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# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

VOL. XI.

JANUARY 1st, 1901.

No. 1.

No. 1.

## Appointment.

His Excellency the Governor has been pleased to sanction the appointment of the Rev. C. K. Blount, B. A., as Assistant Clergyman for the Falkland Islands.

4th November, 1900.

No. 2.

## Post Office.

In terms of the Order of the Governor in Council of the 28th October, 1898, the following Colonies having adopted Imperial Penny Postage have been added to the list of those places to which letters may be sent from this Colony for 1d. per ½ ounce:

Transvaal, and

Orange River Colony.

1st December, 1900.

No. 3.

## Erratum.

In notice headed "Intestates" in Gazette No. 11 of 1st November, 1900, for "Perlira" read "Pereira."

6th December, 1900.

No. 4.

## German Consul.

His Excellency the Governor has been pleased to provisionally recognise Mr. H. Schlottfeldt as German Consul at the Falkland Islands.

7th December, 1900.

No. 5.

## Tariff Ordinance, No. 6 of 1900.

It is hereby notified for general information that His Excellency the Governor has this day assented to the Ordinance No. 6 of 1900, entitled "An Ordinance to amend the Tariff Ordinance, 1900," the draft of which was published in Gazette No 12. of the 1st December, 1900.

24th December, 1900.

No. 6.

## Assessment of Local Rates.

The Annual Court prescribed by Ordinance No. 5 of 1897, for the assessment of the annual value of house and other property in Stanley will sit at the Court House at 11 a.m. on Monday, the 14th of January, 1901.

31st December, 1900.

No. 7.

## Probate Notice.

In the Supreme Court of the Falkland Islands. Probate side.

*In the goods of the late GAYETANO PALLINI, deceased.*

Whereas Harry Parrin, of Stanley, has applied for Letters of Administration of the goods and chattels, rights and credits, of Gayetano Pallini, deceased.

These are therefore to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice of the Court within 21 days from the date hereof.

Dated this 31st day of December. 1900.

M. CRAIGIE-HALKETT,  
Registrar.

No. 8.

**Volunteers.**

His Excellency the Governor has been pleased to appoint the Rev. C. K. Blount, B. A. and the Rev. Father O'Grady to be Honorary Chaplains to the Falkland Islands Volunteers.  
1st January, 1901.

No. 9.

**Census Ordinance. No. 1 of 1901.**

It is hereby notified for general information that His Excellency the Governor has this day assented to the Ordinance No. 1 of 1901, entitled "An Ordinance relating to the taking from time to time of a Census of the Inhabitants of the Falkland Islands," the draft of which was published in Gazette No. 12 of the 1st December, 1900.

1st January, 1901.

No. 10.

**INTESTATES.**

The Supreme Court has granted orders empowering the Official Administrator to administer the Estate of

Charles Long, late of Fox Bay.

who, it is believed, died intestate.

Any person claiming to be legally entitled to the Administration of the above Estate should forthwith lodge a Petition with the Registrar of the Supreme Court.

All claims against the above Estate should be sent in, and any debts due to it should be paid at this Office before the 30th of June next.

CHARLES W. APPLEYARD,

Acting Official Administrator.

November 29th, 1900.

**Notices and Advertisements.**

Approved notices and advertisements will be inserted in the Government Gazette at the following rates.

Every notice under the Probate Ordinance

5/-

Any other notice or advertisement, not exceeding 50 words

2/6

Every additional 25 "

1/-

No notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

All communications to be addressed to the Colonial Secretary.





TABLE SHOWING INVESTMENTS HELD ON ACCOUNT OF SAVINGS BANK ON 30TH SEPTEMBER, 1900.

	Cost price.			Face value.			Value on 1st Nov., 1900.		
Consols 2½ per cent <i>Inscribed Securities.</i>	5038	8	4	5181	2	5	5109	17	9
Barbados 3½	1904	19	0	1802	5	2	1802	5	2
B. Guiana 3	1000	0	0	1029	11	0	977	11	0
Canada 3	3509	10	0	3722	3	4	3684	19	6
" 3½	1061	4	6	1020	8	2	1040	16	4
Cape 4	2703	16	11	2495	4	9	2744	15	2
" 3	1000	0	0	1024	5	7	993	0	7
Ceylon 3	2509	12	2	2634	0	9	2581	7	1
Jamaica 3	1000	0	0	1007	10	3	982	10	2
Natal 3½				284	19	4	293	10	4
New South Wales 3½	4363	13	0	4403	0	4	4584	6	9
New Zealand 3½	2522	10	2	2837	7	5	2979	4	2
" 4	925	7	7	804	13	7	893	3	8
Mauritius 4	1299	7	0	1089	10	4	1234	15	8
Queensland 3½	2999	9	0	1956	9	0	2034	14	2
" 3	2000	0	0	1999	19	0	1859	19	0
Victoria 3½	5406	14	4	5362	16	7	5523	14	1
" 4	3100	1	0	2901	3	9	3049	7	11
Western Australia 3	2000	0	0	2116	7	0	1904	14	4
South Australian 3	1000	0	0	1063	1	5	999	4	5
Deduct profit on securities realized	44444	13	6	44743	19	1	45267	17	10
	43	14	3						
	44400	19	3						

## PROFIT AND LOSS ACCOUNT 30th September, 1900.

1900.  
30th Sept.  
Interest on Investments £1455 4 11

—————1455 4 11

£1455 4 11

Interest credited to

Depositors 1st Oct., 1899,  
to 30th Sept., 1900 ... 1053 9 2

Expenses of Management:—

Allowance Manager 20 0 0

" Clerk, 1 5 0

" Auditor, 15 0 0

—————1089 14 2

Profit on year's transac-  
tions ... ..

365 10 9

£1455 4 11

Audited, and found correct CHARLES W. APPELYARD. *Acting Auditor.*

1st November, 1900.

# MONTHLY SUMMARY OF SAVINGS BANK TRANSACTIONS.

1899 and 1900.	Deposits.			Withdrawals.						Balance.			Accounts opened.	Accounts closed.	Interest.			Number of Deposits.	Number of Withdrawals.
	£	s.	d.	£	s.	d.	£	s.	d.						£	s.	d.		
October	612	13	6	1951	0	4	-1338	6	10	42984	17	7	3	9				28	16
November	581	7	2	138	19	11	+ 442	7	3	43127	4	10	2	2		4	8	21	4
December	408	6	9	193	3	4	+ 215	3	5	43612	8	3	5	4		9	9	26	10
1900																			
January	942	14	1	51	0	0	+ 891	14	1	44534	2	4	6	0				26	3
February	284	13	11	163	1	7	+ 121	12	4	44655	14	8	5	3		3	2	28	8
March	995	15	2	2517	4	7	-1521	9	5	43134	5	3	3	9	7	17	2	33	17
April	909	5	10	638	3	3	+ 271	2	7	43405	7	10	7	5	5	13	7	30	6
May	451	7	11	1384	9	9	- 934	1	10	42472	6	0	4	9	15	6	5	32	17
June	454	12	2	1635	3	6	-1180	11	4	41291	14	8	4	9	19	14	7	28	15
July	920	19	11	558	19	6	+ 362	0	5	41653	15	1	2	7	4	7	7	30	16
August	667	4	10	307	5	6	+ 359	19	4	42013	14	5	7	2	2	9	10	36	10
September	2180	19	4	790	1	10	+1390	17	6	43404	11	11	8	2		7	8	66	10
Total for year.	9410	0	4	10328	13	1							56	61	56	13	8	384	132

Interest, 1st October, 1900 ... 996 15 6

Total ... 1053 9 2



## FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 30th Sept., 1900.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st July 1900. ...	556	8	7							Balance overpaid on 1st July	...	...	...	644	17	1	58	8	6
Customs ...	1244	11	7	...	...	...	1244	11	7	Pensions ...	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues ...	43	6	9	...	...	...	43	6	9	Governor ...	375	14	0	...	9	1	376	3	1
Licences ...	134	16	1	...	...	...	134	16	1	Colonial Secretary ...	216	9	0	133	6	8	349	15	8
Fees ...	146	14	5	...	...	...	146	14	5	Customs ...	9	13	0	3	15	0	13	8	0
Post Office ...	158	6	3	...	...	...	158	6	3	Audit ...	...	...	...	4	0	0	4	0	0
Rents ...	848	17	0	...	...	...	848	17	0	Port and Marine ...	33	1	6	...	17	8	33	19	2
Miscellaneous ...	21	4	11	...	...	...	21	4	11	Legal ...	163	9	3	...	...	...	163	9	3
Interest on Investments:—	...	...	...	...	...	...	...	...	...	Police ...	103	14	0	3	0	5	106	14	5
Land Sales ...	...	...	...	289	0	3	289	0	3	Prisons ...	66	10	1	3	0	4	69	10	5
" Saving's Bank ...	...	...	...	422	1	11	422	1	11	Medical ...	149	5	6	18	16	6	168	2	0
" Surplus ...	...	...	...	...	...	...	...	...	...	Education ...	152	13	0	7	9	9	160	2	9
Total exclusive of Land Sales	2597	17	0	711	2	2	3308	19	2	Ecclesiastical ...	104	15	8	...	...	...	104	15	8
Land Sales ...	...	...	...	...	...	...	...	...	...	Transport ...	13	15	2	51	13	9	65	8	11
Total	2597	17	0	711	2	2	3308	19	2	Miscellaneous ...	113	15	10	51	16	9	195	12	7
Investments realized	...	...	...	...	...	...	...	...	...	Post Office ...	121	15	0	1150	0	0	1271	15	0
Advances repaid ...	159	8	0	73	4	6	232	12	6	Colonial Engineer ...	164	11	4	67	8	5	231	19	9
Deposits received ...	8131	4	11	453	10	3	8584	15	2	Public Works ...	180	11	6	49	6	11	229	18	5
Remittances received ...	...	...	...	2000	0	0	2000	0	0	" Savings' Bank (Extraordinary) ...	173	11	6	72	19	2	246	10	8
Overpayments recovered ...	2	8	9	12	11	1	14	19	10	Savings' Bank ...	17	5	1	...	...	...	17	5	1
Received under Seab Ordinance	...	...	...	...	...	...	...	...	...	Total	2190	10	5	1673	14	5	3864	4	10
Total	10890	18	8	3250	8	0	14141	6	8	Investments made	...	...	...	3	10	3	3	10	3
Balance overpaid by Crown Agents 30th Sept., 1900. ...	...	...	...	2858	7	11	...	...	...	Advances ...	471	1	4	20	0	0	491	1	4
Net Balance on 30 Sept. (overpaid)	...	...	...	...	...	...	1466	4	6	Deposits repaid ...	4255	16	5	3766	14	2	8022	10	7
Total with Balance	11477	7	3	6108	15	11	15607	11	2	Remittances to Crown Agents ...	3055	8	0	...	...	...	3055	8	0
										Advances, Seab ...	112	7	8	...	...	...	112	7	8
										Total	10085	3	10	5463	18	10	15549	2	8
										Balance on 30th Sept., 1900	1392	3	5	...	...	*	...	...	†
										Total with balance	11477	7	3	6108	15	11	15607	11	2

Treasury, Stanley,  
4th December, 1900.\* Debit balance £2858 7s. 11d.  
† " " £1466 4s. 6d.CHARLES W. APPLEYARD,  
Treasurer.

No. 13.

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In the matter of Jacob Danielsen, deceased.

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## GOVERNMENT NOTICE.

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On Saturday, 2nd February, 1901, at the Post Office, Stanley, will be sold by

### PUBLIC AUCTION,

(By order of the Official Administrator, Intestate Estates,)

### *The Cutter "FANNY,"*

With all appurtenances thereto belonging, in one lot.

The Cutter, which is about 10 tons, now lies at Carcass Island, West Falklands. Reserve Price £100.

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### TIME AND CONDITIONS OF SALE.

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- 1.—Sale punctually at 1 p.m., 2nd February, 1901.
- 2.—The highest bidder to become the purchaser. Should any dispute arise, the lot to be re-sold at once.
- 3.—Lot to be taken as above described and as sold at Carcass Island. Purchase money to be paid (if demanded) immediately after the sale; but not later than 12 noon, on Monday, the 4th February, 1901.

WM. W. ADAMS,  
Senior Constable.

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This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

The following list of Persons liable under the provisions of Ordinance No. 4 of 1898, to serve as Jurors for the year 1901, is published in accordance with the 4th Section of that Ordinance.

Any objections thereto will be heard and determined at the Police Magistrate's Court, on Monday, January 21st, 1901. at 11 a.m.

W. HART BENNETT,  
Police Magistrate.

1st January, 1901.

1 Adams, P. E.	68 Clifton, Wm.	135 King, Thomas	202 Pitaluga, Alex. M.
2 Aiken, Richard	69 Clerheroe, William	136 Kirwan, John	203 Pitaluga, Henry
3 Alazia, J.	70 Coleman, John	137 Kirwan, Sidney	204 Pitaluga, James
4 Alazia, W.	71 Cusack, D.	138 Lang, F.	205 Poppy, John
5 Aldridge, Charles	72 Davis, John	139 Lanning, T.	206 Ratcliffe, William
6 Aldridge, John G.	73 Davis, Richard	140 Lee, Charles	207 Ratcliffe, John
7 Aldridge, Joseph	74 Dettleff, John	141 Lee, J.	208 Reeves, Robert
8 Aldridge, Richard	75 Dettleff, Michael	142 Lee, Jacob	209 Reeves, A.
9 Allen, Robert	76 Dettleff, Thomas	143 Lellman, Fritz	210 Reeves, George
10 Anderson, George	77 Dettleff, Hansen	144 Lehen, J.	211 Reid, W.
11 Anderson, Louis	78 Dickson, John	145 Lehen, C.	212 Roberts, William
12 Armstrong, W.	79 Dickson, John	146 Lehen, J. Junr.,	213 Robertson, J.
13 Ashley, F.	80 Durose, F.	147 Lewis, James	214 Robson, Joseph
14 Atherton, P.	81 Earle, David	148 Lewis, J.	215 Robson, E.
15 Atherton, F.	82 Elmer, Wm.	149 Linney, Albert	216 Robson, T.
16 Atkins, W.	83 Etheridge, William	150 Linney, Arthur	217 Robson, John
17 Back, James A.	84 Evans, John	151 Luxton, John	218 Rummell, H.
18 Bailey, John	85 Felton, John	152 Luxton, W. H.	219 Rutter, Harry
19 Barnes, Arthur	86 Finlayson, William	153 Mangan, H.	220 Rutter, Edwin
20 Behrens, J.	87 Fleuret, Alfonso	154 McAskill, A.	221 Ryan, W.
21 Bell, Andrew J.	88 Fleuret, Gaston	155 McAskill, D.	222 Scott, C.
22 Bender, Charles	89 Fleuret, Octave	156 McAtasney, John	223 Sedgwick, H.
23 Bennett, H. E.	90 Frazer, William	157 McCall, A.	224 Sharpe, J.
24 Benney, G. W.	91 Gilchrist, A.	158 McCarthy, P.	225 Shires, Harry
25 Benney, W. G.	92 Girling, W. C.	159 Mackay, John	226 Short, Fred
26 Berntsen, L.	93 Gleadall, E.	160 McLaren, J.	227 Short, C.
27 Berntsen, Abner	94 Gleadall, E. J.	161 McDaid Wm.	228 Short, J.
28 Bethune, J.	95 Goodwin, T., Jr.	162 McDonald, A.	229 Simpson, F.
29 Bethune, M.	96 Goodwin, T.	163 McDonald, E.	230 Simpson, W.
30 Bethune, W.	97 Goodwin, R.	164 McDonald, M.	231 Skilling, R.
31 Betts, J.	98 Gorton, C. A.	165 McGill, W.	232 Smith, C.
32 Betts, Edwin	99 Goss, William	166 McGill, James	233 Smith, D.
33 Biggs, Allan	100 Greenshields, G.	167 McKenzie, D.	234 Smith, E. J.
34 Biggs, Fred.	101 Grierson, William	168 McKenzie, M.	235 Smith, G. P.
35 Biggs, George	102 Griffin, Wm.	169 McKinnon, J.	236 Smith, James
36 Biggs, James	103 Halliday, John	170 McPherson, D.	237 Smith, W.
37 Biggs, John	104 Hansen, Charles	171 Martin, Alex	238 Smith, John
38 Biggs, W. Jr.	105 Hammell, William	172 Melin, Charles	239 Smith, Thomas
39 Biggs, Arthur V.	106 Hardy, F. Jr.	173 Meldrum, David L.	240 Smith, Ralph
40 Biggs, Alfred	107 Hardy, William	174 Mercer, A.	241 Smith, George J.
41 Biggs, Albert	108 Hardy, Arthur	175 Middleton, D.	242 Spencer, H.
42 Bonnie, T.	109 Hardy, Walter	176 Mitchell, D.	243 Steel, James
43 Binnie, J.	110 Hayes, G. P.	177 Mitchie, G.	244 Steel, John
44 Birling, F.	111 Harries, Joseph	178 Morrison, A.	245 Stewart, George
45 Blyth, J.	112 Herring	179 Moir, Alex	246 Summers, John
46 Bond, D.	113 Hynam, George	180 Morrison, Finlay	247 Summers, E.
47 Bond, F.	114 Harten, John von	181 Morrison, A.	248 Thompson, G.
48 Bonner, George	115 Hennah, H. H.	182 Morrison, D.	249 Thompson, W.
49 Bonner, W.	116 Hennah, T.	183 Morrison, G.	250 Turner, G.
50 Bonner, Sam	117 Hewitt, D.	184 Morrison, R.	251 Vessey, H.
51 Bonner, Alex	118 Holt, E.	185 Newing, H.	252 Wallace, J.
52 Browning, Benjamin	119 Humble, J.	186 Newing, L.	253 Walsh, W.
53 Browning, F.	120 Hunter, A.	187 Newman, F.	254 Walsh, John
54 Burgess, James	121 Hunter, R.	188 Noble, P.	255 Watson, J.
55 Burns, John	122 Hutchings, J.	189 Ogilvie, J.	256 Watson, T.
56 Burns, Thomas	123 Hynam, C.	190 Packe, V.	257 Watson, William
57 Butler, Joseph	124 Jennings, G.	191 Packe, George	258 Watts, J.
58 Butler, Thomas	125 Johnson, M.	192 Parrin, H.	259 Whaley, C.
59 Campbell, Walter	126 Johnstone, W.	193 Patterson, G.	260 Whitman, Lee J.
60 Carey, David	127 Jones, J.	194 Patterson, G. W.	261 Wilkins, E.
61 Carey, J. R.	128 Jones, Thomas	195 Patterson, R.	262 Williams, J. H.
62 Cartmell, R.	129 Jones, William	196 Patterson, T.	263 Williams, W. S.
63 Clarke, G. H.	130 Kelway, F. G.	197 Patterson, W.	264 Williams, Henry
64 Clement, H.	131 Kelway, John	198 Peck, W.	265 Williams, Ralph
65 Clement, Donald	132 Kelway, Charles	199 Peck, J., Jr.	266 Williams, Louis
66 Clifton, H.	133 Kendal, Walter	200 Perrin, G.	267 Yates, R.
67 Clifton, H. L.	134 King, F. L.	201 Phillips, G.	





# FALKLAND ISLANDS.

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## GAZETTE EXTRAORDINARY.

5th February, 1901.

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With profound grief the Governor announces that Her Majesty the Queen expired at Osborne House, Isle of Wight, on Tuesday evening, the 22nd of January, at half past six.

All Officers and Government Officials are to wear full mourning until the 6th of March, and half mourning until the 7th of April.

A Memorial Service will be held in the Cathedral on Saturday, February 9th, at 3 p.m., and on that day all Government Offices will be closed.

The Royal Ensign is to be half-masted until after the Memorial Service.

By His Excellency's Command,

W. HART BENNETT,

Colonial Secretary.

5th February, 1901.







# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

Vol. XI.

FEBRUARY 16TH, 1901.

No. 2.

## No. 15. Death of Duke of Saxe Coburg.

With reference to notification published in Gazette No. 9 of 6th September, 1900, His Excellency the Governor directs the publication of the following correspondence with the Right Honourable the Secretary of State for the Colonies.

3rd January, 1901.

*From the Governor to the Secretary of State.*

Government House, Stanley,  
15th October, 1900.

Sir,

I have the honour to transmit for submission to Her Majesty and the Duchess of Saxe-Coburg, a resolution passed by the Legislative Council, expressive of the profound grief with which the news of the death of the Duke of Edinburgh has been received in this Colony.

I have, &c.,  
W. GREY-WILSON.

The Right Honourable J. Chamberlain, M.P.

### RESOLUTION.

The Legislative Council of the Falkland Islands humbly and respectfully offer on behalf of the Colony their loving sympathy to the Queen and Duchess of Saxe-Coburg, in their bereavement.

*From the Secretary of State to the Governor.*

Downing Street,  
22nd November, 1900.

Sir,

I have the honour to acknowledge the receipt of your despatch, No. 76, of the 15th of October, enclosing a resolution passed by the Legislative Council of the Falkland Islands, expressing, on behalf of themselves and the inhabitants of the Colony, sympathy with Her Majesty the Queen and Her Royal and Imperial Highness the Duchess of Saxe-Coburg and Gotha in the loss which they have sustained through the death of the Duke of Saxe-Coburg and Gotha.

2. I have laid the resolution before the Queen, and have also caused a copy to be sent to the Foreign Office for communication to the Duchess of Saxe-Coburg and Gotha.

I am commanded by Her Majesty to convey to the Legislative Council Her sincere thanks for their kind message.

I have, &c.,  
(Signed) H. BERTRAM COX,  
For the Secretary of State.

Governor W. Grey-Wilson, C.M.G.  
&c. &c. &c.

No. 16.

### Royal Humane Society Medal.

His Excellency the Governor directs the publication of the following correspondence with the Right Honourable the Secretary of State for the Colonies.

3rd January, 1901.

*From the Governor to the Secretary of State.*

Government House, Stanley,  
9th July, 1900.

Sir,

I have the honour to transmit a copy of a letter from Dr. Foley, reporting a very courageous act on the part of Mr. Alexander Morrison; and I venture to express a hope that you may deem the circumstances worthy of being brought to the notice of the Royal Humane Society.

2. The very low temperature of the water in this Colony greatly enhances the value of the services rendered by Mr. Morrison.

I have, &c.,

(Signed)

W. GREY-WILSON,

The Right Honourable J. Chamberlain, M.P.

Stanley,  
2nd July, 1900.

Sir,

I beg to bring before His Excellency's notice a conspicuous act of courage on the part of Mr. Alexander Morrison which I think Your Excellency will agree with me is deserving of some official recognition.

The circumstances were as follows:—On the evening of March 20th a party of four were riding in from Darwin to Stanley after a very heavy fall of rain which was still continuing, the streams being so full as to be almost impassable. On reaching the Fitzroy river three of the party passed over on horses safely, though with considerable difficulty—the fourth was mounted on a timid horse, and in the current of the stream the horse turned turtle three times with its rider, Mr. Gorton, who then parted company with the horse, and was washed some yards down the stream, eventually being able to clutch at some reeds on the opposite bank in a very exhausted condition. The horse continued to roll over, and reached the bank some yards further down on the same side from which they had essayed to cross.

Although wet through, and much encumbered with heavy riding gear, Mr. Morrison had started into the river to Mr. Gorton's assistance, but seeing that he had reached the opposite side swam his horse back across the river. When he found that Mr. Gorton was safe, he re-crossed to the rest of the party, and they decided that two should ride to the nearest house and procure a lasso. On their return Mr. Morrison again swam the river with the lasso, fastened it to his own horse, on which he mounted Mr. Gorton, and they were successfully pulled across by the others. The lasso was thrown back to Mr. Morrison who then mounted the horse which had failed to cross the stream at first, and he in turn was drawn across, the horse turning over in the middle of the current in exactly the same way as before.

It was entirely out of the question to have left Mr. Gorton on the opposite side of the river, as the nearest house was two hours ride distant, and darkness had set in. Mr. Morrison crossed the river 5 times in all. After the first crossing his clothes were quite wet through, and added considerably to the danger of the service which he performed.

In the course of my duties which have taken me over this country in almost every condition of weather I have not before witnessed a more courageous act.

I am, Sir,

Your Excellency's obedient servant,

C. N. FOLEY,

L.R.C.P., LOND., M.R.C.S., I.S.A.

The Honourable the Colonial Secretary.



# FALKLAND ISLANDS.

## GAZETTE EXTRAORDINARY.

5th February, 1901.

With profound grief the Governor announces that Her Majesty the Queen expired at Osborne House, Isle of Wight, on Tuesday evening, the 22nd of January, at half past six.

All Officers and Government Officials are to wear full mourning until the 6th of March, and half mourning until the 7th of April.

A Memorial Service will be held in the Cathedral on Saturday, February 9th, at 3 p.m., and on that day all Government Offices will be closed.

The Royal Ensign is to be half-masted until after the Memorial Service.

By His Excellency's Command,

W. HART BENNETT,

Colonial Secretary.

5th February, 1901.

*From the Secretary of State to the Governor.*

Downing Street,  
13th November, 1900.

Sir,

I have the honour to state that your despatch of the 9th July, having been laid before the Royal Humane Society, the Society has been pleased to award the accompanying Bronze Medal and Certificate to Mr. Alexander Morrison, for the courage displayed by him in effecting the rescue of Mr. Gorton, in the Falkland Islands, on the 20th March last.

(Signed)

I have, &c.,  
C. P. LUCAS,  
For the Secretary of State.

Governor W. Grey-Wilson, C.M.G.,  
&c. &c. &c.

No. 17.

### Visiting Justices.

Under the provisions of the Gaol Ordinance No. 5 of 1898, His Excellency the Governor has been pleased to appoint the undermentioned Justices of the Peace to be Visiting Justices of the Prison for the half year ending 30th June. 1901.

The Honourable W. A. Harding.

The Honourable J. J. Felton.

24th December, 1900.

No. 18.

### Probate Notice.

In the Supreme Court of the Falkland Islands. Probate side.

*In the goods of the late GAYETANO PALLINI, deceased.*

Whereas Harry Parrin, of Stanley, has applied for Letters of Administration of the goods and chattels, rights and credits, of Gayetano Pallini, deceased.

These are therefore to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice of the Court within 21 days from the date hereof.

Dated this 31st day of December. 1900.

M. CRAIGIE-HALKETT,

*Registrar.*

No. 19.

### Post Office.

In terms of the Order of His Excellency the Governor in Council of the 28th of October, 1898, the following Colony, having adopted Imperial Penny Postage, has been added to the list of those places to which letters may be sent from this Colony for 1d. per  $\frac{1}{2}$  ounce.

New Zealand.

1st January, 1901.

No. 20.

### Ordinance No. 3 of 1900, Interpretation & General Law.

His Excellency the Governor directs it to be notified that a despatch has been received from the Right Honourable the Secretary of State for the Colonies, intimating that Her Majesty will not be advised to disallow Ordinance No. 3 of 1900 "Interpretation and General Law."

3rd January, 1901.

No. 21.

### Trade Marks Convention with Costa Rica.

His Excellency the Governor directs it to be notified that a Convention between the United Kingdom and the Republic of Costa Rica for the reciprocal protection of Trade Marks and Designs signed on 5th March, 1898, can be seen on application at the Colonial Secretary's Office.

3rd January, 1901.

No. 22.

### Legislative Council.

His Excellency the Governor has been pleased to reappoint the Honourable J. J. Felton to be provisionally a Member of the Legislative Council.

10th January, 1901.

No. 23.

### Board of Health.

His Excellency the Governor is pleased to nominate and appoint the undermentioned gentlemen to be Members of the Board of Health for the East Falklands, under the provisions of Ordinances 5 of 1894, and 4 of 1897, for the year ending 31st December, 1901.

