1969
SHALL APPLY TO AND BE IN FORCE IN THE FALKLAND ISLANDS, THE
DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH
ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870 and section 15 (4) of the Decimal Currency Act 1969 and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory (hereinafter referred to as "the Territories") on the date of such publication.

2. The provisions of the Decimal Currency Act 1969 that are set out in the Schedule to this Proclamation shall, in the form in which they are there set out, apply to and be in force in the Territories.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our Reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

DECIMAL CURRENCY ACT 1969

Section 1: Legal Tender

1. (1) Coins made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 or in accordance with the Coinage Acts 1870 to 1946 and not called in by proclamation under paragraph (5) of section 11 of the Coinage Act 1870 shall be legal tender as follows, that is to say —

- (a) coins of cupro-nickel or silver of denominations of more than ten new pence or two shillings, for payment of any amount not exceeding ten pounds;
- (b) coins of cupro-nickel or silver of denominations of not more than ten new pence or two shillings, for payment of any amount not exceeding five pounds;
- (c) coins of bronze, for payment of any amount not exceeding twenty new pence or four shillings.

(2) In the foregoing subsection "coins of bronze" includes threepences of mixed metal.

(3) Subject to subsection (6) of this section and to any direction given by virtue of section 15 (5) of this Act, coins of the old currency other than gold coins shall not be legal tender after the end of the transitional period.

(4) For the purpose of being used for any payment in accordance with the foregoing provisions of this section a coin of either the old or the new currency may be treated as being a current coin of the other currency of equal value.

(5) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to direct that any coins of the new currency made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 other than coins of cupro-nickel, silver or bronze shall be current and be legal tender for payment of any amount not exceeding such amount (not greater than ten pounds) as may be specified in the proclamation.

(6) For the purposes of this section silver coins of the Queen's Maundy money made in accordance with section 3 of the Coinage Act 1870 shall be treated as made in accordance with section 2 of the Decimal Currency Act 1967 and, if issued before the appointed day, shall be treated as denominated in the same number of new pence as the number of pence in which they were denominated.

Section 15: Minor and consequential amendments of enactments

15. (1) Section 3 of the Coinage Act 1870 (standard of coins) shall apply only to gold coins and to silver coins of the Queen's Maundy money, and accordingly —

- (a) in that section, after the word "Act" (where it first occurs) there shall be inserted the words "being gold coins or coins of silver of the Queen's Maundy money", and for the words "silver or bronze" there shall be substituted the words "or any silver coin of the Queen's Maundy money"; and
- (b) for the entries in Schedule 1 to that Act relating to silver and bronze coins there shall be substituted the entries relating to silver coins of the Queen's Maundy money set out in Schedule 3 to this Act.

(2) Section 4 of the Coinage Act 1870 (legal tender) shall apply only to gold coins, and accordingly in that section the word "gold" shall be inserted after the words "if made in", and the words "In the case of gold coins" and the words from "In the case of silver" onwards shall be omitted.

(3) Paragraph (4) of section 11 of the Coinage Act 1870 (power by proclamation to determine the weight below which a coin is not to be current) shall cease to have effect.

(5) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to direct that cupro-nickel or silver coins issued by the Mint before the appointed day in accordance with the Coinage Acts 1870 to 1946, being coins of any denomination specified in the proclamation, shall on and after such day (not earlier than the appointed day) as may be so specified be treated as coins of the new currency made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 and as being of such denomination of that currency as may be so specified.

(7) In the case of cupro-nickel coins of the denomination of fifty new pence issued for use before the appointed day as current coins of the denomination of ten shillings by virtue of section 2 (4) of the Decimal Currency Act 1967, section 1 of the Coinage Act 1946 (cupro-nickel coins to be legal tender for payments up to forty shillings) shall apply as if the reference to an amount not exceeding forty shillings were a reference to an amount not exceeding ten pounds.

Section 16: Interpretation

16. (1) In this Act —

"the appointed day" means the day appointed under section 1 of the Decimal Currency Act 1967;

"the new currency" means the new currency of the Territories provided for by the Decimal Currency Act 1967;

"the old currency" means the currency of the Territories in force before the appointed day;

"the transitional period" means the period beginning with the appointed day and ending with such day as the Governor or the High Commissioner, as the case may be, may by order appoint.

(2) In this Act —

(a) references to coins made by the Mint include references to coins made at any place with the authority of the Mint; and

(b) references to coins of the new currency made in accordance with section 2 of the Decimal Currency Act 1967 include references to coins made in accordance with any proclamation made under section 11 of the Coinage Act 1870 by virtue of section 2 (3) of the said Act of 1967.

(3) Except in so far as the context otherwise requires, any reference in this Act to any enactment or instrument is a reference to it as amended, and includes a reference to it as applied, by or under any other enactment or instrument, including this Act, and is a reference to it as it applies and is in force in the Territories.

Section 17: Repeals

17. (2) The enactments specified in Schedule 4 to this Act are hereby repealed, as from the appointed day, to the extent specified in the third column of that Schedule.

Section 19: Short title, citation and commencement

19. (1) This Act may be cited as the Decimal Currency Act 1969, and the Decimal Currency Act 1967 and this Act may be cited together as the Decimal Currency Acts 1967 and 1969.

(2) Section 1 of this Act, and section 15 of this Act except subsections (5) and (7), shall not come into force until the appointed day.

SCHEDULES TO THE DECIMAL CURRENCY ACT 1969

SCHEDULE 3

Section 15.

ENTRIES TO BE SUBSTITUTED IN SCHEDULE 1

1870 c. 10.

TO COINAGE ACT 1870

Denomination of Coin	Standard Weight		Least Current Weight		Standard Fineness	Remedy Allowance		
	Imperial Weight Grains	Metric Weight Grams	Imperial Weight Grains	Metric Weight Grams		Weight per piece		Millesimal Fineness
						Imperial Grains	Metric Grams	
SILVER:					Thirty-seven- fortieths fine silver, three- fortieths alloy: or millesimal fineness 925.			5
Four new pence	29.09090	1.88506	—	—		0.262	0.0170	
Three new pence	21.81818	1.41379	—	—		0.212	0.0138	
Two new pence	14.54545	0.94253	—	—		0.144	0.0093	
New penny	7.27272	0.47126	—	—		0.087	0.0056	

SCHEDULE 4

Section 17.

REPEALS

Chapter	Short Title	Extent of Repeal
1870 c. 10 (as amended by 1891 c. 72).	The Coinage Act 1870 (as amended by the Coinage Act 1891).	In section 4, the words from "or less" to "Act" (where it next appears), the words "In the case of gold coins" and the words from "In the case of silver" onwards. In section 11, paragraphs (4) and (6).
1920 c. 3.	The Coinage Act 1920.	Section 1 (1).
1946 c. 74.	The Coinage Act 1946.	Sections 1 to 3. The Schedule.
1967 c. 47.	The Decimal Currency Act 1967.	In section 2, the words from "and so much" onwards in subsection (3), and subsection (4).

BY THE QUEEN
A PROCLAMATION

Calling in all farthings, halfpennies and half-crowns in the Falkland Islands, the Dependencies of the Falkland Islands, and the British Antarctic Territory.

ELIZABETH R.

WE, in exercise of the powers conferred by section 11 of the Coinage Act 1870, do hereby, by and with the advice of Our Privy Council, call in, in the Falkland Islands the Dependencies of the Falkland Islands and the British Antarctic Territory, all farthings, halfpennies and half-crowns by the 31st day of October 1970 and direct that, after that date, those coins shall not be current or legal tender within these territories.

This Proclamation shall be published in the Official Gazette of the Falkland Islands.

Given at Our Court at Balmoral, this thirtieth day of September, in the year of Our Lord One thousand nine hundred and seventy and in the nineteenth year of Our Reign.

GOD SAVE THE QUEEN

THE GOVERNMENT OF THE FALKLAND ISLANDS
OFFICE OF THE ATTORNEY GENERAL
STANLEY
IN REPLY TO A RESOLUTION OF THE LEGISLATIVE COUNCIL
PASSED ON THE 14TH DAY OF MAY 1966
RELATIVE TO THE PROPOSED
AMENDMENT OF THE
FALKLAND ISLANDS CONSTITUTION
BY THE
INCLUSION OF A
PROVISION
RELATIVE TO THE
APPOINTMENT OF
JUDGES
TO THE
SUPREME COURT
OF THE FALKLAND ISLANDS
BY THE
GOVERNMENT
OF THE FALKLAND ISLANDS
IN REPLY TO A RESOLUTION OF THE LEGISLATIVE COUNCIL
PASSED ON THE 14TH DAY OF MAY 1966
RELATIVE TO THE PROPOSED
AMENDMENT OF THE
FALKLAND ISLANDS CONSTITUTION
BY THE
INCLUSION OF A
PROVISION
RELATIVE TO THE
APPOINTMENT OF
JUDGES
TO THE
SUPREME COURT
OF THE FALKLAND ISLANDS
BY THE
GOVERNMENT
OF THE FALKLAND ISLANDS

BRITISH ANTARCTIC TERRITORY.

BY THE QUEEN A PROCLAMATION

DETERMINING THE SPECIFICATIONS AND DESIGN FOR, AND GIVING CURRENCY TO, CUPRO-NICKEL AND BRONZE COINS IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, as extended by section 2 (3) and (4) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory (hereinafter referred to as “the Territories”) on the date of such publication.

2. The designs for the cupro-nickel and bronze coins of the denominations described in Schedule 1 to the Decimal Currency Act 1967, as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970, shall be as follows —

CUPRO-NICKEL COINS

(1) Ten new pence—Every ten new pence shall have for the obverse impression Our effigy with the inscription “D.G.REG.F.D. ELIZABETH II” and the date of the year, and for the reverse a lion passant guardant royally crowned, being part of the crest of England, and the inscription “10 NEW PENCE”. The coin shall have a grain- ing upon the edge.

(2) Five new pence—Every five new pence shall have the same obverse impression and inscription as the ten new pence, and for the reverse a thistle royally crowned, being the badge of Scotland, and the inscription “5 NEW PENCE”. The coin shall have a graining upon the edge.

BRONZE COINS

(1) Two new pence—Every two new pence shall have for the obverse impression Our effigy with the inscription “D.G.REG.F.D. ELIZABETH II” and the date 1971, or of a succeeding year, and for the reverse the badge of the Prince of Wales, being three ostrich feathers enfiling a coronet of crosses pattée and fleurs de lys with the motto “ICH DIEN”, and the inscription “2 NEW PENCE”. The coin shall have a plain edge.

(2) New penny—Every new penny shall have the same obverse impression and inscription as the two new pence, and for the reverse a portcullis with chains royally crowned, being a badge of King Henry VII and his successors, and the inscription “1 NEW PENNY”. The coin shall have a plain edge.

(3) New halfpenny—Every new halfpenny shall have the same obverse impression and inscription as the two new pence, and for the reverse the Royal Crown, and the inscription “ $\frac{1}{2}$ NEW PENNY”. The coin shall have a plain edge.

3. (1) A new coin of cupro-nickel of the denomination of fifty new pence shall be made, being a coin of a standard weight of 13.5 grammes, a standard diameter of 30 millimetres and a standard composition of seventy-five per cent copper and twenty-five per cent nickel, and being in the shape of an equilateral curve heptagon.

(2) In the making of the said coin a remedy (that is, a variation from the standard weight, diameter or composition specified above) shall be allowed of an amount not exceeding the following, that is to say:

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogramme of the coin) of 0.08 grammes; and
- (b) a variation from the said standard diameter of 0.1 millimetres per coin; and
- (c) a variation from the said standard composition of one per cent.

(3) The design for the said coin shall be as follows —

Every fifty new pence shall have for the obverse impression Our effigy with the inscription "D.G.REG.F.D. ELIZABETH II" and the date of the year, and for the reverse a figure of Britannia seated beside a lion, with a shield resting against her right side, holding a trident in her right hand and an olive branch in her left hand; and the inscription "50 NEW PENCE". The coin shall have a plain edge.

4. The fifty new pence, the ten new pence and the five new pence may be issued for use before the day appointed under section 1 (2) of the Decimal Currency Act 1967 (as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970) as respectively, a current cupro-nickel coin of the denomination of ten shillings issued by Our Mint in accordance with the provisions of the Coinage Act 1946 (as extended to the Falkland Islands by Our Proclamation of the 13th day of November 1947), a florin and a shilling.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

BY THE QUEEN
A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1967
SHALL APPLY TO AND BE IN FORCE IN THE DEPENDENCIES OF THE
FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, section 3 (3) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. The parts of the Decimal Currency Act 1967, as modified and set out in the Schedule hereto, shall apply and be in force in the Dependencies of the Falkland Islands and the British Antarctic Territory.

2. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Dependencies of the Falkland Islands and in the British Antarctic Territory on the date of such publication.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

1. (1) On and after the appointed day the denominations of money in the currency of the Dependencies of the Falkland Islands and the British Antarctic Territory shall be the pound sterling and the new penny, the new penny being one-hundredth part of a pound sterling.

(2) In this Act "the appointed day" means such day in the year 1971 as the Governor or the High Commissioner, as the case may be, may by order appoint.

2. (1) Subject to subsection (2) below, all coins of the new currency to be made at the Mint, being coins of the metals and denominations described in column 1 of Schedule 1 to this Act, shall be circular and of the standard weight, diameter and composition specified in columns 2, 3 and 4 of that Schedule.

(2) In the making of such coins a remedy (that is, a variation from the standard weight, diameter or composition specified as aforesaid) shall be allowed of an amount not exceeding the following, that is to say —

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogram of the coin in question) specified in column 5 of the said Schedule 1; and
- (b) a variation from the said standard diameter of 0.125 millimetre per coin; and
- (c) in the case of cupro-nickel coins, a variation from the said standard composition of two per cent.

(3) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to determine —

- (a) the weight and composition of coins of the new currency to be made at the Mint, other than gold coins and coins of the metals and denominations described in the said Schedule 1; and
- (b) the remedy to be allowed in the making of such coins;

and so much of section 3 of that Act and section 2 of the Coinage Act 1946 as requires coins of other denominations to be of a weight and fineness or composition determined by reference to coins of the denominations described in those Acts shall not apply to coins specified in a proclamation made by virtue of this subsection.

(4) Coins made in accordance with this section may, if so directed by proclamation under the said section 11, be issued for use before the appointed day as current coins of such denominations of the currency in force before that day as may be specified in the proclamation.

3. (1) In section 5 of the Coinage Act 1870 (prohibition upon making of coins except by the Mint) for the words "by the Mint" there shall be substituted the words "by or with the authority of the Mint"; and references in any enactment (including this Act) to coins made by, or at or in, the Mint shall include references to coins made at any place with the authority of the Mint.

7. (1) This Act may be cited as the Decimal Currency Act 1967.

(2) Any reference in this Act to any enactment is a reference to it as amended or applied by or under any subsequent enactment.

SCHEDULE 1
DENOMINATIONS, WEIGHT, DIAMETER AND COMPOSITION OF NEW COINS

1	2	3	4	5
Metal and denomination	Standard weight (grams)	Standard diameter (centimetres)	Standard composition	Weight variation (grams)
CUPRO-NICKEL				
Ten new pence	11.31036	2.8500	Three-quarters copper, one-quarter nickel	.0646
Five new pence	5.65518	2.3595		.0375
BRONZE				
Two new pence	7.12800	2.5910	Mixed metal copper, tin and zinc	.1500
New penny	3.56400	2.0320		.0750
New halfpenny	1.78200	1.7145		.0375

BRITISH ANTARCTIC TERRITORY.

BY THE QUEEN
A PROCLAMATION

CALLING IN ALL FARTHING, HALFPENNIES AND HALF-CROWNS IN THE
FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND ISLANDS
AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, do hereby, by and with the advice of Our Privy Council, call in, in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory, all farthings, halfpennies and half-crowns by the 31st day of October 1970, and direct that after that date those coins shall not be current or legal tender within those territories.

This Proclamation shall be published in the Official Gazette of the Falkland Islands.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

BY THE QUEEN
A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1969
SHALL APPLY TO AND BE IN FORCE IN THE FALKLAND ISLANDS, THE
DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH
ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the
Coinage Act 1870 and section 15 (4) of the Decimal Currency Act
1969 and of all other powers enabling Us in that behalf, do hereby,
by and with the advice of Our Privy Council, proclaim, direct and
ordain as follows —

1. This Proclamation shall be published in the Official Gazette
of the Falkland Islands and shall come into force in the Falkland
Islands, the Dependencies of the Falkland Islands and the British
Antarctic Territory (hereinafter referred to as "the Territories") on
the date of such publication.

2. The provisions of the Decimal Currency Act 1969 that are
set out in the Schedule to this Proclamation shall, in the form in
which they are there set out, apply to and be in force in the
Territories.

Given at Our Court at Balmoral, this thirtieth day of September
in the year of our Lord One thousand nine hundred and seventy and
in the nineteenth year of Our Reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

DECIMAL CURRENCY ACT 1969

Section 1: Legal Tender

1. (1) Coins made by the Mint in accordance with section 2 of the
Decimal Currency Act 1967 or in accordance with the Coinage Acts 1870 to
1946 and not called in by proclamation under paragraph (5) of section 11 of the
Coinage Act 1870 shall be legal tender as follows, that is to say —

- (a) coins of cupro-nickel or silver of denominations of more than ten new
pence or two shillings, for payment of any amount not exceeding ten
pounds;
- (b) coins of cupro-nickel or silver of denominations of not more than ten
new pence or two shillings, for payment of any amount not exceeding
five pounds;
- (c) coins of bronze, for payment of any amount not exceeding twenty new
pence or four shillings.

(2) In the foregoing subsection "coins of bronze" includes threepences of
mixed metal.

(3) Subject to subsection (6) of this section and to any direction given by
virtue of section 15 (5) of this Act, coins of the old currency other than gold
coins shall not be legal tender after the end of the transitional period.

(4) For the purpose of being used for any payment in accordance with
the foregoing provisions of this section a coin of either the old or the new
currency may be treated as being a current coin of the other currency of equal
value.

(5) The powers exercisable by proclamation by virtue of section 11 of the
Coinage Act 1870 shall include power to direct that any coins of the new
currency made by the Mint in accordance with section 2 of the Decimal
Currency Act 1967 other than coins of cupro-nickel, silver or bronze shall be
current and be legal tender for payment of any amount not exceeding such
amount (not greater than ten pounds) as may be specified in the proclamation.

(6) For the purposes of this section silver coins of the Queen's Maundy
money made in accordance with section 3 of the Coinage Act 1870 shall be
treated as made in accordance with section 2 of the Decimal Currency Act
1967 and, if issued before the appointed day, shall be treated as denominated
in the same number of new pence as the number of pence in which they were
denominated.

Section 15: Minor and consequential amendments of enactments

15. (1) Section 3 of the Coinage Act 1870 (standard of coins) shall apply only to gold coins and to silver coins of the Queen's Maundy money, and accordingly —

(a) in that section, after the word "Act" (where it first occurs) there shall be inserted the words "being gold coins or coins of silver of the Queen's Maundy money", and for the words "silver or bronze" there shall be substituted the words "or any silver coin of the Queen's Maundy money"; and

(b) for the entries in Schedule 1 to that Act relating to silver and bronze coins there shall be substituted the entries relating to silver coins of the Queen's Maundy money set out in Schedule 3 to this Act.

(2) Section 4 of the Coinage Act 1870 (legal tender) shall apply only to gold coins, and accordingly in that section the word "gold" shall be inserted after the words "if made in", and the words "In the case of gold coins" and the words from "In the case of silver" onwards shall be omitted.

(3) Paragraph (4) of section 11 of the Coinage Act 1870 (power by proclamation to determine the weight below which a coin is not to be current) shall cease to have effect.

(5) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to direct that cupro-nickel or silver coins issued by the Mint before the appointed day in accordance with the Coinage Acts 1870 to 1946, being coins of any denomination specified in the proclamation, shall on and after such day (not earlier than the appointed day) as may be so specified be treated as coins of the new currency made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 and as being of such denomination of that currency as may be so specified.

(7) In the case of cupro-nickel coins of the denomination of fifty new pence issued for use before the appointed day as current coins of the denomination of ten shillings by virtue of section 2 (4) of the Decimal Currency Act 1967, section 1 of the Coinage Act 1946 (cupro-nickel coins to be legal tender for payments up to forty shillings) shall apply as if the reference to an amount not exceeding forty shillings were a reference to an amount not exceeding ten pounds.

Section 16: Interpretation

16. (1) In this Act —

"the appointed day" means the day appointed under section 1 of the Decimal Currency Act 1967;

"the new currency" means the new currency of the Territories provided for by the Decimal Currency Act 1967;

"the old currency" means the currency of the Territories in force before the appointed day;

"the transitional period" means the period beginning with the appointed day and ending with such day as the Governor or the High Commissioner, as the case may be, may by order appoint.

(2) In this Act —

(a) references to coins made by the Mint include references to coins made at any place with the authority of the Mint; and

(b) references to coins of the new currency made in accordance with section 2 of the Decimal Currency Act 1967 include references to coins made in accordance with any proclamation made under section 11 of the Coinage Act 1870 by virtue of section 2 (3) of the said Act of 1967.

(3) Except in so far as the context otherwise requires, any reference in this Act to any enactment or instrument is a reference to it as amended, and includes a reference to it as applied, by or under any other enactment or instrument, including this Act, and is a reference to it as it applies and is in force in the Territories.

Section 17: Repeals

17. (2) The enactments specified in Schedule 4 to this Act are hereby repealed, as from the appointed day, to the extent specified in the third column of that Schedule.

Section 19: Short title, citation and commencement

19. (1) This Act may be cited as the Decimal Currency Act 1969, and the Decimal Currency Act 1967 and this Act may be cited together as the Decimal Currency Acts 1967 and 1969.