William Biggs,  
Thomas Watson,  
Edward Wilkins.  
Louis Williams.

18th January, 1901.

No. 24.

### Census 1901.

Under the power and authority vested in him by the Census Ordinance, 1901, His Excellency the Governor has appointed the night of Sunday, the 31st day of March, 1901, to be the night for the taking of a Census of the inhabitants of this Colony.

21st January, 1901.

No. 25.

### Local Rates.

It is hereby notified for general information that the Local Rates assessed under Ordinance No. 5 of 1897 become due before the 31st March, 1901.

29th January, 1901.

No. 29.

### Accession of His Majesty King Edward VII.

His Excellency the Governor directs it to be notified that the Proclamation printed on page 20 of this Gazette having been read in Legislative Council was publicly signed on the 13th of February, and immediately thereafter read in Government House Paddock in presence of the Legislative Council, the Foreign Consuls, and of His Majesty's Forces and the inhabitants of Stanley, the Royal Standard being hoisted and the National Anthem played.

13th February, 1901,

This Gazette is published by Command of His Excellency the Governor.

13th February, 1901.

No. 26.

### Post Office Notice.

Two telegrams from England, addressed "Bion," cannot be delivered owing to the absence of any address.

The telegrams can be seen on application at this Office, and any information likely to facilitate delivery to the addressee will be welcome.

CHARLES W. APPLEYARD,  
Postmaster.

29th January, 1901.

No. 27.

### Commissions in the British Army for Colonists.

His Excellency the Governor directs it to be notified that he has received a communication from the Right Honourable the Secretary of State for the Colonies, intimating that the War Office has approved of five nominations to direct Commissions in the Imperial Forces being annually placed at the disposal of the Colonial Office for distribution among the Crown Colonies.

The Regulations respecting the same can be seen on application at the Colonial Secretary's Office.

2nd February, 1901.

No. 28.

### Appointment.

His Excellency the Governor has been pleased to appoint Mr. Vere Packe, J. P., to act as Treasurer, Collector of Customs, Postmaster, Receiver of Wrecks, Harbour Master, and Official Administrator of Intestate Estates.

5th February, 1901.

W. HART BENNETT,  
Colonial Secretary.

No. 30.

# LICENCES.

The following Dog, Tobacco, Publican, Billiard, Bagatelle, and Wholesale Licences, issued under Ordinances 6 of 1853, 10 of 1889 and 11 of 1882, are notified for general information.

By His Excellency's Command,  
W. HART BENNETT,  
Colonial Secretary.

Colonial Secretary's Office, Stanley,  
31st January, 1901.

Note.—The dates given are dates of expiry. Licences should therefore be applied for on the previous day.

## DOG.

Name.	No. of Dogs.	Issued.	Name.	No. of Dogs.	Issued.
Poole, C.	1	9th Jan.	Biggs, W.	1	3rd July.
Clarke, G. H.	"	10th "	Holt, E.	"	4th "
Rowlands, F.	"	11th "	Newing, Wm.	"	6th "
Gorton, A. C.	"	20th "	Farias, F.	"	" "
Newing, Miss M.	"	21st "	Davies, Sergt., I.	"	10th "
Grierson, Wm.	"	4th "	Cletheroe, Wm.	"	11th "
Aldridge, Miss Alice	"	7th Feb.	Browning, F.	"	24th "
Smith, J.	"	11th "	Williams, Mrs. J.	2	3rd Aug.
Roberts, Wm.	"	20th "	Smith, James	1	19th "
Packe, Vere	2	22nd "	Atherton, T.	"	26th "
Wilmer, Miss A.	1	8th Mar.	Dettleff, William	"	28th "
Betts, Mrs. M.	"	" "	Bonner, Wm.	2	1st Sept.
Johnson, M.	"	15th "	Evaus, J.	1	" "
Dettleff, H.	"	25th "	Clifton, Wm.	"	4th "
Gleadall, E.	"	13th April	Natt, Mrs. G.	"	5th "
Carey, Mrs. C.	"	2nd "	Cletheroe, John	"	12th "
Yates R.	"	" "	Wilmer, Miss A.	"	15th "
Jones, T.	"	5th "	Martin, Wm.	"	17th "
Dettleff, J.	2	" "	Bell, A.	"	20th "
Davies, Sergeant I.	1	9th "	Brandon, Very Rev. Dean	"	25th "
Bennett, E.	"	" "	Millett, H. P.	"	2nd Oct.
Aldridge, J.	"	" "	Doher, Max	"	" "
Smith, Thomas	"	" "	Gilchrist, A.	2	31st Dec.
Thompson, H.	"	15th "	Felton, Miss A.	1	" "
Davis, B.	"	17th "	Osborne, G.	"	" "
Hamilton, Dr. S.	"	20th "	Robertson, J.	"	" "
Binnie, T.	"	" "	Lehen, C.	"	" "
Williams, L.	"	23rd "	Luxton, W. H.	"	" "
Turner, G.	"	11th May.	Rummell, H.	"	" "
Von Harten, J.	"	21st "	Harding, Hon. W. A.	"	" "
Elmer, Wm.	"	23rd "	Williams, L.	"	" "
Fleuret, G.	"	24th "	Miller, J.	"	" "
Yates, R.	"	5th June.			
Aldridge, J. G.	"	14th "			

## TOBACCO (STANLEY.) \*

Hardy, W. R. ...	1st January.	Williams, C. "Globe Store," ...	1st July
Rummell, Henry "First and Last"	18th May.	Falkland Islands Company ...	3rd July.
Rutter, Edwin "Ship Hotel,"	29th June.	Lellman, E. "Hotel Imperial"	17th July.
Johnson, Martin "Stanley Arms,"	1st July	Lehen, John	13th August.
Harten, John Von "Globe Hotel,"	1st July	Aldridge, J. G. "Rose Hotel"	11th October.

## TOBACCO (Country.) \*

Packe, V. (Port Louis.)	5th May	Greenshields, J. ...	2nd July.
Baillon & Stickney ...	2nd July,	Holmstead & Blake, ...	"
Bertrand & Felton ...	"	Packe Bros. ...	"
Bonner, Mrs. ...	"	Waldron, J. L. ...	"
Cameron, J. G. ...	"	Packe, V. (Fitzroy.)	3rd September.
Dean & Anson (Chartres.)	"	Stickney Brothers	6th "
Dean, J. H. (Pebble.)	"	Cobb, H. (Speedwell.)	21st October,
Dean and Sons (Port Stephens).	"	Benney, W. D. ...	24th "
Falkland Islands Company (Darwin.)	"	Pitaluga, A. ...	" "
" " (North Arm.)	"	Williams, Mrs. ...	" "
Felton, J. J. (Teal Inlet.)	"		

\* In the current year the proportion due to 31st December, 1901, will be taken so as to make all Licences fall due on 1st January, 1902.

## PUBLICAN (Half-Yearly.)

Lellman, "Hotel Imperial,"	16 Jan., & 1 July*	Rummell, Henry "First & Last"	1st Jan., and 1st July
Aldridge, J. G. "Rose Hotel,"	1st March and 1st July.*	Johnson, Martin "Stanley Arms Hotel"	1st Jan., and 1st July.
Edwin Rutter "Ship Hotel"	1st March and 1st July.*		
§ Harten, John Von "Globe Hotel"	10th April and 1st July.*		

\* Proportion to 1 July—so as to make all Licences due on same dates, viz., 1st January & 1st July.

## BILLIARD (Half-Yearly.)

Aldridge, J. G. "Rose Hotel"	7th January & 1st July.*	Lellman, E. "Hotel Imperial"	1st January and 1st July.
Harten, John Von "Globe Hotel"	10th April and 1st July.*	Johnson, Martin "Stanley Arms Hotel"	1st January & 1st July.
Edwin Rutter "Ship Hotel"	1st January and 1st July.	(Two tables).	
		Rummell, Henry "First & Last"	1st Jan., and 1st July.

\* Proportions to 1st July.

## WHOLESALE (Annual.)

Falkland Islands Company	...	22nd January. †
Williams, Charles "Globe Hotel"	...	5th September. †

† Proportions to 31st December, so as to make Licences due 1st January, 1902.

## AUCTIONEER.



The following corrected list of Persons liable under the provisions of Ordinance No. 4 of 1893, to serve Jurors for the year 1901, is published in accordance with the 6th Section of that Ordinance.

W. HART BENNETT,  
Police Magistrate.

21st January, 1901.

1 Adams, F. E.	67 Clifton, H., Jr.	132 King, F. I.	198 Phillips, G.
2 Aitken, Richard	68 Clifton, Wm.	133 King, Thomas	199 Pitaluga, Alex. M.
3 Alazia, J.	69 Cletheroe, William	134 Kirwan, John	200 Pitaluga, Henry
4 Alazia, W.	70 Coleman, John	135 Kirwan, Sidney	201 Pitaluga, James
5 Aldridge, Charles	71 Cusack, D.	136 Lang, F.	202 Poppy, John
6 Aldridge, John G.	72 Davis, John	137 Lanning, T.	203 Ratcliffe, William
7 Aldridge, Joseph	73 Davis, Richard	138 Lee, Charles	204 Ratcliffe, John
8 Aldridge, Richard	74 Dettleff, John	139 Lee, J.	205 Reeves, Robert
9 Allen, Robert	75 Dettleff, Michael	140 Lee, Jacob	206 Reeves, A.
10 Anderson, George	76 Dettleff, Thomas	141 Lellman, Fritz	207 Reeves, George
11 Anderson, Louis	77 Dettleff, Hansen	142 Lehen, J.	208 Reid, W.
12 Armstrong, W.	78 Dickson, John	143 Lehen, C.	209 Roberts, William
13 Ashley, F.	79 Dickson, John	144 Lehen, J. Junr.,	210 Robertson, J.
14 Atherton, P.	80 Durose, F.	145 Lewis, James	211 Robson, Joseph
15 Atherton, F.	81 Earle, David	146 Lewis, J.	212 Robson, E.
16 Atkins, W.	82 Elmer, Wm.	147 Linney, Albert	213 Robson, T.
17 Back, James A.	83 Etheridge, William	148 Linney, Arthur	214 Robson, John
18 Bailey, John	84 Evans, John	149 Luxton, John	215 Rummell, H.
19 Barnes, Arthur	84A. Felton, John	150 Luxton, W. H.	216 Rutter, Harry
20 Behrens, J.	85 Finlayson, William	151 Mannan, H.	217 Rutter, Edwin
21 Bell, Andrew J.	86 Fleuret, Alfonso	152 McAskill, A.	218 Ryan, W.
22 Bender, Charles	87 Fleuret, Gaston	153 McAskill, D.	219 Scott, C.
23 Bennett, H. E.	88 Fleuret, Octave	154 McAtasney, John	220 Sedgwick, H.
24 Benney, G. W.	89 Frazer, William	155 McCall, A.	221 Sharpe, J.
25 Benney, W. G.	90 Gilchrist, A.	156 McCarthy, P.	222 Short, Fred
26 Berntsen, L.	91 Girling, W. C.	157 Mackay, John	223 Short, C.
27 Berntsen, Abner	92 Gleadall, E.	158 McLaren, J.	224 Short, J.
28 Bethune, J.	93 Gleadall, E. J.	159 McDaid Wm.	225 Simpson, F.
29 Bethune, M.	94 Goodwin, T., Jr.	160 McDonald, A.	226 Simpson, W.
30 Bethune, W.	95 Goodwin, T.	161 McDonald, E.	227 Skilling, R.
31 Betts, J.	96 Goodwin, R.	162 McDonald, M.	228 Smith, C.
32 Betts, Edwin	97 Gorton, C. A.	163 McGill, W.	229 Smith, D.
33 Biggs, Allan	98 Goss, William	164 McGill, James	230 Smith, E. J.
34 Biggs, Fred.	99 Greenshields, G.	165 McKenzie, D.	231 Smith, G. P.
35 Biggs, George	100 Grierson, William	166 McKenzie, M.	232 Smith, James
36 Biggs, James	101 Griffin, Wm.	167 McKinnon, J.	233 Smith, W.
37 Biggs, John	102 Halliday, John	168 McPherson, D.	234 Smith, John
38 Biggs, W., Jr.	103 Hansen, Charles	169 Martin, Alex	235 Smith, Thomas
39 Biggs, Arthur V.	104 Hammell, William	170 Melin, Charles	236 Smith, Ralph
40 Biggs, Alfred	105 Hardy, F. Jr.	171 Meldrum, David L.	237 Smith, George J.
41 Biggs, Albert	106 Hardy, William	172 Mercer, A.	238 Spencer, H.
42 Bonnie, T.	107 Hardy, Arthur	173 Middleton, D.	239 Steel, James
43 Binnie, J.	108 Hardy, Walter	174 Mitchell, D.	240 Steel, John
44 Birling, F.	109 Harries, Joseph	175 Mitchie, G.	241 Stewart, George
45 Blyth, J.	110 Herring E.	176 Morrison, A.	242 Summers, John
46 Bond, D.	111 Hynam, George	177 Moir, Alex	243 Summers, E.
47 Bond, F.	112 Harten, John von	178 Morrison, Finlay	244 Thompson, G.
48 Bonner, George	113 Hennah, H. H.	179 Morrison, A.	245 Thompson, W.
49 Bonner, W.	114 Hennah, T.	180 Morrison, D.	246 Turner, G.
50 Bonner, Sam	115 Hewitt, D.	181 Morrison, G.	247 Wallace, J.
51 Bonner, Alex	116 Holt, E.	182 Morrison, R.	248 Walsh, W.
52 Browning, Benjamin	117 Humble, J.	183 Newing, H.	249 Walsh, John
53 Browning, F.	118 Hunter, A.	184 Newing, L.	250 Watson, J.
54 Burgess, James	119 Hunter, R.	185 Newman, F.	251 Watson, T.
55 Burns, John	120 Hutchings, J.	186 Noble, P.	252 Watson, William
56 Burns, Thomas	121 Hynam, C.	187 Ogilvie, J.	253 Watts, J.
57 Butler, Joseph	122 Jennings, J.	188 Packe, George	254 Whaley, C.
58 Butler, Thomas	123 Johnson, M.	189 Parrin, H.	255 Whitman, Lee J.
59 Campbell, Walter	124 Johnstone, W.	190 Patterson, G.	256 Wilkins, E.
60 Carey, David	125 Jones, J.	191 Patterson, G. W.	257 Williams, J. H.
61 Carey, J. R.	126 Jones, Thomas	192 Patterson, R.	258 Williams, Henry
62 Cartmell, R.	127 Jones, William	193 Patterson, T.	259 Williams, Ralph
63 Clarke, G. H.	128 Kelway, F. G.	194 Patterson, W.	260 Williams, Louis
64 Clemment, H.	129 Kelway, John	195 Peck, W.	261 Yates, R.
65 Clement, Donald	130 Kelway, Charles	196 Peck, J., Jr.	
66 Clifton, H.	131 Kendal, Walter	197 Perrin, G.	

*W. Grey-Wilson.**R. Groome.**W. Hart Bennett.**J. J. Felton.*

# PROCLAMATION.

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Whereas it hath pleased Almighty God to call to His mercy our late Sovereign Lady Queen Victoria, of blessed and glorious memory, by whose decease the Imperial Crown of the United Kingdom of Great Britain and Ireland and all other of Her late Majesty's dominions is solely and rightfully come to the High and Mighty Prince Albert Edward.

We, William Grey-Wilson, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor, Commander-in-Chief and Vice Admiral of the Colony of the Falkland Islands, Robert Leonard Groome, Esquire, Captain in His Majesty's Royal Navy and Commodore of the Second Class, Commanding His Majesty's Ships on the South East Coast of America Station, William Hart Bennett, Esquire, Colonial Secretary and Member of the Executive and Legislative Councils of the Colony of the Falkland Islands, and John James Felton, Esquire, Member of the Legislative Council of the Colony of the Falkland Islands, therefore do now hereby with one full voice and consent of tongue and heart publish and proclaim that the High and Mighty Prince Albert Edward is now by the death of our late Sovereign, of happy and glorious memory, become our only lawful and rightful liege Lord Edward the Seventh, by the Grace of God King of the United Kingdom of Great Britain and Ireland, Defender of the Faith, Emperor of India, Supreme Lord in and over the Colony of the Falkland Islands to whom we do acknowledge all faith and constant obedience with all hearty and humble affection, beseeching God by whom Kings and Queens do reign to bless the Royal Prince Edward the Seventh long and happy years to reign over us.

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## GOD SAVE THE KING.

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Given under our hands at Government House, Stanley, this 13th day of February, 1901.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

Vol. XI.

MARCH 20TH, 1901.

No. 3.

## No. 33. Message from His Majesty the King.

The Governor directs the publication of the following message from His Majesty the King which has been telegraphed to His Excellency by the Right Honourable the Secretary of State for the Colonies.

26th February, 1901.

### To my people beyond the Seas.

The countless messages of loyal sympathy which I have received from every part of My Dominions over the Seas testify to the universal grief in which the whole Empire now mourns the loss of My Beloved Mother. In the welfare and prosperity of Her subjects throughout Greater Britain the Queen ever evinced a heartfelt interest. She saw with thankfulness the steady progress which, under a wide extension of self Government, they had made during Her reign. She warmly appreciated their unfailing loyalty to Her throne and Person, and was proud to think of those who had so nobly fought and died for the Empire's cause in South Africa. I have already declared that it will be My constant endeavour to follow the great example which has been bequeathed to Me. In these endeavours I shall have a confident trust in the devotion and sympathy of the people and of their several representative assemblies throughout My vast Colonial Dominions. With such loyal support I will, with God's blessing, solemnly work for the promotion of the common welfare and security of the great Empire over which I have now been called to reign.

(Signed)

EDWARD R. I.

Windsor Castle,  
4th February, 1901.

No. 34.

## CURRENCY NOTE FUND.

Abstract of Accounts as required by Section 10 Sub-section 4 of the Currency Note Order 1899.

Amount and average of Currency Notes in circulation during	
Month ended 10th March, 1901	£3500
Coin portion of Note Guarantee Fund on 10th March, 1901	£2334
Average amount during month	£2334
Investments forming part of Note Guarantee Fund	South Australia 3 per cent.
Nominal value	£344 2 8
Purchase price	£333
Price on 30th November, 1900.	£95 per cent.

W. Hart Bennett  
Vere Packe  
J. J. Felton

} Commissioners of Currency.

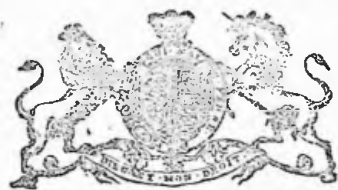
\* A further sum of £833 is about to be invested.

§ This statement applies also to the month of February, 1900.

Audited and found correct,

14th March, 1901.

LOWTHER E. BRANDON.



# FALKLAND ISLANDS

## Local Mail Service.

### 1901.

Mail Steamer due to arrive Stanley from Europe.	Local Schooner Leaves Stanley for West Falklands	Arrive at West Falklands.	Leave West Falklands.	Local Schooner Arrives at Stanley from West Falklands.	Mail Steamer due to leave Stanley for Europe.
20 February	22 February	26 February	16 March	20 March	2 April
20 March	22 March	26 March	13 April	17 April	30 April
17 April	19 April	23 April	11 May	15 May	28 May
15 May	17 May	21 May	8 June	12 June	25 June
12 June	14 June	18 June	6 July	10 July	23 July
10 July	12 July	16 July	3 August	7 August	20 August
7 August	9 August	13 August	31 August	4 September	17 September
4 September	6 September	10 September	28 September	2 October	15 October
2 October	4 October	6 October	26 October	30 October	12 November
30 October	1 November	5 November	23 November	27 November	10 December
27 November	29 November	2 December	21 December	25 December	7 January. 1902.
25 December	27 December	31 December	18 January. 1902.	22 January. 1902.	4 February "

Stanley,  
14th February, 1901.

VERE PACKE,  
Acting Postmaster.

23.

\* £941 13 2, General account.  
£800 0 0, Land Sales. Invested 1 Jan., 1901.

VERE PACKE,  
*Acting Treasurer.*

1741 13 2

No. 57.

**FALKLAND ISLANDS VOLUNTEERS.**

*Statement of Receipts and Expenditure from 19th  
October, 1899, to 31st December, 1900.*

**RECEIPTS.**

		£	s.	d.
1900	Balance brought forward ...	259	12	3
30th Sept.	Savings Bank Interest to 30th September, 1900. ...	5	10	4
28    ,,	Capitation Grant for 1900.	88	0	0
		353	2	7

**PAYMENTS**

		£	s.	d.
1899				
Dec., 6th	Oil and Paint for Target	0	15	8
	J. Halliday. £1 6 4. T. Lynch, £1 8 8			
" 6th	repairing range ...	2	15	0
	Ball Fund ...	3	15	6
1900.				
March 24th	Assembly Room Company. Rent 12 months ending Feb., 28th ...	26	0	0
	Sergeant Davies, Caretaker. October— March 31st ...	9	0	0
"	Halliday. Repairing butts ...	0	9	4
"	Kerosene ...	0	12	0
May 10th	Marker. M. Doherr. 1900. ...	4	0	0
" 28th	2 Targets & Butts old Rifle Club ...	3	10	0
August 28th	Binnie. Repairing clothing ...	0	18	6
" 28th	Kerosene 12/. Marking £1, Sergeant Davies to July 31. £6. ...	7	12	0
December 1st	Sergeant Davies to Nov., 30th £6 ...	6	0	0
"	J. Coleman £1 6 8, W. McDaid £1 6 8			
"	R. Aitken 2/. ...	2	15	4
	Balance on 31st December. 1900 ...	284	19	3
		353	2	7

F. DUROSE,

Lieutenant,

Officer Commanding.

Orderly Room,  
24th January, 1901.

This Gazette is published by Command of His Excellency the  
Governor.

W. HART BENNETT,  
Colonial Secretary.

20th March, 1901.





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

Vol. XI.

APRIL 16TH, 1901.

No. 4.

No. 38.

## Board of Health.

His Excellency the Governor is pleased to nominate and appoint the undermentioned gentlemen to be Members of the Board of Health for the West Falklands under the provisions of Ordinances No. 5 of 1894 and 4 of 1897, for the year ending 31st December, 1901.

Sydney Miller, J.P.  
John Waldron.

1st March, 1901.

No. 39.

## Tariff and Census Ordinances.

His Excellency the Governor directs it to be notified that the Right Honourable the Secretary of State for the Colonies has intimated that His Majesty will not be advised to disallow Ordinance No. 6 of 1900 "To amend the Tariff Ordinance, 1900," and No. 1 of 1901 "Relating to the taking from time to time of a Census of the inhabitants of the Falkland Islands."

26th March, 1901.

No. 40.

## Convention with Japan.

His Excellency the Governor directs it to be notified that a Despatch has been received from the Right Honourable the Secretary of State for the Colonies enclosing a copy of a Convention between the United Kingdom and Japan for the reciprocal protection of the estates of deceased persons.

The Convention can be seen on application at the Colonial Secretary's Office.

27th March, 1901.

No. 41.

## Death of Her Majesty Queen Victoria.

His Excellency the Governor hereby gives notice that mourning for Her late Majesty Queen Victoria is to be worn until the 17th of April.

27th March, 1901.

No. 42.

### Summary Jurisdiction Ordinance, 1901.

The Governor directs the publication of the following Ordinance which has been passed by the Legislative Council, and assented to by His Excellency.

No. 2 of 1901 "An Ordinance relating to Summary Jurisdiction."  
16th April, 1901.

No. 43.

### Found.

Found, on 28th March, two Falkland Islands Currency Notes.

Apply to Senior Constable.  
29th March, 1901.

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This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

16th April, 1901.



[SEAL.]

(Signed)

W. GREY-WILSON.

N<sup>o</sup> 2



1901.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, Esquire,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

( 16th April. 1901. )

### *An Ordinance relating to Summary Jurisdiction.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows :—

1.—In this Ordinance unless the context otherwise requires :—

**Definitions.**

“The Court” shall mean two or more Justices sitting to hear any cause which they may be empowered to hear by this or any other Ordinance or a Magistrate sitting either alone or with other Justices.

“Complaint” shall include information, claim, debt, damage or injury.

“Criminal” includes quasi-criminal and, with reference to matters of Jurisdiction, comprehends all such matters not falling within the term “civil.”

2.—The Governor may appoint from time to time such Stipendiary Magistrates and Justices as he may deem necessary and every such Magistrate or Justice shall have and may exercise jurisdiction in civil and criminal cases as hereinafter provided over and within the district defined and specified in his warrant of appointment and if no limits be defined or specified in such warrant then he shall have jurisdiction throughout the whole Colony.

**Appointment of Stipendiary Magistrates and Justices.**

**their jurisdiction.**

3.—Whenever by any law which shall not contain an express provision to the contrary any act, matter or thing is required to be done by more than one Justice, all such acts, matters or things may be done and performed by a Magistrate of this Colony sitting alone, and, subject to the provisions of this or any other law, a Magistrate shall have full power, authority and jurisdiction—

**Powers of Magistrate to act alone.**

(1) To receive and inquire into all charges of indictable offences, and make such order in respect thereof as may be required.

(2) To hear, try and determine all complaints cognizable on Summary Judication.

(3) In all suits where the claim, debt, or damage or balance sought to be recovered shall not exceed the sum of Fifty Pounds, and in all suits for the recovery of the possession of a tenement where the annual rent or value thereof shall not exceed the said amount, and every such suit shall be originally instituted in the Summary Court, and

(4) Generally to do any such act, matter or thing as may by any law appertain to the office of a Magistrate or to any Justice, but he shall not have power to impose a longer term of imprisonment than one year.

Appeal to Supreme Court.

4.—Subject to the provisions of "The Administration of Justice Ordinance" and of Section 25 of "The Interpretation and General Law Ordinance 1900," an appeal shall lie to the Supreme Court from any judgment, decision, or order of the Court in the exercise of its criminal or civil jurisdiction, except from any order

- (1) For the adjournment of any case or matter.
- (2) In respect of an indictable offence.
- (3) For the remand of any person to prison.

Magistrate may summon Justices as assessors.

5.—A Magistrate may summon two Justices to sit with him as assessors on the trial of any civil or criminal case, and the provisions relating to assessors summoned in the Supreme Court shall apply to assessors summoned by a Magistrate under this Section.

Jurisdiction of Justice acting alone not to exceed Five Pounds.

6.—It shall be lawful for any Justice to hear and determine (either on the oath of one or more credible witnesses, or on the confession of the person charged) any information relating to an offence against any Ordinance containing no provisions to the contrary provided that no single Justice may impose a larger fine than Five Pounds.

When one Justice alone may act.

7.—One Justice may issue any summons, and any warrant of arrest, distress or commitment even in cases where the complaint must be heard by two or more Justices, provided that when two or more Justices are required to hear any case they must be present and acting together during the whole of the hearing and determination of the case.

Information must be laid within 12 months.

8.—When no time is specially limited for laying any information it shall not exceed twelve months from the time when the matter of such information arose.

#### PROCEDURE BEFORE HEARING.

Summons and Warrants.

9.—Whenever an information is laid before a Justice that any person has or is suspected to have committed any act for which he is liable by law to be imprisoned or fined or otherwise punished, and also in cases where a Summary Court has authority by law to make any order for the payment of money or otherwise such Justice may issue a summons or warrant as hereinafter provided, and every such summons or warrant shall be under the hand and seal of the Justice issuing the same.

Summons how served.

10.—A summons shall state shortly the matter of the complaint and shall name a day and hour for the defendant to appear at the Court, and such summons shall be served by delivery to the person to whom it is directed or by leaving it at his usual place of abode, or in such other special manner as the Justice may direct, provided that nothing herein shall oblige any Justice to issue any summons in any case where the application for an order is to be made *ex parte*.