(2) Section 1 of this Act, and section 15 of this Act except subsections (5) and (7), shall not come into force until the appointed day.

SCHEDULES TO THE DECIMAL CURRENCY ACT 1969

SCHEDULE 3

Section 15.

ENTRIES TO BE SUBSTITUTED IN SCHEDULE 1
TO COINAGE ACT 1870

1870 c. 10.

Denomination of Coin	Standard Weight		Least Current Weight		Standard Fineness	Remedy Allowance		
	Imperial Weight	Metric Weight	Imperial Weight	Metric Weight		Weight per piece		Millesimal Fineness
						Imperial Grains	Metric Grams	
SILVER:								
Four new pence	29.09090	1.88506	—	—	Thirty-seven- fortieths fine silver, three- fortieths alloy; or millesimal fineness 925.	0.262	0.0170	5
Three new pence	21.81818	1.41379	—	—		0.212	0.0138	
Two new pence	14.54545	0.94253	—	—		0.144	0.0093	
New penny	7.27272	0.47126	—	—		0.087	0.0056	

SCHEDULE 4

Section 17.

REPEALS

Chapter	Short Title	Extent of Repeal
1870 c. 10 (as amended by 1891 c. 72).	The Coinage Act 1870 (as amended by the Coinage Act 1891).	In section 4, the words from "or less" to "Act" (where it next appears), the words "In the case of gold coins" and the words from "In the case of silver" onwards. In section 11, paragraphs (4) and (6).
1920 c. 3.	The Coinage Act 1920.	Section 1 (1).
1946 c. 74.	The Coinage Act 1946.	Sections 1 to 3. The Schedule.
1967 c. 47.	The Decimal Currency Act 1967.	In section 2, the words from "and so much" onwards in subsection (3), and subsection (4).



The British Antarctic Territory Gazette 1971

PUBLISHED BY AUTHORITY

No. 14.

FEBRUARY 1971

Appointments

- JEREMY JAMES LIGHT, Magistrate, Signy Island, South Orkney Islands, 1st January 1971.
 NEIL JAMES MACPHERSON, Magistrate, Argentine Islands, West Graham Land, 1st January 1971.
 MARK VALLANCE, Magistrate, Halley Bay, Caird Coast, Coats Land, 1st February 1971.
 PHILIP WAINWRIGHT, Magistrate, Stonington Island, Marguerite Bay, West Graham Land, 1st March 1971.
 RICHARD CHARLTON SCOFFOM, Magistrate, Adelaide, West Graham Land, 1st March 1971.
 DR. ROBERT ALEXANDER HARCOURT PATTERSON, B.M., B.Ch., (Oxford) Medical Officer, Halley Bay, Caird Coast, Coats Land, 28th January 1971.
 DR. MICHAEL JOHN HOLMES, M.B., Ch.B., (Liverpool), Medical Officer, Stonington Island, Marguerite Bay, West Graham Land, 29th January 1971.
 DAVID WALTER DAVIDSON, B.D.S., Dentist, British Antarctic Territory, 28th November 1970.

Relinquishments

- JOHN ASHLEY JONES, O.B.E., ceased to act as Acting High Commissioner with effect from 7th January 1971.

The following ceased to act as Magistrates of the British Antarctic Territory on the date shown —

ALLAN RICHARD WOODS	31st December 1970
ERIC LAIRD TWELVES	31st December 1970
CHARLES ALLEN CLAYTON	31st December 1970
RICHARD STEPHEN HESBROOK	28th February 1971
ANTHONY NORMAN BUSHELL	28th February 1971

Notices

Intimation has been received from the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations —

- No. 6 of 1969 — A Regulation to apply the Income Tax (Amendment) Ordinance 1969 of the Falkland Islands to the British Antarctic Territory.
 No. 1 of 1970 — A Regulation to apply certain Laws of the Falkland Islands to the British Antarctic Territory.

BRITISH ANTARCTIC TERRITORY

COMMISSION passed under the Royal Sign Manual and Signet appointing ERNEST GORDON LEWIS, ESQUIRE, O.B.E., to be High Commissioner for the British Antarctic Territory.

Dated 12th November 1970

ELIZABETH R.

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith:

To our Trusty and Well-beloved ERNEST GORDON LEWIS, Esquire, Officer of Our Most Excellent Order of the British Empire, *Greeting:*

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Ernest Gordon Lewis, to be, with effect from the First day of December, 1970, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of our Principal Secretaries of State.

Given at Our Court of Saint James's this Twelfth day of November, 1970, in the Nineteenth year of Our Reign.

By Her Majesty's Command,
(Signed) ALEC DOUGLAS-HOME.



The British Antarctic Territory Gazette 1971

PUBLISHED BY AUTHORITY

No. 15.

SEPTEMBER 1971

Notice

Intimation has been received from the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 2 of 1970 The Appropriation (1970/71) Regulation 1970.

The Income Tax Ordinance (Cap. 32)

Appointment

(under Section 41 of the Ordinance)

COLIN MARSHALL READ to be Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, with effect from 1st July 1971.

British Antarctic Territory
REGULATION

No. 1 of 1971

Title.

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

Enacting clause.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1971.

Application of Falkland Islands Ordinances.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

3. The subsidiary legislation made under the Post Office Ordinance of the Falkland Islands as specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Modifications.

4. In the application of the said Laws the following modifications shall be made, that is to say —

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

Enacted this 30th day of July 1971.

E. G. LEWIS,
High Commissioner.

SCHEDULE

PART I.

Number	Short title	Effective date
1 of 1971	Decimal Currency Ordinance 1971	15th February 1971
2 of 1971	Income Tax (Amendment) Ordinance 1971	15th February 1971

PART II.

Number	Short title or citation	Effective date
4 of 1970	Post Office Order 1970	15th February 1971

British Antarctic Territory
REGULATION
No. 2 of 1971

To authorise a Supplementary Appropriation to defray the charges of the financial year ended the thirtieth day of June 1970.

Title.

WHEREAS it has become necessary to make further provision for the service of the Territory for the financial year ended the thirtieth day of June 1970, in addition to the charge upon revenue and other funds of the Territory authorised by the Appropriation (1969-70) Regulation 1969:

Preamble.

IT IS THEREFORE ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.

1. This Regulation may be cited as the Supplementary Appropriation (1969-70) Regulation, 1971.

Short title.

2. A sum of sixteen hundred and fifty-six pounds is hereby charged upon the revenue and other funds of the Territory for the service of the financial year ended the thirtieth day of June 1970, the appropriation of the sum so charged being approved as specified in the Schedule.

Appropriation from revenue and other funds.

Made this 30th day of July 1971.

E. G. LEWIS,
High Commissioner.

SCHEDULE

Schedule.

Number	Head of Service	Amount £
1	Miscellaneous	1,656
Total		£ 1,656

British Antarctic Territory
REGULATION
No. 3 of 1971

To provide for the service of the year between the first day of July 1971 and the thirtieth day of June 1972.

Title.

(1st July 1971)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.
S.I. 1962 No. 400.

1. This Regulation may be cited as the Appropriation (1971-72) Regulation 1971.

Short title.

2. A sum not exceeding forty-five thousand nine hundred and ten pounds shall be and the same is hereby charged upon the revenue

Appropriation from revenue and other funds.

and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1971 and ending on the 30th day of June 1972 and the said sum so charged may be expended in the manner expressed in the Schedule.

Enacted this 24th day of August 1971.

E. G. LEWIS,
High Commissioner.

SCHEDULE					(Section 2)
Number	Head of Service				Amount £
1.	Miscellaneous	...	...	...	£ 45,910
					£ 45,910

British Antarctic Territory

REGULATION

No. 4 of 1971

Title

To apply the Post Office Order 1971 of the Falkland Islands to the British Antarctic Territory.

Enacting clause.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title and commencement.

1. This Regulation may be cited as the Falkland Islands Laws (Application) (Post Office Order) Regulation 1971 and shall come into operation on the first day of September 1971.

Application of Post Office Order 1971.
(8 of 1971) (Cap. 52)

2. The Post Office Order 1971 made under the Post Office Ordinance of the Falkland Islands shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Modifications.

3. In the application of the said Order the following modifications shall be made, that is to say —

- (a) in sub-paragraph (e) of paragraph 2 for the words "Colony and its Dependencies" there shall be substituted the words "British Antarctic Territory"; and
- (b) in sub-paragraph (1) of paragraph 2 for the word "Colony" there shall be substituted the words "British Antarctic Territory".

Enacted this 27th day of August 1971.

E. G. LEWIS,
High Commissioner.

British Antarctic Territory
Post Office Ordinance (Cap. 52)

ORDER

No. 1 of 1971.

In exercise of the powers conferred by section 4 (d) of the Post Office Ordinance, I hereby make the following Order —

(Cap. 52)

1. This Order may be cited as the Post Office (Invalidation of Stamps) Order 1971. Citation.

2. (1) The following postage stamps shall cease to be valid as from the 31st day of May 1972 — Stamps invalidated.

- (a) the 1963 Definitive issue except the redesigned £1 stamp of 1969;
- (b) the 1966 Churchill Commemorative issue; and
- (c) the 25th Anniversary of Scientific Work issue.

(2) Any of the above-mentioned invalidated stamps may be exchanged for stamps of the equivalent value of the current issue at the Post Office, Stanley, Falkland Islands on or before the 30th day November 1972.

Made this 10th day of September 1971.

E. G. LEWIS,
High Commissioner.



The British Antarctic Territory Gazette 1972

PUBLISHED BY AUTHORITY

No. 16.

FEBRUARY 1972

Appointments

- FRANK EDWARD LINES, Magistrate, Adelaide, West Graham Land, 1st March 1972.
ANTHONY KEELEY, Magistrate, Argentine Islands, West Graham Land, 1st January 1972.
MICHAEL RAYMOND PAWLEY, Magistrate, Stonington Island, West Graham Land, 1st March 1972.
ANDREW JAMES SMITH, Magistrate, Halley Bay, Caird Coast, Coats Land, 1st February 1972.
MICHAEL GEORGE RICHARDSON, Magistrate, Signy Island, South Orkney Islands, 1st January 1972.
DR. DAVID GRAHAM HUGHES, M.B., ch.B. (Liverpool), Medical Officer, British Antarctic Territory, 19th November 1971.
DR. IAIN TAYLOR CAMPBELL, M.R.C.S., L.R.C.P., M.B.R.S. (London), Medical Officer, British Antarctic Territory, 19th November 1971.
DR. STEPHEN VALLANCE, M.B., ch.B. (Birmingham), Medical Officer, British Antarctic Territory, 3rd November 1971.
DENIS JAMES McCONNELL, B.D.S., Dentist, British Antarctic Territory, 3rd November 1971.

Relinquishments

- DAVID WALTER DAVIDSON, ceased to act as a Dental Officer in the British Antarctic Territory on the 19th April 1971.

Notices

Intimation has been received from the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations —

- No. 1 of 1971 — A Regulation to apply certain Laws of the Falkland Islands to the British Antarctic Territory.
No. 2 of 1971 — A Regulation to authorise Supplementary Appropriation to Defray Charges of the Financial Year ended Thirtieth day of June 1970.
No. 3 of 1971 — A Regulation to Provide for the Service between the First day of July 1971 and the Thirtieth day of June 1972.
No. 4 of 1971 — A Regulation to Apply the Post Office Order 1971 of the Falkland Islands to the British Antarctic Territory.

BY THE QUEEN
A PROCLAMATION

DIRECTING THAT CERTAIN COINS OF THE OLD CURRENCY SHALL BE TREATED
IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND
ISLANDS AND THE BRITISH ANTARCTIC TERRITORY AS COINS OF THE
NEW CURRENCY.

ELIZABETH R.

Whereas, by virtue of Proclamations issued under the Coinage Acts 1870 to 1946, and the Decimal Currency Acts 1967 to 1969, certain parts of the Decimal Currency Act 1967 and of the Decimal Currency Act 1969 are in force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory:

We, therefore, in pursuance of section 11 of the Coinage Act 1870 as extended by section 15 (5) of the Decimal Currency Act 1969 and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. Cupro-nickel or silver coins issued by Our Mint before the fifteenth day of February One thousand nine hundred and seventy-one in accordance with the Coinage Acts 1870 to 1946, being coins of the denominations of the crown, the double-florin, the florin, the shilling, and the sixpence, shall, after the coming into force of this Proclamation, be treated within the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory as coins of the new currency made by Our Mint in accordance with section 2 of the Decimal Currency Act 1967 and as being of the denominations respectively of twenty-five, twenty, ten, five, and two and a half new pence.

2. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory on the date of such publication.

Given at Our Court at Buckingham Palace, this 22nd day of December in the year of our Lord One thousand nine hundred and seventy-one and in the twentieth year of Our Reign.

GOD SAVE THE QUEEN

British Antarctic Territory

Decimal Currency Act 1969

(1969 c. 19)

ORDER

No. 1 of 1972

In exercise of the powers conferred on me by section 16 (1) of the Decimal Currency Act 1969, as applied to the British Antarctic Territory by Proclamation dated 30th September 1969, I hereby make the following Order —

1. This Order may be cited as the Decimal Currency (Ending of Transitional Period) Order 1972.

2. The transitional period as defined in section 16 (1) of the Decimal Currency Act 1969 shall end on the 31st March 1972.

Made this 28th day of February 1972.

E. G. LEWIS,
High Commissioner.

STATUTORY INSTRUMENTS

1971 No. 1236

ANTARCTICA

The Antarctic Treaty (Specially Protected Area)

ORDER 1971

<i>Made</i>	- - - - -	<i>28th July 1971</i>
<i>Laid before Parliament</i>		<i>3rd August 1971</i>
<i>Coming into Operation</i>		<i>4th August 1971</i>

At the Court at Buckingham Palace, the 28th day of July 1971

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 7 (2) (b) of the Antarctic Treaty Act 1967 (*a*), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Antarctic Treaty (Specially Protected Area) Order 1971 and shall come into operation on 4th August 1971.

2. For the purposes of the Antarctic Treaty Act 1967, the following area, being an area which has been recommended for inclusion in Annex B to Schedule 2 to the said Act, is designated as a Specially Protected Area:

SPECIALLY PROTECTED AREA No. 16

COPPERMINE PENINSULA, ROBERT ISLAND,

SOUTH SHETLAND ISLANDS

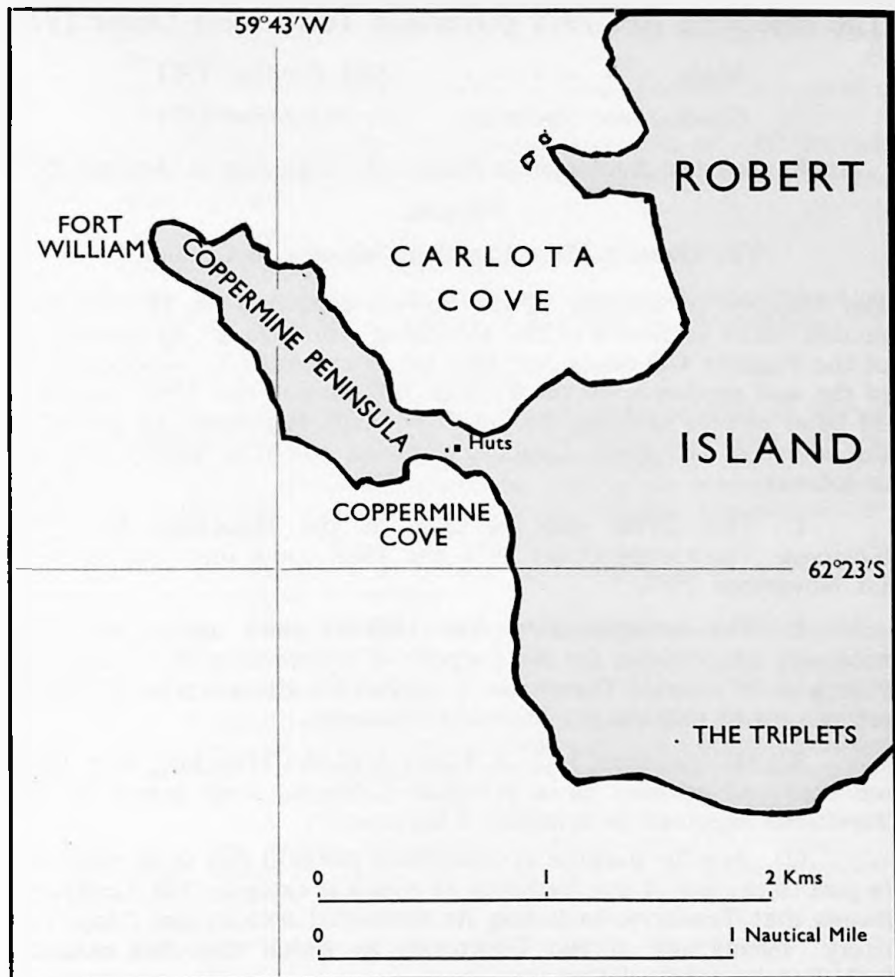
Lat. 62° 23' S., Long. 59° 42' W.

This area, the location of which is shown on the map in the Schedule hereto, comprises all the land west of a line drawn from north to south across the Peninsula, 100 metres west of the two shelters found on the isthmus.

W. G. AGNEW.

(*a*) 1967 c. 65.

SCHEDULE



EXPLANATORY NOTE

(This Note is not part of the Order)

This Order designates as a Specially Protected Area for the purposes of the Antarctic Treaty Act 1967 a further area in the Antarctic which has been recommended for inclusion in Annex B to the Agreed Measures for the Conservation of Antarctic Fauna and Flora (Schedule 2 to the Act) in pursuance of Article IX (1) of the Antarctic Treaty.

S T A T U T O R Y I N S T R U M E N T S

1971 No. 1739

CIVIL AVIATION

The Hijacking Act 1971 (Overseas Territories) Order 1971

Made - - - - - 27th October 1971

Coming into Operation 1st November 1971

At the Court at Buckingham Palace, the 27th day of October 1971

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by Subsection (2) of section 6 of the Hijacking Act 1971 (*a*), by section 17 of the Fugitive Offenders Act 1967 (*b*) as extended by subsection (1) of the said section 6, by the Foreign Jurisdiction Act 1890 (*c*) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Hijacking Act 1971 (Overseas Territories) Order 1971 and shall come into operation on 1st November 1971.

2. The Interpretation Act 1889 (*d*) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament.

3. (1) Sections 1, 2, 3, 4 and 5 of the Hijacking Act 1971, modified and adapted as in Schedule 1 hereto, shall extend to the Territories specified in Schedule 2 hereto.

(2) For the purpose of construing the said Act as so extended as part of the law of any Territory to which it extends "the Territory" means that Territory, including its territorial waters, and "any Territory" means any of the Territories to which this Act extends, including its territorial waters.

4. The amendments specified in Schedule 3 hereto shall be made to the Pacific (Fugitive Criminals Surrender) Order in Council 1914 (*e*).

W. G. Agnew.

SCHEDULE 1.

Article 3.

PROVISIONS OF THE HIJACKING ACT 1971 AS EXTENDED TO THE TERRITORIES
SPECIFIED IN SCHEDULE 2.

Hijacking

1. (1) A person on board an aircraft in flight who unlawfully, by the use of force or by threats of any kind, seizes the aircraft or exercises control of it commits the offence of hijacking, whatever his nationality, whatever the State in which the aircraft is registered and whether the aircraft is in the Territory or elsewhere, but subject to subsection (2) of this section.

(2) If —

(a) the aircraft is used in military, customs or police service; or

(b) both the place of take-off and the place of landing are in the territory of the State in which the aircraft is registered;

subsection (1) of this section shall not apply, unless —

(i) the person seizing or exercising control of the aircraft is such a person as is mentioned in subsection (3) of this section; or

(ii) his act is committed in the Territory; or

(a) 1971 c. 70.

(b) 1967 c. 68.

(c) 1890 c. 37.

(d) 1889 c. 63.

(e) S. R. & O. 1914/152 (Rev. VIII, p. 699; 1914 I, p. 640).

- (iii) the aircraft is registered in the United Kingdom or in any Territory or is used in the military or customs service of the United Kingdom or of any Territory or in the service of any police force in the United Kingdom or in any Territory.

(3) The persons referred to in subsection (2) (i) of this section are the following, namely, —

- (a) a citizen of the United Kingdom and Colonies;
- (b) a British subject by virtue of section 2 of the British Nationality Act 1948 (a);
- (c) a British subject without citizenship by virtue of section 13 or section 16 of that Act;
- (d) a British subject by virtue of the British Nationality Act 1965 (b); and
- (e) a British protected person within the meaning of the British Nationality Act 1948.

(4) A person who

- (a) commits the offence of hijacking; or
- (b) in the Territory induces or assists the commission elsewhere of an act which would be the offence of hijacking but for subsection (2) of this section;

shall be liable on conviction to imprisonment for life.

(5) For the purposes of this section the period during which an aircraft is in flight shall be deemed to include any period from the moment when all its external doors are closed following embarkation until the moment when any such door is opened for disembarkation, and, in the case of a forced landing, any period until the competent authorities take over responsibility for the aircraft and for persons and property on board.

(6) For the purposes of this section the territorial waters of any State shall be treated as part of its territory.

(7) In this section "military service" includes naval and air-force service.

Violence against passengers or crew

2. (1) Without prejudice to section 1 of the Tokyo Convention Act 1967 (c) (which makes similar provision for offences on board British-controlled aircraft) as extended to the Territory, where a person (of whatever nationality) does on board any aircraft (wherever registered) and while outside the Territory, any act which, if done in the Territory would constitute the offence of murder, attempted murder, manslaughter, culpable homicide or assault or an offence under section 18, 20, 21, 22, 23, 28, or 29 of the Offences Against the Person Act 1861 (d) or section 2 of the Explosives Substances Act 1883 (e), his act shall constitute that offence if it is done in connection with the offence of hijacking committed or attempted by him on board that aircraft.

(2) For the purposes only of this section the said sections of the Offences Against the Person Act 1861 and of the Explosives Substances Act 1883, if not already in force in the Territory, shall be deemed to be in force in the Territory as they are in force in England.

Extradition

3. There shall be deemed to be included among the descriptions of offences set out in Schedule 1 to the Fugitive Offenders Act 1967 as extended to the Territory any offence under this Act and any attempt to commit such an offence.

Aircraft operated by joint or international organisation

4. If the Secretary of State by order made by statutory instrument declares —

- (a) that any two or more States named in the order have established an organisation or agency which operates aircraft; and
- (b) that one of those States has been designated as exercising, for aircraft so operated, the powers of the State of registration,

the State declared to have been designated as aforesaid shall be deemed for the purposes of this Act to be the State in which any aircraft so operated is registered; but in relation to such an aircraft section 1 (2) (b) of this Act shall have effect as if it referred to the territory of any one of the States named in the order.

Prosecution of Offences

5. (1) Proceedings for an offence under this Act shall not be instituted in the Territory, except by or with the consent of the Attorney-General of the Territory.

(a) 1948 c. 56. (b) 1965 c. 34. (c) 1967 c. 52. (d) 1861 c. 100. (e) 1883 c. 3.

(2) In section 3 of the Visiting Forces Act 1952 (a) (restriction of trial by United Kingdom courts) as extended to the Territory or any part thereof, the following shall be inserted after paragraph (b) of subsection (1) —

“or

(bb) the alleged offence is the offence of hijacking on board a military aircraft in the service of that force”

and in subsection (4) for the words “paragraphs (b) and (c)” there shall be substituted the words “paragraphs (b) to (c)”.

(3) In this section, the expression “Attorney-General” includes the Solicitor-General, and if neither of such offices exists, the expression means that officer whose functions include the general control of public prosecutions.

SCHEDULE 2.

Article 3.

Bahamas.	Glibert and Ellice Islands Colony.
Bermuda.	Hong Kong.
British Antarctic Territory.	Montserrat.
British Honduras.	Pitcairn, Henderson, Ducie
British Indian Ocean Territory.	and Oeno Islands.
British Solomon Islands Protectorate.	St. Helena (Colony
British Virgin Islands.	and Dependencies).
Cayman Islands.	Seychelles.
Central and Southern Line Islands.	Sovereign Base Areas of Akrotiri
Falkland Islands (Colony	and Dhekelia.
and Dependencies).	Turks and Caicos Islands.
Gibraltar.	

SCHEDULE 3.

Article 4.

AMENDMENTS TO THE PACIFIC (FUGITIVE CRIMINALS SURRENDER) ORDER IN COUNCIL 1914

1. There shall be deemed to be included in the list of offences in respect of which surrender may be granted contained in the First Schedule to the Pacific (Fugitive Criminals Surrender) Order in Council 1914 (hereinafter in this Schedule referred to as “the Order”) any offence under the Hijacking Act 1971 (hereinafter in this Schedule referred to as “the Act”) and (so far as not so included by virtue of the foregoing) any attempt to commit such an offence.

2. The Order shall be applied as if an Order in Council made under section 2 of the Extradition Act 1870 (b) as extended by section 3 (2) of the Act were such an arrangement as is referred to in Article 3 of the Order, but where the Order is so applied it shall have effect as if the only offences in respect of which surrender may be granted within the meaning of the Order were offences under the Act and attempts to commit such offences.

3. For the purposes of the Order any act, wherever committed, which

(a) is an offence under the Act or an attempt to commit such an offence or would be such an offence or attempt but for section 1 (2) of the Act; and

(b) is an offence against the law of any State in the case of which the Order has been directed to apply by notice under Article 3 thereof;

shall be deemed to be an offence committed within the jurisdiction of that State.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends the provisions of the Hijacking Act 1971, subject to exceptions, adaptations and modifications, to the territories specified in Schedule 2 thereto. It also modifies the Pacific (Fugitive Criminals Surrender) Order in Council 1914.

The purposes of the Act were to give effect to the Convention for the Suppression of Unlawful Seizure of Aircraft signed at The Hague on 16th December 1970 (Cmd. 4577); and for connected purposes.

(a) 1952 c. 67.

(b) 1870 c. 52.



The British Antarctic Territory Gazette Extraordinary 1972

PUBLISHED BY AUTHORITY

No. 17.

MAY 1972

Appointments

William Owen Sloman, M.B.E., Magistrate, British Antarctic Territory, 1st February 1972.
Raymond John Adie, O.B.E., Magistrate, British Antarctic Territory, 1st February 1972.

Relinquishments

The following ceased to act as Magistrates of the British Antarctic Territory on the dates shown —

JEREMY JAMES LIGHT	31st December 1971.
NEIL JAMES MCPHERSON	31st December 1971.
MARK VALLANCE	31st January 1972.
PHILIP WAINWRIGHT	29th February 1972.
RICHARD CARLTON SCOFFOM	29th February 1972.
WILLIAM OWEN SLOMAN, M.B.E.	8th March 1972.
RAYMOND JOHN ADIE, O.B.E.	8th March 1972.

The following ceased to act as Medical Officers serving in the British Antarctic Territory on the dates shown —

DR. ALAN HENRY MILNE	28th March 1971.
DR. IAN MCWILLIAM LEITH	22nd April 1971.
DR. MICHAEL JOHN HOLMES	4th April 1972.
DR. ROBERT ALEXANDER HARCOURT PATERSON	19th April 1972.

S T A T U T O R Y I N S T R U M E N T S

1971 No. 2103

FUGITIVE CRIMINAL

The Extradition (Tokyo Convention) Order 1971

Made - - - - - 22nd December 1971

Laid before Parliament 31st December 1971

Coming into Operation 21st January 1972

At the Court at Buckingham Palace, the 22nd day of December 1971

Present,

The Queen's Most Excellent Majesty in Council

Whereas Article 16.1 of the Convention on Offences and certain other Acts Committed on board Aircraft (hereinafter referred to as the "Tokyo Convention") signed at Tokyo on 14th September 1963 and which entered into force for the United Kingdom on 4th December 1969 provides as follows —

"Offences committed on aircraft registered in a Contracting State shall be treated, for the purpose of extradition, as if they had been committed not only in the place in which they have occurred but also in the territory of the State of registration of the aircraft":

And whereas by section 2 (1) of the Tokyo Convention Act 1967 (a) it is provided that, for the purposes of the application of the Extradition Act 1870 (b) to crimes committed on board an aircraft in flight, any aircraft registered in a country in which the Tokyo Convention is for the time being in force shall at any time while that aircraft is in flight be deemed to be within the jurisdiction of that country, whether or not it is for the time being also within the jurisdiction of any other country:

And whereas the States mentioned in Schedule 1 to this Order are States with which extradition arrangements are in force and in respect of which the Tokyo Convention is for the time being in force:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 17 of the Extradition Act 1870 and section 2 (2) of the Tokyo Convention Act 1967, or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Extradition (Tokyo Convention) Order 1971 and shall come into operation on 21st January 1972.

2. The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Extradition Acts 1870 to 1935 as amended by section 2 of the Tokyo Convention Act 1967 shall apply in the case of the States mentioned in Schedule 1 to this Order under and in accordance with the extradition treaties described in the second column of that Schedule as supplemented by Article 16.1 of the Tokyo Convention, which entered into force as between those States and the United Kingdom on the dates specified in the third column of that Schedule.

(a) 1967 c. 52. (b) 1870 c. 52. (c) 1889 c. 63.

4. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the territories mentioned in Schedule 2 to this Order, being territories to which the application of the Tokyo Convention is extended.

W. G. Agnew.

Article 3.

SCHEDULE 1

States with which the United Kingdom has extradition treaties and in respect of which the Tokyo Convention is in force.

State	Date of Extradition Treaty	Date on which Tokyo Convention entered into force as between the United Kingdom and the State concerned
Belgium	29th October 1901/ 5th March 1907/ 3rd March 1911	4th November 1970
Denmark	31st March 1873/ 15th October 1935	4th December 1969
Ecuador	20th September 1880	3rd March 1970
Finland	30th May 1924	1st July 1971
France	14th August 1876/ 13th February 1896/ 17th October 1908	10th December 1970
The Federal Republic of Germany.	14th May 1872/ 23rd February 1960	16th March 1970
Greece	24th September 1910	29th August 1971
Guatemala	4th July 1885/ 30th May 1914/ 3rd December 1873	15th February 1971
Hungary	26th June 1901/ 18th September 1936	3rd March 1971
Iceland	31st March 1873/ 25th October 1938	14th June 1970
Israel	4th April 1960	18th December 1969
Italy	5th February 1873	4th December 1969
Mexico	7th September 1886	4th December 1969
Netherlands	26th September 1898	12th February 1970
Norway	26th June 1873/ 18th February 1907	4th December 1969
Panama	25th August 1906	14th February 1971
Poland	11th January 1932	17th June 1971
Portugal	17th October 1892	4th December 1969
Spain	4th June 1878/ 19th February 1889	30th December 1969
Sweden	26th April 1963	4th December 1969
Switzerland	26th November 1880/ 29th June 1904/ 19th December 1934	21st March 1971
United States of America	22nd December 1931	4th December 1969
Yugoslavia	23rd November 1900 & 6th December 1900	13th May 1971

SCHEDULE 2

Article 4

TERRITORIES TO WHICH THE APPLICATION OF THE TOKYO CONVENTION
IS EXTENDED

Bahamas.	Gilbert and Ellice Islands Colony.
Bermuda.	Hong Kong.
British Antarctic Territory.	Montserrat.
British Honduras.	Pitcairn, Henderson, Ducie and
British Indian Ocean Territory.	Oeno Islands.
British Virgin Islands.	St. Helena (and Dependencies).
Cayman Islands.	Seychelles.
Central and Southern Line Islands.	Sovereign Base Areas of Akrotiri
Falkland Islands (and Dependencies).	and Dhekelia.
Gibraltar.	Turks and Caicos Islands.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order applies the Extradition Acts 1870 to 1935, as amended by the Tokyo Convention Act 1967, to offences committed on board aircraft in flight registered in States parties to the Tokyo Convention and with whom the United Kingdom has extradition treaties.



The British Antarctic Territory Gazette 1973

PUBLISHED BY AUTHORITY

No. 18

MARCH 1973

Appointments

KENNETH WILLIAM HUGHSON, Magistrate Argentine Islands, West Graham Land, 1st January 1973.
 DAVID DONALD WILLIAM FLETCHER, Magistrate, Signy Island, South Orkney Islands, 1st January 1973.
 ROGER DAYNES, Magistrate, Halley Bay, Caird Coast, Coats Land, 1st February 1973.
 STEVEN WORMALD, Magistrate, Stonington Island, West Grahamland, 1st February 1973.
 KEVIN JAMES ROBERTS, Magistrate, Adelaide, West Graham Land, 1st February 1973.
 THOMAS WOODFIELD, Magistrate, British Antarctic Territory, 1st January 1973.
 EDMUND MALCOLM PHELPS, Magistrate, British Antarctic Territory, 1st January 1973.
 DR. JOHN DUNCAN DAWSON, M.B., B.S., L.M.S.S.A., Medical Officer, British Antarctic Territory, 27th November 1972.
 DR. CHRISTOPHER JOHN HORNER ANDREWS, M.B., B.S., L.M.S.S.A., Medical Officer, British Antarctic Territory, 27th November 1972.
 JOHN STEWART, to be Radio Engineer, British Antarctic Survey, with effect from 4th November 1968.
 ERIC MICHAEL PAUL SALMON, to be Accounting Officer, British Antarctic Territory, with effect from 2nd May 1967.

Relinquishments

The following ceased to act as Magistrates of the British Antarctic Territory on the dates shown—

FRANK EDWARD LINES	31st January 1973
ANTHONY KEELEY	31st December 1972
MICHAEL RAYMOND PAWLEY	31st January 1973
ANDREW JAMES SMITH	31st January 1973
MICHAEL GEORGE RICHARDSON	31st December 1972

The following ceased to act as Medical Officers serving in the British Antarctic Territory on the dates shown—

DR. IAN TAYLOR CAMPBELL, M.R.C.S., L.R.C.P., M.B.R.S., (London), 6th March 1973.
 DR. STEPHEN VALLANCE, M.B., ch.B. (Birmingham), 6th March 1973.

Notice

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation—

No. 1 of 1972 — A Regulation to Provide for the Service between the First day of July 1972 and the Thirtieth day of June 1973.

BRITISH ANTARCTIC TERRITORY
REGULATION

No. 1 of 1972

Title. To provide for the service between the first day of July, 1972 and the thirtieth day of June, 1973.

Date of commencement. (1st July, 1972)

Enacting clause. ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title. 1. This Regulation may be cited as the Appropriation (1972-1973) Regulation 1972.

Appropriation from revenue and other funds. 2. A sum not exceeding sixty thousand three hundred and ten pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July, 1972 and ending on the 30th day of June, 1973 and the said sum so charged may be expended in the manner expressed in the schedule.

Enacted this 30th day of September, 1972.

E. G. LEWIS,
High Commissioner.

SCHEDULE

Number	Head of Service	Amount
1	Miscellaneous	£ 60,310

S T A T U T O R Y I N S T R U M E N T S

1972 No. 1581

FUGITIVE CRIMINAL

The Austria (Extradition) (Extension) Order 1972

<i>Made</i>	- - - -	<i>23rd October 1972</i>
<i>Laid before Parliament</i>		<i>31st October 1972</i>
<i>Coming into Operation</i>		<i>8th November 1972</i>

At the Court at Windsor Castle, the 23rd day of October 1972

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Treaty was concluded on 9th January 1963 between Her Majesty in respect of the United Kingdom of Great Britain and Northern Ireland and the Federal President of the Republic of Austria for the reciprocal extradition of criminals:

And whereas a Protocol amending the said Treaty was signed on 15th January 1969:

And whereas the said Treaty and Protocol were ratified on 12th May 1970:

And whereas by the Austria (Extradition) Order 1970 (a), it was provided that the Extradition Acts 1870 to 1935 should apply as from 12th August 1970 in the case of the Republic of Austria under and in accordance with the said Treaty, as amended by the said Protocol, and that the operation of the Order should be limited to the United Kingdom, the Channel Islands and the Isle of Man:

And whereas in accordance with the provisions of Article 2 (1) (b) of the said Treaty, as amended by Article 1 of the said Protocol, it has been agreed by Notes exchanged on 25th August 1971, the terms of which are set out in the Schedule to this Order, that the application of the Treaty should be extended to those territories for the international relations of which Her Majesty's Government in the United Kingdom are responsible and which are set out in the Annex to the said Notes:

And whereas it has been agreed that the Exchange of Notes should enter into force on 8th November 1972:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf conferred on Her by sections 2 and 17 of the Extradition Act 1870 (b) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows—

1. This Order shall come into operation on 8th November 1972 and may be cited as the Austria (Extradition) (Extension) Order 1972.

2. The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Extradition Acts 1870 to 1935 shall apply in the case of the Republic of Austria under and in accordance with the said Treaty, as amended by the said Protocol and extended by the said Exchange of Notes.

4. The operation of this Order is limited to the territories (including their dependencies) specified in the Annex to the said Exchange of Notes, other than the British Solomon Islands Protectorate and Brunei.

W. G. Agnew

(a) S.I. 1970/1111 (1970 II, p. 3507).

(b) 1870 c. 52.

(c) 1889 c. 63.

SCHEDULE

EXCHANGE OF NOTES BETWEEN HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE REPUBLIC OF AUSTRIA PROVIDING FOR THE EXTENSION OF THE EXTRADITION TREATY SIGNED ON 9TH JANUARY 1963.

No. 1

The Secretary of State for Foreign and Commonwealth Affairs to the Austrian Ambassador

Foreign and Commonwealth Office
S.W.1.

25th August 1971

Your Excellency

I have the honour to refer to the Extradition Treaty between the United Kingdom of Great Britain and Northern Ireland and the Republic of Austria, signed at Vienna on 9th January, 1963 and to the Protocol amending the said Treaty, signed at Vienna on 15th January, 1969. Instruments of ratification in respect of the Treaty and Protocol were exchanged on 12th May, 1970 and the Treaty as amended has thereby entered into force on 12th August, 1970.

In accordance with the provisions of paragraph (1) (b) of Article 2 of the Treaty as amended, I have the honour to propose that the application of the Treaty shall be extended to the territories listed in the Annex to this Note. If the foregoing proposal is acceptable to the Republic of Austria, I have the honour to suggest that this Note and its Annex, together with Your Excellency's reply in that sense, shall constitute an agreement between the United Kingdom of Great Britain and Northern Ireland and the Republic of Austria which shall enter into force three months after the date of receipt by the United Kingdom of a notification by the Republic of Austria that the requirements for its entry into force under Austrian constitutional procedure have been fulfilled.

I have the honour to be, with the highest consideration,
Your Excellency's obedient Servant
(For the Secretary of State)

H. V. Richardson.

ANNEX

Antigua.	Gilbert and Ellice Islands.
Bahamas.	Hong Kong.
Bermuda.	Montserrat.
British Antarctic Territory.	Pitcairn.
British Honduras.	St. Christopher—Nevis—Anguilla.
British Indian Ocean Territory.	St. Helena and Dependencies.
British Solomon Islands Protectorate.	St. Lucia.
British Virgin Islands.	St. Vincent.
Brunei.	Seychelles.
Cayman Islands.	Sovereign Base Areas of Akrotiri and
Dominica.	Dhekelia in the island of Cyprus.
Falkland Islands and Dependencies.	Turks and Caicos Islands.
Gibraltar.	

No. 2

The Austrian Ambassador to the Secretary of State for Foreign and Commonwealth Affairs

London, the 25th August 1971

No. 3582-A/71

Exzellenz!

Ich beehre mich, auf Ihre Note Nr. GNX 2/365/1 vom 25. August 1971 Bezug zu nehmen, die folgenden Inhalt hat:

“Ich beehre mich, auf den am 9. Jaenner 1963 in Wien unterzeichneten Auslieferungsvertrag zwischen dem Vereinigten Koenigreich von Grossbritannien und Nordirland und der Republik Oesterreich sowie auf das am 15. Jaenner 1969 in Wien unterzeichnete Protokoll betreffend die Abaenderung des genannten Vertrages Bezug zu nehmen. Die Ratifikationsurkunden zu dem Vertrag und zu dem Protokoll wurden am 12. Mai 1970 ausgetauscht und der Vertrag ist daher in seiner abgeaenderten Fassung am 12. August 1970 in Kraft getreten.

Im Einklang mit Artikel 2 Absatz 1 lit. b des Vertrages in seiner abgeaenderten Fassung beehre ich mich vorzuschlagen, dass die Anwendung des Vertrages auf die im Anhang zu dieser Note angefuhrten Gebiete ausgedehnt wird.

Sollte der obige Vorschlag fuer die Republik Oesterreich annehmbar sein, beehre ich mich anzuregen, dass diese Note zusammen mit ihrem Anhang und der zustimmenden Antwort Eurer Exzellenz ein Abkommen zwischen dem Vereinigten Koenigreich von Grossbritannien und Nordirland und der Republik Oesterreich darstellen soll, welches drei Monate nach dem Tag in Kraft treten wird, an dem das Vereinigte Koenigreich von der Republik Oesterreich die Mitteilung erhaelt, dass die fuer das Inkrafttreten in Oesterreich erforderlichen verfassungsrechtlichen Voraussetzungen erfuellt sind."

Ich beehre mich, Eurer Exzellenz mitzuteilen, dass die Republik Oesterreich mit dem in Ihrer Note enthaltenen Vorschlag einverstanden ist.

Mit dem Ausdruck meiner ausgezeichneten Hochachtung verbleibe ich als

Eurer Exzellenz sehr ergebener

Wilfried Platzer

ANHANG

Antigua.	Gibraltar.
Bahamas.	Gilbert- und Ellice-Inseln.
Bermuda.	Hongkong.
Britisches Antarktisches Territorium.	Montserrat.
Britisch Honduras.	Pitcairn.
Britisches Territorium im Indischen Ozean.	St. Christopher—Nevis—Anguilla.
Britisches Protektorat der Salomon-Inseln.	St. Helena und abhaengige Gebiete.
Britische Jungfern-Inseln.	St. Lucia.
Brunci.	St. Vincent.
Cayman-Inseln.	Seychellen.
Dominica.	Souveraene Stuetzpunkte Akrotiri und Dhekelia auf der Insel Zypern
Falkland-Inseln und abhaengige Gebiete.	Turks- und Caicos-Inseln.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends to certain British overseas territories the application of the Extradition Acts 1870 to 1935 in the case of the Republic of Austria in accordance with the Treaty between Her Majesty and the Federal President of the Republic of Austria which was signed on 9th January 1963 (Cmnd. 2041), amended by the Protocol signed on 15th January 1969 (Cmnd. 3934) and extended by Notes exchanged on 25th August 1971 to those territories.

STATUTORY INSTRUMENTS

1971 No. 2102

FUGITIVE CRIMINAL

The Extradition (Hijacking) Order 1971

Made - - - - - 22nd December 1971

Laid before Parliament 31st December 1971

Coming into Operation 21st January 1972

At the Court at Buckingham Palace, the 22nd day of December 1971

Present,

The Queen's Most Excellent Majesty in Council

Whereas the Convention for the Suppression of Unlawful Seizure of Aircraft (hereinafter referred to as "the Convention") signed at The Hague on 16th December 1970, the terms of which are set out in Schedule 1 to this Order, will enter into force for the United Kingdom on 21st January 1972:

And Whereas the States mentioned in Schedule 2 to this Order are foreign States in respect of which the Convention is for the time being in force and with which extradition arrangements are in force:

And Whereas the States mentioned in Part I of Schedule 3 to this Order are foreign States in respect of which the Convention is for the time being in force but with which no extradition arrangements are in force:

And Whereas section 3 (2) of the Hijacking Act 1971 (a) provides that where no such arrangement as is mentioned in section 2 of the Extradition Act 1870 (b) has been made with a State which is a party to the Convention, an Order in Council applying that Act may be made under that section as if the Convention were such an arrangement with that State:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 17 of the Extradition Act 1870 and sections 3 (2) and 6 (1) of the Hijacking Act, 1971, or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Extradition (Hijacking) Order 1971 and shall come into operation on 21st January 1972.