11.—A witness may be summoned by any Justice upon the oath of a credible person that such witness is likely to give material evidence and will not come voluntarily. Proof of the service of a summons upon a defendant or witness shall be upon oath.

Proof of service.

12.—It shall be lawful for a Justice to issue a warrant of arrest in any of the following cases; that is to say:—

When warrant of arrest may issue.

(1.) Where an information of a felony or of an offence punishable on conviction by imprisonment is supported on oath to his satisfaction and it shall appear that the person should be immediately arrested to secure the ends of justice.

(2.) Where any person fails to appear at the time and place mentioned in any summons, and due proof of the service of such summons is given, and that such service has allowed a reasonable time for the defendant to appear, and that the case cannot or should not be heard in the absence of the defendant or his representative; provided that the Court may, instead of issuing a warrant, proceed *ex parte* to hear the complaint and adjudicate thereon as fully and effectually as if such party had personally appeared.

(3.) Where any witness shall neglect or refuse to attend and no just excuse shall be offered for such neglect or refusal, and after proof that the witness was summoned and that a reasonable sum was tendered to him for his expense in that behalf, provided that instead of committing such witness to prison the Court may in a summary way impose a fine not exceeding Ten Pounds.

(4.) Where such Justice is satisfied by evidence upon oath that it is probable that a witness will not attend and give evidence if summoned.

A warrant may be executed by any Constable or person to whom it is directed and shall state shortly the matter of the information, and shall name or otherwise describe the person against whom it has been issued, and such warrant may remain in force until it is executed, and any Constable or other person named, whether he have the warrant with him or not, may apprehend the said defendant.

13.—Any person who shall aid, abet, counsel, or procure, or attempt to commit or procure the commission of any offence punishable on summary conviction shall be liable to be proceeded against and convicted for the same, either together with the principal offender, or before or after his conviction, and shall be liable on conviction to the same penalty to which such principal offender shall be by law liable.

Aiders and Abettors.

14.—If any information shall be given upon oath to any Justice that there is reasonable cause to suspect that anything stolen or unlawfully obtained is concealed or lodged in any dwelling-house, ship, or other place, it shall be lawful for such Justice by warrant under his hand directed to any Constable to cause any such dwelling-house, ship, or other place to be entered and searched at any time of the day or by night (if power for that purpose be given by such warrant), and the said Justice, if it shall appear to him necessary, may empower such Constable, with such assistance as may be found necessary (such Constable having previously made known such his authority), to use force for the effecting of such entry, whether by breaking open doors or otherwise, and if upon search thereupon made any such thing shall be found, then to convey the

Search warrant.

same before a Justice, or otherwise dispose thereof in some place of safety, and to take into custody and carry before a Justice any person found in such house, ship, or place, who shall appear to have been privy to the deposit of any such thing knowing or having reasonable cause to suspect the same to be stolen or otherwise unlawfully obtained.

#### PROCEEDINGS ON HEARING.

Complaints to be heard in open Court.

**15.**—Every complaint cognizable on summary judication shall be heard and determined in an open Court to which the public shall have access so far as the same will conveniently contain them, and the Court shall, in every case, take notes in writing of the evidence, or of so much thereof as is material, in a book to be kept for that purpose.

Procedure on hearing.

**16.**—On the hearing of any complaint cognizable on summary judication the Court shall state to the defendant the substance of the complaint and shall ask him what answer, if any, he desires to make thereto.

(1.) If the defendant thereupon admit the truth of the complaint and show no sufficient cause why an order should not be made against him the Court shall make such order against him as the justice of the case requires.

(2.) If the defendant does not admit the truth of the complaint the witnesses on both sides shall, unless the Court in any case expressly orders, be placed out of Court.

(3.) The Court shall then proceed to hear the complainant and such witnesses as he may examine and then the defendant and such witnesses as he may examine and then such witnesses as the complainant may examine in reply if the defendant has examined any witness or given any evidence other than as to his the defendant's general character, but the complainant shall not be entitled to make any observations in reply upon the evidence given by the defendant nor shall the defendant be entitled to make any observations in reply upon the evidence given by the complainant in reply as aforesaid.

Power of Court to order that no person shall be present at preliminary investigation.

**17.**—It shall be lawful for the Court to order that no person shall be present without the permission of the Court at the holding of a preliminary investigation when the offence charged is only triable before the Supreme Court and the Court is of opinion that the ends of justice will be best answered by so doing.

Depositions.

**18.**—All evidence given at a preliminary investigation shall be taken down in writing and such depositions shall be read over to and signed respectively by the witnesses who shall have been examined, and shall also be signed by the Court.

Charge.

**19.**—After the examination of all the witnesses on the part of the prosecution the Court shall read to the accused the whole of the depositions taken against him and shall say to him these words or words to the like effect:—" *Having heard the evidence do you wish to say anything in answer to the charge? You are not obliged to say anything unless you desire to do so, but whatever you say will be taken down in writing and may be given in evidence against you on your trial.*"

**20.**—The Court may at any stage in the hearing of any case adjourn the hearing of the same to a certain place and time to be then appointed and in the meantime the Court may, Adjournment.

- (1.) Suffer the defendant to go at large, or
- (2.) Commit him to prison or a place of security, or
- (3.) Discharge him on his entering into a recognizance with or without sureties conditioned for his appearance at the time and place to which such hearing shall be so adjourned.

**21.**—Upon the conclusion of the hearing the Court shall, either immediately or at an adjourned sitting, give its decision on the case by either dismissing the complaint, or committing the accused person for trial to the next sessions, or adjudging the defendant to enter into a recognizance and find sureties to keep the peace, or to be of good behaviour, or making such order as the justice of the case requires. Judgment.

**22.**—Any Justice who shall hear and determine any complaint under this or any Ordinance, whether or not a summons shall have been issued, may award such costs as to him shall seem meet, to be paid to or by either of the parties, and if such costs be not paid at the time ordered, such Justice may issue a warrant of distress for the recovery thereof, or commit to prison the person so fined. Costs and mode of recovery.

**23.**—When any person shall be convicted of any offence and it is a first conviction the Court may discharge the offender upon his making satisfaction to the party aggrieved for any damage or costs. First conviction.

**24.**—The Court may commit to prison in any of the following cases; that is to say:— Committal to prison.

- (1.) Whenever the law under which the case is heard
  - (a) Imposes the penalty of imprisonment.
  - (b) Imposes the penalty of a fine or, in default, imprisonment, and such fine and costs be not paid at once or at the time named in any order made in regard thereto.
  - (c) Empowers a warrant of distress to be issued for the satisfaction of a penalty or sum in the nature of a penalty and no sufficient goods and chattels to levy the sum directed can be found.
  - (d) Empowers the Court to make an order for the payment of a sum of money, in the nature of a penalty, or the doing of any act or the refraining from doing any act, and the order so made is not complied with; provided that the person so imprisoned shall be discharged as soon as the order made has been complied with.

(2.) Where an information has been dismissed and the complainant has been ordered to pay costs, and such costs are not paid and no satisfactory security for their payment is tendered.

(3.) Where the hearing of a case has been adjourned and the Court is of opinion that the release of the defendant on recognizance might defeat the ends of justice.

(4.) Where any person shall refuse to be examined as a witness upon oath or to answer such questions concerning the

matter before the Court as shall then be put to him, without offering any just excuse, he may be imprisoned for any time not exceeding 7 days, unless he shall in the meantime consent to be examined.

Warrants of distress.

**25.**—Where a warrant of distress is issued under this Ordinance, the Court may order the detention of the person against whom it is issued until a return be made to such warrant or sufficient security be tendered to meet the amount required to satisfy it or security be given for the appearance of the defendant when a return shall be made to the warrant of distress.

To be executed between sunrise and sunset.

**26.**—A warrant of distress shall be executed after sunrise and before sunset, and the wearing apparel and bedding of the defendant and the tools and implements of his trade to the value of £5 shall be exempt from seizure under such warrant.

Exemptions from seizure.

To lapse on payment of amount stated and costs.

**27.**—In all cases where any person shall tender to the Constable having execution of a warrant of distress the sum therein mentioned together with the expenses of such distress up to the time of such tender, such Constable on receipt of the money shall cease to execute the same.

Imprisonment for non-payment of fine.

**28.**—In any case where a fine is imposed under any Law and such fine is not paid either immediately or at the time stated in the order and the Court is empowered to award imprisonment, such imprisonment may be with or without hard labour as such order shall direct, and for the period specified in the following scale :

For any sum not exceeding 10/-	7 days.
" " " exceeding 10/- and not exceeding £1	14 "
" " " " £1 " " "	£2 21 "
" " " " £2 " " "	£5 one month.
" " " " £5 " " "	£10 two months.
" " " " £10 " " "	£20 three "
" " " " £20 " " "	£30 four "
" " " " £30 " " "	£40 five "
" " " " £40 " " "	£50 six "
" " " " £50	one year.

Imprisonment may be consecutive where defendant is already undergoing imprisonment.

**29.**—When a Justice shall adjudge the defendant to be imprisoned, and such defendant shall then be undergoing imprisonment for some other offence, such Justice may order that the imprisonment upon such subsequent order shall commence at the expiration of the term of imprisonment then running.

Rewards to informers and others.

**30.**—In every case where a pecuniary penalty is recovered and it appears to the Governor that the informer or person prosecuting ought to be rewarded, the Governor may, in his discretion, direct any part not exceeding one moiety of such penalty to be paid to such informer or person.

Common informers.

**31.**—In order to discourage corrupt practices by common informers, it shall be lawful for the Court, although any part of a penalty shall be directed by any law to be paid to the informer, to adjudge that no part or some part only of the penalty shall be paid to the informer.

#### PENALTIES (CRIMINAL).

Perjury

**32.**—If in any case, civil or criminal, or in any proceeding connected therewith, it shall appear to the Court that any person

examined as a witness upon oath has committed wilful and corrupt perjury, or that any person, in any affidavit, declaration, or affirmation required to be made before the Court, has been guilty of the like offence, it shall be lawful for the Court to direct a prosecution for perjury to be forthwith instituted against any such person; or where such perjury is committed by any person examined as a witness in open Court, it shall be lawful for the Court, instead of directing such prosecution to be instituted as aforesaid, either to commit such witness, as for a contempt of the Court, to prison for any time not exceeding three months, with or without hard labour, or to fine such witness in any sum not exceeding Twenty Pounds: Provided that the powers hereinbefore given shall be in full force and operation, notwithstanding any irregularity or want of form in the administration of the oath, declaration, or affirmation.

**33.**—Any person who shall make and subscribe any declaration required to be made on the doing of any act, matter, or thing, or for verifying any book, account, entry or return, or for any purpose whatsoever, and shall wilfully make therein any false statement as to any material particular, shall be deemed guilty of a misdemeanour and shall be liable to a penalty not exceeding £50, and if proceeded against on indictment shall be liable on conviction to imprisonment with or without hard labour for a term not exceeding one year or to a fine not exceeding £300.

False declarations.

**34.**—Any person who shall unlawfully and wilfully commit any damage to or upon any real or personal property whatever either of a public or private nature, for which offence no punishment is already otherwise provided (the injury done being under the value of £50), shall pay to the party aggrieved such reasonable amount of compensation for the injury done as the Magistrate shall see fit; and shall also be liable to a fine not exceeding the sum of Forty Shillings.

For damage to real or personal property.

**35.**—It shall be lawful for any Magistrate or two Justices to hear and determine any information relating to the following offences; that is to say:—

- (a) Robbing any goods, chattels, money, or valuable security from the person of another or stealing or obtaining goods, chattels, money, or valuable security under any false pretence, or receiving the same, knowing the same to have been robbed, stolen or unlawfully obtained; provided that it be proved by the evidence that the value of such goods, chattels, money, or valuable security charged to have been robbed, stolen or falsely or fraudulently obtained or received does not exceed the sum of Five Pounds.

Robbery.

- (b) Unlawfully and maliciously wounding or inflicting any bodily harm upon any person, provided that it be proved by the evidence of a Medical Officer, if one was called in, and if not by other evidence that such wound was not serious or likely to disable.

Wounding.

And any person convicted of any of the foregoing offences may be imprisoned with hard labour for a period not exceeding six months, provided that the Court may if it think fit abstain from adjudicating upon any charge under this section, and deal with the case in all respects as if it had no authority finally to hear and determine the same.

**36.**—Any person shall be liable to a fine not exceeding Five Pounds who commits any of the following offences:



Being in possession of  
or conveying stolen  
property.

(a) Who shall have had possession of anything, and shall have had reasonable cause to suspect the same to have been stolen or unlawfully obtained, and any person who is charged with having in his possession or conveying in any manner anything which may reasonably be suspected of being stolen or unlawfully obtained, and who shall not give account to the satisfaction of the Justice before whom he is brought how he came by the same.

Receiving stolen goods.

(b) Any person who shall be brought before any Justice charged with having or conveying anything stolen or unlawfully obtained, and shall declare that he received the same from some other person, or that he was employed as a carrier, agent, or servant to convey the same for some other person, such Justice is hereby authorised and required to cause every such person, and also, if necessary, every former or pretended purchaser or other person through whose possession the same shall have passed to be brought before him and examined, and to examine witnesses upon oath touching the same.

Using horses without  
consent.

(c) Any person who without the authority of the owner shall catch, ride, or use any horse.

Obtaining money or  
reward by threats.

(d) Any person who shall obtain any sum of money or other reward from any person by threatening directly or indirectly to lodge any information or make any complaint before any Justice, or as an inducement for forbearing to lay such information or to make such complaint.

Assault.

(e) Any person who shall unlawfully assault or beat any other person. §

Causing bodily hurt.

**37.**—Any person who by offending against this or any Ordinance shall cause hurt or damage to any person shall, on conviction pay such sum not exceeding Ten Pounds as shall appear to the Court reasonable amends to the person aggrieved, in addition to any fine or punishment to which he may be liable for the offence, and the evidence of the person aggrieved may be admitted in proof of the offence.

Supplying liquor to  
H. M. ships without  
consent.

**38.**—

(1.) No person shall bring on board any of His Majesty's ships any liquor without the previous consent of the officer commanding; and any officer may with or without persons under his command search any vessel hovering about or approaching or which may have hovered about or approached any of His Majesty's ships and seize any liquor found on board such vessel, and all liquor so seized shall be forfeited to His Majesty; and any person who, without such previous consent as aforesaid, brings any liquor on board any of His Majesty's

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§ **NOTE.**—For the protection of a married woman whose husband has been convicted of an aggravated assault Summary Jurisdiction is conferred by 58 & 59 Vict., Ch. 39 upon a Magistrate to make an order equivalent to a decree of judicial separation, to give her the legal custody of their children under 16 and to compel the husband to maintain her.



ships, or approachs or hovers about any of His Majesty's ships for the purpose of bringing any liquor on board the same, or of giving or selling it to men in His Majesty's service; and any person who approaches or hovers about any of His Majesty's ships for the purpose of aiding or assisting any one in His Majesty's service to desert or improperly absent himself from his ship shall be liable to a penalty not exceeding £10 and may be arrested by any officer without warrant or other process.

(2.) For the purposes of this section :—

The expression "Officer" shall include a warrant or petty officer of the Royal Navy and a non-commissioned officer of Marines and a Police Constable.

The expression "liquor" shall mean spirituous or fermented liquor of any description.

The expression "ship" shall mean any of His Majesty's ships or vessels.

39.—If any goods shall be stolen or unlawfully obtained, or being lawfully obtained shall be unlawfully deposited, pawned, pledged, sold, or exchanged and complaint thereof shall be made to a Justice, and that such goods are in the possession of any person who shall have advanced money upon the credit of such goods, it shall be lawful for the Justice to issue a summons or warrant for the appearance of such person and for the production of such goods, and to order such goods to be delivered to the owner thereof, either without payment or upon payment of such sum, and at such time as the Justice shall think fit, and any person so ordered who shall refuse or neglect to deliver up the goods, or who shall dispose of or make away with the same, after notice that such goods were stolen or unlawfully obtained, shall forfeit to the owner of the goods twice the value thereof, to be determined by the Justice.

Restoration of stolen goods may be ordered.

#### CIVIL SUITS.

40.—Whenever any domestic servant, artificer, labourer, or other person, shall have contracted verbally or in writing to serve any person at any time and in any capacity, and he shall not enter into or commence his service according to such contract, or whenever having entered into such service he shall absent himself before the expiration of his contract, or shall neglect to fulfil the same, or shall be guilty of any misconduct in the execution of the same, or in any way respecting the same, it shall be lawful for any Justice to hear and determine any such complaint made against him by his employer, or by the steward, manager, or agent of his employer, and upon conviction to punish him by fine not exceeding Five Pounds and to abate the whole or part of his wages; and also to hear and determine all complaints concerning breach of contract or ill-usage which shall happen and arise between any such domestic servant, artificer, labourer, or other person and his employer, or the steward, manager, or agent of his employer, and to impose any fine not exceeding Five Pounds, and to make such order for payment of wages as shall seem just, and every such order may be enforced by execution against the goods, effects or other property of the party against whom such order shall be made.

Power to Court to determine complaints between employer and workman, &c.

41.—Any person with whom such domestic servant, artificer, labourer, or other person shall have so contracted may maintain an

Action by employer against person employing workman.

action on the case against any person who shall employ, retain, harbour, or conceal any such domestic servant, artificer, labourer, or other person during the existence of such contract, knowing that he was under such contract.

Claims to tenements.

**42.**—The decision of claims to tenements shall be subject to the following provisions :—

Whenever the term or interest of the tenant of any house or of any part of a house situate in Stanley, which shall be held by him for any term not exceeding twelve months shall have ended or shall have been duly determined by a legal notice to quit, if such tenant (or where such tenant shall not himself occupy the premises, or only a part thereof if the person by whom the same or any part thereof, shall be occupied) shall neglect or refuse to deliver up possession of the same, it shall be lawful for the landlord or his known agent to cause such tenant or occupier to be served with a summons in writing signed by any Justice to show cause why possession of the premises should not be delivered up; and—

If any such tenant or occupier shall not appear at the time and place so appointed, or shall appear but shall not show to the satisfaction of the Court reasonable cause why possession should not be given up, and shall still refuse or neglect to deliver up possession of the said premises to the said landlord or agent, it shall be lawful for the Court upon proof of the holding and of the end and determination of the tenancy, with the time and manner thereof (and where the title of the landlord shall have accrued since the letting of the premises, upon proof of the right by which he claims), to issue a warrant to any Constable requiring and authorising him, within a period to be therein named, to give possession of the premises to such landlord or agent, and such warrant shall be a sufficient warrant to the said Constable to enter upon the premises with such assistants as he shall deem necessary, and to give possession accordingly at any time between the hours of nine in the morning and four in the afternoon.

Payment by master of vessel for Prison maintenance of crew.

**43.**—If the master of any vessel lying in Stanley Harbour shall apply to have any of his crew lodged in Gaol, he shall, on the conviction, first pay towards the prison maintenance the sum of one shilling and sixpence per diem for each man, to be deducted from their several wages according to the provisions of the Merchant Shipping Acts, and shall take a receipt for the same from the Court: Provided that if any Master shall obtain the release of any of his crew thus imprisoned before the expiration of their confinement, he shall receive the balance of the sum paid for their support, which sum shall be endorsed on the receipt given at the previous conviction.

Provisions of Merchant Shipping Acts as to offences committed by seamen extended to Foreign vessels.

**44.**—The provisions of the Merchant Shipping Acts relating to any offence committed by any seaman or apprentice belonging to a British vessel shall extend and apply to any seaman or apprentice on board any foreign vessel, prosecuted by the Master for any such offence committed within this Colony, provided that it shall not be necessary to prove an entry in the log of an offence upon any such prosecution, and that on any prosecution for desertion, after the

departure of the vessel, it shall be sufficient to prove that the fact of the desertion was endorsed on the agreement.

**45.**—The Chief Justice may from time to time make rules for regulating the process and practice in the summary courts, the forms to be used, the fees to be paid and the conduct of all civil and criminal business coming within their cognisance and with regard to all other matters relating to the said Courts not otherwise specially provided for and such rules shall come into force when approved by the Governor in Council and duly published.

Power to make Rules.

**46.**—The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of the Schedule.

Repeal.

**47.**—This Ordinance may be cited as "The Summary Jurisdiction Ordinance, 1901."

Short title.

Passed the Legislative Council this 11th day of April, 1901.

Assented to by the Governor and given under the Public Seal of the Colony this 16th day of April, 1901.

(Signed)

M. CRAIGIE-HALKETT,  
*Clerk of the Council.*

## SCHEDULE.

### R E P E A L.

No. and Year.	Short Title.	Extent of Repeal.
10 of 1853.	Administration of Justice Ordinance ...	The whole.
11 of 1853.	Summary Jurisdiction Ordinance ...	Sections 1, 2, 3, 4, 5, 6, 7, 8, 11, 27, 28, 29, 30, 33, 34, 42.
3 of 1857.	An Ordinance to provide for the application of the Merchant Shipping Act of 1854 within the Colony ...	The whole.
1 of 1862.	Summary Jurisdiction Amendment Ordinance ...	The whole.
2 of 1862.	" " " " ...	The whole.
3 of 1862.	" " " " ...	The whole.
2 of 1876.	An Ordinance to make further provision for the Administration of Justice in the Falkland Islands ...	The whole.
7 of 1886.	An Ordinance to prevent the introduction of spirituous or fermented liquors on board Her Majesty's ships without the consent of the Commander ...	The whole.
8 of 1886.	An Ordinance to make better provision for the protection of married women ...	The whole.
1 of 1890.	An Ordinance for the summary punishment of Perjury...	The whole.
10 of 1895.	An Ordinance to provide for the appointment of a Stipendiary Magistrate for the Island of West Falkland ...	The whole.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

VOL. XI.

MAY 1st, 1901.

No. 5

No. 44.

## Royal Fleet Reserve.

Intimation is hereby given that a copy of the Instructions for the Government of the Royal Fleet Reserve can be seen at the Colonial Secretary's Office.

16th April, 1901.

No. 45.

## Convention with the United States.

Intimation is hereby given that the accession of the Falkland Islands to the Convention as to the tenure and disposition of Real and Personal Property has been notified to the United States Government.

22nd April, 1901.

No. 46.

## Board of Health, West Falklands.

His Excellency the Governor in Council has approved of the following Bye-Law of the Board of Health, West Falklands.

"The Bye-Laws framed by the Board of Health, (now the Board of Health for the East Falkland Island), on the 18th of September, 1894, so far as they are suitable and appropriate, and subject to such qualifications as the local circumstances of the West Falkland Island render necessary, are and shall be in force in the West Falkland Island."

19th February, 1901.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

1st May, 1901.

# Statement showing Total Receipts and Payments during Year ended 31st December, 1900.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s	d.	£	s	d.	£	s	d.		£	s	d.	£	s	d.	£	s	d.
Balance on 1st January, 1900 ...	1161	11	5	121	9	11	1283	1	4	Pensions ...	...	...	...	222	16	0	222	16	0
Customs ...	5612	12	3	...	...	...	5612	12	3	The Governor ...	1448	13	5	3	13	1	1452	6	6
Port, Harbour & Tonnage dues	152	5	3	...	...	...	152	5	3	Colonial Secretary	943	11	7	292	2	10	1238	14	5
Internal Revenue	670	8	3	...	...	...	670	8	3	Customs Department ...	94	8	3	3	15	0	98	3	3
Fees	512	9	9	...	...	...	512	9	9	Audit Department	...	...	...	17	0	0	17	0	0
Post Office	831	17	5	...	...	...	831	17	5	Port and Marine Department ...	136	14	11	12	12	11	149	7	10
Rents	4995	5	0	...	...	...	4995	5	0	Legal Department	426	10	3	...	...	...	426	10	3
Miscellaneous	260	4	1	...	...	...	260	4	1	Police ...	433	8	2	63	19	2	497	7	4
Interest on Investments	...	...	...	...	...	...	...	...	...	Prisons ...	276	15	6	31	17	5	308	12	11
" Land Sales	59	8	2	887	13	10	947	2	0	Medical Department	581	16	1	19	7	7	601	3	8
" Savings Bank	...	...	...	1450	4	9	1450	4	9	Education	585	1	9	51	2	4	636	4	1
" Surplus	...	...	...	...	...	...	...	...	...	Ecclesiastical ...	454	15	11	...	...	...	454	15	11
" Fire Brigade	77	5	7	...	...	...	77	5	7	Transport	125	2	7	188	8	0	313	16	7
Overpayments recovered	53	15	5	12	11	1	65	6	6	Miscellaneous Services	392	4	11	206	6	4	598	11	3
Total exclusive of Land Sales ...	13225	11	2	2350	9	8	15576	0	10	Post Office	469	0	0	2522	3	3	2991	3	3
Land Sales	...	...	...	2037	12	11	2037	12	11	Public Works	1104	10	3	638	11	10	1743	2	1
Total	13225	11	2	4388	2	7	17613	13	9	Public Works (Extraordinary)	1120	17	8	761	7	2	1885	4	10
Investments realized	...	...	...	...	...	...	...	...	...	Colonial Engineer	696	12	4	87	8	5	784	0	9
Advances repaid	707	19	7	14	2	18	2150	18	4	Drawbacks	...	13	...	...	...	...	13	...	...
Deposits received	28610	0	3	1061	2	6	32674	2	9	Savings Bank	1082	0	3	...	...	...	1082	0	3
Remittances received	...	...	...	10786	10	7	10786	10	7	Total	10376	2	10	5125	11	4	15501	14	2
Received under Scab Ordinance	810	6	2	...	...	...	810	6	2	Investments made	...	...	...	2251	15	5	2251	15	5
Total	43353	17	2	20681	14	5	64035	11	7	Advances	2462	12	5	104	3	5	2566	15	10
Total with balance	44515	8	7	20803	4	4	65318	12	11	Deposits repaid	20868	14	10	115	0	1	32448	15	10
										Remittances to Crown Agents	9555	8	0	...	...	...	9555	8	0
										Expended under Scab Ord.,	498	19	9	...	...	...	498	19	9
										Total	43761	17	10	19061	11	2	62823	9	0
										Balance on 31st Dec., 1900	753	10	9	*1741	13	2	2495	3	11

## COLONY of FALKLAND ISLANDS. (FORM B.)

## Statement of Assets and Liabilities on 31st December, 1900.

Assets.			Amount.			Total.			Liabilities.			Amount.			Total.		
CASH IN	Colonial Chest	...	753	10	9	3829	3	11	BILLS DRAWN ON CROWN AGENTS...	1168	18	6	1168	18	6		
	Crown Agents	...	*1741	13	2												
	Commissioners of Currency	...	1834	0	0												
INVESTMENTS	Land Sales Fund	...	24283	7	9	69314	3	5	DEPOSITS				74713	5	3		
	Savings Bank	...	44400	19	3												
	Note Fund	...	333	0	0					Land Sales	25083	7				9	
	Intestates	...	596	16	5					Savings Bank	46216	3				11	
BILLS IN TRANSIT	Falkland Islands Co.	...	2000	0	0	2000	0	0	Note Fund	333	0	0	2000	0	0		
					Intestates				1275	17	3						
					Scab				1774	8	4						
ADVANCES	War Office & Admiralty	...	40	10	7	1065	6	2	Aliens	30	0	0	1375	3	0		
	Board of Trade	...	87	7	2				Money Orders	0	8	0					
	" " D.B.S.	...		16	6				Due for Notes received from								
	Fire Engine	...	606	3	11				Commissioners of Currency	2000	0	0					
	Public Officers	...	26	2	11				POST OFFICE								
	Admiralty	...	260	0	0				Pacific S. N. Co., Mail Subsidy...	1366	8	9					
	Note Fund	...	45	5	1				Unpaid Money Orders	8	14	3					
Excess of Liabilities over Assets			...			2747	13	3	PENSIONS								
						79257	6	9							79257	6	9

April, 1901.

\* £800 Land Sales invested. 1st January, 1901.  
† Crown Agents have instructions to invest.

VERE PACKE,  
Acting Colonial Treasurer.

Date		Time		Place		Remarks	
1880	Jan	1	10	San Francisco	California	Arrived	
1880	Jan	2	11	San Francisco	California	Left	
1880	Jan	3	12	San Francisco	California	Arrived	
1880	Jan	4	13	San Francisco	California	Left	
1880	Jan	5	14	San Francisco	California	Arrived	
1880	Jan	6	15	San Francisco	California	Left	
1880	Jan	7	16	San Francisco	California	Arrived	
1880	Jan	8	17	San Francisco	California	Left	
1880	Jan	9	18	San Francisco	California	Arrived	
1880	Jan	10	19	San Francisco	California	Left	
1880	Jan	11	20	San Francisco	California	Arrived	
1880	Jan	12	21	San Francisco	California	Left	
1880	Jan	13	22	San Francisco	California	Arrived	
1880	Jan	14	23	San Francisco	California	Left	
1880	Jan	15	24	San Francisco	California	Arrived	
1880	Jan	16	25	San Francisco	California	Left	
1880	Jan	17	26	San Francisco	California	Arrived	
1880	Jan	18	27	San Francisco	California	Left	
1880	Jan	19	28	San Francisco	California	Arrived	
1880	Jan	20	29	San Francisco	California	Left	
1880	Jan	21	30	San Francisco	California	Arrived	
1880	Jan	22	31	San Francisco	California	Left	





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

Vol. XI.

JUNE 1st, 1901.

No. 6.

No. 49.

## Supplementary Appropriation Bill.

His Excellency the Governor directs the publication of the draft of an Ordinance to authorize the Supplementary Expenditure for the year 1900.

8th May, 1901.

No. 50.

## Legislative Council.

His Excellency the Governor directs it to be notified that the re-appointment of the Honourable J. J. Felton to be a Member of the Legislative Council has been confirmed by His Majesty the King.

23rd April, 1901.

No. 51.

## German Consul.

His Excellency the Governor has been pleased to recognize the appointment of the Honourable W. A. Harding to act as German Consul.

28th May, 1901.

No. 52.

## Intestate Notice.

Any persons having claims against the estate of William Hamil, deceased, late of San Carlos in the East Falklands, are hereby required to file and prove the same at the Office of the Official Administrator on or before the 31st day of August, 1901.

Any Creditor or Claimant should express the name and place of his abode, the origin of the debt or claim, the degree or class of such debt, the particulars and exact amount thereof, verified by affidavit, and there should also be annexed to every such claim the documents purporting to be evidence to the same.

VERE PACKE,  
Acting Official Administrator.

21st May, 1901.

No. 53.

## CURRENCY NOTE FUND.

Abstract of Accounts as required by Section 10 Sub-section 4 of the Currency Note Order 1899.

Amount and average of Currency Notes in circulation during  
Month ended 10th May, 1901  
Coin portion of Note Guarantee Fund on 10th May, 1901  
Average amount during month  
Investments forming part of Note Guarantee Fund

Nominal value  
Purchase price  
Price on 30th April, 1900.

£3500  
£2334  
£2334  
South Australia 3 per cent,  
and Queensland     "  
£888 9 7  
£833 0 0  
£93½ per cent.

W. Hart Bennett  
Vere Packe

} Commissioners of Currency.

§ This statement applies also to the month of April, 1901.

Audited and found correct,

LOWTHER E. BRANDON.

### Notices and Advertisements.

---

Approved notices and advertisements will be inserted in the Government Gazette at the following rates.

Every notice under the Probate Ordinance	5/-
Any other notice or advertisement, not exceeding 50 words	2/6
Every additional 25 "	1/-
No notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.	

All communications to be addressed to the Colonial Secretary.

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This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

1st June, 1901.



## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, Esquire,

*Companion of the Most Distinguished Order of Saint Michael and Saint George.*

GOVERNOR AND COMMANDER-IN-CHIEF.

( 1901. )

*An Ordinance to authorize the Supplementary Expenditure for the year 1900.*

Whereas during the year 1900 certain sums of money were issued out of the Public Revenues of the Colony and applied to purposes and services not provided for in the Appropriation Ordinance 1900, and it is necessary to legalize such payments:—

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof, as follows:—

1.—In addition to the sums already provided for the service of the year ended on the 31st December, 1900, the appropriation of the sum of Two thousand Seven hundred and Sixty eight pounds Eight shillings and Two pence issued out of the Public Revenue and other funds of the Colony and applied to the service of that year for the purposes expressed in the following Schedule, is hereby authorized and confirmed.

## SCHEDULE.

Colonial Secretary	...	40	14	5
Legal	...	65	10	3
Transport	...	183	16	7
Public Works	...	593	2	1
„ (Extraordinary)	...	1885	4	10
		2768	8	2

Passed the Legislative Council this      day of  
1901.

Assented to by the Governor and given under the Public  
Seal of the Colony this      day of      1901.

*Clark of the Council.*



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PAULI CENTER FOR THE STUDY OF THE PHYSICAL SCIENCES

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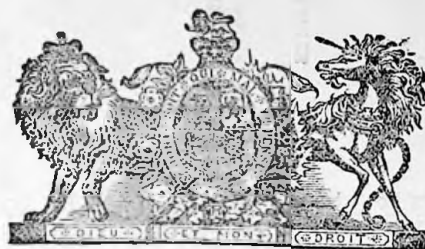
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# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

VOL. XI.

JULY 1st, 1901.

No. 7.

No. 54.

## Death of Queen Victoria.

His Excellency the Governor directs it to be notified that he has received a communication from the Right Honourable the Secretary of State for the Colonies intimating that His Majesty desires to convey an expression of his thanks for the kind and dutiful sympathy extended to Him and the Royal Family by the Legislative Council and the people of the Colony on the occasion of the lamented death of Her late Majesty Queen Victoria.

29th June, 1901.

No. 55.

## Intestate Notice.

Any persons having claims against the estate of William Hamil, deceased, late of San Carlos in the East Falklands, are hereby required to file and prove the same at the Office of the Official Administrator on or before the 31st day of August, 1901.

Any Creditor or Claimant should express the name and place of his abode, the origin of the debt or claim, the degree or class of such debt, the particulars and exact amount thereof, verified by affidavit, and there should also be annexed to every such claim the documents purporting to be evidence to the same.

VERE PACKE,  
Acting Official Administrator.

21st May, 1901.

## Notices and Advertisements.

Approved notices and advertisements will be inserted in the Government Gazette at the following rates.

Every notice under the Probate Ordinance	5/-
Any other notice or advertisement, not exceeding 50 words	2/6
Every additional 25 "	1/-
No notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.	

All communications to be addressed to the Colonial Secretary.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

1st July, 1901.

# Revised Statement of Assets and Liabilities on 31st December, 1900.

Assets.			Amount.			Total.			Liabilities.			Amount.			Total.		
CASH IN	Colonial Chest	...	753	10	9	3829	3	11	BILLS DRAWN ON CROWN AGENTS...	1168	18	6	1168	18	6		
	Crown Agents	...	*1741	13	2												
	Commisioners of Currency	...	1334	0	0												
INVESTMENTS	Land Sales Fund	...	24283	7	9	69314	3	5	DEPOSITS				74713	5	3		
	Savings Bank	...	44400	19	3												
	Noto Fund	...	333	0	0												
	Intestates	...	596	16	5												
BILLS IN TRANSIT	Falkland Islands Co.	...	1000	0	0	1000	0	0									
ADVANCES	War Office & Admiralty	...	40	10	7	1063	6	2	Due for Notes received from Commissioners of Currency				2000	0	0		
	Board of Trade	...	87	7	2												
	" " D.B.S.	...		16	6												
	Fire Engine	...	606	3	11												
	Public Officers	...	26	2	11												
	Admiralty	...	260	0	0												
	Note Fund	...	45	5	1												
Excess of Liabilities over Assets			...			3747	13	3	PENSIONS				1375	3	0		
						79257	6	9					79257	6	9		

April, 1901.

\* £800 Land Sales invested. 1st January, 1901.  
† Crown Agents have instructions to invest.

VERE PACKE,  
Acting Colonial Treasurer.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

VOL. XI.

AUGUST 1st, 1901.

No. 8.

No. 57.

## Supplementary Appropriation Ordinance. No. 3 of 1901.

With reference to notification No. 49 in Gazette No. 6 of 1st June, 1901, it is hereby notified for general information that His Excellency the Governor has this day been pleased to give his assent to Ordinance No. 3 of 1901, entitled "An Ordinance to authorize the Supplementary Expenditure for the year 1901."

5th July, 1901.

No. 58.

## Live Stock Bill.

His Excellency the Governor directs the publication of the draft of an Ordinance relating to Scab and other infectious and contagious diseases in sheep or other animals.

26th July, 1901.

No. 59.

## Visiting Justices.

Under the provisions of the Gaol Ordinance No. 5 of 1898, His Excellency the Governor has been pleased to appoint the undermentioned Justices of the Peace to be Visiting Justices of the Prison for the half-year ending 31st December, 1901.

The Honourable W. A. Harding  
J. J. Felton.

26th July, 1901.

No. 60.

## Intestate Notice.

Any persons having claims against the estate of William Hamil, deceased, late of San Carlos in the East Falklands, are hereby required to file and prove the same at the Office of the Official Administrator on or before the 31st day of August, 1901.

Any Creditor or Claimant should express the name and place of his abode, the origin of the debt or claim, the degree or class of such debt, the particulars and exact amount thereof, verified by affidavit, and there should also be annexed to every such claim the documents purporting to be evidence to the same.

VERE PACKE,

Acting Official Administrator.

21st May, 1901.

No. 61.

## Probate Notice.

In the Supreme Court of the Falkland Islands. Probate side,

In the goods of the late Charles Seccombe Williams, deceased.

Whereas Lillian Gertrude Williams of Stanley, has applied for Letters of Administration of the goods and chattels, rights and credits of Charles Seccombe Williams, deceased

These are therefore to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice of the Court within 21 days from the date hereof.

Dated this 1st day of August, 1901.

M. CRAIGIE-HALKETT,  
Registrar.



(Signed)

W. GREY-WILSON.

# **Proclamation.**

---

By His Excellency WILLIAM GREY-WILSON, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor, Commander-in-Chief and Vice Admiral of the Falkland Islands, etc., etc., etc.

Whereas by Section 2 of Ordinance No. 4 of 1870, power is conferred upon the Governor in Council by Proclamation, to order the destruction on arrival in these Islands of any hay, straw, fodder or other article, whereby it appears to him that infection or contagion may be conveyed,

And whereas, looking to the prevalence of Anthrax, it appears to the Governor expedient to order the destruction of any alfalfa imported into this Colony from Chile.

NOW, THEREFORE, I, William Grey-Wilson, in pursuance of the powers vested in me, do hereby order that any alfalfa imported from Chile shall be destroyed by the Government Stock Inspector either before or immediately on being landed.

---

## **GOD SAVE THE KING.**

---

Given under the hand of His Excellency at Government House, the Falkland Islands, this 10th day of July, 1901.

By Command,

W. HART BENNETT,

Colonial Secretary.

No.



1901.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

---

*An Ordinance relating to Scab and other infectious and contagious diseases in sheep and other animals.*

---

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1.—In this Ordinance,

- “Destroy” shall mean kill and either bury at a depth of not less than two feet under the ground or consume by fire or boil down.
- “Sheep” means any ram, ewe, wether or lamb.
- “Travelling sheep” means sheep being driven over any road or land not in the occupation of the owner.
- “Infected sheep” means any sheep infected with scab or other infectious or contagious disease or which within six months have been exposed to infection or contagion.
- “Stray sheep” means any sheep upon land which is neither owned nor rented by the owner of the sheep.
- “Dipping” means immersing in some scab-destroying preparation approved by the Governor.
- “Dressing” means applying to a sheep a scab-destroying preparation.
- “Imported” means brought from any place beyond the limits of the Colony.
- “Inspector” includes the Chief Inspector and Sub-Inspectors.
- “Farmer” means the owner of any sheep and includes the manager, overseer or person in charge of any sheep.
- “Station” means the land, enclosures and buildings (but not a dwelling house) occupied or used by any farmer.

2.—For the purpose of carrying out the provisions of this Ordinance the Governor may appoint duly qualified persons to act as Inspectors for such periods, at such salaries and on such terms and conditions as may be thought proper by the Governor in Council. No Inspector shall either directly or indirectly be an owner of or dealer in sheep or act as the agent of any farmer, under a penalty for any such offence not exceeding Fifty Pounds.

3.—An Inspector may at any time in the execution of his duty enter any station and if any farmer will not permit such Inspector, upon his demanding and stating his business, so to enter or refuses to collect within any enclosure upon such land any sheep, or if any person impede or hinder such Inspector in the discharge of his duty, such farmer or person shall on conviction be liable to a penalty not exceeding Fifty Pounds.

4.—An Inspector may where necessary employ any person to assist him in carrying out the provisions of this Ordinance or any Regulations hereunder, and the owner through whose neglect, omission or other default or by reason of the infection or removal of or other dealing with whose sheep the expense of such employment shall have been incurred shall repay the same to the Inspector on demand as well as all other expenses incurred by the Inspector in the performance of his duty in regard to any such sheep.

5.—Any Inspector in the discharge of his duty as such may demand suitable board and lodging of any farmer and shall pay in respect thereof the sum of four shillings per day and night.

6.—An Inspector may call upon any person concerned in the charge, control or management of any sheep to give information to him as to facts within his knowledge relating to such sheep, and if any person being so called upon shall refuse or neglect to give such information or shall make any statement knowing the same to be false he shall be liable to a penalty not exceeding Twenty-five Pounds.

7.—Whenever a farmer shall become aware or have reasonable grounds to suspect that any of his sheep have become infected he shall within forty-eight hours thereafter give notice thereof in writing to the owners of adjoining stations and shall within one week thereafter give notice thereof in writing to an Inspector. He shall also within 21 days thereafter or on such date as is laid down in any rules or as may be ordered by an Inspector dip all such sheep and, within 21 days of the completion of the first dipping, dip all such sheep a second time.

8.—An Inspector on being satisfied that any station or any part of a station is infected shall, on ascertaining the extent to which the infection has spread, define the boundaries of and place the infected land in quarantine by giving notice to the proprietor or person in charge of such station in Form 1 in the First Schedule hereto and by notification in the Gazette, signed by such Inspector, of the establishment of such quarantine and all sheep within, or which may be brought within such boundaries during the existence of such quarantine shall be included and kept therein until released by order of an Inspector, and such quarantine shall continue in force until an Inspector shall issue a certificate as in Form 2 in the First Schedule hereto.

9.—No person shall remove into or take out of quarantine any

sheep without the permission in writing of an Inspector, and all sheep unlawfully taken in or out of quarantine may be seized by any person and shall be dealt with as an Inspector shall direct.

**10.**—Every farmer shall always have in readiness on every station all the materials and appliances necessary to dip and dress to the satisfaction of an Inspector all the sheep on such station.

**11.**—An Inspector may at any time order that any sheep he may suspect to be infected be dipped and dressed and require any owner to disinfect any premises, yard or articles used by any infected sheep.

**12.**—No clean certificate as in the Form 2 in the First Schedule hereto shall be granted by an Inspector under Section 8 hereof until a declaration has been made by the farmer in Form 3 of the First Schedule hereto.

**13.**—Every farmer shall on or before the 31st day of May in every year make and transmit to the Chief Inspector a return in Form 5 of the First Schedule hereto.

**14.**—All ear marks and brands shall be subject to the approval of the Chief Inspector and when approved shall be registered and a description thereof published in the Gazette. The registered mark for wethers and rams shall be on the off ear and for ewes shall be on the near ear and no age mark shall be put on the ear which contains the registered mark.

**15.**—No person shall slaughter for sale or expose for sale or export the carcase of any sheep suffering from Scab or other infectious or contagious disease.

#### CLEANING ORDERS AND CLEAN CERTIFICATES.

**16.**—If an Inspector is satisfied that any sheep are infected he shall give the owner of such sheep an order in writing to clean such sheep within twelve months from the date of such order, and if at any time during such period such owner shall not in the opinion of an Inspector have made or be making reasonable exertions to clean such sheep or if at the expiration of the twelve months such sheep shall in the opinion of an Inspector still be infected sheep the owner thereof shall upon conviction be liable to a penalty not less than one halfpenny and not more than two-pence for every such sheep.

**17.**—If after the expiration of nine months from the date of a conviction under the preceding Section such sheep shall in the opinion of an Inspector still be infected sheep the owner of such sheep shall upon conviction be liable to a further penalty of two-pence for every such infected sheep and so on for every succeeding period of nine months, provided that a Magistrate may upon the application of an Inspector order the destruction of any sheep which have been infected for more than 21 months, and such Inspector shall cause such sheep to be destroyed and the remains disposed of for the benefit of the owner as such Inspector may direct.

**18.**—Every farmer who shall gather any flock for the purposes of shearing, dipping, dressing, cutting, tading, or ear-marking or removal from the station or for any other purpose shall forty-eight

hours at least before gathering the same give notice in writing to the occupiers of all the adjoining stations of his intention so to do.

#### TRAVELLING SHEEP.

**19.**—No person shall drive any sheep upon or across any station without giving notice to the owner of such station in writing not less than twenty-four hours and not more than three days before such driving of the intention so to do and of the place whence and whither such sheep are being driven and the point at which the person driving such sheep will enter such station, provided that any farmer may, in writing, dispense with or vary the provisions of this section as regards any other farmer.

**20.**—Any farmer may seize and detain any infected sheep and may detain and examine any travelling sheep approaching or being upon any part of his station upon reasonable suspicion of their being infected and upon his giving the owner of such sheep written notice to that effect he may detain them until their owner shall call in the Inspector to examine such sheep and determine whether or not they are infected: and if the owner shall prevent such sheep from being detained or examined as aforesaid or impede or hinder the proprietor or person in charge in detaining or examining them, or shall not forthwith after their detention give the Inspector written notice thereof, then such owner shall for every such offence incur a penalty not exceeding One Hundred Pounds.

**21.**—Any person so detaining any travelling sheep shall until the arrival of an Inspector keep such sheep on his own station or make such arrangements as shall prevent the further spread of disease, and if such sheep shall be declared infected all necessary expenses incurred by such person in the detention and keep of such sheep shall be repaid to him by their owner, but if it shall be found that the sheep so detained were not infected and that there was no reasonable ground for suspecting them to be infected the person detaining them shall pay the owner of such sheep the loss and expense occasioned by such detention.

**22.**—If with intent to cause it to appear that any sheep are not infected within the meaning of this Ordinance or to conceal the ownership of any sheep any person shall separate any of the sheep of a flock from any others of the same flock or conceal or destroy any sheep or remove any mark from any sheep he shall be liable for every such offence to a penalty not exceeding One Hundred Pounds.

**23.**—If any person shall cast any infected sheep into any stream or running water or leave the carcasses of any such sheep in any stream or running water he shall be liable to a penalty not exceeding One Hundred Pounds.

**24.**—No person shall abandon any infected sheep or leave the dead carcass of any infected sheep unburied or undestroyed by fire when it is possible to bury or so destroy the same. In cases where it is impossible to bury or destroy by fire such carcasses he shall at once remove the skins thereof and take them away well and securely packed in a bag.

#### IMPORTING SHEEP.

**25.**—Every person intending to import sheep shall give notice in writing to an Inspector stating their number, description, from whence expected, where purchased and probable date of their arrival in the Colony.

26.—All imported sheep landed without a permit shall at once be driven to and confined in a paddock and shall thereupon be in quarantine, and any person who fails to take due precautions as to the landing of any imported sheep or permits any imported sheep to escape from quarantine shall be liable to a penalty not exceeding One Hundred Pounds and to forfeiture of the sheep.

27.—An Inspector may examine any imported sheep on board ship and grant a permit in Form 4 of the First Schedule hereto for their immediate removal to any part of the Colony, or place them in quarantine or order that they be destroyed, provided that no imported sheep shall be destroyed without the sanction of the Governor.

#### MISCELLANEOUS.

28.—All expenses attending the destruction of any sheep destroyed under this Ordinance shall be payable by their owner and no person shall recover any compensation whatever for any sheep destroyed under the authority of this Ordinance.

29.—If it shall appear to an Inspector upon his own view that any infected sheep may because of their vicinity to the flocks of sheep on an adjacent station cause damage to the owner of those flocks it shall be lawful for such Inspector to order the owner of such infected sheep to cause them to be removed to such other place on his station as may be approved by the Inspector or to cause such sheep to be constantly herded by day and kept at night within a proper enclosure.

30.—All sheep above the age of six months shall be marked and kept legibly marked by the owner thereof with his registered mark.

31.—Proof that the registered mark of any owner is marked on any sheep and that it is the only registered mark thereon shall be *prima facie* evidence of the ownership of such sheep.

32.—Every person found guilty of any of the following acts relating to the marks and marking of any sheep shall on conviction for every such offence be liable to a penalty not exceeding One Hundred Pounds, viz :

(1) Wilfully or negligently marking or permitting any sheep of which he is not the owner to be marked with his registered mark.

(2) Wilfully defacing, destroying, cropping or altering any ear or other mark on sheep of which he is not the owner or permitting or being privy thereto.

(3) Cutting off the tip or more than one fourth of the ear of any sheep.

(4) Using on any sheep the registered mark of any other person without his authority.

33.—For defraying the cost and expenses of carrying this Ordinance into effect there shall be raised, levied and collected on all land in the Colony, save and except all Town Lands, and all unleased Crown Lands reserved for any public purposes according to the acreage as recorded in the book, "Land Records, Country," a tax at the rate of one-twelfth of a penny per acre, or such other less rate as the Governor in Council may determine, and as may be

notified in the Gazette, which tax shall be paid to the Colonial Treasurer by the owners, lessees or managers of such land on or before the 31st day of December in each year and shall constitute a first charge or lien on the lands in respect of which the same is due.

In computing the amount of the rate to be levied per acre the acreage of land upon which such rate shall be levied shall be accepted and taken as recorded in the said book of record.

**34.**—If any farmer liable to pay such tax fail in any year to pay the amount due by him to the Colonial Treasurer on or before the 31st day of December the amount together with an additional sum equal to one-sixth part thereof by way of penalty may be recovered as herein mentioned.

**35.**—The Governor may by warrant order the payment from the proceeds of such tax of all expenses which may at any time be found necessary for carrying this Ordinance into effect.

**36.**—All penalties and expenses under this Ordinance may be recovered in a summary way before a Magistrate on the complaint of an Inspector and all penalties, or moiety of penalties, when the half is payable to an informer, shall be paid into the Colonial Treasury and applied with the yearly tax in defraying the expenses of carrying this Ordinance into effect.

**37.**—Any statement, certificate, notice or order of an Inspector shall in every case for the purposes of this Ordinance be *prima facie* evidence of the truth of the matter contained therein and shall be considered conclusive unless the contrary be proved.

**38.**—The Governor in Council may from time to time make Rules—

For determining the powers and duties of Inspectors.

For establishing proper places for dipping and prescribing the mode and times of dipping, the medicaments and appliances to be used and the precautions and measures to be adopted by the owner of infected sheep.

For establishing proper paddocks in which sheep may be kept after being gathered for inspection.

For the inspection and landing of sheep, relating to quarantine, the marking of sheep, the seizure, destruction or disposal of stray sheep and generally with reference to any matter in connection with this Ordinance, and the Governor may, subject to such rules, if any, and to the provisions of this Ordinance, impose such restrictions and conditions and issue such orders with reference to imported sheep, quarantine, paddocks, infected places or sheep therein as he may deem expedient.

**39.**—The Governor in Council may from time to time by proclamation prohibit the importation or introduction into the Colony or into any particular part thereof, of any sheep, cattle, horses or other animals or of any hay, straw, fodder or other article either generally or from any places that may be named in such proclamation for such periods as he may deem necessary for the purpose of preventing the introduction of any infectious and contagious disorder among the sheep, cattle, horses or other animals in this Colony.

**40.**—The Governor in Council may from time to time, by proclamation make such regulations for subjecting any sheep, cattle,



horses or other animals to quarantine or for causing the same to be destroyed upon their arrival in the Colony, or for destroying any hay, straw, fodder or other article whereby it appears to him that infection or contagion may be conveyed and generally to make such regulations with respect to the importations of sheep, cattle, horses or other animals as he may consider necessary to prevent the introduction of any contagious or infectious disorder.

41.—In cases where no specific penalty is provided elsewhere in this Ordinance, every person who shall wilfully neglect or omit to give any notice or make any return required or to carry out any lawful order given under this Ordinance shall be liable on conviction to a penalty not exceeding five pounds for every days default.

42.—Any person who shall commit a breach of any of the provisions of this Ordinance or of any proclamation or rule made hereunder to which a penalty is not attached shall be liable on conviction to a penalty not exceeding One Hundred Pounds.

43.—Every person who shall make or sign any declaration, report or certificate respecting any sheep knowing the same to be false, or shall forge, or alter, or utter any declaration, return, report, notice, certificate or permit, knowing the same to be forged or altered, shall be guilty of a misdemeanour and shall be liable to imprisonment for any term not exceeding three years with or without hard labour.

44.—Any person who wilfully communicates or attempts to communicate to any sheep, scab or any other infectious or contagious disease, shall be deemed guilty of a misdemeanour and shall be liable to imprisonment with hard labour for any term not exceeding three years.

45.—The forms set out in the first schedule to this Ordinance or such other forms as the Governor may from time to time approve shall be used in all cases to which such forms are applicable.

46.—The Ordinances mentioned in the Second Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

47.—This Ordinance may be cited as the "Live Stock Ordinance, 1901."

Passed the Legislative Council this      day of      , 1901.

Assented to by the Governor and given under the Public Seal  
of the Colony this      day of      1901.

## FIRST SCHEDULE.

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### SCAB NOTICE. (Form 1.) Section 8.

Notice is hereby given that the sheep on  
belonging to are infected sheep within  
the meaning of "The Live Stock Ordinance, 1901," and that the\*  
is in quarantine.

Dated this day of 19

*Inspector.*

\* *Here insert exact locality.*

---

### CLEAN CERTIFICATE. (Form 2.) Section 8.

I do hereby certify that the sheep on Station  
belonging to an order to clean which  
sheep was issued on the day of 19  
are at the date hereof not infected sheep, and that the\*

is released from quarantine.

Dated this day of 19

*Inspector.*

\* *Here insert exact locality.*

DECLARATION. (Form 3.) Section 12.

I solemnly declare that ( \* I have made to the best of my belief a complete gathering of all sheep on station and that) my sheep marked being in number now being at

have not within three months undergone any dipping or dressing nor have they within six months been mixed with any infected sheep nor depastured on any land in quarantine nor placed in any yard or enclosure in which there were any infected sheep, and I make this solemn declaration conscientiously believing the same to be true.

*Owner.*

Declared before me at this day of

19

*Inspector.*

\* May be omitted when not required by the Inspector.

PERMIT to LAND. (Form 4.) Section 27.

is permitted to land the undermentioned sheep at

Numbers. They may be removed to. REMARKS stating where.

Ewes

Wethers.

Lambs.

Rams.

19

*Inspector.*

ANNUAL RETURN. (Form 5.) Section 13.

Relating to Station.

	Number.		Registered Ear Mark.
	Males.	Females.	
Rams.			
Wethers.			
Ewes for breeding.			
" " slaughter.			
Lambs.			
Total.			

I solemnly and sincerely declare the foregoing is to the best of my knowledge and belief a complete and accurate statement of all sheep and lambs on

station on the 1st day of May, 19

NOTE.—This return must be made and transmitted to the Chief Inspector on or before May 31st in each year. See Section 13.