2. (1) In this Order any references to the Extradition Acts and to the Act of 1870 are, respectively, references to the Extradition Acts 1870 to 1935 and to the Extradition Act 1870, as amended or extended by any subsequent enactment.

(2) The Interpretation Act 1889 (c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Extradition Acts shall apply in the case of a State mentioned in Schedule 2 to this Order under and in accordance with the extradition treaties described in the second column of that Schedule as supplemented by paragraphs 1 and 4 of Article 8 of the Convention (set out in Schedule 1 to this Order), which entered into force for those States on the dates specified in the third column of the said Schedule 2.

4. The Extradition Acts shall apply in the case of the States mentioned in Part I of Schedule 3 to this Order (being States in respect of which the Convention entered into force on the dates

(a) 1971 c. 70.

(b) 1870 c. 52.

(c) 1889 c. 63.

specified in the second column of that Schedule) subject to the conditions contained in, and in accordance with, Part II of that Schedule.

5. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the territories specified in Schedule 4 to this Order, being territories to which the application of the Convention is extended.

W. G. Agnew.

Article 3

SCHEDULE 1

THE CONVENTION

CONVENTION FOR THE SUPPRESSION OF UNLAWFUL SEIZURE OF AIRCRAFT

PREAMBLE

THE STATES PARTIES TO THIS CONVENTION

CONSIDERING that unlawful acts of seizure or exercise of control of aircraft in flight jeopardize the safety of persons and property, seriously affect the operation of air services, and undermine the confidence of the peoples of the world in the safety of civil aviation;

CONSIDERING that the occurrence of such acts is a matter of grave concern;

CONSIDERING that, for the purpose of deterring such acts, there is an urgent need to provide appropriate measures for punishment of offenders;

HAVE AGREED AS FOLLOWS:

ARTICLE 1

Any person who on board an aircraft in flight:

- (a) unlawfully, by force or threat thereof, or by any other form of intimidation, seizes, or exercises control of, that aircraft, or attempts to perform any such act, or
- (b) is an accomplice of a person who performs or attempts to perform any such act

commits an offence (hereinafter referred to as "the offence").

ARTICLE 2

Each Contracting State undertakes to make the offence punishable by severe penalties.

ARTICLE 3

1. For the purposes of this Convention, an aircraft is considered to be in flight at any time from the moment when all its external doors are closed following embarkation until the moment when any such door is opened for disembarkation. In the case of a forced landing, the flight shall be deemed to continue until the competent authorities take over the responsibility for the aircraft and for persons and property on board.

2. This Convention shall not apply to aircraft used in military, customs or police services.

3. This Convention shall apply only if the place of take-off or the place of actual landing of the aircraft on board which the offence is committed is situated outside the territory of the State of registration of that aircraft; it shall be immaterial whether the aircraft is engaged in an international or domestic flight.

4. In the cases mentioned in Article 5, this Convention shall not apply if the place of take-off and the place of actual landing of the aircraft on board which the offence is committed are situated within the territory of the same State where that State is one of those referred to in that Article.

5. Notwithstanding paragraphs 3 and 4 of this Article, Articles 6, 7, 8 and 10 shall apply whatever the place of take-off or the place of actual landing of the aircraft, if the offender or the alleged offender is found in the territory of a State other than the State of registration of that aircraft.

ARTICLE 4

1. Each Contracting State shall take such measures as may be necessary to establish its jurisdiction over the offence and any other act of violence against passengers or crew committed by the alleged offender in connection with the offence in the following cases —

- (a) when the offence is committed on board an aircraft registered in that State;

- (b) when the aircraft on board which the offence is committed lands in its territory with the alleged offender still on board;
- (c) when the offence is committed on board an aircraft leased without crew to a lessee who has his principal place of business or, if the lessee has no such place of business, his permanent residence, in that State.

2. Each Contracting State shall likewise take such measures as may be necessary to establish its jurisdiction over the offence in the case where the alleged offender is present in its territory and it does not extradite him pursuant to Article 8 to any of the States mentioned in paragraph 1 of this Article.

3. This Convention does not exclude any criminal jurisdiction exercised in accordance with national law.

ARTICLE 5

The Contracting States which establish joint air transport operating organizations or international operating agencies, which operate aircraft which are subject to joint or international registration shall, by appropriate means, designate for each aircraft the State among them which shall exercise the jurisdiction and have the attributes of the State of registration for the purpose of this Convention and shall give notice thereof to the International Civil Aviation Organization which shall communicate the notice to all States Parties to this Convention.

ARTICLE 6

1. Upon being satisfied that the circumstances so warrant, any Contracting State in the territory of which the offender or the alleged offender is present, shall take him into custody or take other measures to ensure his presence. The custody and other measures shall be as provided in the law of that State but may only be continued for such time as is necessary to enable any criminal or extradition proceedings to be instituted.

2. Such State shall immediately make a preliminary enquiry into the facts.

3. Any person in custody pursuant to paragraph 1 of this Article shall be assisted in communicating immediately with the nearest appropriate representative of the State of which he is a national.

4. When a State, pursuant to this Article, has taken a person into custody, it shall immediately notify the State of registration of the aircraft, the State mentioned in Article 4, paragraph 1 (c), the State of nationality of the detained person and, if it considers it advisable, any other interested States of the fact that such person is in custody and of the circumstances which warrant his detention. The State which makes the preliminary enquiry contemplated in paragraph 2 of this Article shall promptly report its findings to the said States and shall indicate whether it intends to exercise jurisdiction.

ARTICLE 7

The Contracting State in the territory of which the alleged offender is found shall, if it does not extradite him, be obliged, without exception whatsoever and whether or not the offence was committed in its territory, to submit the case to its competent authorities for the purpose of prosecution. Those authorities shall take their decision in the same manner as in the case of any ordinary offence of a serious nature under the law of that State.

ARTICLE 8

1. The offence shall be deemed to be included as an extraditable offence in any extradition treaty existing between Contracting States. Contracting States undertake to include the offence as an extraditable offence in every extradition treaty to be concluded between them.

2. If a Contracting State which makes extradition conditional on the existence of a treaty receives a request for extradition from another Contracting State with which it has no extradition treaty, it may at its option consider this Convention as the legal basis for extradition in respect of the offence. Extradition shall be subject to the other conditions provided by the law of the requested State.

3. Contracting States which do not make extradition conditional on the existence of a treaty shall recognize the offence as an extraditable offence between themselves subject to the conditions provided by the law of the requested State.

4. The offence shall be treated, for the purpose of extradition between Contracting States, as if it had been committed not only in the place in which it occurred but also in the territories of the States required to establish their jurisdiction in accordance with Article 4, paragraph 1.

ARTICLE 9

1. When any of the acts mentioned in Article I (a) has occurred or is about to occur, Contracting States shall take all appropriate measures to restore control of the aircraft to its lawful commander or to preserve his control of the aircraft.

2. In the cases contemplated by the preceding paragraph, any Contracting State in which the aircraft or its passengers or crew are present shall facilitate the continuation of the journey of the passengers and crew as soon as practicable, and shall without delay return the aircraft and its cargo to the persons lawfully entitled to possession.

ARTICLE 10

1. Contracting States shall afford one another the greatest measure of assistance in connection with criminal proceedings brought in respect of the offence and other acts mentioned in Article 4. The law of the State requested shall apply in all cases.

2. The provisions of paragraph 1 of this Article shall not affect obligations under any other treaty, bilateral or multilateral, which governs or will govern, in whole or in part, mutual assistance in criminal matters.

ARTICLE 11

Each Contracting State shall in accordance with its national law report to the Council of the International Civil Aviation Organisation as promptly as possible any relevant information in its possession concerning:

- (a) the circumstances of the offence;
- (b) the action taken pursuant to Article 9;
- (c) the measures taken in relation to the offender or the alleged offender, and, in particular, the results of any extradition proceedings or other legal proceedings.

ARTICLE 12

1. Any dispute between two or more Contracting States concerning the interpretation or application of this Convention which cannot be settled through negotiation, shall, at the request of one of them, be submitted to arbitration. If within six months from the date of the request for arbitration the Parties are unable to agree on the organisation of the arbitration, any one of those Parties may refer the dispute to the International Court of Justice by request in conformity with the Statute of the Court.

2. Each State may at the time of signature or ratification of this Convention or accession thereto, declare that it does not consider itself bound by the preceding paragraph. The other Contracting States shall not be bound by the preceding paragraph with respect to any Contracting State having made such a reservation.

3. Any Contracting State having made a reservation in accordance with the preceding paragraph may at any time withdraw this reservation by notification to the Depositary Governments.

ARTICLE 13

1. This Convention shall be open for signature at The Hague on 16 December 1970, by States participating in the International Conference on Air Law held at The Hague from 1 to 16 December 1970 (hereinafter referred to as The Hague Conference). After 31 December 1970, the Convention shall be open to all States for signature in Moscow, London and Washington. Any State which does not sign this Convention before its entry into force in accordance with paragraph 3 of this Article may accede to it at any time.

2. This Convention shall be subject to ratification by the signatory States. Instruments of ratification and instruments of accession shall be deposited with the Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, and the United States of America, which are hereby designated the Depositary Governments.

3. This Convention shall enter into force thirty days following the date of the deposit of instruments of ratification by ten States signatory to this Convention which participated in The Hague Conference.

4. For other States, this Convention shall enter into force on the date of entry into force of this Convention in accordance with paragraph 3 of this Article, or thirty days following the date of deposit of their instruments of ratification or accession, whichever is later.

5. The Depositary Governments shall promptly inform all signatory and preceding States of the date of each signature, the date of deposit of each instrument of ratification or accession, the date of entry into force of this Convention, and other notices.

6. As soon as this Convention comes into force, it shall be registered by the Depositary Governments pursuant to Article 102 of the Charter of the

United Nations and pursuant to Article 83 of the Convention on International Civil Aviation (Chicago, 1944).

ARTICLE 14

1. Any Contracting State may denounce this Convention by written notification to the Depositary Governments.

2. Denunciation shall take effect six months following the date on which notification is received by the Depositary Governments.

IN WITNESS WHEREOF the undersigned Plenipotentiaries, being duly authorised thereto by their Governments, have signed this Convention.

DONE at The Hague, this sixteenth day of December, one thousand nine hundred and seventy, in three originals, each being drawn up in four authentic texts in the English, French, Russian and Spanish languages.

SCHEDULE 2

Article 3

FOREIGN STATES WHICH ARE PARTIES TO THE CONVENTION AND WITH WHICH EXTRADITION TREATIES ARE IN FORCE

State	Date of Extradition Treaty	Date of Entry into force of Convention for the State concerned
Ecuador	20th September 1880	14th October 1971
Hungary	3rd December 1873	14th October 1971
Israel	4th April 1960	14th October 1971
Norway	26th June 1873	14th October 1971
Sweden	26th April 1963	14th October 1971
Switzerland	{ 26th November 1880 19th December 1934 }	14th October 1971
United States of America...	22nd December 1931	14th October 1971

SCHEDULE 3

Article 4

PART I

FOREIGN STATES WHICH ARE PARTIES TO THE CONVENTION AND WITH WHICH NO EXTRADITION TREATIES ARE IN FORCE

State	Date of Entry into force of Convention for the State concerned
Bulgaria	14th October 1971
Costa Rica	14th October 1971
Gabonese Republic	14th October 1971
Japan	14th October 1971
Jordan	16th December 1971
Mali	14th October 1971
Mongolia	7th November 1971
Niger	14th November 1971
Union of Soviet Socialist Republics	24th October 1971

PART II

APPLICATION OF THE EXTRADITION ACTS IN THE CASE OF THE STATES MENTIONED IN PART I

1. The Extradition Acts shall have effect as if the only extradition crimes within the meaning of the Act of 1870 were offences under the Hijacking Act 1971 and attempts to commit such offences.

2. The Extradition Acts shall only apply where the case is such that paragraphs 2 and 4 of Article 8 of the Convention apply.

3. No proceedings shall be taken on an application by information or complaint, for a provisional warrant of arrest (that is to say, a warrant issued under section 8 of the Act of 1870 otherwise than in pursuance of sub-paragraph 1 of the first paragraph thereof), and no such warrant shall be issued, unless the application is made with the consent of the Secretary of State signified by an order in the form set out in Part III of this Schedule or in a form to the like effect; but, subject as aforesaid, the signification of consent shall not affect the provisions of the said section 8.

4. Without prejudice to sections 3, 9 and 11 of the Act of 1870, the fugitive criminal shall not be surrendered if—

- (a) it appears to the Secretary of State, to the magistrate hearing the case in pursuance of section 9 of that Act or to the High Court on an application for a writ of habeas corpus —
 - (i) that the request for his surrender (though purporting to be made on account of such an offence as is mentioned in paragraph 1 above) is in fact made for the purpose of prosecuting or punishing him on account of his race, religion, nationality or political opinions, or
 - (ii) that he might, if surrendered, be prejudiced at his trial or punished, detained or restricted in his personal liberty by reason of his race, religion, nationality or political opinions, or
 - (iii) that if charged in England or Wales with the offence of which he is accused he would be entitled to be discharged under any rule of law relating to previous acquittal or conviction; or
- (b) it appears to the Secretary of State or to the High Court on an application for a writ of habeas corpus that —
 - (i) by reason of the passage of time since the fugitive criminal is alleged to have committed the offence of which he is accused or to have become unlawfully at large, or
 - (ii) because the accusation against him is not made in good faith in the interests of justice,

it would, having regard to all the circumstances, be unjust or oppressive to surrender him.

5. (1) Without prejudice to his so deciding on other grounds, the Secretary of State may, in the circumstances mentioned in the following sub-paragraph, decide not to make an order or issue a warrant —

- (a) for the purposes of paragraph 3 above signifying his consent to an application for a provisional warrant of arrest, or
 - (b) under section 7 of the Act of 1870 requiring the issue of a warrant of arrest, or
 - (c) under section 11 of the Act of 1870 ordering the fugitive criminal to be surrendered.
- (2) The circumstances referred to in the preceding sub-paragraph are—
- (a) that the Secretary of State is not satisfied that provision is made by the law of the State requesting surrender under which a person accused or convicted in the United Kingdom of the like offence as that with which the fugitive criminal is accused or convicted might be surrendered to the United Kingdom if found in that State, or
 - (b) that under the law of the State requesting surrender the fugitive criminal is liable to the death penalty for the offence of which he is accused, or
 - (c) that the fugitive criminal is a citizen of the United Kingdom and Colonies.

PART III

FORM OF CONSENT OF SECRETARY OF STATE TO APPLICATION FOR A PROVISIONAL WARRANT OF ARREST

Whereas AB, a person recognised by the Secretary of State as a diplomatic representative of, has requested consent to application being made for the issue of a provisional warrant for the arrest of CD, late of, who is (accused) (convicted) of the commission of an offence, or attempt to commit an offence, within the jurisdiction of the said State, being an offence which, if committed in England, would be an offence under the Hijacking Act 1971:

Now I hereby, by this my Order under my hand and seal, signify to you my consent to the said application being made.

Given under the hand and seal of the undersigned, one of Her Majesty's Principal Secretaries of State this day of 19.

SCHEDULE 4

Article 5

TERRITORIES TO WHICH THE APPLICATION OF THE CONVENTION IS EXTENDED

Bahamas.
Bermuda.
British Antarctic Territory.
British Honduras.
British Indian Ocean Territory.
British Solomon Islands Protectorate.
British Virgin Islands.
Cayman Islands.
Central and Southern Line Islands.
Falkland Islands (and Dependencies).
Gibraltar.
Gilbert and Ellice Islands Colony.
Hong Kong.
Montserrat.
Pitcairn, Henderson, Ducie and Oeno Islands.
St. Helena (and Dependencies).
Seychelles.
Sovereign Base Areas of Akrotiri and Dhekelia
Turks and Caicos Islands.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order applies the Extradition Acts 1870 to 1935, as amended, so as to make the offence of hijacking extraditable in the case of States party to the Convention for the Suppression of Unlawful Seizure of Aircraft signed at the Hague on 16th December 1970



The British Antarctic Territory Gazette Extraordinary 1973

PUBLISHED BY AUTHORITY

No. 19

MAY 1973

Appointments

Appointment of High Commissioner's Deputy and specification of powers and functions vested in the High Commission which he may exercise and perform.

WHEREAS subsection (1) of section 8 of the British Antarctic Territory Order in Council 1962, provides that the High Commissioner may, by Instrument under Public Seal of the Territory, authorise a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions as may be specified in that Instrument such of the functions of the office of High Commissioner as may be specified in that Instrument:

AND WHEREAS I shall have occasion to be absent from the seat of Government of the British Antarctic Territory for the purpose of visiting the United Kingdom:

NOW, THEREFORE, under and by virtue of the powers aforesaid I, ERNEST GORDON LEWIS, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, and High Commissioner of the British Antarctic Territory, do hereby appoint THOMAS HENRY LAYNG, ESQUIRE, or in his absence or incapacity HAROLD THEODORE ROWLANDS, ESQUIRE, to be High Commissioner's Deputy in and for the British Antarctic Territory and in that capacity to exercise and perform for and on behalf of the High Commissioner (except

while and in so far as provision under section 8 of the said Order is operative) and subject always to the provisions of the said Order, all such powers and functions as are vested in the High Commissioner other than those vested by sections 10, and 14 of the said Order and by clauses 9 and 10 of the British Antarctic Territory Royal Instructions 1962.

This Instrument shall come into operation on the 29th day of May 1973.

Given under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 27th day of May, in the year of Our Lord one thousand nine hundred and seventy-three.

E. G. LEWIS,
High Commissioner.

COLIN MARSHALL READ, to be Accounting Officer, British Antarctic Territory, with effect from 1st August 1971.

INGRID JOAN PETTERSSON, to be Accounting Officer, British Antarctic Territory, with effect from 1st July 1972.

EDWARD CHRISTOPHER JOHN CLAPP, to be Sub-Accounting Officer, British Antarctic Territory, with effect from 25th May 1973.

Relinquishments

ERIC MICHAEL PAUL SALMON, ceased to be Accounting Officer, British Antarctic Territory on the 31st July 1971.

COLIN MARSHALL READ, ceased to be Accounting Officer, British Antarctic Territory, on the 20th January 1973.

FALKLAND ISLANDS.

SOUTH ATLANTIC TERRITORIES

The Falkland Islands Additional Instructions 1973

Dated 10th April 1973.

ELIZABETH R.

ADDITIONAL INSTRUCTIONS to Our Governor and Commander-in-Chief in and over Our Colony of the Falkland Islands and the Dependencies thereof or other Officer for the time being discharging the functions of that office.

We do hereby direct and enjoin and declare Our will and pleasure as follows —

1. (1) These Instructions may be cited as the Falkland Islands Additional Instructions 1973 and shall be construed as one with the Instructions under the Royal Sign Manual and Signet to Our Governor and Commander-in-Chief in and over Our said Colony and Dependencies dated the 13th December 1948, as amended by Additional Instructions dated the 27th November 1951, 15th November 1955 (a) and 10th September 1964 (b) (which Instructions, as so amended, are hereinafter called "the Instructions of 1948").

Citation, construction, publication and commencement.

(2) These Instructions shall be published in the Falkland Islands Government Gazette and shall take effect on 25th April 1973.

2. Any references in the Instructions of 1948 to the Colonial Secretary or to the Colonial Treasurer shall be construed, in relation to any period after the taking effect of these Additional Instructions, as references to the Chief Secretary or to the Financial Secretary, as the case may be.

Amendment of Instructions of 1948.

Given at Our Court at St. James's this Tenth day of April in the Twenty-second year of Our Reign.

(a) S.I. 1955 II, p. 3187.

(b) S.I. 1964 III, p. 5254.



The British Antarctic Territory Gazette 1974

PUBLISHED BY AUTHORITY

No. 20

MAY 1974

Appointments

ERIC KENNETH PRENTICE BACK, Magistrate, Signy Island, South Orkney Islands, 1st February 1974.
 ALEXANDER GIBSON SCOTT, Magistrate, Argentine Islands, West Grahamland, 1st March 1974.
 BRIAN JONES, Magistrate, Halley Bay, Caird Coast, Coats Land, 1st February 1974.
 GRAHAM KENNETH WRIGHT, Magistrate, Stonington Island, West Grahamland, 1st March 1974.
 DR. ALISTAIR DAVID MACLEOD, M.B., ch.B., (Glasgow), Medical Officer, British Antarctic Territory, 12th December 1973.
 DR. THOMAS PEARCE, B.B., ch.B., (Manchester), Medical Officer, British Antarctic Territory, 12th December 1973.
 DR. FRANK NOEL RYDING, B.B., B.S., (London), Medical Officer, British Antarctic Territory, 12th March 1974.
 WILLIAM RUSSELL MAHOOD, B.D.S., L.D.S., Dental Officer, British Antarctic Territory, 12th December 1973.
 PETER BIGGS, Postal Clerk, 26th January 1974.
 JAMES PRICE JONES to be Acting Registrar of the Court of Appeal for the British Antarctic Territory with effect from 3rd October 1973.

Relinquishments

The following ceased to act as Magistrates of the British Antarctic Territory on the dates shown —

DAVID DONALD WILLIAM FLETCHER	31st January 1974
ROGER DAYNES	31st January 1974
KENNETH WILLIAM HUGHSON	28th February 1974
STEVEN WORMALD	28th February 1974

WILLIAM RUSSELL MAHOOD ceased to act as a Dental Officer in the British Antarctic Territory on the 6th day of May 1974.

The following ceased to act as Medical Officers serving in the British Antarctic Territory on the dates shown —

DR. JOHN DUNCAN DAWSON	15th March 1974
DR. CHRISTOPHER JOHN HORNER ANDREWS	21st March 1974

JAMES PRICE JONES ceased to be Acting Registrar of the Court of Appeal for the British Antarctic Territory on the 25th day of March 1974.

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 1 of 1973

Title.

To apply the Post Office (Amendment) Order 1973 of the Falkland Islands to the British Antarctic Territory.

Enacting clause.

S.I. 1962 No. 400

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Order in Council 1962, as follows —

Short title and commencement.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1973 and shall come into operation on the first day of October 1973.

Application of Post Office (Amendment) Order 1973.
(3 of 1973)

2. The Post Office (Amendment) Order 1973 made under the Post Office Ordinance of the Falkland Islands shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Modification.

3. In sub-paragraph (e) of paragraph 2 of the said Order, for the words "Colony and its Dependencies" there shall be substituted the words "British Antarctic Territory".

Enacted this 10th day of September 1973.

T. H. LAYNG,
Deputy High Commissioner.

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 2 of 1973

To provide for the service between the first day of July, 1973 and the thirtieth day of June, 1974.

Title.

(1st July 1973)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Enacting clause.
S.I 1962. No. 400.

1. This Regulation may be cited as the Appropriation (1973-1974) Regulation 1973.

Short title.

2. A sum not exceeding seventy-five thousand three hundred pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July, 1973 and ending on the 30th day of June, 1974 and the said sum so charged may be expended in the manner expressed in the schedule.

Appropriation from
revenue and other funds.

Enacted this 30th day of November, 1973.

E. G. LEWIS,
High Commissioner.

SCHEDULE

Number	Head of Service	Amount
1	Miscellaneous	£ 75,300

PROCLAMATION

No. 1 of 1974

Made under section 2 of the Place-Names Ordinance, 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

WHEREAS by subsection (1) of section 2 of the Place-Names Ordinance, 1956, it is provided that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list:

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council, 1962, that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude:

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 1 of 1963 should be added to and altered:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, High Commissioner for the British Antarctic Territory, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands, (Second Supplement to First Edition) published by Her Majesty's Stationery Office, London, on the 1st March 1974, to be accepted as place-names for official use.

GOD SAVE THE QUEEN

Given under my hand and Public Seal this 4th day of April, in the year of Our Lord One thousand Nine hundred and Seventy four.

E. G. LEWIS,
High Commissioner.

Ref. B.A.T. 28.



The British Antarctic Territory Gazette 1975

PUBLISHED BY AUTHORITY

No. 21

FEBRUARY 1975

Appointments

ARTHUR JOSEPH PHILIP MONK to be High Commissioner's Deputy with effect from 20th January 1975.

ERIC KENNETH BACK, Magistrate, Halley Bay, Caird Coast, Coats Land, 1st February 1975.

ERNEST BRIAN SHELDON, Magistrate, Adelaide Island, West Grahamland, 1st March 1975.

JEREMY HUGH CARTER, Magistrate, Argentine Islands, West Grahamland, 1st January 1975.

STUART JAMES LAWRENCE, Magistrate, British Antarctic Territory, 1st January 1975.

DAVID MICHAEL LINKLATER RAMPTON, to be Accounting Officer, British Antarctic Territory, with effect from 1st January 1975.

DR. FREDERICK ERNEST HARVEY, M.B., Ch.B., B.D.S., Medical Officer, British Antarctic Territory, 4th November 1972.

DR. ANTHONY PITT LIPSCOMB, M.B., B.S., M.R.C.S., L.R.C.P., Medical Officer, British Antarctic Territory, 7th January 1975.

The Income Tax Ordinance (Cap. 32)

Appointment

(Under Section 41 of the Ordinance)

WILLIAM OWEN SLOMAN, to be Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, with effect from 1st January 1975.

JOHN BAWDEN, to be Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, with effect from 1st January 1975.

Relinquishments

The following ceased to act as Magistrates of the British Antarctic Territory on the dates shown —

ALEXANDER GIBSON SCOTT	31st December 1974
THOMAS WOODFIELD	31st December 1974
GRAHAM KENNETH WRIGHT	31st January 1975
BRIAN JONES	31st January 1975
KEVIN JAMES ROBERTS	28th February 1975

ERIC MICHAEL PAUL SALMON ceased to be an Agent in the United Kingdom of the Commissioner of Income Tax with effect from 31st December 1974.

INGRID JOAN PETTERSSON ceased to be an Agent in the United Kingdom of the Commissioner of Income Tax with effect from 31st December 1974.

INGRID JOAN PETTERSSON ceased to be Accounting Officer British Antarctic Territory on the 31st December 1974.

ARTHUR JOSEPH PHILIP MONK ceased to be High Commissioner's Deputy on the 27th January 1975.

Notice

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 2 of 1974 — A Regulation to apply certain Laws of the Falkland Islands to the British Antarctic Territory.

Commission appointing Neville Arthur Irwin French, Esquire, M.V.O., to be High Commissioner for the British Antarctic Territory.

ELIZABETH R.

ELIZABETH THE SECOND, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith:

To Our Trusty and Well-beloved NEVILLE ARTHUR IRWIN FRENCH, Esquire, Member of the Fourth Class of Our Royal Victorian Order,

GREETING:

Appointment of N. A. I. French, Esq., M.V.O., to be High Commissioner.

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Neville Arthur Irwin French, to be, with effect from the Twenty-seventh day of January, 1975, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

Officers and others to obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Termination of this Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court of Saint James's this Second day of January 1975, in the Twenty-third year of Our Reign.

By Her Majesty's Command,

ROY JENKINS.

Appointment of High Commissioner's Deputy and specification of powers and functions vested in the High Commission which he may exercise and perform.

WHEREAS subsection (1) of section 8 of the British Antarctic Territory Order in Council 1962, provides that the High Commissioner may, by Instrument under Public Seal of the Territory, authorise a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions as may be specified in that Instrument such of the functions of the office of High Commissioner as may be specified in that Instrument:

AND WHEREAS I shall have occasion to be absent from the seat of Government of the British Antarctic Territory:

NOW, THEREFORE, under and by virtue of the powers aforesaid I, ERNEST GORDON LEWIS, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, and High Commissioner of the British Antarctic Territory, do hereby appoint ARTHUR JOSEPH PHILIP MONK, ESQUIRE, or in his absence or incapacity HAROLD THEODORE ROWLANDS, ESQUIRE, to be High Commissioner's Deputy in and for the British Antarctic Territory and in that capacity to exercise and perform for and on behalf of the High Commissioner (except while and in so far as provision under section 8 of the said Order is operative) and subject always to the provisions of the said Order, all such powers and functions as are vested in the High Commissioner other than those vested by sections 10, and 14 of the said Order and by clauses 9 and 10 of the British Antarctic Territory Royal Instructions 1962.

This Instrument shall come into operation on the 20th day of January 1975.

Given under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 20th day of January, in the year of Our Lord one thousand nine hundred and seventy-five.

E. G. LEWIS,
High Commissioner.

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 1 of 1974

Title.

To provide for the service between the first day of July, 1974 and the thirtieth day of June, 1975.

Date of commencement.

(1st July 1974)

Enacting clause.

S. I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1974-1975) Regulation 1974.

Appropriation from
revenue and other funds.

2. A sum not exceeding one hundred and twelve thousand two hundred and eighteen pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July, 1974 and ending on the 30th day of June, 1975 and the said sum so charged may be expended in the manner expressed in the schedule.

Enacted this 14th day of August 1974.

E. G. LEWIS,
High Commissioner.

SCHEDULE

Number	Head of Service	Amount
1	Miscellaneous	£112,218

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 2 of 1974

To apply certain Laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1974.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

3. The subsidiary legislation as specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

4. In the application of the said Laws the following modifications shall be made, that is to say —

- (a) Any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

Enacted this 30th day of September 1974.

E. G. LEWIS,
High Commissioner.

SCHEDULE
PART I.

No.	Short title	Effective date
1 of 1972	Matrimonial Proceedings (Court of Summary Jurisdiction) (Amendment) Ordinance 1972	30th September 1974
5 of 1972	Estate Duty (Amendment) Ordinance 1972	30th September 1974
7 of 1972	Banking Ordinance 1972	30th September 1974
9 of 1972	Estate Duty (Amendment) (No. 2) Ordinance 1972	30th September 1974
17 of 1973	Banking (Amendment) Ordinance 1973	30th September 1974

PART II.

No.	Short title or citation	Effective date
3 of 1973	Pensions (Amendment) Regulation 1973	30th September 1974
3 of 1973	Administration of Estates (Amendment) Rules 1973	30th September 1974

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 1 of 1975

Title.

To amend the Falkland Islands Laws
(Application) Regulations 1974.Enacting clause.
S.I. 1962 No. 400

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Falkland Islands Laws (Application) (Amendment) Regulation 1974.

Amendment of section 4.
(No. 2 of 1974)

2. Section 4 of the Falkland Islands Laws (Application) Regulation 1974 is amended by —

- (a) deleting the full stop at the end of paragraph (b) and substituting a semicolon; and
- (b) inserting after paragraph (b) the following new paragraph —
 - “(c) in section 4 of the Estate Duty (Amendment) Ordinance 1972 for the date “1st day of July 1972” there shall be substituted “30th day of September 1974”.”

Enacted this 13th day of February 1975.

N. A. I. FRENCH,
High Commissioner.



The British Antarctic Territory Gazette 1975

PUBLISHED BY AUTHORITY

No. 22

DECEMBER 1975

Appointments

HERBERT JOHN DARTNALL, Magistrate, Signy Island, South Orkney Islands, 1st March 1975.

EDWARD CHRISTOPHER JOHN CLAPP, Accountant, British Antarctic Territory, 1st November 1975.

Relinquishments

ERIC KENNETH BACK, Magistrate, Signy Island, South Orkney Islands, 31st January 1975.

EDWARD CHRISTOPHER JOHN CLAPP, Sub-Accounting Officer, British Antarctic Territory, 31st October 1975.

Notice

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulation —

No. 1 of 1975 — Falkland Islands Laws (Application) (Amendment) Regulation 1974.

British Antarctic Territory Court of Appeal Order 1965
(S. I. 1965 No. 590)

APPOINTMENTS

(Under Article 3 (3) of the Order)

SIR ALASTAIR FORBES, K.B., to be President of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1975.

SIR LIONEL BRETT, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the period 1st November 1975 to 30th June 1976.

SIR HUGH HURLEY, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the period 1st November 1975 to 30th June 1976.

PROCLAMATION

No. 1 of 1975

Made under section 2 of the Place-Names Ordinance, 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

WHEREAS by subsection (1) of section 2 of the Place-Names Ordinance, 1956, it is provided that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list:

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council, 1962, that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude:

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 1 of 1974 should be added to and altered:

NOW, THEREFORE, I, NEVILLE ARTHUR IRWIN FRENCH, Member of the Royal Victorian Order, High Commissioner for the British Antarctic Territory, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands (Third Supplement to First Edition), published by Her Majesty's Stationery Office, London, and dated 29th December 1974, to be accepted as place-names for official use.

GOD SAVE THE QUEEN

Given under my hand and Public Seal this 20th day of May in the year of Our Lord One thousand Nine hundred and Seventy-five.

N. A. I. FRENCH,
High Commissioner.

Ref. B.A.T. 28.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 2 of 1975

To apply certain laws of the Falkland Islands to the British Antarctic Territory. Title.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962. Enacting clause.
S. I. 1962 No. 400

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1975. Short title.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary. Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary. Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say — Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

PART I (Sections 2 and 4)

Number	Short title	Effective date
17 of 1974	Companies and Private Partnership (Amendment) Ordinance 1974	12th December 1974
18 of 1974	Administration of Justice (Amendment) Ordinance 1974	12th December 1974
19 of 1974	Dangerous Drugs (Amendment) Ordinance 1974	12th December 1974
6 of 1975	Customs (Amendment) Ordinance 1975	1st July 1975

PART II (Sections 3 and 4)

Number	Short title or citation	Effective date
6 of 1973	Post Office Order 1973	1st January 1974
4 of 1975	Post Office (Amendment) (No. 2) Order 1975	1st August 1975

Enacted this 3rd day of October 1975.

N. A. I. FRENCH,
High Commissioner.



The British Antarctic Territory Gazette 1976

PUBLISHED BY AUTHORITY

No. 23

DECEMBER 1976

Appointments

ROBIN ALBERT DAVIS, Magistrate, Adelaide Island, West Graham Land, 1.2.76.
 BRIAN GOODALE, Magistrate, Argentine Islands, West Graham Land, 1.2.76.
 DR. MONTAGUE DONALD MacDONALD HADLEY, M.B., ch.B., (Aberdeen), Medical Officer, 1.3.76.
 DR. IAIN DAVID LEVACK, M.B., ch.B., (Aberdeen), Medical Officer, 17.12.76.
 COLIN STEWART MAIDEN, Magistrate, Signy Island, South Orkney Islands, 1.2.76.
 DR. DAVID FRAM PATUCK, M.R.C.S., (London) M.B., B.S., (London) Medical Officer, 1.3.76.
 ERNEST BRIAN SHELDON, Magistrate, Rothera, Adelaide Island, West Graham Land, 1.2.76.
 ERNEST ALFRED THORNLEY, Magistrate, Halley Bay, Caird Coast, Coates Land, 1.2.76.

Relinquishments

ERIC KENNETH PRENTICE BACK, Magistrate, Halley Bay, Coates Land, 31.1.76.
 JEREMY HUGH CARTER, Magistrate, Argentine Islands, West Graham Land, 31.1.76.
 HERBERT JOHN DARTNALL, Magistrate, Signy Island, South Orkney Islands, 31.1.76.
 ROBIN ALBERT DAVIS, Magistrate, Adelaide Island, West Graham Land, 11.11.76.
 DR. FREDERICK ERNEST HARVEY, M.B., ch.B., B.D.S., Medical Officer, 12.2.76.
 DR. ANTHONY PITT LIPSCOMB, M.B., B.S., M.R.C.S., L.R.C.P., Medical Officer, 20.3.76.
 COLIN STEWART MAIDEN, Magistrate, Signy Island, South Orkney Islands, 12.12.76.
 ERNEST BRIAN SHELDON, Magistrate, Adelaide Island, West Graham Land, 31.1.76.
 ERNEST BRIAN SHELDON, Magistrate, Rothera, Adelaide Island, West Graham Land, 10.11.76.
 ERNEST ALFRED THORNLEY, Magistrate, Halley Bay, Caird Coast, Coates Land, 31.12.76.

Notices

It is hereby notified for general information that the Commission, dated 27th January 1975, appointing His Excellency Neville Arthur Irwin French, Esquire, C.M.G., M.V.O., to be High Commissioner for the British Antarctic Territory was terminated on 2nd December 1976 on his departure from the Falkland Islands.

It is hereby notified for general information that Gordon James Augustus Slater, Esquire, performed the functions of the Office of High Commissioner of the British Antarctic Territory from 2nd to 16th December 1976 following the departure of His Excellency the High Commissioner, Neville Arthur Irwin French, Esquire, C.M.G., M.V.O.

James Roland Walter Parker, Esquire, O.B.E., assumed these duties on 16th December 1976 pending substantive appointment to the Office of High Commissioner.

BAT/18.

British Antarctic Territory Court of Appeal Order 1965

(S.I. 1965 No. 590)

APPOINTMENTS

(Under Article 3(3) of the Order)

SIR ALASTAIR FORBES, K.B., to be President of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1976.

SIR LIONEL BRETT, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1976.

SIR HUGH HURLEY, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1976.

BAT/19.

Statutory Instruments

It is notified for general information that the following Statutory Instruments made by Her Majesty the Queen in Council apply to the British Antarctic Territory —

The Extradition (Hijacking) (Amendment) Order 1972	...	...	...	S.I. 1972 No. 1102
The Extradition (Hijacking) (Amendment) Order 1974	...	...	...	S.I. 1974 No. 1107
The Extradition (Hijacking) (Amendment) Order 1975	...	...	...	S.I. 1975 No. 803
The Extradition (Hijacking) (Amendment) Order 1976	...	...	...	S.I. 1976 No. 769
The Extradition (Protection of Aircraft) Order 1973	...	...	...	S.I. 1973 No. 1756
The Extradition (Protection of Aircraft) (Amendment) Order 1974	...	...	...	S.I. 1974 No. 1108
The Extradition (Protection of Aircraft) (Amendment) Order 1975	...	...	...	S.I. 1975 No. 804
The Extradition (Protection of Aircraft) (Amendment) Order 1976	...	...	...	S.I. 1976 No. 770
The Finland (Extradition) Order 1976	...	...	...	S.I. 1976 No. 1037

2. Copies may be seen at the office of the Chief Secretary, Stanley, Falkland Islands.

LEG/10/22.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 1 of 1976

To apply certain laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Enacting clause.
S.I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1976.

Short title.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

PART I

(Sections 2 and 4)

Number	Short title	Effective date
1 of 1974	Income Tax (Amendment) Ordinance 1974	1st January 1974
2 of 1974	Public Health (Amendment) Ordinance 1974	17th January 1974
16 of 1974	Banking (Amendment) Ordinance 1974	12th December 1974

PART II

(Sections 3 and 4)

Number	Short title or citation	Effective date
4 of 1975	Income Tax (Amendment) Rules 1975	21st January 1976
4 of 1976	Post Office Order 1976	1st October 1976

Enacted this 21st day of October 1976.

N. A. I. FRENCH,
High Commissioner.

REPORT OF THE GOVERNMENT

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The British Antarctic Territory Gazette 1977

PUBLISHED BY AUTHORITY

No. 24

DECEMBER 1977

Appointments

HAROLD BENNETT, O.B.E., J.P., Coroner, British Antarctic Territory, 1.3.77.
DR. DAVID ALEXANDER MACKINTOSH, M.B., ch.B., (Aberdeen), Medical Officer, 21.10.77.
DAVID DONALD WILLIAM FLETCHER, Magistrate, Rothera, Adelaide Island, 1.11.77.
JOHN HALL, Magistrate, Signy Island, South Orkney Islands, 1.11.77.
DR. WILLIAM ALEXANDER FREELAND, M.B., ch.B., (Aberdeen), Medical Officer, 20.12.77.

Relinquishments

BRIAN GOODALE, Magistrate, Argentine Islands, West Graham Land, 31.1.77.
DR. DAVID FRAM PATUCK, M.R.C.S., (London), M.B., B.S., (London), Medical Officer, 31.1.77.
DR. MONTAGUE DONALD MACDONALD HADLEY, M.B., ch.B., (Aberdeen), Medical Officer, 31.3.77.

Notices

Silver Jubilee Medal, 1977

8th June 1977.

The High Commissioner directs it to be notified for general information, that the Queen's Medal to commemorate Her Majesty's Silver Jubilee has been awarded to the following persons —

DR. R. M. LAWS

W. O. SLOMAN, ESQUIRE.

22nd July 1977.

IT IS HEREBY NOTIFIED for general information that in Exercise of the powers under section 7 of the British Antarctic Territory Order in Council 1962, Her Majesty has been pleased to designate GORDON JAMES AUGUSTUS SLATER, ESQUIRE, to perform the functions of the Office of High Commissioner of the British Antarctic Territory during the temporary leave of absence of the High Commissioner.

22nd October 1977.

IT IS HEREBY NOTIFIED for general information that GORDON JAMES AUGUSTUS SLATER, ESQUIRE, ceased to perform the functions of the office of High Commissioner of the British Antarctic Territory with effect from 21st October 1977 on the return of His Excellency the High Commissioner, JAMES ROLAND WALTER PARKER, ESQUIRE, O.B.E.

21st December 1977.

With reference to the Instrument under the Public Seal of the Territory dated 16th December 1977, it is hereby notified that His Excellency the High Commissioner returned to the seat of Government of the British Antarctic Territory on Tuesday 20th December 1977.

31st December 1977.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations of the British Antarctic Territory —

No. 1 of 1976 Falkland Islands Laws (Application) Regulation 1976.

No. 2 of 1977 Falkland Islands Laws (Application) Regulation 1977.

BRITISH ANTARCTIC TERRITORY

COMMISSION passed under the Royal Sign Manual and Signet appointing JAMES ROLAND WALTER PARKER, ESQUIRE, O.B.E., to be High Commissioner for the British Antarctic Territory.

Dated 7 February 1977

ELIZABETH R.

Elizabeth the Second,
by the Grace of God of the United Kingdom
of Great Britain and Northern Ireland and
of Her other Realms and Territories Queen,
Head of the Commonwealth,
Defender of the faith,
&c., &c., &c.

To Our Trusty and Well-beloved James Roland Walter Parker,
Esquire, Officer of Our Most Excellent Order of the British Empire,

Greeting:

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said James Roland Walter Parker, to be, with effect from the date of this Commission, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

Appointment of
J. R. W. Parker, Esq.,
O.B.E., to be High
Commissioner.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Officers and others to
obey.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Termination of this
Commission.

Given at Our Court of Saint James's, this Seventh day of February 1977, in the Twenty-sixth Year of Our Reign.

BY HER MAJESTY'S COMMAND.

(Sgd.) A. CROSLAND.

COMMISSION appointing
James Roland Walter Parker, Esquire, O.B.E.,
to be High Commissioner for the
BRITISH ANTARCTIC TERRITORY.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 1 of 1977

Title.

To provide for the service between the first day of July 1976 and the thirtieth day of June 1977.

Date of commencement.

(1st July 1976)

S.I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

Short title.

1. This Regulation may be cited as the Appropriation (1976-1977) Regulation 1976.

Appropriation from revenue and other funds.