## SECOND SCHEDULE.

### REPEAL.

No. and year.	Short Title.	Extent of Repeal,
4 of 1870.	An Ordinance to prohibit the importation of sheep or other animals for the purpose of preventing the introduction of contagious or infectious disorders ...	The whole.
4 of 1895.	An Ordinance to make provision for the eradication of scab or other infectious or contagious diseases in sheep ... ..	The whole.
12 of 1895.	An Ordinance to amend the Scab Ordinance, 1895 ...	The whole.
10 of 1895.	An Ordinance to further amend the Scab Ordinance 1895 and to amend No. 12 of 1895 ...	The whole.
1 of 1897.	An Ordinance to further amend the Scab Ordinance, 1895 ... ..	The whole.

## FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 31st March, 1901.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st January, 1901.	753	10	9	1741	13	2	2495	3	11										
Customs	2079	11	6	...	...	...	2079	11	6	Pensions	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues	36	12	6	...	...	...	36	12	6	Governor	349	10	0	...	...	...	349	10	0
Licences	202	1	7	...	...	...	202	1	7	Colonial Secretary	301	6	4	70	11	3	371	17	7
Fees	134	15	1	...	...	...	134	15	1	Customs	12	9	0	...	...	...	12	9	0
Post Office	196	18	1	...	...	...	196	18	1	Audit	...	...	...	...	...	...	...	...	...
Rents	2123	8	2	...	...	...	2123	8	2	Port and Marine	35	11	10	...	...	...	35	11	10
Miscellaneous	30	2	0	...	...	...	30	2	0	Legal	105	0	0	...	...	...	105	0	0
Interest on Investments:—										Police	123	3	5	...	...	...	123	3	5
Land Sales	53	9	5	267	7	0	320	16	5	Prisons	66	15	8	...	...	...	66	15	8
Savings' Bank	...	...	...	422	1	11	422	1	11	Medical	143	15	0	0	10	9	144	5	9
Fire Brigade	...	...	...	...	...	...	...	...	...	Education	146	7	4	...	...	...	146	7	4
Total exclusive of Land Sales	4856	18	4	689	8	11	5546	7	3	Ecclesiastical	115	0	0	...	...	...	115	0	0
Land Sales	...	...	...	1237	12	11	1237	12	11	Transport	127	12	7	72	11	3	200	3	10
Total	4856	18	4	1927	1	10	6781	0	2	Miscellaneous	81	3	9	11	13	1	92	19	10
Investments realized	...	...	...	...	...	...	...	...	...	Post Office	46	13	0	1366	8	9	1413	1	9
Advances repaid	123	7	1	395	5	10	523	12	11	Colonial Engineer	139	0	0	...	...	...	169	0	0
Deposits received	7600	12	5	1006	17	9	8607	10	2	Public Works	74	14	11	...	...	...	74	14	11
Remittances received	...	...	...	4000	0	0	4000	0	0	(Extraordinary)	845	6	5	416	17	1	1262	3	6
Overpayments recovered	0	8	0	4	4	0	4	12	0	Savings' Bank	16	12	0	...	...	...	16	12	0
Received under Scab Ordinance	...	...	...	...	...	...	...	...	...	Drawbacks and Refunds	35	8	7	...	...	...	35	8	7
Total	12536	5	10	7333	9	5	19919	15	3	Total	2795	9	10	1994	9	2	4789	19	0
	...	...	...	...	...	...	...	...	...	Investments made	...	...	...	1044	10	8	1044	10	8
	...	...	...	...	...	...	...	...	...	Advances	1327	12	0	5	2	8	1332	14	8
	...	...	...	...	...	...	...	...	...	Deposits repaid	4092	12	0	4465	3	11	8557	15	11
	...	...	...	...	...	...	...	...	...	Remittances to Crown Agents	3013	10	10	...	...	...	3013	10	10
	...	...	...	...	...	...	...	...	...	Advances, Scab	62	10	0	...	...	...	62	10	0
	...	...	...	...	...	...	...	...	...	Total	11291	14	8	7509	6	5	18801	1	1
	...	...	...	...	...	...	...	...	...	Balance on 31st March, 1901.	2043	1	11	1565	16	2	3613	18	1
Total with Balance	13339	16	7	9075	2	7	22414	19	2	Total with Balance	13339	16	7	9075	2	7	22414	19	2

Treasury, Stanley.  
18th June, 1901.VERE PACKE,  
Acting Treasurer.

Owner.	Name of Station.	No. of Sheep.	Ear Mark.
F. I. Company	Darwin, Walker Creek & North Arm	204,017	Ewes, diamond near ear; Wethers, ditto, off ear.
Mrs. J. Bonner	San Carlos South	13,424	Ewes, B in near ear; Wethers, ditto, off ear.
W. K. Cameron	San Carlos	15,661	Ewes, slit in near ear; Wethers, ditto, off ear.
J. Greenshields	Douglas Station	27,030	Ewes, fork in near ear; Wethers, fork in off ear.
A. Pitaluga	Salvador	24,338	Ewes, back bit in near ear; Wethers, ditto, off ear.
Sharp and Smith	Berkeley Sound Station	17,600	Triangle out of near ear.
Mrs. T. Robson	Port Louis	14,336	Kidney in near ear.
V. Packe	Fitzroy and Port Louis	29,500	Ewes, back half-penny off ear; Wethers, ditto, near ear.
J. J. Felton	Evelyn Station	32,763	Ewes $\frac{1}{2}$ inch square out of back of near ear; Wethers, ditto, off ear.
J. Robson	Fitzroy	2,335	Ewes, two back bits in near ear and punch hole in off ear; Wethers, two back bits in off ear, punch hole in near ear.
J. McKay	Bluff Cove	3,000	Ewes, punch hole and back bayonet in near ear; Wethers, ditto, off ear.
J. Smith	Peninsula	391	Fork and back bit near ear; punch hole in off ear.
C. Bender	Moody Valley Farm	1,274	Fork and back bit near ear, slit in the off ear.
F. Browning	Mullet Creek Farm	1,000	Ewes, back bayonet off ear; Wethers, ditto, near ear.
W. Fell	Bleaker Island	3,742	Ewes, punch hole in near ear; Wethers, ditto, off ear.
H. V. Cobb	Speedwell, George & Barren Islands	12,300	Ewes, fore bit in near ear; Wethers, ditto, off ear.
H. & G. Cobb	Lively Island	8,652	Ewes, slit in near ear; Wethers, ditto, off ear.
D. Smith	Great, Ruggles & Swan Islands	6,356	Back bit in off ear.
Packe, Bros., & Co.	Fox Bay and Dunnose Head	24,662	Ewes, fore bit out of off ear; Wethers, ditto, near ear.
Baillon and Stickney	West Fox Bay	19,034	Ewes, two slits in off ear; Wethers, ditto, near ear.
Stickney Brothers	Spring Point	12,090	Ewes, back bit in off ear; Wethers, fork in near ear.
Dean and Sons	Port Stephens	48,037	Square punch hole.
Dean and Anson	Charities Station	33,909	Ewes, punch hole in off ear; Wethers, ditto, in near ear.
Holmestead and Blake	Adelaide	32,912	Ewes, fore quarter near ear; Wethers, ditto, in off ear.
Bertrand and Felton	Westbourne Station	18,029	Ewes, square piece out of near ear; Wethers, ditto, in off ear.
J. L. Waldron	Port Howard	46,635	Ewes, fork near ear; Wethers, ditto, in off ear.
J. H. Dean	Pebble Island	29,864	Ewes, fork off ear; Wethers, ditto, in near ear.
South American Mission	Keppel Island	3,920	Diamond in near ear.
W. D. Bonney	Saunders Island	10,800	Punch hole in off ear.
Mrs. Hansen	Carcass and Jason Islands	4,436	Ewes, front bayonet in near ear; Wethers, ditto, in off ear.
Mrs. Williams	Weddell Island	20,000	Ewes, back bit in near ear; Wethers, ditto, off ear.
H. Waldron	Beaver Island	4,343	Fork.
R. B. Cull	New Island	2,844	Fork.
A. E. Felton	West Point Island	2,701	Ewes, fore bit in near ear; Wethers, ditto, in off ear.
C. Wesel	Passage Islands	1,050	Ewes, slit in off ear; Wethers, ditto, near ear.
Mrs. E. J. Matthews	West Swan Island	250	Ewes fork in near ear; Wethers, ditto, in off ear.
J. Goodwin	Hummock Island.	466	Ewes, punch hole in near ear; Wethers, ditto, in off ear.
		762 357	

JAMES ROBERTSON, Chief Inspector of Stock, 11th June 1901



## WEST FALKLANDS MAIL SERVICE.

His Excellency the Governor directs it to be notified that a petition has been received from a number of the inhabitants of the West Falklands praying that the Time Table of 4th August, 1900, may be reverted to. Under this arrangement the Local Schooner would leave Stanley as soon as possible after the arrival of the Mail from England, and would proceed direct to Fox Bay, returning thence on the following day, and reaching Stanley in time to catch the Mail to England.

Notice is hereby given that, unless any objections thereto are received and entertained the desired alteration will be made on the 1st of November next.

1st August, 1901.

No. 66.

### CURRENCY NOTE FUND. §

Abstract of Accounts as required by Section 10 Sub-section 4 of the Currency Note Order 1899.

Amount and average of Currency Notes in circulation during

Month ended 10th July, 1901	£3500
Coin portion of Note Guarantee Fund on 10th July, 1901	£2334
Average amount during month	£2334
Investments forming part of Note Guarantee Fund	

South Australia 3 per cent, and Queensland 3 per cent.  
Total.

Nominal value	344 2 8	£888 9 7	1232 12 3
Purchase price	333 0 0	£833 0 0	1166 0 0
Price on 30th April, 1901.	£ 95 per cent.	£93½ per cent.	

W. Hart Bennett  
Vere Packe  
J. J. Felton.

} Commissioners of Currency.

§ This statement applies also to the month of June, 1901.

Audited and found correct,

1st August, 1901.

Lowther E. Brandon

## Notices and Advertisements.

Approved notices and advertisements will be inserted in the Government Gazette at the following rates.

Every notice under the Probate Ordinance

Any other notice or advertisement, not exceeding 50 words

Every additional 25 "

No notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

5/-  
2/6  
1/-

All communications to be addressed to the Colonial Secretary.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

1st August, 1901.

# THE HISTORY OF THE UNITED STATES

OF THE UNITED STATES OF AMERICA  
FROM THE FIRST SETTLEMENTS TO THE PRESENT TIME  
BY JAMES M. SMITH

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1st August, 1901.

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### Notices and Advertisements.

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Every notice under the Probate Ordinance	5/-
Any other notice or advertisement, not exceeding 50 words	2/6
Every additional 25 ..	1/-
No notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.	

All communications to be addressed to the Colonial Secretary.

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This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

2nd September, 1901.

## FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 30th June, 1901.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st April, 1901.	2048	1	11	1555	16	2	3613	18	1										
Customs	1014	3	2	...	...	...	1014	3	2	Pensions	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues	13	5	6	...	...	...	13	5	6	Governor	378	0	0	1	2	0	379	2	0
Licences	118	9	6	...	...	...	118	9	6	Colonial Secretary	301	15	7	38	12	5	340	8	0
Fees	193	4	3	...	...	...	193	4	3	Customs	3	15	0	...	...	...	3	15	0
Post Office	368	9	1	...	...	...	368	9	1	Audit	...	...	...	3	0	0	3	0	0
Rents	793	15	5	...	...	...	793	15	5	Port and Marine	27	15	0	7	2	4	34	17	4
Miscellaneous	50	13	3	3	0	0	53	16	3	Legal	81	0	0	...	...	...	81	0	0
Interest on Investments:—	...	...	...	125	18	7	125	18	7	Police	141	18	2	40	0	1	181	18	3
Land Sales	...	...	...	323	11	3	323	11	3	Prisons	42	2	6	58	1	4	100	3	10
Savings' Bank	...	...	...	...	...	...	...	...	...	Medical	116	17	0	12	9	9	139	6	9
Fire Brigade	...	...	...	...	...	...	...	...	...	Education	159	10	6	25	12	8	186	3	2
Total exclusive of Land Sales	2552	3	2	457	9	10	3009	13	0	Ecclesiastical	124	0	0	...	...	...	124	0	0
Land Sales	...	...	...	...	...	...	...	...	...	Transport	161	13	6	44	19	0	209	12	6
Total	2552	3	2	457	9	10	3009	13	0	Miscellaneous	66	16	3	62	6	4	129	2	7
Investments realized	...	...	...	...	...	...	...	...	...	Post Office	185	10	0	1250	0	0	1435	10	0
Advances repaid	2782	13	0	1006	5	0	3788	18	0	Colonial Engineer	114	1	9	11	5	10	125	7	7
Deposits received	11206	7	4	3	11	7	11209	18	11	Public Works	307	15	8	355	18	7	663	15	3
Remittances received	...	...	...	3117	10	10	3117	10	10	“(Extraordinary)”	523	11	11	37	16	11	561	8	10
Overpayments recovered	1	6	3	...	...	...	1	6	3	Savings' Bank	14	6	2	...	...	...	14	6	2
Received under Scab Ordinance	...	...	...	...	...	...	...	...	...	Drawbacks and Refunds	1	0	9	...	...	...	1	0	9
Total	16542	9	9	4584	17	3	21127	7	0	Total	2787	10	9	2005	1	3	4792	12	0
Amount overpaid	...	...	...	1339	12	9	...	...	...	Investments made	...	...	...	2003	11	7	2003	11	7
Total with Balance	18590	11	8	7490	6	2	24741	5	1	Advances	2340	9	9	54	13	0	2415	2	9
	...	...	...	...	...	...	...	...	...	Deposits repaid	5037	18	10	3427	0	4	8464	19	2
	...	...	...	...	...	...	...	...	...	Remittances to Crown Agents	5104	0	0	...	...	...	5104	0	0
	...	...	...	...	...	...	...	...	...	Advances, Scab	70	5	4	...	...	...	70	5	4
	...	...	...	...	...	...	...	...	...	Total	15330	4	8	7490	6	9	22850	10	10
	...	...	...	...	...	...	...	...	...	Balance on 30th June, 1901.	3230	7	0	...	...	...	...	...	...
	...	...	...	...	...	...	...	...	...	Nett Balance “ “ “	...	...	...	...	...	...	1890	14	3
	...	...	...	...	...	...	...	...	...	Total with Balance	18590	11	8	7490	6	2	24741	5	1

Treasury, Stanley.  
22nd August 1901.VERE PACKE,  
Acting Treasurer.





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY.)

VOL. XI.

OCTOBER 1ST 1901.

No. 10.

No. 72.

## Appointment.

His Excellency the Governor has been pleased to appoint Sergeant-Major Isaiah Watt to be Clerk in the Office of the Colonial Secretary and Drill Instructor to the Volunteers. Dated 22nd February, 1901.

No. 73.

## Extradition with United States.

It is hereby notified that the following crimes are by His Majesty's Order in Council of 25th June, 1901, added to the list of crimes enumerated in the Convention with the United States of America of 12th July, 1889, on account of which the extradition of fugitive criminals may be granted:—

“Obtaining money, valuable securities, or other property by false pretences,”

“Wiful and unlawful destruction or obstruction of railroads which endangers human life.”

“Procuring abortion.”

11th September, 1901.

No. 74.

## Administration of Justice Ordinance, 1901.

His Excellency the Governor has this day been pleased to assent to Ordinance No. 4 of 1901, entitled “An Ordinance relating to the Administration of Justice.”

16th September, 1901.

No. 75.

## Jury Ordinance, 1901.

His Excellency the Governor has this day been pleased to assent to Ordinance No. 5 of 1901, entitled “An Ordinance relating to Jurors and Trials by Jury.”

16th September, 1901.

No. 76.

## Licensing Bill.

His Excellency the Governor directs the publication of the draft of an Ordinance to amend the Licensing Ordinance, 1882.

16th September, 1901.

No. 77.

## Administration Notice.

The Supreme Court of the Falkland Islands.

In Re Robert Yates deceased.

Whereas William Alfred Harding of Stanley, has, on behalf of the widow, applied for Letters of Administration of the Estate of Robert Yates, who died intestate.

These are therefore to cite and admonish all and singular that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice within 21 days from the date hereof.

M. CRAIGIE-HALKETT,  
Registrar.

Dated this 27th day of September, 1901.



48.

No. 78.

Letters uncalled for in Post  
Office on 29th August, 1901.

R. Abrahamson, Barque "Annie."  
W. Adams, Stanley.  
Bien                    "  
Blakely, John        "  
Clusen, Marthin c/o Miss Braun, Stanley.  
Cortes, José Stanley.  
Cameron, William, Darwin Harbour.  
Darlinson, A. Stanley.  
Depine, Girolamo    "

Espinosa, Manuel    "  
Fisher, Alfred North Arm, Lafonia  
Guenes, Enrique, Stanley  
Iluges, Dr. M. "Liguria" P.S.N.C.  
Ingenieri, Rudolf Richter, Stanley  
Johansen, C. A.                    "  
Lardy, Peter                        "  
Miller, John Longcoe, S. A.  
Mott, Messrs J. & Co. Stanley  
Nous, H. Stanley  
Pansard, F. 1st mate "Fanny," Falkland Isles  
Riberio, Silvester da Casto, Teal Inlet, East  
  Falklands.  
Zunnino, Pelegrino, Stanley

No. 79.

## WEST FALKLANDS MAIL SERVICE.

His Excellency the Governor directs it to be notified that a petition has been received from a number of the inhabitants of the West Falklands praying that the Time Table of 4th August, 1900, may be reverted to. Under this arrangement the Local Schooner would leave Stanley as soon as possible after the arrival of the Mail from England, and would proceed direct to Fox Bay, returning thence on the following day, and reaching Stanley in time to catch the Mail to England.

Notice is hereby given that, unless any objections thereto are received and entertained the desired alteration will be made on the 1st of November next.

1st August, 1901.

No. 80.

## CURRENCY NOTE FUND. §

Abstract of Accounts as required by Section 10 Sub-section 4 of the Currency Note Order 1899.

Amount and average of Currency Notes in circulation during

Month ended 10th September, 1901	£4500
Coin portion of Note Guarantee Fund on 10th September, 1901	£3001
Average amount during month	£3001
Investments forming part of Note Guarantee Fund	

South Australia 3 per cent, and Queensland 3 per cent.  
Total.

Nominal value	344 2 8	£888 9 7
Purchase price	333 0 0	£833 0 0 1166 0 0
Price on 30th April, 1901.	£ 95 per cent.	£93½ per cent.

W. Hart Bennett  
Vere Packe  
J. J. Felton.

} Commissioners of Currency.

§ This statement applies also to the month of August, 1901.

Audited and found correct,

27th September, 1901.

Lowther E. Brandon

On deposit for investment £333.  
Crown Agents instructed to invest.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

October, 1901.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of St. Michael and St. George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

( )

### *An Ordinance to amend "The Licensing Ordinance, 1882."*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1.—(i.) For Sections 5, 8, and 23 of "The Licensing Ordinance, 1882," shall be substituted the following Sections, namely:—

"5.—A Billiard Table Licence shall authorize the licensee to keep and maintain billiard or bagatelle tables for hire on the premises thereon specified, and to allow such tables to be used between the hours of ten in the morning and ten at night."

"8.—The fees which shall be paid for licences shall be as follows:—

	£	s.	d.
For a Publican's Retail Licence for six months	10	0	0
For a Billiard Table Licence for six months, each table,	2	10	0
For a Packet Licence for twelve months	5	0	0
For a Wholesale Licence for twelve months	20	0	0

"33.—All premises in which intoxicating liquors are sold by retail shall be closed as follows, (that is to say),

On Saturday night from ten o'clock until noon on Sunday.

On Sunday at one o'clock in the afternoon until four o'clock in the afternoon, and at six o'clock in the afternoon until eight o'clock on the following Monday morning.

On all other nights from ten o'clock until eight o'clock the following morning.

On Christmas Day and Good Friday as if Christmas Day and Good Friday were respectively Sunday."

Provided that it shall be lawful for the Governor in Council at any time, by order to vary the aforesaid hours.

(ii.)—In the last line of Section 36 of "The Licensing Ordinance, 1882," the word "when" shall be substituted for the word "where."

**2.**—The Police Magistrate may, if in his discretion he thinks fit so to do, grant on any special occasion to the holder of a Publican's Licence, a special licence authorising such publican to keep his premises open during the hours specified on such special licence, and there shall be paid into the Treasury, on the issue of such special licence, the following fees;—

In respect of a licence authorizing premises to be kept open until midnight, the sum of ten shillings.

In respect of a licence authorizing premises to be kept open after midnight, for every hour after midnight the sum of three shillings.

**3.**—Any person who shall permit or allow a Billiard or Bagatelle Table to be used for hire on any premises for which a Billiard Table Licence has not been obtained shall be liable to a penalty not exceeding Twenty Pounds.

**4.**—If any person who shall be duly licensed to sell liquor by retail shall be convicted of any offence against the laws for the proper regulation and good order of his house or against the conditions of the licence to him granted, such person, in addition to any punishment or penalty which may be awarded by the Court on account of such offence, may, at the option of the Court, be deprived of his licence and the said licence shall thereupon become null and void; provided that it shall be lawful for the Governor to remit any such forfeiture of a licence as aforesaid.

**5.**—This Ordinance may be cited as "The Licensing Ordinance, 1901," and shall be construed as one with "The Licensing Ordinance, 1882."



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

Vol. XI.

NOVEMBER 1st, 1901.

No. 11.

No. 81.

## Appointment.

His Excellency the Governor has been pleased to appoint Mr. WILLIAM AUSTIN THOMPSON to be Treasurer, Collector of Customs, Postmaster, Harbour Master, Receiver of Wrecks, Registrar of Shipping, Sheriff of the Supreme Court, Manager of the Savings Bank, Official Administrator of Intestate Estates and a Currency Commissioner.

3rd October, 1901.

No. 82.

## Extradition with Servia.

It is hereby notified that a copy has been received of an Order of His Majesty the King in Council, dated 15th June, 1901, for giving effect to the Treaty between Her late Majesty Queen Victoria and His Majesty the King of Servia for the mutual Extradition of fugitive criminals, signed on 23rd November, 1900.

The Copy can be seen at the Colonial Secretary's Office.

7th October, 1901.

No. 83.

## Live Stock Ordinance, 1901.

With reference to notification No. 58, in Gazette, No. 11 of 1st August, 1901, it is hereby notified for general information that His Excellency the Governor has this day been pleased to give his assent to Ordinance No. 6 of 1901, entitled, "An Ordinance relating to Scab and other infectious and contagious diseases in sheep and other animals."

15th October, 1901.

No. 84.

## Port Regulations.

His Excellency the Governor directs the publication with this Gazette of revised Port Regulations, including some notes on Customs Pilot and Harbour Ordinances.

21st October, 1901.

No. 85.

## Scab Tax.

Under the power and authority given by Section 33 of the "Live Stock Ordinance, 1901," it is hereby notified that His Excellency the Governor in Council has determined that the Scab Tax, payable to the Colonial Treasurer on or before the 31st day of December, 1901, shall be at the rate of  $\frac{1}{18}$ th of a penny per acre.

26th October, 1901.

No. 86.

## Probate and Unrepresented Estates Bill.

His Excellency the Governor directs the publication of the draft of an Ordinance relating to the granting of Probate of Wills and Letters of Administration and to provide for the Administration of Unrepresented Estates.

30th October, 1901.

No. 87.

## Letters uncalled for in Post Office on 29th August, 1901.

R. Abrahamson, Barque "Annie."

W. Adams, Stanley.

Bien "

Blakely, John "

Clusen, Marthin c/o Miss Braun, Stanley.

Cortes, José Stanley.

Cameron, William, Darwin Harbour.

Darlinson, A. Stanley.

Depine, Girolamo,,

Espinosa, Manuel,,

Fisher, Alfred North Arm, Lafonia

Guenes, Enrique, Stanley

Huges, Dr. M. "Liguria" P.S.N.C.

Ingenieui, Rudolf Richter, Stanley

Johansen, C. A. "

Lardy, Peter "

Miller, John Longcoe, S. A.

Mott, Messrs J. &amp; Co. Stanley

Nous, H. Stanley

Pansard, F. 1st mate "Fanny," Falkland Isles

Riberio, Silvester da Casto, Teal Inlet, East  
Falklands.

Zuinnino, Pelegirino, Stanley

# FALKLAND ISLANDS.

## PORT REGULATIONS,

Including some notes on Customs, Pilot, and Harbour  
Ordinances.

**1.**—Stanley Harbour is the water lying to the West of a line drawn from William Point to Cape Pembroke.

**2.**—Every master shall within 24 hours of his ship's arrival report and deposit the ship's papers at the Customs and deliver a manifest and cockets of all goods for the Colony before bulk is broken. Penalty £100.

Goods transhipped without permission may be forfeited.

**NOTE.** The papers of a Foreign ship if transferred by the Collector to the Consul shall be produced at the Custom House when a clearance is applied for.

**3.**—A master must make in writing any declaration required by the Harbour Master in connection with his ship, cargo or crew. Penalty £50.

**4.**—Seven shillings per diem must be paid for each Customs Officer and he must be provided with board and sleeping accommodation.

**5.**—All vessels (except War Ships and coasters) entering the harbour must pay pilotage. *Rates* :—Inward, 6/- a foot, minimum £3 ; Outward, half rates.

**6.**—A pilot necessarily detained on board any ship shall be paid 12/- for every day or part of a day after he has been on board 24 hours, and if a pilot be recalled to any ship the cost of bringing him off and landing him and a fee of £1 for every day or part of a day that he shall be on board shall be paid to him.

**7.**—No hulk shall be moored so as to swing to the North of the middle of the inner harbour or to the West of the notice board.

**8.**—No ship or hulk shall be moved in the harbour save under the direction or with the permission in writing of the Harbour Master and a fee of £1 shall be paid for every such permit, unless such removal has been ordered by the Harbour Master or is for rendering service to one of His Majesty's ships. Any hulk having fixed moorings may return thereto without additional fee.

**9.**—Water is supplied at 2/6 per ton of 220 gallons.

**10.**—No dead animal, rubbish, ballast, damaged goods or other material shall be thrown into the harbour. Penalty £100.

**11.**—No ballast, shingle, sand or stone may be taken from any beach without a permit in writing from the Harbour Master and payment of 1/- per ton. Penalty £5.

**12.**—No vessel, except War Ships, having more than 100 lbs of gunpowder on board shall anchor in the inner harbour to the West of Engineer Point. The charge for storing powder in the magazine is 3/- a package per annum.

**13.**—No cannon shall be fired or kept loaded with any projectile on board any vessel.

**14.**—Vessels at anchor outside the limits assigned to hulks shall exhibit from sunset to sunrise a riding light at a height not exceeding 20 feet above the hull. Penalty £5. Vessels must hoist the national ensign on the approach of a vessel of war.

**15.**—No person, except the pilot, may board and no person may leave an incoming vessel until she has received pratique and hoisted the code letter N. Penalty £5.

**16.**—Every person being on board or having been on board any vessel to which pratique is refused, shall remain on board or go to such place as shall be appointed by the Governor and for such time as he may direct. Penalty £10.

**17.**—Vessels in quarantine shall anchor to the East of Navy Point. Penalty £20.

**18.**—No vessel shall go North of the Volunteers or South of Cape Pembroke with less than three competent hands. Penalty £10.

**19.**—No person may kill or capture a seal without a licence. Penalty £100.

**20.**—No person shall fire at any sea bird on the waters or shores of the harbour. Penalty £10.

**21.**—No Foreign man-of-war may use a search light without permission. No Foreign man-of-war may survey the shore line by boats.