2. A sum not exceeding sixty-eight thousand five hundred and sixty-one pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1976 and ending on the 30th day of June 1977 and the said sum so charged may be expended in the manner expressed in the Schedule.

Enacted this 6th day of April 1977.

J. R. W. PARKER,
High Commissioner.

SCHEDULE

Number	Head of Service	Amount
1	Miscellaneous	£ 68,561

BAT/23/E.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 2 of 1977

To apply certain laws of the Falkland Islands to the British Antarctic Territory. Title.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962. S.I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1977. Short title.

2. The Ordinances of the Falkland Islands specified in Part I of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary. Application of Falkland Islands Ordinances.

3. The subsidiary legislation made under Ordinances of the Falkland Islands specified in Part II of the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary. Application of subsidiary legislation.

4. In the application of the said Laws the following modifications shall be made, that is to say — Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

PART I

(Sections 2 & 4)

Number	Short title	Effective date
6 of 1977	Government Employees Provident Fund (Repeal) Ordinance 1977	20th October 1977
12 of 1977	Protection of Wrecks Ordinance 1977	20th October 1977
14 of 1977	Interpretation and General Clauses Ordinance	20th October 1977
17 of 1977	Income Tax (Amendment) (No. 2) Ordinance 1977	1st January 1978
18 of 1977	Income Tax (Amendment) (No. 3) Ordinance 1977	1st January 1978

PART II

(Sections 3 & 4)

Number	Short title or citation	Effective date
2 of 1977	Post Office (Amendment) Order 1977	1st October 1977

Enacted this 20th day of October 1977.

G. J. A. SLATER,
Acting High Commissioner.

Ref. BAT/10/1.

BRITISH ANTARCTIC TERRITORY PROCLAMATION

No. 1 of 1977

Made under section 2 of the Place-Names Ordinance 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY JAMES ROLAND WALTER PARKER, ESQUIRE, Officer of the Most Excellent Order of the British Empire and High Commissioner of the British Antarctic Territory.

WHEREAS it is provided by section 2 of the Place-Names Ordinance 1956, of the Falkland Islands Dependencies, which Ordinance applies to the British Antarctic Territory by virtue of section 13 of the British Antarctic Territory Order in Council 1962, that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list:

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council 1962 that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude:

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 1 of 1975 should be added to and altered:

NOW, THEREFORE, I, JAMES ROLAND WALTER PARKER, do hereby DECLARE the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, published by Her Majesty's Stationery Office, London, and dated the 1st December 1976 to be accepted as place-names for official use.

Proclamations No. 1 of 1963, No. 1 of 1965, No. 1 of 1974 and No. 1 of 1975 are hereby cancelled.

Given under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 1st day of November in the year of Our Lord One thousand Nine hundred and Seventy-seven.

J. R. W. PARKER,
High Commissioner.

GOD SAVE THE QUEEN

Appointment of High Commissioner's Deputy and specification of powers and functions vested in the High Commissioner which he may exercise and perform.

WHEREAS subsection (1) of section 8 of the British Antarctic Territory Order in Council 1962, provides that the High Commissioner may, by Instrument under the Public Seal of the Territory, authorize a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions as may be specified in that Instrument such of the functions of the office of High Commissioner as may be specified in that Instrument:

AND WHEREAS I shall have occasion to be absent from the seat of Government of the British Antarctic Territory:

NOW, THEREFORE, under and by virtue of the powers aforesaid, I, JAMES ROLAND WALTER PARKER, ESQUIRE, Officer of the Most Excellent Order of the British Empire, and High Commissioner of the British Antarctic Territory, do hereby appoint GORDON JAMES AUGUSTUS SLATER, ESQUIRE, to be High Commissioner's Deputy in and for the British Antarctic Territory and in that capacity to exercise and perform for and on behalf of the High Commissioner all such powers and functions as are vested in the High Commissioner.

This Instrument shall come into operation on the 16th day of December 1977.

GIVEN under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 15th day of December, in the year of Our Lord One thousand Nine hundred and Seventy-seven.

J. R. W. PARKER,
High Commissioner.

Appointment of High Commissioner's Deputy and specification of powers and functions vested in the High Commissioner which he may exercise and perform.

WHEREAS subsection (1) of section 8 of the British Antarctic Territory Order in Council 1962, provides that the High Commissioner may, by Instrument under the Public Seal of the Territory, authorize a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions as may be specified in that Instrument such of the functions of the office of High Commissioner as may be specified in that Instrument:

AND WHEREAS I shall have occasion to be absent from the seat of Government of the British Antarctic Territory:

NOW, THEREFORE, under and by virtue of the powers aforesaid, I, JAMES ROLAND WALTER PARKER, ESQUIRE, Officer of the Most Excellent Order of the British Empire, and High Commissioner of the British Antarctic Territory, do hereby appoint GORDON JAMES AUGUSTUS SLATER, ESQUIRE, to be High Commissioner's Deputy in and for the British Antarctic Territory and in that capacity to exercise and perform for and on behalf of the High Commissioner all such powers and functions as are vested in the High Commissioner.

This Instrument shall come into operation on the 21st day of December 1977.

GIVEN under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 20th day of December, in the year of Our Lord One thousand Nine hundred and Seventy-seven.

J. R. W. PARKER,
High Commissioner.

STATUTORY INSTRUMENTS

1977 No. 423

SOUTH ATLANTIC TERRITORIES

**The Falkland Islands (Legislative Council)
(Amendment) Order 1977**

Made - - - - - *9th March 1977*

Laid before Parliament *17th March 1977*

Coming into Operation *In accordance with Article 1 (3)*

At the Court of Saint James, the 9th day of March 1977

Present,

The Counsellors of State in Council

Whereas Her Majesty, in pursuance of the Regency Acts of 1937 to 1953, was pleased, by Letters Patent dated the 3rd day of February 1977, to delegate to the six Counsellors of State therein named or any two or more of them full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

Now, therefore, Her Majesty Queen Elizabeth The Queen Mother and Her Royal Highness the Princess Anne, being authorised thereto by the said Letters Patent, and in pursuance of the powers conferred by the British Settlements Acts 1887 and 1945 (a) and all other powers enabling Her Majesty, and by and with the advice of Her Majesty's Privy Council, do on Her Majesty's behalf order, and it is hereby ordered, as follows—

Citation, construction and commencement

1. (1) This Order may be cited as the Falkland Islands (Legislative Council) (Amendment) Order 1977 and shall be construed as one with the Falkland Islands (Legislative Council) Orders 1948 to 1975 (b), which Orders are hereinafter referred to as "the principal Order".

(2) This Order and the principal Order may be cited together as the Falkland Islands (Legislative Council) Orders 1948 to 1977.

(3) This Order shall come into operation on a date to be notified by the Governor by Proclamation in the Gazette, which shall be a date not earlier than the day after the date of dissolution of the existing Legislative Council.

(a) 1887 c. 54; 1945 c. 7 (9 & 10 Geo. 6).

(b) S.I. 1948/2573, 1950/1184, 1951/1946, 1955/1650, 1964/1397, 1972/668, 1973/598, 1975/1706 (Rev. VII, p. 591; 1948 I, p. 1018); 1950 I, p. 683; 1951 I, p. 682; 1955 I, p. 833; 1964 III, p. 3204; 1972 I, p. 2150; 1973 I, p. 1908; 1975 III, p. 5813.

Amendment of Part II of the principal Order

2. For Part II of the principal Order there is substituted the following Part —

"PART II

The Legislative Council

Establishment
of Legislative
Council.

3. There shall be a Legislative Council in and for the Colony constituted in accordance with the provisions of this Order.

Composition
of Legislative
Council.

4. The Legislative Council shall consist of —

- (a) the Governor, as President;
- (b) two Ex-officio Members;
- (c) six Elected Members.

Ex-officio
Members.

5. The Ex-officio Members of the Legislative Council shall be the Chief Secretary and the Financial Secretary.

Elected
Members.

6. The Elected Members shall be persons qualified in accordance with the provisions of this Order and elected in the manner provided by any law for the time being in force in the Colony.

Extraordinary
Members.

7. The Governor may summon any person to any meeting of the Council, notwithstanding that such person may not be a member of the Council when, in the opinion of the Governor, the business before the Council renders the presence of such a person desirable. Any person so summoned shall be entitled to take part in the proceedings of the Council relating to the business in respect of which he is summoned as if he were a Member of the Council, except that he shall not have the right to vote in the Council.

Cessation of
Elected Member-
ship.

8. Every Elected Member shall cease to be a Member at the next dissolution of the Council after his election, or previously thereto if his seat shall become vacant under the provisions of this Order, but, if qualified, shall be eligible for re-election from time to time.

Qualifications for
Elected Member-
ship.

9. Subject to the provisions of section 10 of this Order, any person who is a British subject of the age of twenty-one or upwards shall be qualified to be an Elected Member of the Council, and no other persons shall be qualified to be elected thereto or, having been so elected, shall sit or vote in the Council or in any Committee thereof.

Disqualifications
for Elected
Membership.

10. No person shall be qualified to be elected as an Elected Member or, having been so elected, shall sit or vote in the Council, who at the time of election—

- (a) is, by virtue of his own act, under any acknowledgement of allegiance, obedience or adherence to a foreign Power or State; or
- (b) is an undischarged bankrupt, having been declared a bankrupt under any law in force in any part of Her Majesty's dominions or in any territory under Her Majesty's protection or in any territory in which Her Majesty has from time to time jurisdiction; or

- (c) has, in any part of Her Majesty's dominions or in any territory under Her Majesty's protection or in any territory in which Her Majesty has from time to time jurisdiction, been sentenced to death or to imprisonment (by whatever name called) for a term exceeding six months, and has not either suffered the punishment to which he was sentenced or such other punishment as may by competent authority have been substituted therefor or received a free pardon; or
- (d) has been declared to be of unsound mind under any law in force in the Colony; or
- (e) is a party to, or partner in a firm, or a director or manager of a company, which is a party to, any subsisting contract with the Government of the Colony for or on account of the public service and has not published within one month before the day of election in the Gazette and in a newspaper circulating in the electoral district for which he is a candidate a notice setting out the nature of such contract and of his interest, or of the interest of such firm or company, therein; or
- (f) holds any office of emolument under the Crown in the Colony; or
- (g) (i) is not qualified to be registered as an elector under the provisions of any law for the time being in force in the Colony or, being so qualified, is not so registered; or
 - (ii) is disqualified for election by any law for the time being in force in the Colony by reason of his holding, or acting in, any office the functions of which involve:
 - (a) any responsibility for, or in connection with, the conduct of any election; or
 - (b) any responsibility for the compilation or revision of any electoral register; or
 - (iii) has not ordinarily resided in the Colony for a period of not less than three years; or
- (h) is disqualified for membership of the Council by any law for the time being in force in the Colony relating to offences connected with the election of Elected Members.

Vacation of
Seats.

11. (1) The seat of an Elected Member of the Council shall become vacant —

- (a) upon his death; or
- (b) if he shall be absent from two consecutive meetings of the Council without having obtained from the Governor, before the termination of either of such meetings, permission to be or to remain absent therefrom; or

- (c) if he shall do, concur in or adopt any act done with the intention that he shall become a subject or citizen of any foreign Power or State; or
- (d) if he shall, by writing under his hand directed to the Governor, resign his seat in the Council; or
- (e) if he shall be appointed to any office of emolument under the Crown; or
- (f) if he shall become disqualified from being registered as an elector under the provisions of any law of the Colony in that behalf, or, not being so disqualified, shall cease to be registered as such; or
- (g) if he shall otherwise cease to be qualified for election under the provisions of this Order.

(2) Subject to the provisions of this Order, all questions which may arise as to the right of any person to be or remain an Elected Member shall be determined by the Supreme Court of the Colony in accordance with the provisions of any law for the time being in force in the Colony.

Temporary Members.

12. (1) Whenever there shall be a vacancy in the number of persons sitting as Ex-officio Members of the Council by reason of the fact that —

- (a) an Ex-officio Member is administering the Government of the Colony; or
- (b) the person holding the substantive appointment of Financial Secretary is lawfully discharging the functions of Chief Secretary; or
- (c) the person holding the substantive appointment of Chief Secretary or Financial Secretary is incapable by reason of illness of discharging the functions of his office; or
- (d) no person is holding the substantive appointment of Chief Secretary or Financial Secretary; or
- (e) an Ex-officio Member is absent from the Colony,

the Governor may by Instrument under the Public Seal appoint a person to be a temporary Ex-officio Member for the period of such vacancy.

(2) Any person appointed to be a temporary Ex-officio Member shall be a person holding office of emolument under the Crown in the Colony and, so long as his appointment shall subsist, the provisions of this Order shall, subject to the provisions of this section, apply to him as if he were an Ex-officio Member.

(3) The Governor shall forthwith report every temporary appointment made under this section to Her Majesty through a Secretary of State and such appointment may (without prejudice to anything done by virtue thereof) be revoked by the Governor by Instrument under the Public Seal.

(4) A temporary appointment made under this section shall cease to have effect on notification by the Governor, or on supercession of the appointment by

the definitive appointment of a person to fill the vacancy, or when the vacancy shall otherwise cease to exist.

Presiding in
Legislative
Council.

13. The Governor, if present, shall preside at meetings of the Council, and in his absence such Member as the Governor may from time to time appoint in writing, or in the absence of the Member so appointed or if no Member be so appointed, the Member present who stands first in order of precedence shall preside.

Precedence of
Members.

14. (1) After the Governor, the Members of the Council shall take precedence among themselves as Her Majesty may specially assign, and in default thereof as follows —

Firstly, the Ex-officio Members in the order in which their offices are referred to in section 5 of this Order;

Secondly, the Elected Members, according to the length of time during which they have been continuously Members of the Council, Members elected at the same time taking precedence among themselves in such order as the Governor may direct.

(2) For the purposes of this section —

(a) Members elected to the Council as first constituted under this Order shall be deemed to have been elected on the date on which the report of the return of the first successful candidate for election in the applicable General Election is made to the Governor; and

(b) in ascertaining the period during which a person has continuously been a Member of the Council:

(i) no account shall be taken of any interval between the vacation by that person of his seat in the Council in consequence of the expiration of his tenure of office or a dissolution of the Council and the date of his re-election to fill a vacancy in the Council caused by that expiration of tenure or that dissolution; and

(ii) if any person having been, for any period immediately before the appointed day, a Member of the Legislative Council constituted by the Letters Patent of 1892, was elected as a Member by virtue of the first elections to the Council after the appointed day, he shall be deemed to have been a Member of the Council so constituted for that period; and no account shall be taken of any interval between the day preceding the appointed day and the date upon which he was first elected to the Council, or of any interval in his membership of the Legislative Council constituted by the Letters Patent of 1892 between the

expiration of his tenure of office and his election to fill the vacancy thereby caused.

Filling of vacancies.

15. Whenever the seat of an Elected Member becomes vacant, a fresh election shall be held to fill the vacancy in accordance with the provisions of this Order."

Amendment of section 26 of the principal Order

3. Section 26 of the principal Order is amended by deleting the words "and appointment" in subsection (2).

Amendment of section 30 of the principal Order

4. Section 30 of the principal Order is amended by deleting the words "or appointed" and "or appointment" wherever they appear in subsection (1) (a), and by substituting the words "Chief Secretary" for the words "Colonial Secretary" in subsection (2).

5. In the case of the first general election to be held after the coming into force of this Order, section 26 (2) of the principal Order (which requires an election to be held within three months of every dissolution) shall be read as if the words "four months" were substituted for the words "three months".

N. E. LEIGH,

Clerk of the Privy Council.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for the abolition of the seats of the two Nominated Independent Members of the Legislative Council of the Falkland Islands and the increase from four to six in the numbers of seats of Elected Members.





The British Antarctic Territory Gazette 1978

PUBLISHED BY AUTHORITY

No. 25

DECEMBER 1978

Appointments

MILES VERNON MOSLEY, Magistrate, Halley, Caird Coast, Coates Land, 1.1.78.

MICHAEL JOHN SMITH, Magistrate, Faraday, Argentine Islands, West Graham Land, 1.3.78.

ERIC KENNETH PRENTICE BACK, Magistrate, Rothera, Adelaide Island, West Graham Land, 24.3.78.

DAVID MICHAEL ROOTES, Magistrate, Signy Island, South Orkney Islands, 16.4.78.

Medical Practitioners registered to practise in the Territory during 1978:

DR. CHRISTOPHER JAMES HAMILTON JOHNSON, B.M., B.Ch. (Aberdeen), 7.12.78.

12th January 1978.

With reference to the Instrument under the Public Seal of the Territory dated 20th December 1977, it is hereby notified that His Excellency the High Commissioner returned to the seat of Government of the British Antarctic Territory on Wednesday, 11th January 1978.

Ref. BAT/18.

12th March 1978.

It is hereby notified for general information that the Convention for the Conservation of Antarctic Seals entered into force on 11th March 1978.

Copies of the Convention may be seen at the office of the Chief Secretary, Stanley, Falkland Islands.

Ref. BAT/29.

British Antarctic Territory Court of Appeal Order 1965

(S. I. 1965 No. 590)

Appointments

(Under Article 3(3) of the Order)

SIR ALISTAIR FORBES, K.B., to be President of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1978.

SIR LIONEL BRETT, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1978.

SIR W. HUGH HURLEY, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1978.

Ref. BAT/19.

19th November 1978.

With reference to the Instrument under the Public Seal of the Territory dated 15th August 1978, it is hereby notified that His Excellency the High Commissioner returned to the seat of Government of the British Antarctic Territory on Saturday, 18th November 1978.

31st December 1978.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the following Regulations of the British Antarctic Territory—

- No. 1 of 1977 Appropriation (1976-77) Regulation 1977
- No. 1 of 1978 Appropriation (1977-78) Regulation 1978
- No. 2 of 1978 Expenditure (Validation) (1975-76) Regulation 1978
- No. 3 of 1978 Falkland Islands Laws (Application) Regulation 1978.

BRITISH ANTARCTIC TERRITORY
REGULATION

No. 1 of 1978

Title.

To provide for the service between the first day of July 1977 and the thirtieth day of June 1978.

Date of commencement.

(1st July 1977)

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows—

Short title.

1. This Regulation may be cited as the Appropriation (1977-1978) Regulation 1978.

Appropriation from revenue and other funds.

2. A sum not exceeding fifty-six thousand eight hundred and one pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1977 and ending on the 30th day of June 1978 and the said sum so charged may be expended in the manner expressed in the Schedule.

Enacted this 17th day of January 1978.

J. R. W. PARKER,
High Commissioner.

SCHEDULE

Number	Head of Service	Amount
1	Miscellaneous	£ 56,801

Ref. BAT/23/F.

BRITISH ANTARCTIC TERRITORY
REGULATION

No. 2 of 1978

To validate the expenditure incurred during the financial year ended the thirtieth day of June 1976.

Title.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

1. This Regulation may be cited as the Expenditure (Validation) (1975-76) Regulation 1978.

Short title.

2. The sum of Thirty thousand and twenty-eight pounds charged upon the revenue and other funds of the Territory for the services during the financial year ended on the thirtieth day of June 1976, is hereby declared to have been lawfully expended in the manner expressed in the Schedule.

Validation of expenditure.

Enacted this 27th day of February 1978.

J. R. W. PARKER,
High Commissioner.

SCHEDULE		(Section 2)
Number	Head of Service	Amount
1	Miscellaneous	£ 30,028

Ref. BAT/23D.

Appointment of High Commissioner's Deputy and specification of powers and functions vested in the High Commissioner which he may exercise and perform.

WHEREAS subsection (1) of section 8 of the British Antarctic Territory Order in Council 1962, provides that the High Commissioner may, by Instrument under the Public Seal of the Territory, authorize a fit and proper person to discharge for and on behalf of the High Commissioner on such occasions as may be specified in that Instrument such of the functions as may be specified in that Instrument:

AND WHEREAS I shall have occasion to be absent from the seat of Government of the British Antarctic Territory for the purpose of visiting the United Kingdom:

NOW, THEREFORE, under and by virtue of the powers aforesaid I, JAMES ROLAND WALTER PARKER, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, and High Commissioner of the British Antarctic Territory, do hereby appoint JOHN DUDLEY MASSINGHAM, ESQUIRE, or in his absence or incapacity HAROLD THEODORE ROWLANDS, ESQUIRE, Officer of the Most Excellent Order of the British Empire, to be High Commissioner's Deputy in and for the British Antarctic Territory and in that capacity to exercise and perform for and on behalf of the High Commissioner (except while and in so far as provision under section 8 of the said Order is operative) and subject always to the provisions of the said Order, all such powers and functions as are vested in the High Commissioner other than those vested by sections 10 and 14 of the said Order and by clauses 9 and 10 of the British Antarctic Territory Royal Instructions 1962.

This Instrument shall come into operation on the 16th day of August 1978.



Given under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 15th day of August in the year of Our Lord One thousand Nine hundred and seventy-eight.

J. R. W. PARKER,
High Commissioner.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 3 of 1978

To apply certain laws of the Falkland Islands to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Title.

S. I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1978.

Short title.

2. The Ordinances of the Falkland Islands specified in the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Application of Falkland Islands Ordinances.

3. In the application of the said Laws the following modifications shall be made, that is to say —

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

(Section 2)

Number	Short title	Effective date
3 of 1978	Interpretation and General Clauses (Amendment) Ordinance 1978	11th July 1977
6 of 1978	Protection of Wrecks (Amendment) Ordinance 1978	
11 of 1978	Income Tax (Amendment) (No. 2) Ordinance 1978	1st January 1979
13 of 1978	Income Tax (Amendment) (No. 3) Ordinance 1978	1st January 1979
16 of 1978	British Nationality (Amendment) Ordinance 1978	

Enacted this 7th day of September 1978.

JOHN MASSINGHAM,
Acting High Commissioner.

Ref. BAT/10/1.