**22.**—No soldiers or sailors may be landed from any foreign vessel without the permission of the Governor obtained through their Consul.

**23.**—A copy of these Regulations shall be immediately handed to the master of every vessel arriving from parts beyond the sea.

All previous Port Regulations are hereby revoked.

Made by the Governor in Council this 21st day of October, 1901.

M. CRAIGIE-HALKETT,  
*Clerk of Council.*

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This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

1st November, 1901.

# Revised Statement showing Total Receipts and Payments during Year ended 31st December, 1900.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st January, 1900 ...	1161	11	5	121	9	11	1283	1	4	Pensions ...	...	...	...	222	16	0	222	16	0
Customs ...	5612	12	3	...	...	...	5612	12	3	The Governor ...	1448	13	5	3	13	1	1452	6	6
Port, Harbour & Tonnage dues	152	5	3	...	...	...	152	5	3	Colonial Secretary	946	11	7	292	2	10	1238	14	5
Internal Revenue	670	8	3	...	...	...	670	8	3	Customs Department ...	94	8	3	3	15	0	98	3	3
Fees	512	9	9	...	...	...	512	9	9	Audit Department	...	...	...	17	0	0	17	0	0
Post Office	831	17	5	...	...	...	831	17	5	Port and Marine Department ...	136	14	11	12	12	11	149	7	10
Rents	4995	5	0	...	...	...	4995	5	0	Legal Department	426	10	3	...	...	...	426	10	3
Miscellaneous	260	4	1	...	...	...	260	4	1	Police ...	433	8	2	63	19	2	497	7	4
Interest on Investments	...	...	...	...	...	...	...	...	...	Prisons ...	276	15	6	31	17	5	308	12	11
" Land Sales	59	8	2	887	13	10	947	2	0	Medical Department ...	581	16	1	19	7	7	601	3	8
" Savings Bank	...	...	...	1450	4	9	1450	4	9	Education ...	581	15	9	51	2	4	632	18	1
" Surplus	...	...	...	...	...	...	...	...	...	Ecclesiastical ...	454	15	11	...	...	...	454	15	11
" Fire Brigade	77	5	7	...	...	...	77	5	7	Transport	125	2	7	188	8	0	313	16	7
Total exclusive of Land Sales	13171	15	9	2337	18	7	15509	14	4	Miscellaneous Services	347	4	11	200	8	3	587	13	2
Land Sales	...	...	...	2037	12	11	2037	12	11	Post Office	469	0	0	2522	3	3	2991	3	3
Total	13171	15	9	4375	11	6	17547	7	3	Public Works	1052	7	10	638	11	10	1690	19	8
Investments realized	...	...	...	...	...	...	...	...	...	Public Works (Extraordinary)	1120	17	8	764	7	2	1885	4	10
Advances repaid	707	19	7	1442	18	9	2150	18	4	Colonial Engineer	696	12	4	87	8	5	784	0	9
Deposits received	28610	0	3	4064	2	6	32674	2	9	Drawbacks	...	13	...	...	...	...	...	13	...
Remittances received	...	...	...	10786	10	7	10786	10	7	Savings Bank	1082	0	3	...	...	...	1082	0	3
Received under Scab Ordinance	810	6	2	...	...	...	810	6	2	Total	10322	7	5	5113	0	3	15435	7	8
Total	43300	1	9	20669	3	4	63969	5	1	Investments made	...	...	...	2251	15	5	2251	15	5
Total with balance	44461	13	2	20790	13	3	65252	6	5	Advances	2462	12	5	104	3	5	2566	15	10
										Deposits repaid	20868	14	10	11580	1	0	32448	15	10
										Remittances to Crown Agents	9555	8	0	...	...	...	9555	8	0
										Expended under Scab Ord.,	498	19	9	...	...	...	498	19	9
										Total	43708	2	5	19049	0	1	62757	2	6
										Balance on 31st Dec., 1900	753	10	9	*1741	13	2	2195	3	11
										Total	44461	13	2	20790	13	3	65252	6	5

September, 1901.

\* £941 13 2 General account.  
800 0 0 Invested 1st January, 1901. Land Sales.  
£1741 13 2

VERE PACKE, *Acting Treasurer.*





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

DECEMBER 2ND, 1901.

No. 12.

No. 88.

## Postal.

With reference to Notification No. 19 in Gazette No. 2 of 16th February, 1901, it is hereby notified that by a Proclamation issued by the Governor of New Zealand on the 11th June last, under the authority of His Majesty's Order in Council of the 13th May, the Boundaries of the Colony were from the date of Proclamation extended so as to include all the islands and territories which now, or may hereafter, form part of His Majesty's dominions situate within the following line:—

A line commencing at a point at the intersection of the 23rd degree of South Latitude, and the 156th degree of Longitude West of Greenwich and proceeding due North to to the point of intersection of the 8th degree of South Latitude and the 156th degree of Longitude West of Greenwich, thence due West to the point of intersection of the 8th degree of South Latitude and the 167th degree of Longitude West of Greenwich, thence due South to the point of intersection of the 17th degree of South Latitude and the 167th degree of Longitude West of Greenwich, thence due West to the point of intersection of the 17th degree of South Latitude and the 170th degree of Longitude West of Greenwich, thence due South to the point of intersection of the 23rd degree of South Latitude and the 170th degree of Longitude West of Greenwich, and thence due East to the starting point at the intersection of the 23rd degree of South Latitude and the 156th degree of Longitude West of Greenwich.

The penny rate of postage will therefore in future be applicable to letters passing between persons in the Cook Islands, the Islands of Aitutaki, Niue, Mangaia, and other British Islands in the area included within the new boundary lines and persons in any other parts of the Empire which are parties to the penny postage scheme.

7th October, 1901.

No. 89.

## Supplementary Appropriation Ordinance, 1901.

With reference to Notification No. 57 in Gazette No. 8 of 1st August, 1901, His Excellency the Governor directs it to be notified that the Rt. Hon. the Secretary of State for the Colonies has intimated that His Majesty will not be advised to disallow Ordinance No. 3 of 1901, entitled "An Ordinance to authorize the Supplementary Expenditure for the year 1900."

3rd November, 1901.

No. 90.

## Tariff Amendment Ordinance, 1901.

## Licensing Ordinance, 1891.

The Governor directs the publication of the following Ordinances which have been passed by the Legislative Council and assented to by His Excellency:—

No. 7 of 1901.—An Ordinance to amend "The Tariff Ordinance, 1900."

No. 8 of 1901.—An Ordinance to amend "The Licensing Ordinance, 1882."

16th November, 1901.

No. 91.

## Public Lands Bill.

His Excellency the Governor directs the publication of the draft of an Ordinance to provide for the acquisition of land required for public purposes.

23rd November, 1901.

No. 94.

**Administration Notice.**

The  
Supreme Court of the Falkland Islands.  
*In Re Evander Morrison deceased.*

Whereas ANN MORRISON of Stanley has applied for Letters of Administration of the Estate of Evander Morrison, who died Intestate.

These are therefore to cite and admonish all and singular that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice within twenty-one days from the date hereof.

M. CRAIGIE-HALKETT.

*Registrar.*

*Dated this 26th day of November, 1901.*

No. 93.

**Queen's Commemoration  
(Diamond Jubilee) Fund.**

His Excellency the Governor directs it to be notified for the information of

subscribers to the above Fund, that the amount collected—£149 11s. 6d., together with interest, which up to the end of September last, amounted to £13 3s. 4d.—remains deposited in the Government Saving's Bank.

The greater part of this sum was originally contributed for the special purpose of the establishment of a Cottage Hospital; but the Secretary of State not having felt himself able to sanction the the necessary expenditure from Public Funds, it has not been possible to proceed with this scheme.

The Admiralty have it in contemplation to erect a hospital at Navy Point for admission to which civilians will be eligible. It is therefore deemed advisable to await the development of this scheme before determining whether the sum now in the Saving's Bank can be employed in the partial endowment of a bed or must be devoted to any other use. The Government will however be pleased to receive any suggestions that may be offered and Subscribers are invited to notify to the Colonial Secretary any object to which they would wish their contributions to be devoted.

*29th November, 1901.*

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,

*Colonial Secretary.*

*2nd December, 1901.*

[SEAL]

(Signed)

Nº 8



W. GREY-WILSON.

1901.

## FAULKLAND ISLANDS.

WILLIAM GREY-WILSON, Esquire,

Companion of the Most Distinguished Order of St. Michael and St. George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

( 16th November, 1901. )

### *An Ordinance to amend "The Licensing Ordinance, 1882."*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1.—(i.) For Sections 5, 8, and 23 of "The Licensing Ordinance, 1882," shall be substituted the following Sections, namely:—

Billiard Table  
Licence.

"5.—A Billiard Table Licence shall authorize the licensee to keep and maintain billiard or bagatelle tables for hire on the premises thereon specified, and to allow such tables to be used between the hours of ten in the morning and ten at night."

Fees for Licences.

"8.—The fees which shall be paid for licences shall be as follows:—

	£	s.	d.
For a Publican's Retail Licence for six months	10	0	0
For a Billiard Table Licence for six months, each table,	2	10	0
For a Packet Licence for twelve months	5	0	0
For a Wholesale Licence for twelve months	20	0	0

Closing hours.]

"33.—All premises in which intoxicating liquors are sold by retail shall be closed as follows, (that is to say).

On Saturday night from ten o'clock until noon on Sunday.

On Sunday at one o'clock in the afternoon until four o'clock in the afternoon, and at six o'clock in the afternoon until eight o'clock on the following Monday morning.

On all other nights from ten o'clock until eight o'clock the following morning.

On Christmas Day and Good Friday as if Christmas Day and Good Friday were respectively Sunday."

Power to vary.

Provided that it shall be lawful for the Governor in Council, at any time, by order to vary the aforesaid hours.

(ii). In the Second line of Section 23 of "The Licensing Ordinance, 1882," the word "fourteen" shall be substituted for the word "twelve."

(iii.)—In the last line of Section 36 of "The Licensing Ordinance, 1882," the word "when" shall be substituted for the word "where."

Closing hours may  
be extended.

2.—The Police Magistrate may, if in his discretion he thinks fit so to do, grant on any special occasion to the holder of a Publican's Licence, a special licence authorising such publican to keep his premises open during the hours specified on such special licence, and there shall be paid into the Treasury, on the issue of such special licence, the following fees;—

In respect of a licence authorizing premises to be kept open until midnight, the sum of ten shillings, and for every hour after midnight, the additional sum of three shillings.

Closing hours may  
be extended,

3.—The Police Magistrate may also, if in his discretion he thinks fit so to do, grant on any special occasion to the holder of a Billiard Table Licence a special licence, authorizing such licensee to keep his premises open during the hours specified on such special licence, and there shall be paid into the Treasury, on the issue of such special licence, the following fees:—

In respect of a licence authorizing premises to be kept open until midnight, the sum of four shillings, and for every hour after midnight, the additional sum of one shilling.

Occasional Licences

4.—It shall be lawful for the Police Magistrate, if he shall consider it conducive to public convenience, to grant to any person an "Occasional Licence" for the sale of intoxicating liquors at such place, in such quantities, and for such period of time not exceeding three consecutive days as may be specified in such licence, and on the issue of any such licence there shall be paid into the Treasury a fee at the rate of Ten Shillings per diem in respect of any place within three miles of a Public house, and Five Shillings per diem in respect of any other place: Provided that no such licence shall be granted except with the consent of the occupier of the place specified in such licence.

Penalty.

5.—Any person who shall permit or allow a Billiard or Bagatelle Table to be used for hire on any premises for which a Billiard Table Licence has not been obtained shall be liable to a penalty not exceeding Twenty Pounds.

Forfeiture of  
Licence.

6.—If any person who shall be duly licensed to sell liquor by retail shall be convicted of any offence against the laws for the proper regulation and good order of his house or against the conditions of the licence to him granted, such person, in addition to any punishment or penalty which may be awarded by the Court on account of such offence, may, at the option of the Court, be deprived of his licence and the said licence shall thereupon become null and void; provided that it shall be lawful for the Governor to remit any such forfeiture of a licence as aforesaid.

Short title.

7.—This Ordinance may be cited as "The Licensing Ordinance, 1901," and shall be construed as one with "The Licensing Ordinance, 1882."

Passed the Legislative Council this 11th day of November, 1901.

Assented to by the Governor and given under the Public Seal of the Colony this 16th day of November, 1901.

(Signed)

M. CRAIGIE-HALKETT,  
*Clerk of the Council.*



## An Ordinance to provide for the acquisition of land required for public purposes.

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1.—This Ordinance may be cited for all purposes as “The Public Lands Ordinance, 1901.”

2.—In this Ordinance unless the context otherwise requires:—

“Land” includes all land whether covered with water or otherwise together with all buildings and erections (if any) thereon and where such meaning may be inferred any right to the same.

“Public purpose” includes any Military or Naval purpose to be carried out at the expense of the Imperial Government, and any purpose which the Governor in Council resolves is in the interest or for the benefit of the Public or the Colony.

### ACQUISITION OF LANDS.

3.—(1) Whenever the Governor in Council resolves that any land is required for any public purpose the Governor may, from time to time by writing under his hand, authorise any person together with his agents, servants or workmen to enter as often as may be necessary upon such land there to survey and take levels and to do any such other acts as may be necessary with a view to the taking or appropriating of any such land.

(2) The report of any such person together with a plan of such land shall be laid before the Governor and Legislative Council.

4.—Whenever the Governor with the advice and consent of the Legislative Council shall by resolution declare that any land shall be acquired for any public purpose it shall be lawful for the Governor by warrant under his hand and the Public Seal of the Colony to direct that such lands shall be acquired for the service of the Colony.

Every such warrant may be in the form A in the Schedule hereto and shall be published in the Gazette.

5.—Whenever by any such warrant as in the last section mentioned it is directed that any land shall be acquired for the service of the Colony the Colonial Secretary shall cause to be served personally on the person or persons entitled to sell or interested in any lands specified in such warrant or if he or they are absent from the Colony without having appointed a duly authorized attorney to represent them, or cannot be found, shall cause to be left at his or their last usual place or places of abode or business with some inmate thereof to be given to such person or persons and in case no such person can be ascertained or found, shall cause to be left with the occupier of such lands or if there be no such occupier shall cause to be affixed on some conspicuous part of such lands within eight days from the date of such warrant a notice in the form B in the Schedule hereto or as near thereto as possible.

6.—It shall be lawful for all parties being seized or possessed of or entitled to any lands that may be required for any public purpose or any estate or interests therein to sell and convey or release the same to the Governor; and particularly it shall be lawful for all or any of the following parties so to sell, convey or release (that is to say) all corporations, tenants in tail or for life, married women seized in their own right or entitled to dower, guardians, committees of lunatics or idiots, trustees or feoffees in trust for charitable or other purposes, executors and administrators and all parties for the time being entitled to the receipt of the rents and profits of any such lands in possession or subject to any estate in dower or to any lease for life or for lives and years and for years or any less interest; and the power so to sell and convey or release as aforesaid may lawfully be exercised by all such parties other than married women entitled to dower or lessees for life or for lives and years or for any less interest not only on behalf of themselves and their respective heirs, executors, administrators, and successors, but also for and on behalf of every person entitled in reversion, remainder or expectancy after them or in defeazance of the estates of such parties; and as to such married women whether they be of full age or not, as if they were sole and of full age; and as to such guardians on behalf of their wards and as to such committees on behalf of the lunatics and idiots of whom they are committees respectively, and that to the same extent as such wives, wards, lunatics and idiots respectively could have exercised the same power under the authority of this Ordinance if they had

respectively been under no disability; and as to such trustees, executors and administrators, on behalf of their *cestius que trustent*, whether infants, issue unborn, lunatics, femes covertes or other persons, and that to the same extent as such *cestius que trustent* respectively could have exercised the same power under the authority of this Ordinance if they had respectively been under no disability.

Provided that all moneys paid under this section shall be paid into Court to the credit of whomsoever may be entitled thereto.

7.—After the lapse of twenty-one days from the publication of any such warrant in the *Gazette* it shall be lawful for the Colonial Secretary with all necessary workmen and other servants to enter upon such land and also to set out, appropriate and take so much of such land as is specified in the said warrant.

8.—When the Colonial Secretary shall set out, appropriate, and take the land specified in any such warrant he shall cause such land to be marked out and a notice to be posted in some conspicuous part of such land and such notice shall be in these words, viz: “Taken for the service of the Colony” and shall be signed by the Colonial Secretary. According as such land is acquired for the purposes of the Colony or for the Military and Naval purposes of the Imperial Government, it shall, when so set out, appropriated or taken, in pursuance of an order to be made by the Governor at any time in that behalf and published in the *Gazette*, be conveyed to and be vested in the Colonial Secretary and his successors in office or in the Secretary of State for War or in the Lords Commissioners of the Admiralty respectively as the case may be in trust for His Majesty the King, his heirs and successors for the public service.

9.—Within eight days after any such appropriation the Colonial Secretary shall cause a plan of the land so set out, appropriated and taken as aforesaid together with a certificate under his hand to the effect that the same has been taken and appropriated for the service of the Colony to be registered in the office of the Registrar General.

10.—When any land has been taken and appropriated for the service of the Colony, whether under the provisions of this or any other Ordinance, the registration of a plan of such land together with the certificate in the office of the Registrar General as in the last section mentioned shall be conclusive evidence that such land has been set out, appropriated and taken for the service of the Colony under the provisions of this Ordinance.

11.—If any land be so cut through and divided by the taking and appropriation of part of such land for the service of the Colony as to leave a portion thereof practically useless to the owner for the purpose for which he had been accustomed to use the land it shall be lawful for the owner of such land by notice in writing to be served on the Colonial Secretary at any time before an Agreement is come to for the purchase of the land taken as aforesaid or before the assessment of the price to be paid for such land under the provisions of this Ordinance to require the Governor on behalf of His Majesty the King to purchase not only the land actually taken as aforesaid but also the land rendered useless as aforesaid by reason of the severance aforesaid, and thereupon it shall be lawful for the Governor to purchase the land rendered useless as aforesaid or if he refuse to do so it shall be lawful for the arbitrators or umpires to be appointed as hereinafter mentioned if they shall find as a fact that any portion of the said land has been by the severance rendered useless as aforesaid to adjudge that the Governor shall purchase the same and to determine the price to be paid for the same in the same way as if such land was actually taken for the service of the Colony.

12.—Nothing in this Ordinance shall be deemed to authorise the Governor to take a part only of any house, building or manufactory but where a part of the land on which any house, building or manufactory stands is required for the service of the Colony it shall be lawful for the owner of such house, building or manufactory to require the Governor to take the whole house, building or manufactory.

13.—If in any case in which according to the provisions of this Ordinance the Colonial Secretary is authorised to enter upon and take any land the owner or occupier of any such land or any other person refuses to give up possession thereof or hinders the Colonial Secretary, his workmen, or servants from entering upon or taking possession of the same, it shall be lawful for the Governor to issue his warrant in the Form C in the Schedule hereto or as near thereto as possible directed to the Sheriff ordering him to deliver possession of the same to the Colonial Secretary and upon receipt of such warrant the Sheriff shall deliver possession of any such land

accordingly; and the costs accruing by reason of the execution of such warrant shall be paid by the person refusing to give possession or hindering the Colonial Secretary, his workmen, or servants as aforesaid, and the amount of such costs shall be deducted from the compensation (if any) payable to such person and if no compensation be payable to such person or if the same be less than the amount of such costs, then such costs or the excess thereof beyond such compensation if not paid on demand shall be recovered in the same manner as costs in an action.

### COMPENSATION.

14.—The owners and occupiers of and all other persons interested in any land which may be appropriated and taken or entered upon as aforesaid shall be entitled to and shall receive compensation for the value of the land so taken and appropriated and for all damages sustained by such owners, occupiers and other persons by reason of the exercise as regards such land of the powers granted by this Ordinance, the amount of such compensation to be ascertained and determined as hereinafter provided.

15.—It shall be lawful for the Governor for and on behalf of His Majesty to contract and agree with the owner or occupier or any other person interested in any land which may be appropriated and taken for the service of the Colony or be injuriously affected by the exercise of any of the powers as regards such land granted by this Ordinance for the compensation to be allowed either in respect of the actual value of the land or in respect of damages incurred by reason of the exercise of any of the said powers and any sum or sums so agreed on as last aforesaid or which shall be awarded under the provisions of this Ordinance shall be paid by the Colonial Treasurer.

16.—In all cases in which any land has been appropriated, taken or entered upon under the provisions of this Ordinance or has been injuriously affected by the exercise of any of the powers granted by this Ordinance, if within twenty-one days after the publication of the Warrant in the *Gazette* directing that such land shall be acquired for the service of the Colony as hereinbefore provided no claim shall have been lodged with the Colonial Secretary in respect of such lands or if the person who may have lodged any claim and the Governor shall not have agreed as to the amount of compensation to be paid for the interest of any such person or if any such person shall not have given satisfactory evidence of his alleged interest or if separate and conflicting claims are made in respect of the same land the amount of compensation due (if any) and every such disputed or conflicting interest or title shall be settled in accordance with the following provisions:—

17. (i) The owner of any lands so taken and appropriated as aforesaid who shall refuse to accept such sum of money as may be offered for the purchase thereof may claim to have the compensation referred to the decision of two arbitrators, one arbitrator to be appointed by either party, and such compensation shall thereupon be so decided; provided that the arbitrators may, in the event of their not agreeing upon the amount of compensation to be awarded, appoint an umpire at any time within the period during which they have power to make an award.

(ii) In any such proceedings the arbitrators or umpire shall decide upon all separate and conflicting claims that may be made in respect of any such lands so taken and appropriated as aforesaid and upon the amount of compensation to be paid in respect thereof, and in the event of there being any mortgage or other charge affecting such land or any part thereof, shall direct the amount of compensation which ought to be paid to the several persons interested therein, what and in what manner notices shall be given or served to enable all persons interested to protect their rights, and shall further appoint the time and place at which they or he will sit to hear and determine the matter.

18.—The arbitrators shall make their award in writing within three months after entering on the reference, or within such further period to which they may by writing under their hand have enlarged the time for making the award.

19.—The umpire shall make his award within one month after the original or extended time appointed for making the award of the arbitrators has expired, or within such further period to which he may by writing under his hand have enlarged the time for making his award.

20.—The parties to the reference, and all persons claiming through them respectively, shall, subject to any legal objection, pro-

duce before the arbitrators or umpire all books, deeds, papers, accounts, writings and documents within their possession or power respectively which may be required or called for, and do all other things which during the proceedings on the reference the arbitrators or umpire may require.

The witnesses on the reference shall if the arbitrators or umpire think fit be examined on oath or affirmation.

**21.**—Any person who upon examination on oath or affirmation under the provisions of this Ordinance shall wilfully and corruptly give false evidence shall be liable to the penalties of perjury.

**22.**—The amount of costs and all questions relating thereto shall be determined by the arbitrators or umpire, as the case may be, but the claimant shall be held entitled to his costs of all proceedings reasonably and properly taken, unless it shall appear that his conduct has been unreasonable and vexatious or his claims grossly excessive, or that he has been party to some deceit or fraud in respect of his claim.

Provided that in case the claimant shall not be awarded as compensation a sum exceeding in amount that offered by the Governor he shall not be entitled to any such costs incurred by him.

**23.**—In determining claims for compensation for lands acquired under this Ordinance, the arbitrators or umpire may take into consideration:

- (1) The market value of the land at the time of awarding compensation.
  - (2) Any damage sustained by the person interested at the time of awarding compensation by reason of severance.
  - (3) The damage (if any) sustained by the person interested at the time of awarding compensation, by reason of the acquisition injuriously affecting his other property or his earnings.
  - (4) If in consequence of the acquisition he is compelled to change his residence, the reasonable expenses (if any) incidental to such change.
- But shall not take into consideration the following:—
- (5) The degree of urgency or necessity which has led to the acquisition.
  - (6) Any *pretium dilectionis* or disinclination of the person interested to part with the land acquired.
  - (7) Any damage sustained by the person interested, which if caused by a private person, would not render such person liable to an action.
  - (8) Any damage not being in the nature of deprivation of or interference with an easement or legal right which after the time of awarding compensation is likely to be caused by or in consequence of the use to which the land acquired will be put.

- (9) Any increase to the value of the land acquired likely to accrue from the use to which the land acquired will be put.
- (10) Any outlay or improvements on such land which shall appear to have been made, commenced, or effected with the intention of enhancing the compensation to be awarded therefor in the event or with the view of such land being required for the public purpose for which the same has been required.

**24.**—Every award made under this Ordinance shall be in writing, signed by the arbitrators or umpire, shall be published in the Gazette, and shall specify the amount awarded under the several heads of claim, as hereinbefore provided.

**25.**—Nothing in this Ordinance contained shall be construed or deemed to confer upon any person any right to compensation in respect of any land resumed in the name of His Majesty, his heirs, or successors as required for roads, railways or other public works in pursuance of any condition, reservation, or power of resumption contained in any other Ordinance, or in any grant or lease of Crown or waste lands.

**26.**—The decision of the arbitrators or umpire respecting compensation or in the case of disputed or conflicting interests or title as aforesaid shall be final and conclusive as respects all persons who have appeared and claimed or on whose behalf any person having authority to that effect has claimed any land or interest therein; but it shall be lawful for persons who have not appeared or claimed, or on whose behalf no claim has been made as aforesaid to do so at any time within one year from the final decision. And in all cases where compensation has been awarded (except where a valid title has been shown to the satisfaction of the arbitrators or umpire) payment thereof shall be postponed until the said period of one year shall have elapsed from the date of the final decision and shall then upon application by petition of any person making claim to the same be paid over to the person or persons who shall then appear by the decision of the arbitrators or umpire to have the best right thereto, and such payment shall as concerns the Colonial Government operate as a complete discharge and acquittance of such compensation and of all claims in respect of such land or any interest therein, but shall not hinder any subsequent proceedings at the instance of any person having or alleging better right thereto as against the person to whom such payment may have been made.

**27.**—For the protection of persons acting in execution of this Ordinance, all actions and prosecutions to be commenced against the Colonial Secretary or person authorized by him, or his workmen, servants or agents for anything done by him or them in pursuance of this Ordinance shall be commenced within six calendar months after the act committed and not otherwise.

Notice in writing of such action and of the cause or causes thereof shall be given to the defendant one calendar month at least before the commencement of the action.

In any such action the defendant may plead the general issue and give this Ordinance and the special matter in evidence in any trial to be had thereupon.

No plaintiff shall recover in any such action if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into Court by or on behalf of the defendant after such action brought, and notice of such payment has been given to the plaintiff or his solicitor.

If judgment shall pass for the defendant, or the plaintiff shall become nonsuit or discontinue any such action, the defendant shall be entitled to his full costs of suit to be taxed as between solicitor and client and have the like remedy for the same as any defendant hath by law in other cases.

## SCHEDULE.

(FORM A. Under Section IV.)

WARRANT THAT LAND SHALL BE ACQUIRED FOR THE  
SERVICE OF THE COLONY: FALKLAND ISLANDS.

(L.S.)

By His Excellency

Governor.

WHEREAS on the            day of            190 ,  
the Governor-in-Council, by resolution declared that the land hereinafter described, that is to say (insert description of land) should be acquired for a public purpose.

THEREFORE, I do hereby under the provisions of "The Public Lands Ordinance 1901," by this my Warrant under my hand and the Public Seal of the Colony, direct that the said land shall be acquired for the service of the Colony.  
Dated this            day of            190

## NOTICE.

(FORM B. Under Section V.)

Notice is hereby given that the following land (describe land denoting the boundaries by physical marks wherever practicable) is to be acquired for the service of the Colony.