THE HISTORY OF THE

REIGN OF KING CHARLES THE FIRST

BY SAMUEL JOHNSON

IN TEN VOLUMES

LONDON: Printed by A. MILLAR, in Pall-mall.

1743.

Vol. I.

1660.

1661.

1662.

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The British Antarctic Territory Gazette 1979

PUBLISHED BY AUTHORITY

No. 26

DECEMBER 1979

Appointments

MAURICE JOHN COLE, Magistrate, British Antarctic Territory, 2.2.79.
 PETER WITTY, Magistrate, Halley Bay, Caird Coast, Coats Land, 13.1.79.
 JOHN ALEXANDER JEWELL, Magistrate, Rothera, Adelaide Islands, West Graham Land, 15.3.79.
 JOHN WILLIAM NUTT, Magistrate, Argentine Islands, West Graham Land, 18.3.79
 GEORGE RYANS HAWTHORN, Magistrate, Signy Island, South Orkney Islands, 24.4.79.
 Mrs. EMILY FRID, Agent in the United Kingdom of the Commissioner of Income Tax British Antarctic Territory, 1.7.79.

Relinquishments

DR. I. D. LEVACK, M.B., Ch.B., (Aberdeen) 12.1.78.
 DAVID DONALD WILLIAM FLETCHER, Magistrate, Rothera, Adelaide Island, 23.3.78.
 MILES VERNON MOSLEY, Magistrate, Halley Bay, Caird Coast, Coats Land, 12.1.79.
 DAVID MICHAEL ROOTES, Magistrate, Signy Island, South Orkney Islands, 20.1.79.
 ERIC KENNETH BACK, Magistrate, Rothera, Adelaide Island, West Graham Land, 14.3.79.
 MICHAEL JOHN SMITH, Magistrate, Argentine Islands, West Graham Land, 17.3.79.
 JOHN HALL, Magistrate, Signy Island, South Orkney Islands, 15.4.78.

Notices

Her Majesty the Queen has made the following Order —

1979 No. 111

THE STATUTE LAW (REPEALS) ACT 1876 (COLONIES) ORDER 1979

Copies of the Order made on 6th February 1979 which applies to the British Antarctic Territory may be seen at the Secretariat, Stanley, Falkland Islands.

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the undermentioned Regulations —

No. 1 of 1979 The Income Tax (Amendment) Regulation 1979

No. 2 of 1979 The Appropriation (1978-79) Regulation 1979

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 1 of 1979

Title.

A Regulation to amend the Income Tax Ordinance.

Date of commencement.

(1st January 1979)

Preamble.

WHEREAS the Income Tax Ordinance, an Ordinance of the Colony of the Falkland Islands, applies to the Territory by virtue of subsection (1) of section 13 of the British Antarctic Territory Order in Council 1962:

AND WHEREAS it is desirous to amend the said Ordinance in its application to the Territory:

S.I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962.

Short title and commencement.

1. This Regulation may be cited as the Income Tax (Amendment) Regulation 1979 and shall apply to assessments for the year of assessment commencing on the 1st day of January 1979 and to the subsequent years of assessment.

Amendment of section 21.
Cap. 32.

2. Section 21 of the Income Tax Ordinance is amended in subsection (1) by deleting from "On every" to "50 per cent" and substituting the following —

"On every pound of —

the first £3,000	...	...	...	15 per cent
the remainder	...	...	...	20 per cent."

Enacted this 26th day of January 1979.

LS

J. R. W. PARKER,
High Commissioner.

Ref. BAT/12.

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 2 of 1979

To provide for the service between the first day of July 1978 and the thirtieth day of June 1979.

Title.

(1st July 1978)

Date of commencement.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

1. This Regulation may be cited as the Appropriation (1978-1979) Regulation 1979.

Short title.

2. A sum not exceeding one hundred and fifty thousand, seven hundred and forty-nine pounds shall be and the same is hereby charged upon the revenue and other funds of the Territory for the service of the financial year commenced on the 1st day of July 1978 and ending on the 30th day of June 1979 and the said sum so charged may be expended in the manner expressed in the Schedule.

Appropriation from revenue and other funds.

SCHEDULE

Number	Head of Service	Amount
1	Personal Emoluments ...	4,033
2 - 16	Other Charges ...	146,716
		£ 150,749

Enacted this 16th day of April 1979.

LS

J. R. W. PARKER,
High Commissioner.

Ref. BAT/23/G.

BRITISH ANTARCTIC TERRITORY

REGULATION

No. 3 of 1979

Title.

To apply certain laws of the Falkland Islands to the British Antarctic Territory.

S.I. 1962 No. 400.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council, 1962.

Short title.

1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1979.

Application of Falkland Islands Ordinances.

2. The Ordinances of the Falkland Islands specified in the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Modifications.

3. In the application of the said Laws the following modifications shall be made, that is to say —

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

(Section 2)

Number	Short title	Effective date
1 of 1979	Maintenance Orders (Reciprocal Enforcement) Ordinance 1979	21st March 1979
5 of 1979	Pensions (Amendment) Ordinance 1979	1st July 1977

Enacted this 21st day of May 1979.



J. R. W. PARKER,
High Commissioner.

Ref. BAT/10/1.



The British Antarctic Territory Gazette 1980

PUBLISHED BY AUTHORITY

No. 27

DECEMBER 1980

Appointments

DAVID MICHAEL ROOTES, Magistrate, Signy Island, South Orkney Islands, 7th January 1980.
 MARTIN JOHN BAKER, Magistrate, Faraday, Argentine Islands, 8th January 1980.
 MILES VERNON MOSLEY, Magistrate, Halley Bay, Caird Coast, Coats Land, 26th January 1980.
 FRANCIS EUSTACE BAKER, O.B.E., Acting High Commissioner, British Antarctic Territory, 31st January 1980.
 JACK SCOTCHER, Magistrate, Halley Bay, Caird Coast, Coats Land, 3rd February 1980.
 ALAN JAMES McMANUS, Magistrate, Rothera, Adelaide Island, West Grahamland, 1st April 1980.
 PAUL DAVID BENJAMIN DRUMMOND, Magistrate, Signy Island, South Orkney Islands, 20th April 1980.
 CHRISTOPHER DAVID JEFFES, Magistrate, Faraday, Argentine Islands, 15th December 1980.
 DAVID DONALD WILLIAM FLETCHER, Magistrate, Rothera, Adelaide Island, West Grahamland, 22nd December 1980.

Relinquishments

GEORGE RYANS HAWTHORN, Magistrate, Signy Island, South Orkney Islands, 6th January 1980.
 JOHN WILLIAM NUTT, Magistrate, Faraday, Argentine Islands, 7th January 1980.
 PETER RICHARD WITTY, Magistrate, Halley Bay, Caird Coast, Coats Land, 25th January 1980.
 FRANCIS EUSTACE BAKER, O.B.E., Acting High Commissioner, British Antarctic Territory, 26th February 1980.
 MICHAEL COLIN SHARP, Magistrate, Rothera, Adelaide Island, West Grahamland, 31st March 1980.
 EDWARD CHRISTOPHER JOHN CLAPP, Accounting Officer, British Antarctic Territory, 1st November 1980.
 MARTIN JOHN BAKER, Magistrate, Faraday, Argentine Islands, 14th December 1980.
 ALAN JAMES McMANUS, Magistrate, Rothera, Adelaide Island, West Grahamland, 21st December 1980.

Medical Practitioners registered to practise in the Territory during 1980

DR. ROBERT HANDLEY, B.Sc., M.B., Ch.B. (Sheffield) 15.10.80.
 DR. MICHAEL STROUD, B.Sc., M.B., B.S. 5.12.80.

Notices

It is with deep regret that the High Commissioner for the British Antarctic Territory announces the death of Miles Vernon Mosley, Magistrate, Halley Bay, Caird Coast, Coats Land on 2nd February 1980.

Ref. BAT 14.

It is hereby notified for general information that the Commission, dated 7th February 1977, appointing His Excellency James Roland Walter Parker, Esquire, C.M.G., O.B.E., to be High Commissioner for the British Antarctic Territory was terminated on 31st January 1980 on his departure from the Falkland Islands.

It is hereby notified for general information that Francis Eustace Baker, O.B.E., performed the functions of the office of High Commissioner of the British Antarctic Territory from 31st January 1980 to 26th

February 1980 following the departure of His Excellency the High Commissioner, James Roland Walter Parker, Esquire, C.M.G., O.B.E.

Rex Masterman Hunt, Esquire, C.M.G., assumed these duties on 27th February 1980 pending substantive appointment to the office of High Commissioner.

Ref. BAT 18.

British Antarctic Territory Court of Appeal Order 1965
(S.I. 1965 No. 590)

Appointments

(Under Article 3(3) of the Order)

SIR ALISTAIR FORBES, K.B., to be President of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1980.

SIR LIONEL BRETT, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1980.

SIR W. HUGH HURLEY, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1980.

Ref. BAT 19.

PROCLAMATION

No. 1 of 1980

Made under section 2 of the Place-Names Ordinance 1956.

IN THE NAME of Her Majesty ELIZABETH II., by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY REX MASTERMAN HUNT, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George and High Commissioner of the British Antarctic Territory.

WHEREAS it is provided by section 2 of the Place-Names Ordinance 1956, of the Falkland Islands Dependencies, which Ordinance applies to the British Antarctic Territory by virtue of section 13 of the British Antarctic Territory Order in Council 1962, that the High Commissioner may by Proclamation under his hand declare and publish a list of the names of various islands and lands constituting the British Antarctic Territory and of the coasts, peninsulas, capes, headlands, seas, straits, sounds, bays, inlets and other physical features thereof; and of the harbours and whaling stations therein, and may from time to time in like manner add to or alter such list:

AND WHEREAS it is provided by subsection (1) of section 2 of the British Antarctic Territory Order in Council 1962 that "the British Antarctic Territory" means all islands and territories whatsoever between the 20th degree of west longitude and the 80th degree of west longitude which are situated south of the 60th parallel of south latitude:

AND WHEREAS it appears to the High Commissioner expedient that the list of place-names declared and published under Proclamation No. 1 of 1977 should be added to and altered:

NOW, THEREFORE, I, REX MASTERMAN HUNT do hereby DECLARE the place-names in the British Antarctic Territory, listed in the Gazetteer of the British Antarctic Territory, (First Supplement to First Edition) published by Her Majesty's Stationery Office, London, and dated the 15th January 1980 to be accepted as place-names for official use.

Given under my hand and the Public Seal of the British Antarctic Territory at Government House, Stanley, Falkland Islands, this 16th day of December in the year of Our Lord One thousand Nine hundred and Eighty.



R. M. HUNT,
High Commissioner.

GOD SAVE THE QUEEN

Ref. BAT/28.

BRITISH ANTARCTIC TERRITORY REGULATION

No. 1 of 1980

To apply certain laws of the Falkland Islands
to the British Antarctic Territory.

ENACTED by the High Commissioner in accordance with the
provisions of section 11 of the British Antarctic Territory Order in
Council 1962.

S.I. 1962 No. 400.

1. This Regulation may be cited as the Falkland Islands Laws
(Application) Regulation 1980 and shall come into operation on the
16th day of May 1980.

Short title and commence-
ment.

2. The Ordinances of the Falkland Islands specified in the
Schedule to this Regulation shall apply to the British Antarctic
Territory, subject to such adaptations, qualifications and exceptions
as local circumstances may render necessary.

Application of Falkland
Islands Ordinances.

3. In the application of the said Laws the following modifi-
cations shall be made, that is to say—

Modifications.

- (a) any reference to "the Colony" or "the Falkland Islands"
shall be construed as a reference to "the British Antarctic
Territory";
- (b) any reference to "the Governor" or "the Governor in
Council" shall be construed as a reference to "the High
Commissioner".

SCHEDULE

(Sections 2 and 3)

Number	Short title
11 of 1979	Firearms (Amendment) Ordinance 1979.
14 of 1979	Matrimonial Causes Ordinance 1979.
16 of 1979	Maintenance Orders (Reciprocal Enforcement) (Amendment) Ordinance 1979.

Enacted this 16th day of May 1980.

R. M. HUNT,
High Commissioner.

Ref. BAT/10/1.

COMMISSION passed under the Royal Sign Manual and Signet appointing REX MASTERMAN HUNT, ESQUIRE, C.M.G., to be High Commissioner for the British Antarctic Territory.

14th January 1980.

ELIZABETH R.

Elizabeth the Second,
by the Grace of God of the United Kingdom
of Great Britain and Northern Ireland and
of Her other Realms and Territories Queen,
Head of the Commonwealth,
Defender of the Faith,
&c., &c., &c.

To Our Trusty and Well-beloved Rex Masterman Hunt, Esquire,
Companion of Our Most Distinguished Order of Saint Michael and
Saint George,

GREETING:

Appointment of
R. M. Hunt, Esquire,
C.M.G., to be High
Commissioner.

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Rex Masterman Hunt, to be, with effect from the time of your disembarkation in Our Colony of the Falkland Islands, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said Office belonging or appertaining.

Officers and others to
obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Termination of this
Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court of Saint James's, this Fourteenth day of January, 1980, in the Twenty-eighth Year of Our Reign.

BY HER MAJESTY'S COMMAND,
W. S. I. WHITELOW.

COMMISSION appointing
Rex Masterman Hunt, Esquire, C.M.G.,
to be High Commissioner for the
BRITISH ANTARCTIC TERRITORY.



THE
BRITISH ANTARCTIC TERRITORY
GAZETTE 1981-1985

PUBLISHED BY AUTHORITY

No. 28

OCTOBER 1986

APPOINTMENTS

Charles Coutts, Postal Clerk, British Antarctic Territory,
10th November 1980.

Peter John Gibbs, Magistrate, Halley Bay, Caird Coast, Coats
Land, 17th January 1981.

Neil Antony Fitch, Magistrate, Signy Island, South Orkney
Islands, 19th January 1981.

Mark Peter David Lewis, Magistrate, Rothera, Adelaide
Island, West Grahamland, 17th March 1981.

Dr Richard Hugh Parker, Magistrate, Halley Bay, Caird Coast,
Coats Land, 18th January 1982.

Alan Dudley Hemmings, Magistrate, Signy Island, South Orkney
Islands, 27th February 1982.

Leonard Raymond Airey, Magistrate, Faraday, Argentine
Islands, 9th March 1982.

Alan James McManus, Magistrate, Rothera, Adelaide Island,
West Grahamland, 11th March 1982.

Miss Jane Freeman, Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, 1st April 1982.

Michael Charles Lloyd Gaiger, Attorney General, British Antarctic Territory, 27th October 1982.

Angus Robertson, Postal Clerk, British Antarctic Territory, 1st November 1982.

Michael Charles Lloyd Gaiger, Coroner, British Antarctic Territory, 12th November 1982.

Miss Eryl Ann Thomas, Deputy Coroner, British Antarctic Territory, 12th November 1982.

Mark Peter David Lewis, Magistrate, Faraday, Argentine Islands, 24th December 1982.

Douglas George Allan, Magistrate, Halley Bay, Caird Coast, Coats Land, 24th December 1982.

Allan Wootton, Magistrate, Signy Island, South Orkney Islands, 10th March 1983.

Ian William Lovegrove, Magistrate, Rothera, Adelaide Island, West Grahamland, 23rd March 1983.

Andrew Dolphin, Postal Clerk, British Antarctic Territory, 4th November 1983.

Colin Douglas Nicol, Magistrate, Halley Bay, Caird Coast, Coats Land, 6th February 1984.

Peter David Cotton, Magistrate, Faraday, Argentine Islands, 25th February 1984.

Rupert Matthew Valentine Summerson, Magistrate, Rothera, Adelaide Island, West Grahamland, 24th March 1984.

Edward Clark Garratt Lemon, Magistrate, Signy Island, South Orkney Islands, 5th April 1984.

Leonard Raymond Airey, Magistrate, Halley Bay, Caird Coast, Coats Land, 17th January 1985.

Andrew George Spearey, Magistrate, Rothera, Adelaide Island, West Grahamland, 19th March 1985.

Peter Radford Stark, Magistrate, Faraday, Argentine Islands, 24th March 1985.

Richard Andrew Price, Magistrate, Signy Island, South Orkney Islands, 8th April 1985.

Miss Ann Gibb, Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, 1st November 1985.

John Michael Roscoe, Magistrate, British Antarctic Territory, 2nd December 1985.

RELINQUISHMENTS

Charles Coutts, Postal Clerk, British Antarctic Territory, 6th January 1982.

Mrs Emily Frid, Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, 31st March 1982.

Angus Robertson, Postal Clerk, British Antarctic Territory, 28th February 1983.

Miss Eryl Ann Thomas, Deputy Coroner, British Antarctic Territory, 21st October 1984.

Miss Jane Freeman, Agent in the United Kingdom of the Commissioner of Income Tax, British Antarctic Territory, 31st October 1985.

MEDICAL PRACTITIONERS REGISTERED TO PRACTICE IN THE TERRITORY FROM 1981 TO 1985

Dr Martin William Green, M.A., M.B., B.Ch., 25th October 1981.

Dr Stephen Bridgman, M.B., Ch.B., 27th November 1981.

Dr Graham Leslie Hurst, M.B., Ch.B., 27th November 1981.

Dr Richard Hugh Parker, M.A., M.B., B.Ch., 27th November 1981.

Dr John Andrew Bell, M.B., B.Ch., 23rd December 1982.

Dr Adrian Henderson, M.B., B.S., B.Sc., 30th October 1983.

Dr James Broadway, B.Sc., M.B., B.S., 2nd December 1983.

Dr Alistair Fraser, M.B., Ch.B., 2nd December 1983.

Dr Steve Krikler, B.Sc., M.B., B.S., 8th March 1984.

Dr Alan McPherson, M.B., Ch.B., B.Sc., 28th March 1985.

Dr Clive Gerard Harker, M.B., Ch.B., 29th October 1985.

Dr Stephen Robert Tucker, M.B., B.S., 2nd December 1985.

Dr Anthony Fergus Maggs, M.B., Ch.B., 2nd December 1985.

NOTICES

It is hereby notified for general information that Francis Eustace Baker, O.B.E., performed the functions of the office of High Commissioner of the British Antarctic Territory from 24th June 1981 to 14th September 1981 during the temporary leave of absence of His Excellency the High Commissioner, Rex Masterman Hunt Esquire, C.M.G.

18th March 1982

THE EXTRADITION (TOKYO CONVENTION) (AMENDMENT) AND (AMENDMENT NO 2) ORDERS 1981 (SI NOS 213 AND 734)

THE EXTRADITION (HIJACKING) (AMENDMENT) AND (AMENDMENT NO 2) ORDERS 1981 (SI NOS 210 AND 731)

THE EXTRADITION (PROTECTION OF AIRCRAFT) (AMENDMENT) AND (AMENDMENT NO 2) ORDERS 1981 (SI NOS 212 AND 733)

THE EXTRADITION (INTERNATIONALLY PROTECTED PERSONS) (AMENDMENT) AND (AMENDMENT NO 2) ORDERS 1981 (SI NOS 211 AND 732)

THE EXTRADITION (TOKYO CONVENTION) (AMENDMENT) ORDER 1982 (SI NO 149)

THE EXTRADITION (HIJACKING) (AMENDMENT) ORDER 1982 (SI NO 146)

THE EXTRADITION (PROTECTION OF AIRCRAFT) (AMENDMENT) ORDER 1982 (SI NO 148)

THE EXTRADITION (INTERNATIONALLY PROTECTED PERSONS) (AMENDMENT) ORDER 1982 (SI NO 147)

It is notified for general information that the abovenamed Orders made by Her Majesty the Queen in Council amend principal Orders which are applicable to the Territory, and copies may be seen at the Secretariat, Stanley, Falkland Islands.

R Browning
for High Commissioner

Ref: LEG/10/22C

It is with deep regret that the High Commissioner learned of the death of Mr Ambrose Charles Morgan, Radio Operator, Faraday Base, Argentine Islands, Mr Kevin Paul Ockleton, Physicist, Faraday Base, Argentine Islands and Mr John Coll, Diesel Mechanic, Faraday Base, Argentine Islands, who all died on or about 15th August 1982.

Ref: INQ/2/83

It is hereby notified for general information that **Francis Eustace Baker, O.B.E.**, performed the functions of the office of High Commissioner of the British Antarctic Territory from 18th September 1982 to 1st October 1982 and from 6th May 1983 to 30th July 1983 during the temporary leave of absence of His Excellency the High Commissioner, Sir Rex Masterman Hunt, C.M.G.

It is hereby notified for general information that **David George Pendleton Taylor Esquire** performed the functions of the office of High Commissioner of the British Antarctic Territory from 31st July 1984 to 15th October 1984, from 13th March to 21st March 1985 and from 13th October to 15th October 1985 during the temporary leave of absence and final departure of His Excellency the High Commissioner, Sir Rex Masterman Hunt, C.M.G.

Gordon Wesley Jewkes Esquire, C.M.G., assumed the duties of High Commissioner on 16th October 1985.

Ref: BAT/18

Intimation has been received from the Right Honourable the Secretary of State for Foreign and Commonwealth Affairs to the effect that Her Majesty will not be advised to exercise her power of disallowance in respect of the undermentioned Regulations:-

No. 11 of 1979	Firearms (Amendment) Ordinance 1979
No. 14 of 1979	Matrimonial Causes Ordinance 1979
No. 16 of 1979	Maintenance Orders (Reciprocal Enforcement) (Amendment) Ordinance 1979
No. 1 of 1981	Falkland Islands Laws (Application) Regulation 1981.

BRITISH ANTARCTIC TERRITORY COURT OF APPEAL ORDER 1965
(SI 1965 NO. 590)

APPOINTMENTS

(Under Article 3(3) of the Order)

Sir Alistair Forbes, K.B., to be President of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1982.

Sir Lionel Brett, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1982.

Sir Hugh Hurley, Kt., to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for two years with effect from 1st July 1982.