Any person claiming to be possessed of or to have any right, title, or interest in the said land, or to be injuriously affected by any such acquisition is required on or before the day of (twenty-one days after the date of publication of Warrant in the Gazette), to forward to the Colonial Secretary a statement of his right or interest and the evidence thereof and of any claim made by him in respect of the value of such land or of his interest therein.

The Governor is willing to treat for the purchase of the said land.

Date

Colonial Secretary.

## WARRANT TO THE SHERIFF.

(FORM C. Under Section XIII.)

To the Sheriff of the Colony of the Falkland Islands.

WHEREAS by a Warrant dated the            day of            190 , under the hand of the Governor and the Public Seal of the Colony, it was directed that the following land (describe land) should be acquired for the service of the Colony.

AND WHEREAS twenty-one days have elapsed since the publication of the said Warrant in the Gazette.

These are therefore to command you to put the Colonial Secretary or any person authorized by him in that behalf, in possession of the said land and premises.

Dated the            day of            190 ,

By command,

Colonial Secretary.



# Colony of the Falkland Islands.

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*Revised Statement of Assets and Liabilities on 31st December, 1900.*

Assets.	Amount.			Total.			Liabilities.	Total.			Amount.		
	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.
Cash in Colonial Chest ...	735	10	9	2495	3	11	Bills drawn on Crown Agents ...	1168	18	6	1168	18	6
Crown Agents ...	*1741	13	2				Deposits: Lands Sales ...	25083	7	9			
Investments: Land Sales Fund ...	24283	7	9				" Saving's Bank ...	16216	3	11			
" Saving's Bank ...	44100	19	3	69281	3	5	" Note Fund ...	7333	0	0	74713	5	3
" Intestates ...	596	16	5				" Intestates ...	1275	17	3			
Bills in Transit, Falkland Island's Compy.	1000	0	0				" Scab ...	1774	8	4			
Advances: War Office and Admiralty ...	40	10	7	1000	0	0	" Aliens ...	30	0	0	1375	3	0
" Board of Trade ...	87	7	2				" Money Orders ...	0	8	0			
" " " D. B. S. ...	0	16	6				Post Office ...						
" Fire Engine ...	603	3	11	1066	6	2	Pacific S. N. Co. Mail Subsidy ...	1366	8	9	1375	3	0
" Public Officers ...	26	2	11				Unpaid Money Orders...	8	14	3			
" Admiralty ...	620	0	0				Pensions ...						
" Note Fund ...	45	5	1	3414	13	3				£	77257	6	9
Excess of Liabilities over Assets ...													
				£	77257	6	9						

\* £800 Land Sales invested, 1st January, 1901.

† Invested in 1901.

## COMMISSIONERS OF CURRENCY.

*Account for the Year ended 31st December, 1900.*

Assets.	Amount.			Liabilities.	Amount.		
	£	s.	d.		£	s.	d.
Cash ...	1334	0	0	Notes Issued ...	2000	0	0
Investment ...	† 333	0	0				
On Deposit with Treasurer ...	333	0	0				
£	2000	0	0	£	2000	0	0

† Invested in 1901.



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# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

JANUARY 1st, 1902.

No. 1.

No. 1.

## Queen's Commemoration

### (Diamond Jubilee) Fund.

His Excellency the Governor directs it to be notified for the information of subscribers to the above Fund, that the amount collected—£149 11s. 6d., together with interest, which up to the end of September last, amounted to £13 3s. 4d.—remains deposited in the Government Saving's Bank.

The greater part of this sum was originally contributed for the special purpose of the establishment of a Cottage Hospital; but the Secretary of State not having felt himself able to sanction the necessary expenditure from Public Funds, it has not been possible to proceed with this scheme.

The Admiralty have it in contemplation to erect a hospital at Navy Point for admission to which civilians will be eligible. It is therefore deemed advisable to await the development of this scheme before determining whether the sum now in the Saving's Bank can be employed in the partial endowment of a bed or must be devoted to any other use. The Government will however be pleased to receive any suggestions that may be offered and Subscribers are invited to notify to the Colonial Secretary any object to which they would wish their contributions to be devoted.

1st December, 1901.

No. 2.

## Jury Ordinance.

With reference to Notification No. 75 in Gazette No. 10 of 1st October, 1901, His Excellency the Governor directs it to be notified the Rt. Hon. the Secretary of State for the Colonies has intimated that His Majesty will not be advised to disallow Ordinance No. 5 of 1901 entitled—"An Ordinance relating to Jurors and Trials by Jury."

13th December, 1901.

No. 3.

## Appointment.

His Excellency the Governor has been pleased to appoint Mr. James Slater to be as Itinerant School Master in the Falkland Islands *vice* Mr. J. D. Lawrence on the terms and conditions contained in an Agreement with the Crown Agents for the Colonies, dated 4th November, 1901. Mr. Slater arrived in the Colony on 26th December, 1901.

26th December, 1901.

No. 4.

## Proclamation under Live Stock Ordinance, 1901.

With this Gazette is published a Proclamation by the Governor in Council relating to the importation of Animals and Fodder from South America.

30th December, 1901.

No. 5.

## Probate and Unrepresented Estates Ordinance.

### Appropriation Ordinance.

The Governor directs the publication of the following Ordinances which have been passed by the Legislative Council and assented to by His Excellency :—

No. 9 of 1901.—“ An Ordinance relating to the the granting of Probate of Wills and Letters of Administration, and to provide for the Administration of Unrepresented Estates.”

No. 10 of 1901.—“ An Ordinance to provide for the Service of the Year 1902.”

31st December, 1901.

No. 6.

## Jury List.

With this Gazette is published a list of persons liable to serve as Jurors in 1902, objections to which will be heard by the Magistrate on the 20th January.

31st December, 1901.

No. 7.

## Local Rates.

The Annual Court prescribed by Ordinance No. 5 of 1897 for the assessment of the annual value of house and other property in Stanley will sit at the Court House at 11 a.m. on Monday 13th January, 1902.

1st January, 1902.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates :—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2 6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,

*Colonial Secretary.*

1st January, 1902.



**FALKLAND ISLANDS.**

Ordinance No. 9 of 1901.

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**PROBATE**

AND

**UNREPRESENTED**

**ESTATES.**

No. 9.



1901.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF

( 11th December 1901. )

*An Ordinance relating to the granting of  
Probate of Wills and Letters of Administration  
and to provide for the Administration of Un-  
represented Estates.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows :—

Interpretation.

## 1.--In this Ordinance:

“Unrepresented Estate” shall mean—

- (1). The Estate of every person who shall die intestate and whose widow, husband or next of kin shall be unknown, or shall have refused to take out Letters of Administration, or shall be absent from the Falkland Islands without having an agent therein.
- (2). The Estate of every person who shall die having made a will, when owing to any cause it shall be necessary to appoint administrators *cum testamento annexo* or *de bonis non* of such Estate, and the person entitled to such Letters of Administration shall be unknown or shall refuse to take out such Letters of Administration or shall be absent from the Falkland Islands without having an agent therein.
- (3). Every Estate whereof the Executors or Administrators shall be absent from the Falkland Islands without having an agent therein.

## PART I.

## PROBATE AND LETTERS OF ADMINISTRATION.

Form of Will.

2.—A Will partly written and partly printed made out and duly executed in conformity with the directions therein, on a form printed under the authority of the Governor, shall be as valid to all intents and purposes as if the same had been wholly written in words at length.

Duty to be paid and  
bond given before  
probate.

3.—No Probate of the Will nor Letters of Administration of the estate and effects of any person deceased shall be granted until the applicant has paid to the Colonial Treasurer the estate duty

payable under this Ordinance and has given a bond in such form as the Chief Justice shall approve. Such bond shall be in a penalty of double the amount of the value of the estate as stated in the petition on which the grant is made or in such other amount as the Chief Justice may direct.

Penalty for taking possession of estate without authority.

**4.**—If any person shall take possession of and in any way administer any part of the estate or effects of any person deceased without obtaining Probate of the Will or Letters of Administration of such estate within six calendar months after the death, every person so offending shall be liable to a penalty not exceeding Twenty Pounds in addition to the estate duty payable under this Ordinance

Petitions.

**5.**—Applications for Probate or Letters of Administration shall be made by petition to the Chief Justice and the allegations contained in such petition shall be verified on oath, and

By (1) In the case of a will, the petition must state the death of the testator, that the document produced is believed to be his last will and testament, that the petitioner is the person named as the executor and that the petitioner knows of no other later will made as the last will of the testator.

In (2) In the case of intestacy, the petition must state the death of the intestate and that he died without leaving a will and it must briefly set forth the grounds on which the petitioner has applied for Letters of Administration.

To Ad- (3) In the case of a petition for Letters of Administration minister. with the will annexed, the petition must set forth the grounds on which the application is based.

Applications to be published.

**6.**—Notice of application for Letters of Administration must be given in the Gazette for three weeks before such letters shall be granted, except in cases where the Chief Justice shall be satisfied by affidavit or otherwise of the existence of any urgent necessity that such grant should be made before the expiration of such three weeks and shall likewise be satisfied that notice of the application has been given to all persons residing within the Colony whose claim to such grant may be prior or preferable to that of the applicant. In every such case the Chief Justice shall have the power to grant to such applicant Letters of Administration, limited or otherwise, as the circumstances of the case shall seem to require within such time before the expiration of such three weeks as to him may seem necessary: Provided always that in no case shall such administration be granted until notice of application therefor shall have been published once at least in the Gazette.

Value of Estate to be estimated.

**7.**—Together with every petition for Probate or Letters of Administration there shall be delivered an account signed by the petitioner of the particulars of the estate of the deceased situate in this Colony and of the estimated value thereof in such form as shall be prescribed by any Probate Rules made under the Administration of Justice Ordinance, 1901.

Refund of excess duty.

**8.**—If any executor or administrator at any time within one year after having paid estate duty shall discover that the estate of the deceased person was estimated at too high a value in the account delivered by him and that the amount of duty paid by him was consequently greater than he was liable to pay and shall make the same appear to be the case to the satisfaction of the Governor in Council, it shall be lawful for the Governor to issue his Warrant on Public Treasury for the return to such executor or administrator of any excess of payment so shown to have been made by him.

9.—If any executor or administrator shall through mistake or otherwise without fraud have omitted from the account delivered by him any part of the estate situate in this Colony he shall immediately after the discovery of such omission notify the Chief Justice of the same and within three calendar months thereafter amend his account and pay the additional duty due on the estate of the deceased without being liable to any penalty or forfeiture under this Ordinance.

Under payment of  
duty.

10.—The Court may, on application made on motion or petition in chambers in a summary way and on being satisfied that the condition of any bond given to the Chief Justice has been broken, order the assignment of the same to some person to be named in such order, and such person, his executors, or administrators, shall thereupon be entitled to sue in his or their own name as if the same had been originally given to him instead of to the Chief Justice and shall be entitled to recover thereon as trustee for all persons interested the full amount recoverable in respect of any breach of the condition of the said bond.

Enforcing bond.

11.—Where a caveat shall be entered against the grant of any probate or any application for Letters of Administration before any grant of probate or of administration shall have been made or when in the opinion of the Chief Justice sufficient objection shall appear against the making of any such grant, before such grant shall be made all parties concerned or interested therein or so many of them as the Chief Justice may think necessary shall be cited to show cause before the Chief Justice why probate or administration as the case may be should not be granted to the applicant and the Chief Justice, having heard the case and the parties and having considered the evidence, shall make such order touching the premises as may seem just.

Caveats.

Hearing of

12.—When any of the parties do not appear and answer (due proof of citation on them having been made) the proceedings may be heard and determined *ex parte* or such further time may be given for appearance and on such terms as the Court may direct.

Hearing of ex-parte.

13.—The Court may require the attendance of any person whom it may think fit to examine or cause to be examined in any proceedings in respect of matters testamentary and may examine or cause to be examined upon oath or affirmation as the case may require parties and witnesses by word of mouth and may either before or after or with or without such examination cause them or any of them to be examined on interrogatories or receive their or any of their affidavits or solemn affirmations as the case may be and the Court may by writ require such attendance and order to be produced before itself or otherwise any deed, evidences, or writings being or purporting to be testamentary or otherwise in the same form or as nearly as may be as that in which a writ of "subpoena ad testificandum," or of "subpoena duces tecum," is now issued out of the Supreme Court and every person disobeying any such writ shall be considered as in Contempt of Court and also be liable to forfeit a sum not exceeding Fifty Pounds.

Witnesses  
must attend.

14.—Any party interested in a will may by a petition verified by affidavit pray that such will be proved in solemn form and such petition shall be dealt with as other petitions to the Supreme Court.

Proof of Will in  
solemn form.  
By  
person interested.

15.—Any executor or party desiring or having execution of a will may have the same proved in solemn form at any time before the court by filing a petition therefor verified as aforesaid and such petition shall be dealt with as provided in the last preceding section.

By Executor.

16.—The Court upon sufficient cause being shown may set aside any order or decree obtained in a default upon such terms as to the payment of costs or otherwise as to the Court may seem just.

When order may be  
varied.



Administrator may  
be substituted for  
absentee.

**17.** When an Executor or Administrator to whom probate or administration has been or shall be granted shall be absent from this Colony for the period of one year without having appointed an attorney to act for and represent him the court may, on petition verified by affidavit showing to the satisfaction of the Court that the interests of parties concerned in the estate are or will be prejudiced by the absence of such Executor or Administrator, appoint an Administrator with the will annexed or an Administrator *de bonis non* as the case may be, who shall respectively during the absence of such Executor or Administrator, on giving sufficient security, have, possess, and exercise the same power and authority as the Executor or Administrator so absent as aforesaid would have had if personally present and in case of contested proceedings the practice and procedure shall be similar to that provided by the eleventh section hereof.

Suits in open Court.  
Business  
in chambers.

**18.**—In any contested suit for probate or letters of administration the hearing and adjudication thereof shall be in open court and, subject thereto, all other proceedings and business under this Ordinance may unless the Court shall otherwise direct be transacted in chambers.

Citation, how served

**19.**—Service of citations shall be made personally upon the party to whom the same shall be directed unless in cases where for sufficient cause the Court shall otherwise direct.

Records, how kept.

**20.**—All grants of administration and all wills of which probate is granted shall be recorded and such grants and wills together with all the papers in any wise relating thereto shall be in all cases made up and filed together in a convenient form and arranged and preserved in alphabetical order.

Real Estate vests in  
Administrator.

**21.**—On the grant by the Supreme Court of the Falkland Islands of Probate of the Will or Letters of Administration of the Estate of a deceased person who dies after this Ordinance has come into operation, the real estate of the deceased person shall vest in the executor or administrator in the same manner as his personal estate and the executor or administrator shall have the same power of dealing with such real estate for the purpose of administration as he has of dealing with such personal estate but nothing herein contained shall affect the beneficial interest in such real estate.

Estate Duties.

**22.**—The following duties shall be payable to His Majesty for the service of this Colony by the Official Administrator in respect of all Unrepresented Estate in this Colony and by the Executor or Administrator on the granting of Probate or Letters of Administration in respect of the net proceeds of the estate of the deceased situate in this Colony, that is to say :—When such estate shall be :

Under the value of £50	...	2/-
Of the value of £50 and under £100	...	4/-
„ „ £100 „ £200	...	12/-
„ „ £200 „ £500	...	£2 per cent.
„ „ £500 „ £1000	...	£2 10/- per cent.
„ „ £1000 „ £5000	...	£3 „
„ „ £5000 and over	...	£4 „

When Probate,  
granted elsewhere,  
valid here.

**23.**—The Probate of any Will or Letters of Administration granted by a Court of Probate in the United Kingdom or in any British Possession may, on being produced to the Chief Justice and a copy thereof deposited in the Supreme Court, be sealed with the seal of the Supreme Court and thereupon shall be of the like force and effect and have the same operation in the Falkland Islands as if granted by the said Court. Provided that the Court shall, before sealing a Probate or Letters of Administration under Section, be satisfied.

- (a) That duty has been paid in respect of so much of the estate as is liable to duty in this Colony.
- (b) In the case of Letters of Administration, that security has been given under and in accordance with the provisions of this Ordinance.

## PART II.

### UNREPRESENTED ESTATE.

**24.**—Letters of Administration shall not be granted to any person in the character of a creditor, but in every case where but for this Ordinance Letters of Administration of any Estate would be granted to a creditor thereof, such Estate shall be considered as unrepresented within the meaning of this Ordinance, provided that, under special circumstances where it may appear to the Court to be just or expedient, probate or administration may be granted to some person other than the person ordinarily or by law entitled to such probate or administration.

Creditor may not act.

**25.**—There shall continue to be an Official Administrator and whenever that office shall be vacant the Governor may appoint an Official Administrator, who, previously to entering upon the duties hereinafter defined, shall enter into recognizance with two sureties in such sum as the Governor shall order and shall take and subscribe the following oath :

Official Administrator.

“ I do swear that I will faithfully, honestly and diligently perform the duties of Official Administrator without fear or favour, partiality or affection.—So HELP ME GOD.

and until such appointment is made and thereafter whenever there shall be no Official Administrator so appointed the Colonial Secretary shall be ex-officio Official Administrator.

**26.**—The Official Administrator shall not act as the agent of any person, nor as Executor or Administrator of any deceased person unless of any member of his own family not more remote than the fourth degree, and shall be personally responsible for the honesty and fidelity of every clerk and other person whom he may deem it necessary to employ in the execution of the duties of his Office.

When he may not act.

**27.**—Upon the death, resignation or removal from office of any Official Administrator for the time being all property in his hands or under his control as such Official Administrator, and all rights, powers and duties vested in him under any order made under this Ordinance shall devolve upon and be vested in his successor, whether ex-officio or by appointment, and upon every appointment of an Official Administrator all property, rights, powers and duties (if any) then in the hands or under the control of or vested in the Colonial Secretary of the Colony as ex-officio Official Administrator shall devolve upon and be vested in the person so appointed ; and no legal process commenced by or against any Official Administrator in his office as such shall abate or be prejudiced by the death, resignation or removal of such Official Administrator but the same may continue by or against his successor.

Perpetual succession.

**28.**—The Official Administrator shall, whenever he shall become aware of any Estate which he shall consider unrepresented, present a petition to the Court in the Form in the First Schedule hereto, stating the particulars of such Estate and praying for an order to collect and receive the same, and the Court shall, upon being satisfied that such Estate is unrepresented, grant such order accordingly, and thereupon the Official Administrator shall forthwith cause an inventory to be made of the Estate mentioned in such order and shall file the same in the Court.

To petition Court for order to act.

When he may act  
before order.

**29.**—The Official Administrator shall, if he think fit so to do, immediately on becoming aware of any unrepresented Estate, and before obtaining the order in the preceding section mentioned, enter upon the Estate for the purpose of sealing up or making such other dispositions for the security of such Estate as he may deem necessary.

Order may be  
revoked.

**30.**—If upon the representation of any person claiming to be legally entitled to the Administration or management of any Estate in respect of which any such order shall have been made as aforesaid, the Court shall be satisfied that the applicant is so entitled, the Court may revoke such order and direct the Official Administrator to desist from interfering with such Estate or may make such other order as to the Court shall seem meet. Provided always that all matters and things which shall have been *bona fide* done or performed by the Official Administrator previously to the determination of such order shall be valid and effectual to all intents and purposes whatsoever.

Shall collect Estate.

**31.**—The Official Administrator shall, as soon as possible after obtaining an order to collect any Estate, get in and collect all debts due to the same and institute such legal process as may be requisite for compelling payment thereof. All such process shall be carried on in the name of the Official Administrator.

Shall claim interest  
on money detained  
after demand.

**32.**—If any person shall retain in his hands or employ for his own benefit or knowingly permit any person so to retain or employ any sum of money or other effects, part of any unrepresented Estate, after a demand therefor shall have been made by the Official Administrator, every such person shall be charged and pay interest on such money or on the value of such effects at the rate of 12 per centum per annum for the time during which he shall have retained or employed the same, or permitted the same to be retained or employed as aforesaid, and the Official Administrator is hereby authorised and required to demand and sue for such interest either together with the principal money or effects, or separately, as he may think fit.

Shall give notice  
to creditors.

**33.**—The Official Administrator shall, immediately after obtaining an order to collect any Estate, publish in the Falkland Islands Gazette and shall also affix on the Government Notice Board in Stanley, a Notice calling upon the Creditors of the Estate mentioned in such notice to come in and prove their claims on or before a certain day to be therein named, or in default thereof to be excluded from any benefit arising from such Estate, and if so ordered by the Court shall also publish such notice in one or more papers published out of the Colony to be selected by the Court, and shall repeat such notices as often as the Court shall order, and claimants or creditors residing within the Colony shall be bound to file their claims at the Office of the Official Administrator within three months after such notice aforesaid; and claimants or others residing out of the Colony shall be bound to file their claims within six months after the publication of the last notice in such foreign paper as aforesaid, on pain, in default thereof, of being excluded from any benefit arising from such Estate.

Claims how made.

**34.**—All claims filed by creditor or claimants shall express the name and place of abode of the creditor or claimant, the origin of the debt or claim, the degree or class of such debt and the particulars and exact amount thereof, verified by affidavit, and there shall also be annexed to every such claim the documents purporting to be evidence thereof.

**35.**—In the event of any dispute arising as to the validity of any claim, the parties, or on their default or where the Official Administrator himself entertains doubt of the validity of any claim, the Official Administrator shall draw up and settle a statement in writing of the grounds of such dispute, and shall submit the same

to the Court, and the Court shall thereupon make such order thereon as the circumstances of the case may require. But no action or suit shall be brought against the Official Administrator in respect of any debt due from an Estate under his administration.

**36.**—The Court may at any time make an order for the immediate sale by the Official Administrator of such part of any Estate as shall be of a perishable nature or from any cause whatever deteriorating in value.

Immediate sale of  
perishable Estate.

**37.**—The Official Administrator shall, within three months after entering into possession of any Estate, sell and dispose of all the personal property belonging to such Estate by public auction after such public notice thereof as is usual in the case of sales by order of the Court. Provided that the Court may by any order in that behalf extend the time for such sale, or direct such personal property to be disposed of by private contract or any portion thereof retained for transmission to the next of kin.

Sale of personal  
Estate.

**38.**—In case the Court shall be satisfied that the proceeds of the sale of the personal property belonging to any Estate are insufficient to discharge the debts and liabilities attaching to such Estate, the Court may by its order direct the Official Administrator to sell the whole or such part of the real property belonging to such Estate as the Court may deem necessary for the purpose aforesaid, and such sale shall be subject to all the incidents of a sale of real property by order of the Court. Provided that nothing hereinbefore contained shall be taken or construed to give any purchaser any other or better title to such property than shall have been possessed by the last owner thereof.

Sale of real Estate.

**39.**—All moneys received by the Official Administrator in the execution of his Office, whether of debts due to the Estate, the proceeds of sale, or from whatsoever source they may be derived, shall forthwith be paid into the Government Savings Bank to the account of the Official Administrator, and the Official Administrator shall submit monthly to the Chief Justice a return showing all such sums with the date when paid into the Government Savings Bank and the Estate to whose credit they have been received.

Moneys to be paid  
into Savings Bank.

**40.**—After the expiration of 12 months from the date of the order for taking possession of any Estate, the Official Administrator shall dispose of the moneys arising out of such Estate as follows, that is to say :—

Distribution of  
Estate.

- (1) He shall reimburse himself of all such costs and charges as he shall reasonably have incurred in administering the Estate, such costs and charges having been previously authorized by the Court.
- (2) He shall pay into the Treasury  $7\frac{1}{2}$  per centum upon the gross amount of the money arising out of the Estate, to be applied as hereinafter mentioned.
- (3) He shall pay to the Treasurer the Estate duty upon the Scale laid down in Section 22 of this Ordinance.
- (4) He shall pay the creditors of the Estate in the order prescribed by law if sufficient money shall remain for the payment thereof in full.
- (5) He shall pay the balance (if any) which shall remain after such payments into the Treasury in trust for the next of kin, heir-at-law, legatee or devisee of the deceased, as the case may be.

If sufficient money shall not remain, after the satisfaction of Subsections (1), (2), and (3), for the payment of all creditors in full, then the amount shall be divided rateably among the creditors.

Remuneration of  
Official  
Administrator.

**41.**—The  $7\frac{1}{2}$  per centum to be paid by the Official Administrator into the Treasury under Subsection (2) of the last preceding Section shall be applied in manner following, that is to say :—

- (1) 5 per centum shall be paid by the Treasurer to the Official Administrator on the production of the certificates required by section 46 of this Ordinance as a remuneration for the services he is required to perform. Provided that the Governor may at any time order that the remuneration by this Section provided to be paid to the Official Administrator shall be commuted for a fixed salary without reference to the amount at any time produced by such remuneration.

Reserve Fund.

- (2)  $2\frac{1}{2}$  per centum shall be carried to a reserve fund for defraying the incidental expenses necessitated by this Ordinance.

Disposal of Real  
Estate.

**42.**—When after winding up an Estate any real property remains undisposed of, the Official Administrator shall forthwith, and before closing the accounts of such Estate, apply to the Court for directions as to the disposal of such real property, and the Court may order the same to be sold, or may appoint a receiver or make such other order as to the Court shall seem just.

Expenses chargeable  
to Reserve Fund:

**43.**—The expenses of every legal process and other matter which it shall be necessary for the Official Administrator to institute or perform on behalf of any Estate, the assets of which shall be insufficient to defray such expenses, shall be paid out of the reserve fund.

By order of  
Governor.

**44.**—Upon the application of the Official Administrator the Governor may make orders by warrant upon the Treasurer for the payment out of the said reserved fund to the Official Administrator of such moneys as shall from time to time be payable therefrom under the provisions of this Ordinance.

Chief Justice shall  
audit accounts

**45.**—The Official Administrator shall monthly exhibit a statement of his accounts to the Chief Justice, who shall satisfy himself as to their correctness and also that the payments into the Government Savings Bank, prescribed by section 39 to be made, have been duly and punctually carried out. The moneys prescribed by section 40, to be paid into the Treasury, shall be so paid within 48 hours of the final winding up of the Estate.

And  
give Certificates

**46.**—As a condition precedent to the payment by the Treasurer to the Official Administrator of the remuneration provided by section 41, or if the same shall have been commuted, of any salary arising from such commutation, the Official Administrator shall obtain from the Chief Justice and deliver to the Treasurer a certificate in the following form :—

“I hereby certify that the Official Administrator has duly exhibited to me the monthly statement of accounts required by Section 45, and that I have audited the same and found them correct, and that all the payments required to be made into the Government Savings Bank have been so made.”

A. B., Chief Justice.

Accounts.

**47.**—The Official Administrator shall keep a separate account of and for each Estate that he shall administer under this Ordinance, and shall keep the following books :—

A book for entry of claims against every Estate. A book for entry of debts due to every Estate. Cash book. Journal. Ledger.

Any person may inspect the books and accounts of the Official Administrator during his Office hours and on payment of a fee of one shilling.

May be inspected.

**48.**—The balance of the Estate of an Intestate who is illegitimate and leaves no widow or lineal descendant, when paid into the Treasury as provided by section 40, unless any claim or claims by the natural relations of the intestate be recognized by the Governor in Council, may be appropriated for such public purposes as shall be approved by the Secretary of State.

When Colony entitled to illegitimates' Estate.

**49.**—The balance of the Estate of an Intestate whose kindred are unknown, when paid into the Treasury as provided by section 40, shall be invested under the head of "The Intestates Estates Fund" in securities to be approved by the Secretary of State, and shall be allowed to accumulate with interest for a period of ten years at the expiration of which period all claims thereto shall be barred and the principal and accumulated interest shall lapse to the Government of the Falkland Islands and may be appropriated for such public purposes as shall be approved by the Secretary of State.

Estate when kin unknown accumulates for 10 years.