Ref: BAT/19

**BRITISH ANTARCTIC TERRITORY
REGULATION
No. 1 of 1981**

To apply the Post Office Order 1981 of the Falkland Islands to the British Antarctic Territory.

SI 1962 No. 400 **ENACTED** by the High Commissioner in accordance with the provisions of Section 11 of the British Antarctic Territory Order in Council 1962.

Short title and commencement. 1. This Regulation may be cited as the Falkland Islands Laws (Application) Regulation 1981 and shall be deemed to have come into operation on the 15th day of April 1981.

Application of Colony Order. 2. The Post Office Order 1981 of the Falkland Islands is hereby applied to the British Antarctic Territory, subject to such modifications, adaptations, qualifications and exemptions as local circumstances may render necessary.
(No: 1 of 1981)

Enacted this 26th day of May 1981.

R M Hunt
High Commissioner

Ref: BAT/10/1

**BRITISH ANTARCTIC TERRITORY
REGULATION
No. 2 of 1981**

To apply certain laws of the Falkland Islands to the British Antarctic Territory.

SI 1962 No. 400 **ENACTED** by the High Commissioner in accordance with the provisions of Section 11 of the British Antarctic Territory Order in Council 1962.

Short title. 1. This Regulation may be cited as the Falkland Islands Laws (Application) (No. 2) Regulation 1981.

Application of Falkland Islands Ordinances. 2. The Ordinances of the Falkland Islands specified in the Schedule to this Regulation shall apply to the British Antarctic Territory, subject to such adaptations, qualifications and exceptions as local circumstances may render necessary.

Modifications. 3. In the application of the said Laws the following modifications shall be made, that is to say -

- (a) any reference to "the Colony" or "the Falkland Islands" shall be construed as a reference to "the British Antarctic Territory";
- (b) any reference to "the Governor" or "the Governor in Council" shall be construed as a reference to "the High Commissioner".

SCHEDULE

(Section 2)

Number	Short title
3 of 1981	Interpretation and General Clauses (Amendment) Ordinance 1981
4 of 1981	Registration of United Kingdom Patents (Amendment) Ordinance 1981

Enacted this 9th day of September 1981.

**F E Baker
Deputy High Commissioner**

Ref: BAT/10/1

PROCLAMATION

No. 1 of 1983

IN THE NAME of Her Majesty **ELIZABETH II**, by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

BY HIS EXCELLENCY SIR REX MASTERMAN HUNT, Companion of the Most Distinguished Order of Saint Michael and Saint George, the High Commissioner of the British Antarctic Territory.

WHEREAS it appears to the High Commissioner desirable that the place names in the British Antarctic Territory be added to and altered and that the positions or definitions of certain features with place names be amended.

NOW, THEREFORE, I SIR REX MASTERMAN HUNT do HEREBY DECLARE that the place names listed in Part 1 of the Appendix to this Proclamation be accepted as place names for official use, that the positions or definitions in respect of the place names in Part 2 of the Appendix stand as shown amended and that the place names shown in Part 3 of the Appendix stand as shown in their altered form.

Given under my hand at Government House, Stanley, Falkland Islands, this 19th day of August in the year of Our Lord One thousand Nine hundred and Eighty-three.

R M Hunt
High Commissioner

GOD SAVE THE QUEEN

Ref: BAT/28

Appendix Part 1

Alberts Glacier	66° 52' S, 64° 50' W
Antarctica	Continental block lying almost entirely south of the Antarctic Circle and including the offshore islands within the margin of the continental shelf, but excluding the Scotia Ridge east of c50°W.
Antarctic, The	The continent of Antarctica together with off-lying and oceanic islands, ice shelves, sea ice and ocean. It includes South Georgia, South Sandwich Islands, South Orkney Islands, Peter I ø y, Bouvet ø ya, Heard and McDonald Islands, Balleny Islands and Scott Island. In some contexts Iles Kerguelen, Prince Edward Islands, Iles Crozet and Macquarie Island are included, but they are more usefully regarded as sub-Antarctic.
Bertrab Nunatak	77° 55' S, 34° 32' W
Black Pass	67° 40' S, 67° 35' W
Bothy Lake	60° 44' S, 45° 40' W
Burgess Ice Rise	70° 23' S, 73° 21' W
Burkitt Nunatak	69° 42' S, 66° 53' W
Casey Islands	64° 44' S, 64° 16' W
Chisel Peak	67° 40' S, 67° 42' W
Comb Island	63° 24' S, 54° 42' W
Dawson-Lambton Ice Stream	76° 06' S, 27° 00' W
Dixey Rock	63° 28' S, 54° 40' W
Earle Island	63° 29' S, 54° 47' W
Erratic Valley	70° 47' S, 68° 25' W
Flatiron Valley	70° 54' S, 68° 29' W
Fletcher Peninsula	78° 25' S, 80° 00' W
(Delete: Now Fletcher Promontory)	

Fogg Highland	..	..	..	..	..	..	72° 45' S, 60° 50' W
Gneiss Lake	..	..	..	..	..	..	60° 44' S, 45° 39' W
Heroine Island	..	..	..	..	..	..	63° 24' S, 54° 36' W
Hess Glacier	..	..	..	..	..	..	67° 12' S, 65° 08' W
(Delete: now Hess Inlet)							
Jeffries Bluff	..	..	..	..	..	..	73° 48' S, 60° 14' W
Lerchenfeld Glacier	..	..	..	..	..	..	77° 55' S, 34° 15' W
Littlewood Nunataks	..	..	..	..	..	..	77° 53' S, 34° 10' W
Lord Bank	..	..	..	..	..	..	67° 50' S, 69° 15' W
Lyddan Ice Rise	..	..	..	..	..	..	74° 25' S, 20° 45' W
Matthews Peak	..	..	..	..	..	..	67° 40' S, 67° 47' W
Moider Glacier	..	..	..	..	..	..	67° 43' S, 67° 35' W
Mountonnée Valley	..	..	..	..	..	..	70° 51' S, 68° 25' W
Nemo Glacier	..	..	..	..	..	..	67° 43' S, 67° 26' W
Orwell Lake	..	..	..	..	..	..	60° 43' S, 45° 37' W
Penck Glacier	..	..	..	..	..	..	77° 57' S, 34° 42' W
Petrie Ice Rises	..	..	..	..	..	..	70° 35' S, 72° 12' W
Pinero Peak	..	..	..	..	..	..	67° 34' S, 67° 49' W
Platter Island	..	..	..	..	..	..	63° 26' S, 54° 40' W
Riiser-Larsen Ice Shelf	..	..	..	..	..	..	74° 25' S, 20° 00' W
Schweitzer Glacier	..	..	..	..	..	..	77° 50' S, 34° 40' W
Southard Promontory	..	..	..	..	..	..	66° 56' S, 64° 48' W
Spirogyra Lake	..	..	..	..	..	..	60° 42' S, 45° 39' W
Stancomb-Wills Ice Stream	..	..	..	..	..	..	75° 18' S, 20° 00' W
Statham Peak	..	..	..	..	..	..	67° 41' S, 67° 47' W
Striation Valley	..	..	..	..	..	..	70° 53' S, 68° 23' W
Stride Peak	..	..	..	..	..	..	67° 41' S, 67° 38' W
Thiel Trough	..	..	..	..	..	..	81° 30' S, 57° 00' W

Tioga Lake	.. .. .	60° 42' S, 45° 39' W
Tranquil Lake	.. .. .	60° 42' S, 45° 39' W
Transantarctic Mountains	.. .. .	Transcontinental range of which Pensacola Mountains form a part
Vere Ice Rise	.. .. .	70° 27' S, 72° 44' W
Weldon Ice Stream	.. .. .	76° 33' S, 29° 20' W
Wheat, Mount	.. .. .	64° 50' S, 63° 23' W

Part 2

Brunt Ice Shelf	.. .. .	74° 45' S, 22° 30' W
Burn Cliffs	.. .. .	70° 06' S, 69° 47' W
Byrd, Cape	.. .. .	69° 38' S, 76° 03' W
Charcot Island	.. .. .	69° 57' S, 75° 25' W
Coats Land	.. .. .	South of Luitpold Coast and Caird Coast, north of 82° S and west of 20° W
Corelli Horn	.. .. .	70° 46' S, 69° 25' W
Crab Stack	.. .. .	62° 28' S, 60° 44' W
Crosse Passage	.. .. .	67° 47' S, 68° 55' W
Dallmeyer Peak	.. .. .	64° 53' S, 62° 45' W
Davidson, Cape	.. .. .	60° 46' S, 44° 46' W
DeWitt Nunatak (Not Dewitt Nunatak)	.. .. .	84° 49' S, 67° 40' W
Dorsey Island	.. .. .	70° 22' S, 71° 30' W
Dumoutier, Cape	.. .. .	63° 33' S, 59° 45' W
George VI Ice Front	.. .. .	Seaward faces of George VI Ice Shelf
Halley	.. .. .	75° 31' S, 26° 58' W
Hummer, Mount	.. .. .	83° 17' S, 50° 06' W
Keeler, Cape	.. .. .	68° 51' S, 63° 13' W

Mantell Screens	..	..	..	..	..	..	80° 38' S, 24° 26' W
Nodwell Peaks	..	..	..	..	..	..	64° 21' S, 59° 46' W
Prague Spur	..	..	..	..	..	..	71° 01' S, 70° 20' W
Rasmussen Peninsula	..	..	..	..	..	..	68° 53' S, 67° 13' W
Sharbonneau, Cape	..	..	..	..	..	..	71° 52' S, 61° 19' W
Spath Crest	..	..	..	..	..	..	80° 39' S, 26° 12' W
Tucker, Mount	..	..	..	..	..	..	64° 20' S, 59° 15' W
Worcester Summit	..	..	..	..	..	..	82° 36' S, 52° 22' W

Part 3

DesRoches Nunataks (Not Desroches Nunataks)	..	..	..	..	..	..	84° 53' S, 67° 08' W
Espenschied Nunatak (Not Espenschied Nunatak)	..	..	..	..	..	..	73° 35' S, 77° 52' W
FitzGerald Bluffs (Not Fitzgerald Bluffs)	..	..	..	..	..	..	74° 03' S, 77° 20' W
Fletcher Promontory	..	..	..	..	..	..	78° 25' S, 80° 00' W
Hess Inlet	..	..	..	..	..	..	67° 12' S, 65° 08' W

THE PENSIONS ORDINANCE 1965

The Pensions (Pensionable Offices) Order 1984

No. 1 of 1984

In accordance with Section 2 of the Pensions Ordinance 1965 the High Commissioner makes the following Order:-

Citation. 1. This Order may be cited as the Pensions (Pensionable Offices) Order 1984.

Declaration of Pensionable Offices. 2. The following offices are declared to be pensionable offices under the public service of the Government of the Territory namely

Clerk - Stanley

Senior Clerk - Stanley

British Antarctic Survey Officer - Stanley

Made at Stanley this 20th day of January 1984.

R M Hunt
High Commissioner

Ref: BAT/10/1

BRITISH ANTARCTIC TERRITORY

A REGULATION

to amend the Income Tax Ordinance

No. 1 of 1984

ENACTED by the High Commissioner in accordance with the provisions of Section 11 of the British Antarctic Territory Order in Council 1962.

Citation and commencement. 1. This Regulation may be cited as the Income Tax Ordinance (Amendment) Regulation 1984, and shall apply to assessments for the year of assessment commencing on the 1st day of January 1985 and to the subsequent years of assessment.

Amendment of Section 21 Cap 32. 2. Section 21 of the Income Tax Ordinance is amended in subsection (1) by deleting from "On every" to "20 per cent" and substituting the following:-

"On every pound of

the first £3,000 of chargeable income - 10 per cent

the remainder of chargeable income - 15 per cent."

Enacted this 21st day of December 1984.

R M Hunt
High Commissioner

Ref: BAT/12

BRITISH ANTARCTIC TERRITORY

The following **COMMISSION** passed under the Royal Sign Manual and Signet, appointing **GORDON WESLEY JEWKES**, Esquire, C.M.G., to be High Commissioner for the British Antarctic Territory, is published for general information.

Dated 16th September 1985

ELIZABETH R

ELIZABETH THE SECOND

by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith.

To Our Trusty and Well-beloved Gordon Wesley Jewkes, Esquire, Companion of Our Most Distinguished Order of Saint Michael and Saint George,

GREETING:

Appointment of G W Jewkes, Esquire, C.M.G., to be High Commissioner.

I. We do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Gordon Wesley Jewkes, to be, with effect from the time of your disembarkation in Our Colony of the Falkland Islands, Our High Commissioner for the British Antarctic Territory, during Our pleasure, with all the powers, rights, privileges and advantages to the said office belonging or appertaining.

Officers and others to obey.

II. And We do hereby command all and singular Our Officers and loving subjects in Our said British Antarctic Territory, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Termination of this Commission.

III. And We do hereby direct that this Our Commission shall determine upon signification to that effect being given by Us through one of Our Principal Secretaries of State.

Given at Our Court at Saint James's, this Sixteenth day of September 1985, in the Thirty-fourth Year of Our Reign.

BY HER MAJESTY'S COMMAND
GEOFFREY HOWE

COMMISSION appointing
Gordon Wesley Jewkes, Esquire, C.M.G.,
to be High Commissioner for the
BRITISH ANTARCTIC TERRITORY

NOTICE

Appointment of Deputy High Commissioner

In accordance with Section 8 of the British Antarctic Territory Order in Council 1962 His Excellency the High Commissioner has appointed

David George Pendleton Taylor

to be Deputy High Commissioner from 13th October 1985 until a person appointed to the office of High Commissioner in accordance with Section 4 of the said Order in Council has taken and subscribed to the oaths provided for in Section 6 of the said Order in Council.

BRITISH ANTARCTIC TERRITORY COURT OF APPEAL ORDER 1965
(SI 1965 NO. 590)

APPOINTMENTS

(Under Article 3(3) of the Order)

Sir Alistair Forbes, K.B.,	to be President of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1984.
Sir Lionel Brett, Kt.,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1984.
Sir Alistair Forbes, K.B.,	to be President of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1985.
Sir Lionel Brett, Kt.,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1985.
John Charles Rowell Fieldsend,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for one year with effect from 1st July 1985.

Ref: BAT/19

It is with deep regret that the High Commissioner learned of the death of Sir W Hugh Hurley, Kt., Justice of Appeal of the British Antarctic Territory Court of Appeal, who died on 13th July 1984.

Ref: BAT/19



THE
BRITISH ANTARCTIC TERRITORY
GAZETTE 1986
PUBLISHED BY AUTHORITY

No. 29

June 1988

Appointments

Magistrates

- John Hall**, Magistrate, Rothera, Adelaide Islands, West Grahamland, 29th October 1981.
Ashley Clarke Morton, Magistrate, Rothera, Adelaide Islands, West Grahamland, 21st March 1986.
Martin John Dowson, Magistrate, Faraday, Argentine Islands, 23rd March 1986.
Neil Leslie Rose, Magistrate, Signy Islands, South Orkney Islands, 2nd April 1986.
Paul Michael Aslin, Magistrate, Halley Bay, Caird Coast, Coats Land, 23rd December 1986.

Medical Practitioners Registered to Practise in the Territory During 1986

- Dr. Graham Harvey**, B.Sc., M.B., Ch.B., 23rd October 1986.
Dr. Philip James Hormbrey, M.B., Ch.B., 3rd December 1986.
Dr. Mark John Midwinter, B.Med., M.B., B.S., 3rd December 1986.
Dr. Yoav Haim Tzabar, M.B., Ch.B., 3rd December 1986.

Relinquishments

- Dr. John Edward Bentley Youens**, M.B., B.Ch., 11th March 1986.
Dr. John Gareth Roberts, M.B., B.S., 30th March 1986.

British Antarctic Territory Court of Appeal Order 1965

(S.I. 1965 No. 590)

Appointments

(Under Article 3 of the Order)

Sir Alistair Forbes, K.B. Kt.,	to be President of the British Antarctic Territory Court of Appeal for the periods 1st July 1984 to 30th June 1985, 1st July 1985 to 30th June 1986 and 1st July 1986 to 30th June 1987.
Sir Lionel Brett, Kt.,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the periods 1st July 1985 to 30th June 1986 and 1st July 1986 to 30th June 1987.
John Charles Rowell Fieldsend,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the periods 1st July 1985 to 30th June 1986 and 1st July 1986 to 30th June 1987.

Ref: BAT/19.

British Antarctic Territory Regulation

No 1 of 1986

To provide for the service between the first day of July 1986 and the thirtieth day of June 1987.

ENACTED by the High Commissioner in accordance with the provisions of section 11 of the British Antarctic Territory Order in Council 1962, as follows —

- | | |
|--|---|
| <p>1. This Regulation may be cited as the Appropriation (1986-1987) Regulation 1986.</p> <p>2. The High Commissioner may cause to be issued out of the Public Revenue and other funds of the Territory and applied to the service of the period 1st July 1986 to 30th June 1987, a sum not exceeding two hundred and eighty thousand seven hundred and seventy pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come and have come in course of payment during the year 1986/87.</p> | <p>Citation.</p> <p>Appropriation of £280,770 for the year 1986/87.</p> |
|--|---|

SCHEDULE

<u>Head of Service</u>	<u>Amount</u>
Personal Emoluments	£12,210
Other Charges	108,560
Special Expenditure	160,000
	<u>280,770</u>

Enacted this 3rd day of November 1986.

G. W. Jewkes,
High Commissioner.

STATUTORY INSTRUMENTS

1986 No. 2221

ANTARCTICA

The Antarctic Treaty (Contracting Parties) Order 1986

Made - - - - 16th December 1986

At the Court at Buckingham Palace, the 16th day of December 1986

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 7(1) and 10(7) of the Antarctic Treaty Act 1967^(a) is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:-

1. The Contracting Parties for the purposes of the Antarctic Treaty Act 1967 are listed in the Schedule to this Order.
2. This Order may be cited as the Antarctic Treaty (Contracting Parties) Order 1986.
3. The Antarctic Treaty (Contracting Parties) Order 1984^(b) is hereby revoked.

G. I. De Deney,
Clerk of the Privy Council.

SCHEDULE

Argentina.	Republic of Korea.
Australia.	The Netherlands.
Belgium.	New Zealand.
Brazil.	Norway.
Bulgaria.	Papua New Guinea.
Chile.	People's Republic of China.
Cuba.	Peru.
Czechoslovakia.	Poland.
Denmark.	Romania.
Federal Republic of Germany.	Republic of South Africa.
Finland.	Spain.
The French Republic.	Sweden.
German Democratic Republic.	Union of Soviet Socialist Republics.
Hungary.	United Kingdom of Great Britain
India.	and Northern Ireland.
Italy.	United States of America.
Japan.	Uruguay.

^(a) 1967 c.65

^(b) S.I. 1984/1150

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order adds Cuba and the Republic of Korea to the list of Contracting Parties to the Antarctic Treaty, certified as such for the purposes of the Antarctic Treaty Act 1967.



THE BRITISH ANTARCTIC TERRITORY GAZETTE 1987

PUBLISHED BY AUTHORITY

No. 30

June 1988

Appointments

Magistrates

David Mitchell, Magistrate, Faraday, Argentine Islands, 19th March 1987.

William Kenneth Dark, Magistrate, Rothera, Adelaide Islands, West Grahamland, 19th March 1987.

Richard Andrew Price, Magistrate, Signy Islands, South Orkney Islands, 3rd April 1987.

Peter Radford Stark, Magistrate, Faraday, Argentine Islands, 20th November 1987.

Brian William Newham, Magistrate, Halley Bay, Caird Coast, Coats Land, 30th November 1987.

Attorney General

David Geoffrey Lang, Attorney General for the British Antarctic Territory on 17th July 1987.

Medical Practitioners Registered to Practise in the Territory During 1987

Dr. Gregor Lachlan Venters, M.B., Ch.B., 21st October 1987.

Dr. Christopher Martin Fenton, M.B., B.S., B.Med.Sci., 1st December 1987.

Dr. Philippe Andre Lacoux, M.B., B.S., B.Sc., 1st December 1987.

Dr. Jeremy Peter Owen, M.B., Ch.B., 1st December 1987.

Relinquishments

Dr. Clive Gerard Harker, M.B., Ch.B., 31st January 1987.

Dr. Anthony Fergus Maggs, M.B., Ch.B., 2nd February 1987.

Dr. Alan McPherson, M.B., Ch.B., B.Sc., 7th March 1987.

Dr. John Edward Bentley Youens, M.B., B.Ch., 11th March 1987.

Dr. John Gareth Roberts, M.B., B.S., 30th March 1987.

Dr. Stephen Robert Tucker, M.B., B.S., 11th April 1987.

British Antarctic Territory Court of Appeal Order 1965

(S.I. 1965 No. 590)

Appointments

(Under Article 3 of the Order)

Sir Alistair Forbes, K.B. Kt.,	to be President of the British Antarctic Territory Court of Appeal for the period 1st July 1987 to 30th June 1988.
Sir Lionel Brett, Kt.,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the period 1st July 1987 to 30th June 1988.
John Charles Rowell Fieldsend,	to be a Justice of Appeal of the British Antarctic Territory Court of Appeal for the period 1st July 1987 to 30th June 1988.

Ref: BAT/19

It is hereby notified for general information that **David George Pendleton Taylor**, was authorised under section 8(1) of the British Antarctic Territory Order in Council 1962 to perform the functions of the office of High Commissioner during the temporary absence of His Excellency The High Commissioner Gordon Wesley Jewkes from 16th January 1987 until his return on 24th March 1987.

It is hereby notified for general information that **Brian Raymond Cummings**, was authorised under section 8(1) of the British Antarctic Territory Order in Council 1962 to perform the functions of the office of High Commissioner during the temporary absence of His Excellency The High Commissioner Gordon Wesley Jewkes from 22nd July 1987 until his return on 11th August 1987.