**50.**—All moneys which at the time of the passing of this Ordinance are vested in the Official Administrator shall continue to vest in the Official Administrator for the time being and shall be dealt with by him as herein provided.

Moneys vested in Official Administrator.

**51.**—The Official Administrator shall in every case of intestacy in which the kindred of an intestate are unknown, cause notice of the fact to be inserted as soon as practicable in the "London Gazette" and in the "London Times" newspaper once a quarter, for a period of one year. The notice of intestacy and of the fact that the kindred of the intestate are unknown shall also contain the name and nationality, when known, of the intestate, the date of his death, and the value of the Estate.

Kin unknown to be advertised for.

**52.**—Any person who shall claim in any other character than that of a creditor thereof, any Estate or balance which may be in the hands or under the control of the Official Administrator, or of the Treasurer, or which may be invested in the Intestates Estates Fund, may apply to the Court by petition to have the same delivered over to him; and the Court upon being satisfied of the validity of such claim shall make such order as may be just; and where two or more persons shall lay claim to any such Estate or balance, the Court may dispose of their claims by determining the same in a summary manner, and may make such order therein with regard to costs and all other matters as the circumstances may require.

Claimants.

**53.**—The Ordinances mentioned in the Second Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

Repeal.

**54.**—This Ordinance may be cited for all purposes as "The Probate and Unrepresented Estates Ordinance, 1901."

Short Title.

Passed the Legislative Council this 3rd day of December, 1901.

Assented to by the Governor and Given under the Public Seal of the Colony this 11th day of December, 1901.

(Signed)

M. CRAIGIE-HALKETT.

*Clerk of the Council.*

## FIRST SCHEDULE. (Section 28).

### PETITION TO COLLECT AN ESTATE.

To His Honour the Chief Justice of the Falkland Islands.

The petition of the Official Administrator, HUMBLY SHEWETH:

That your Petitioner has been informed and believes that A.B. late of                      died on the       day of       (intestate and that he has left no widow or next of kin residing in the Falkland Islands or having an Agent therein) or (leaving a will but without appointing any Executor thereof, and that there is no person residing within the Falkland Islands or having an Agent therein entitled to Letters of Administration *cum testamento annexo* of the said A. B.) or (that C.D., the Executor of the will of A. B., deceased, died on the       day of       intestate leaving a part of the Estate of the said A. B., deceased, unadministered, and that there is no person residing in the Falkland Islands or having an Agent therein entitled to Letters of Administration *de bonis non* of the Estate of the said A. B. deceased) or (that F. G., Executor or Administrator of the Estate of A. B., deceased, is absent from the Falkland Islands without having any Agent therein).

And that the said A. B., died possessed of property in the Falkland Islands. Your Petitioner therefore prays your Honourable Court will be pleased to grant him an order to get in and collect the Estate of the said A. B., deceased.

## SECOND SCHEDULE.

### REPEAL.

No. and Year.	Short Title.	Extent of Repeal.
8 of 1895.	The Probate Ordinance, 1895 ... ..	The whole
3 of 1896.	The Unrepresented Estates Ordinance, 1896 ... ..	The whole
11 of 1893.	An Ordinance to amend the Unrepresented Estates Ordinance, 1893 ... ..	The whole



# Proclamation.

---

By His Excellency WILLIAM GREY-WILSON, Companion of the Most Distinguished Order of St. Michael and Saint George, Governor, Commander-in-Chief and Vice-Admiral of the Falkland Islands, etc., etc., etc.

Whereas by the Live Stock Ordinance, 1901, power is conferred upon the Governor in Council to prohibit by Proclamation the importation of any animals and articles of fodder from places named in such Proclamation and to order the destruction on arrival in these Islands of any hay, straw, fodder or other article, whereby it appears to him that infection or contagion may be conveyed.

And whereas it appears to the Governor in Council that there exist in certain parts of South America serious infectious and contagious disorders among animals.

NOW, THEREFORE, I, WILLIAM GREY-WILSON, in Council, in pursuance of the powers vested in me do hereby proclaim as follows:—

1. That from the date hereof, no cattle, sheep, or alfalfa shall be imported into this Colony from any part of South America

2.—That should any vessel arrive in this Colony from any part of South America having on board any alfalfa intended to be imported to this Colony, such alfalfa shall be immediately destroyed by the Government Stock Inspector or by any Government Officer.

3. That this Proclamation shall continue in force until the 31st day of December, 1902, unless sooner by the Governor in Council revoked.

---

**GOD SAVE THE KING.**

---

Given under the hand of His Excellency at Government House, the Falkland Islands, this 30th day of December, 1901.

By Command,

W. HART BENNETT.

*Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIV.

FEBRUARY 1st, 1902.

No. 2.

No. 8.

## Prison Visitors.

His Excellency the Governor has been pleased to appoint the Hon. W. A. THOMPSON, J.P. and the Hon. J. J. FELTON, J.P. to be Visiting Justices of the Prison for the half-year ending 30th June, 1902.

*1st January, 1902.*

No. 9.

## Administration of Justice Ordinance, 1901.

## Live Stock Ordinance, 1901.

With reference to Notification No. 74 in Gazette No. 10 of 1st October, 1901 and to Notification No. 83 in Gazette No. 11 of 1st November, 1901. His Excellency the Governor directs it to be notified that the Rt. Hon. the Secretary of State for the Colonies has intimated that His Majesty will not be advised to disallow Ordinance No. 4 of 1901, entitled "An Ordinance relating to the Administration of Justice" and Ordinance 6 of 1901, entitled "An Ordinance relating to Scab and other infectious and contagious diseases, in sheep and other animals."

*4th January, 1902.*

No. 10.

## Volunteers.

His Excellency the Governor is pleased to direct the publication of the following Despatch from the Rt. Hon. the

Secretary of State for the Colonies, enclosing a Report from the Commodore on the Volunteer Force, dated 27th March, 1901, and the Remarks of the Colonial Defence Committee thereon as follows:—

DOWNING STREET,  
13th NOVEMBER, 1901.

Sir,

With reference to my despatch No. 44 of the 27th June, 1900, I have the honour to transmit to you, for your information, copies of remarks by the Colonial Defence Committee on a Report, dated the 27th March, 1901, from the Commodore on the South-East Coast of America Station on the Volunteer Force of the Falkland Islands.

The Secretary of State for War and the Lords Commissioners of the Admiralty have expressed their concurrence in these Remarks and a copy has been communicated to the Commodore on the Station.

I have the honour to be,

Sir,

Your most obedient,

Humble servant,

J. CHAMBERLAIN.

Governor

W. GREY-WILSON, C.M.G.

&c., &c., &c.

## REPORT.

The Colonial Office, at the request of the Admiralty, have referred to the Colonial Defence Committee a Report, dated the 27th March, 1901, from the Commodore on the South-East Coast of America Station on the Volunteer Force of the Falkland Islands.

The Report is printed as an Appendix to these Remarks.

2. Since the last report some increase has taken place in the strength of the Force, which now numbers 105 of all ranks, as compared with 86, 89, and 71 at corresponding dates in the three previous years. The attendance at the inspection, viz., 37, still falls considerably short of what should be expected from a corps which is largely drawn from the immediate neighbourhood of its headquarters. The number of men who have been put through a course of musketry is only 28, and there has been no drill or practice with the field guns since the last inspection.

The Report cannot therefore be considered satisfactory, and the Volunteer Force in its present condition might not improbably be found unequal to the demands that might be made on the Colony in time of war on behalf of its own interests and those of the Empire generally. The moderate character of these demands has been fully explained by the Colonial Defence Committee in their observations on the two preceding Reports. They note with satisfaction that the present Colonial Secretary has joined the corps, and is thus continuing the traditional association between the Volunteer Force and the staff of the Colonial Government, but they do not trace much evidence of the increased encouragement by employers of labour, which it was the object of their Memorandum No. 220 M, dated the 31st day of May 1900, to elicit.

3. Since the date of the present Report the Imperial Government have sanctioned, on the recommendation of the Colonial Defence Committee, the substitution of 303-inch magazine rifles for the Martini-Henry rifles with which the Volunteer Force is armed, and also a loan of two 2.5-inch R.M.L. mountain guns with carriages, stores, and ammunition. This improvement in the armament, which has the incidental advantage of enabling the Volunteers to take part in rifle competitions with the Navy, should go far to increase the popularity of the corps, and this is also being furthered by the provision by the Colonial Government of a smart and workmanlike uniform. The experience of other Colonies tends, however, to show that real efficiency can only be attained when the corps is not in a position to offer interests and advantages to its members, but also the support of an enlightened public

opinion which understands and appreciates its value in protecting the Colony against insult and in maintaining British prestige in war.

(Signed) J. E. CLAUSON,  
*Secretary,*  
*Colonial Defence Committee.*

October 18th, 1901.

#### APPENDIX.

"Flora," at Montevideo.

March 27th, 1901.

Sir,

In accordance with your instructions contained in Article XIII of my confidential Standing Orders I have the honour to inform you that I inspected the Falkland Islands Volunteers on the 16th instant, and beg to report as follows:—

2. The total strength of the force is now given at 105, including officers, an increase on the numbers last year. At my inspection they mustered 37.

3. What drills I witnessed (the inspection was curtailed on account of the weather) were fairly well carried out.

4. I was informed by the Commanding Officer (Lieutenant F. Durose) that 28 men had been through the rifle course, but that the field guns have not been out since my last inspection.

5. As already reported to their Lordships, I have supplied on loan 14 Lee-Metford rifles and ammunition (the latter on repayment) to the Colonial Government for the use of the Volunteers in anticipation of their being re-armed with this Weapon by the Imperial Authorities.

6. There seems to be a wish generally in the corps to improve, and several new recruits have joined, notably Mr. HART-BENNETT, the recently-arrived Colonial Secretary. New uniforms of a more serviceable pattern have been ordered from England in order to attract recruits. A new Instructor has also arrived, who is more likely to bring the men up to date in the matter of drill.

7. Of the movement as regards "Camp Detachments" I have heard very little, but I do not think the idea will have any widespread effect, owing to the indifference of the men.

I have, &c.  
(Signed) R. GROOME,  
*Commodore.*

The Secretary, Admiralty.

No. 11

### Jury List.

The corrected Jury List for the year 1902 is published with this Gazette.

20th January, 1902.

No. 12

**Public  
Lands Ordinance, 1902.**

The Governor directs the publication of the following Ordinance, which has been passed by the Legislative Council and assented to by His Excellency.

No. 1 of 1902, "An Ordinance to provide for the acquisition of land required for public purposes."

23rd January, 1902.

No. 13

**Harbour Bill.**

His Excellency the Governor directs the publication of the draft of an Ordinance relating to Harbours.

31st January, 1902.

*Warrant that Land shall be acquired for the Service  
of the Colony:*

**FALKLAND ISLANDS.**

By His Excellency,

(Signed) W. GREY-WILSON,

*Governor.*

WHEREAS on the 1st day of February, 1902, the Governor of the Falkland Islands with the advice and consent of the Legislative Council thereof by Resolution declared that the Land hereinafter described, that is to say:

The Thirteen Suburban Lots of Land situate on the North side of the Inner Harbour of Stanley, numbered 27 to 39 both inclusive and containing 272 Acres, 3 Roods, 14 Perches more or less, now held by the Falkland Islands Company; should be acquired for a public purpose.

THEREFORE, I do hereby, under the provisions of "The Public Lands Ordinance, 1902," by this my Warrant under my hand and the Public Seal of the Colony, direct that the said Land shall be acquired for the service of the Colony.

Dated this 1st day of February, 1902.

By Command,

(Signed) W. HART BENNETT,

*Colonial Secretary.*

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	..	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,

*Colonial Secretary.*

1st February, 1902.





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIV.

MARCH 1st, 1902.

No. 3.

No. 15.

## Local Rates.

It is hereby notified for general information that the Local Rates assessed under Ordinance No. 5 of 1897 become due before 31st March, 1902.

*2nd February, 1902.*

No. 16.

## Vital Statistics.

His Excellency the Governor directs the publication with this Gazette of the Vital Statistics of the Colony for the year 1901.

*2nd February, 1902.*

No. 17.

## Accounts.

His Excellency the Governor directs the publication with this Gazette of the Accounts for the Quarter ended 30th Sept., 1901.

*2nd February, 1902.*

No. 18.

## South Africa.

In consequence of the establishment of Martial Law at all British South African Ports, persons desiring to land in those Colonies must provide themselves with permits.

The conditions of issue can be seen on application at the Colonial Secretary's Office.

*2nd February, 1902.*

No. 19.

## Local Mails.

With this Gazette is published the Local Mail Time Table for 1902.

*2nd February, 1902.*

No. 20.

## New Titles of H.M. The King.

His Most Gracious Majesty the King, by Proclamation bearing date the 4th day of November, 1901, declared that the following Style and Titles shall be used on all occasions and in all instruments whenever the Royal Style and Titles are used, that is to say:—

“EDWARD VII., by the Grace of God of the United Kingdom of Great Britain and Ireland, and of the British Dominions beyond the Seas, King, Defender of the faith, Emperor of India.”

*3rd February, 1902.*

No. 21.

## The Tariff Amendment Ordinance, 1901.

## The Licensing Ordinance, 1901.

With reference to Notification No. 90 in Gazette No. 12, of 2nd December, 1901, His Excellency the Governor directs it

to be notified that the Rt. Hon. the Secretary of State for the Colonies has intimated that His Majesty will not be advised to disallow Ordinance, No. 7, of 1901, entitled "An Ordinance to amend the Tariff Ordinance, 1900," and Ordinance, No. 8 of 1901, entitled "An Ordinance to amend "The Licensing Ordinance, 1882."

24th February, 1902.

No. 22.

### Dogs.

After 15th March, 1902, every dog imported into the United Kingdom will be detained and isolated at owner's expense upon premises in the occupation or under control of a Veterinary Surgeon for six months.

The detailed Regulations can be seen on application at the Colonial Secretary's Office.

25th February, 1902.

### Stock Inspector's Report for 1901.

No. 23

Stanley,  
21st February, 1902.

Sir,

I have the honour to submit to His Excellency the Governor my report for 1901.

The number of sheep returned in March, 1901, 762,357 as compared with 778,026 in March, 1900, shows a decrease, which is due to boiling down, with the exception of 300 rams exported to Patagonia.

The lambing in the year has been most satisfactory, the average being about 70 per cent.; an exceptionally good spring accounts for the high per centage.

The wool clip for the present season is still increasing. The farmers have awakened to their own interests, and to the fact that it pays to select and cull, and

import fresh blood into their flocks. The sale of wool in the English market was lower than ever has been experienced since the sheep farming industry was started.

The live stock imported during the year were as follows:—

14 Romney Marsh Rams from England, 22 Horses from Patagonia.

During the year a new Live Stock Ordinance was passed.

The Proclamation prohibiting the importation of cattle, sheep and alfalfa from South America on account of the prevalence of Foot and Mouth Disease and Anthrax still continues in force.

I am pleased to say that no Scab has been seen since the last station was released in May, 1900; there have been a few cases of lice in some of the flocks but these are almost eradicated now.

The grass seed growing experiment is not so successful as it should be; the farmers do not realize its value and the improvement it would cause to their land.

I have, etc.,

JAMES ROBERTSON,  
Chief Stock Inspector.

The Hon. the Colonial Secretary.

### No. 24 Administration Notice.

The Supreme Court of the Falkland Islands in *Re J. McGuire*, deceased.

Whereas Elizabeth Aguyar of Buenos Ayres has applied for the grant to George Turner of Stanley, of Letters of Administration of the estate of James McGuire, who died intestate.

These are therefore to cite and admonish all and singular that the prayer of the petitioner will be granted, provided no caveat be entered before the Chief Justice within twenty-one days from the date hereof.

Dated this 1st day of March, 1902.

(Signed) M. CRAIGIE-HALKETT,  
Registrar.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,  
Colonial Secretary.

rch 1902.



# Vital Statistics, 1901.

## BIRTHS.

Stanley.—23 Males, 21 Females	...	...	...	Total	44.
Darwin.—3 Males, 9 Females	...	...	...	"	12.
West Falklands.—5 Males, 7 Females	...	...	...	"	12.

## DEATHS.

Stanley.—6 Males, 4 Females	...	...	...	Total	10.
Darwin.—1 Male, 1 Female	...	...	...	"	2.
West Falklands.—2 Males, 1 Female	...	...	...	"	3.
Does not include officers and crew of "Thetis" 11 in number, wrecked about August 3rd, 1901.					

## MARRIAGES.

Stanley.—7 Anglican, 3 Roman Catholics	...	...	Total	10.
Darwin.—2 Anglican	...	...	"	2.
West Falklands.—1 Anglican	...	...	"	1.

Summary.—Census 31st March	...	M 1203	F 840	2043
Arrivals: 1st April to 31st December, 1901				
excluding 83 Italians and Austrians	„	119	„ 34	153
Births: 1st April to 31st December, 1901	„	21	„ 27	48
		M 1343	F 901	2244
Less Departures: April 1st to Dec., 1901				
excluding 33 Italians and Austrians	„	104	„ 39	143
		Total M 1239	F 862	2101
Less Deaths: 1st April to 31st December, 1901	*19	6	25	
Estimated population on „ „ „		M 1220	F 856	2076
*Includes 11 from "Thetis"				

Birth Rate per 1000 33.28. Death Rate 7.34 (excluding "Thetis.")

W. HART BENNETT,

21st January, 1902.

*Registrar General.*

# Vital Statistics, 1901.

## BIRTHS.

1901	1900	1899	1898	1897
1,100	1,050	1,000	950	900
1,150	1,100	1,050	1,000	950

## DEATHS.

1901	1900	1899	1898	1897
1,200	1,150	1,100	1,050	1,000
1,250	1,200	1,150	1,100	1,050

## MARRIAGES.

1901	1900	1899	1898	1897
1,300	1,250	1,200	1,150	1,100
1,350	1,300	1,250	1,200	1,150

1901 1900 1899 1898 1897

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# FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 30th September, 1901.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st July. 1901. ...	3230	7	0	...	...	...	3230	7	0	Balance overpaid on 1st July. 1901	...	...	...	1339	12	9	1339	12	9
Customs ...	930	1	1	...	...	...	930	1	1	Pensions ...	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues ...	13	4	6	...	...	...	13	4	6	Governor ...	375	0	0	...	...	...	375	0	0
Licences ...	89	17	1	...	...	...	89	17	1	Colonial Secretary ...	317	6	7	...	...	...	317	6	7
Fees ...	75	17	6	...	...	...	75	17	6	Customs ...	2	15	0	3	15	0	6	10	0
Post Office ...	299	1	7	...	...	...	299	1	7	Audit ...	...	...	...	6	0	0	6	0	0
Rents ...	847	13	6	...	...	...	847	13	6	Port and Marine ..	25	0	0	...	...	...	25	0	0
Miscellaneous ...	43	6	6	...	...	...	43	6	6	Legal ...	75	10	6	...	...	...	75	10	6
Interest on Investments:—	...	...	...	...	...	...	...	...	...	Police ...	128	17	8	4	7	0	133	4	8
" Land Sales ...	...	...	...	288	8	3	288	8	3	Prisons ...	40	13	8	...	...	...	40	13	8
" Savings' Bank ...	...	...	...	435	8	0	435	8	0	Medical ...	143	15	0	0	11	3	144	6	3
" Fire Brigade ...	...	...	...	...	...	...	...	...	...	Education ...	151	4	3	...	...	...	151	4	3
Total exclusive of Land Sales	2299	1	9	723	16	3	3022	18	0	Ecclesiastical ...	115	0	0	...	...	...	115	0	0
Land Sales ...	...	...	...	2000	0	0	2000	0	0	Transport ...	4	19	9	...	...	...	4	19	9
Total ...	2299	1	9	2723	16	3	5022	18	0	Miscellaneous ...	134	16	2	121	5	8	256	1	10
Investments realized ...	...	...	...	...	...	...	...	...	...	Post Office ...	115	5	0	625	0	0	740	5	0
Advances repaid ...	217	8	0	5115	14	7	5333	2	7	Colonial Engineer ...	98	9	4	...	...	...	98	9	4
Deposits received ...	13098	14	8	3	11	5	13102	6	1	Public Works ...	361	2	5	163	0	4	527	2	9
Remittances received ...	...	...	...	5000	0	0	5000	0	0	" (Extraordinary) ...	31	10	0	5	5	3	35	15	3
Overpayments recovered ...	...	...	...	...	...	...	...	...	...	Savings' Bank ...	81	2	0	...	...	...	81	2	0
Received under Scab Ordinance	1	8	0	...	...	...	1	8	0	Drawbacks and Refunds	...	...	...	...	...	...	...	...	...
Total ...	15616	12	5	12843	2	3	28459	14	8	Total	2204	7	4	984	18	6	3189	5	10
Balance on 1st July, 1901 ...	3230	7	0	...	...	...	3230	7	0	Investments made	...	...	...	2003	11	5	2003	11	5
Total ...	...	...	...	...	...	...	...	...	...	Advances ...	3197	18	1	120	4	8	3318	2	9
Total with Balance ..	18846	19	5	12843	2	3	31690	1	8	Deposits repaid ...	7047	10	2	4147	9	0	1194	19	2
	...	...	...	...	...	...	...	...	...	Remittances to Crown Agents ...	3000	0	0	...	...	...	3000	0	0
	...	...	...	...	...	...	...	...	...	Advances, Scab ...	62	10	0	...	...	...	62	10	0
	...	...	...	...	...	...	...	...	...	Total	15512	5	7	7256	3	7	22768	9	2
	...	...	...	...	...	...	...	...	...	Overpaid Balance 1st July. 1901	...	...	...	1339	12	9	1339	12	9
	...	...	...	...	...	...	...	...	...	Balance on 30th Sept., 1901. ...	3334	13	10	4247	5	11	7581	19	9
	...	...	...	...	...	...	...	...	...	Total with Balance	18846	19	5	12843	2	3	31690	1	8

Treasury, Stauley, 6th January, 1902.

W. A. THOMPSON, *Treasurer.*





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIV.

APRIL 1st, 1902.

No. 4.

No. 25.

## Board of Health.

His Excellency the Governor is pleased to nominate and appoint the undermentioned gentlemen to be members of the Boards of Health for 1902:

### East Falklands.

ALDRIDGE, J.	BIGGS, W.
WATSON, T.	WILLIAMS, C.

### West Falklands.

MILLER, S., J.P.	WALDRON, J., J.P.
------------------	-------------------

24th February, 1902.

No. 26.

## Consul.

His Excellency the Governor has recognized Mr. W. C. Girling as Acting Consul for the German Empire, Sweden, and Norway, Italy, and Chilé.

4th March, 1902.

No. 27.

## Executive Council.

His Majesty the King has been graciously pleased to appoint the Hon. J. J. Felton, M.L.C., J.P. to be a member of the Executive Council of the Falkland Islands.

15th February, 1902.

No. 28.

## Appointments.

His Excellency the Governor has appointed Mr. W. Atkins, Sen. to act as Senior Constable. Dated 6th February, 1902.

Mr. Daniel John Sullivan to be on probation, a Constable. Dated 1st March, 1902.

No. 29.

## Trustee Notice.

Notice is hereby given that William George Benney has this day, on attaining his majority, been joined as Trustee of the Estate of the late William Davis Benney, who died on the 20th day of September, 1898, and Probate of whose Will was granted by the Supreme Court of the Colony on the 23rd day of June, 1899.

GEORGE WILLIAM BENNEY.

WILLIAM GEORGE BENNEY.

*Joint Executors and Trustees.*

30th March, 1902.

No. 30.

## Harbour Ordinance.

The Governor directs the publication of the following Ordinance which has been passed by the Legislative Council and assented to by His Excellency:

No. 2 of 1902 "An Ordinance relating to Harbours."

26th March, 1902.

[SEAL]

(Signed)

W. GREY-WILSON.

No. 2,



1902.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of St. Michael and St. George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

( 26th March, 1902. )

### *An Ordinance relating to Harbours.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1. In this Ordinance—

Interpretation.

“Harbour Master” shall mean any person lawfully performing the duties or acting under the orders of the Harbour Master.

“Vessel” shall include every description of ship other than a boat.

“Harbour” shall mean the landlocked water lying to the West and South West of a line drawn from Cape Pembroke to William Point, and any Port hereafter defined and declared a Harbour by the Governor in Council.

“Boat” shall include Lighter, Barge, Hulk, or any open or partly decked vessel.

2. The Governor in Council may from time to time make, alter or revoke Regulations:—

Regulations.

- (a). For the preservation of any port, harbour, roadstead, wharf, landing place, or beach; for the safe and commodious navigation of any harbour and for the maintenance of good order therein.
- (b). Respecting the anchoring, mooring and removing of vessels, hulks, boats and buoys; the packing, landing, deposit or removal of gunpowder and other dangerous goods; the watering, coaling, ballasting, deballasting, loading and discharging of ships, the order and management of vessels and boats within the waters of the Colony, and the loading, landing and disposition of cargo.
- (c). Respecting the numbering and marking and traffic of boats.
- (d). Respecting the rates to be charged by boats, and the fees to be paid under this Ordinance.
- (e). Fixing the penalties for the breach of any regulation made under this Ordinance.

(f). Requiring the deposit of a ship's papers with the Collector of Customs.

Harbour Master may  
be appointed.

3. The Governor may from time to time appoint a Harbour Master and a Deputy Harbour Master for any Port, and make regulations respecting their duties.

Orders he may issue.

4. The Harbour Master may order the Master of any vessel, boat or hulk.—

(a). To shift the berth of such vessel, boat or hulk, to any place other than where such vessel, boat or hulk may be lying at the time of making such order.

(b.) To make in writing or otherwise any declaration upon any subject in connection with his vessel or the cargo and crew thereof.

Any person receiving such order who shall refuse or neglect to comply with such order with all convenient speed shall be liable to a penalty not exceeding Twenty Pounds.

False declaration.

5. Any person signing a declaration required by this Ordinance, or by any regulation made under this Ordinance, containing any wilfully false, misleading or inaccurate statement, shall be liable to a penalty not exceeding Fifty Pounds.

No person to board  
before Harbour  
Master.

6. Any person receiving anything from any vessel, arriving from ports beyond the seas, and any person other than the Pilot boarding or leaving, or making fast to any vessel before she has received pratique and hoisted the commercial code, letter "N" at the mast head shall be liable to a penalty not exceeding Five Pounds.

Interfering with  
Harbour Master.

7. Any person interfering with the Harbour Master in the due execution of his duty so as to resist or impede him in the proper performance thereof shall be liable to a penalty not exceeding Fifty Pounds.

Damaging Moorings  
&c.

8. Any person who shall wilfully and unlawfully cut, break, destroy, damage or remove, except for the purposes of this Ordinance, the mooring or fastening of any vessel, boat or hulk, or any sea mark, shall be liable on summary conviction to imprisonment for a term not exceeding four months, with or without hard labour, and to a fine, not exceeding Ten Pounds in lieu of or in addition to such imprisonment, and such penalties shall not be a bar to, or prejudice any action at law which may be brought by any person who has suffered injury or loss.

Impeding legal  
process.

9. Any person who shall oppose or impede the execution on board any vessel of any Warrant or other legal process shall be liable on summary conviction to imprisonment for a term not exceeding six months, with or without hard labour, and to a fine not exceeding Fifty Pounds in lieu of or in addition to such imprisonment.

Coasting vessels to  
report.

10. The owner of any vessel or boat sailing out of any port which has not cleared for any place beyond the limits of the Colony shall, either before or within forty-eight hours after such sailing, deliver to the Harbour Master a list showing the name and description of the vessel or boat, the names of the person in charge and of the crew, and the destination and business on which the vessel is engaged, and shall subscribe thereto his name, and if such owner shall not by himself or his agent deliver such report or shall wilfully or knowingly deliver any account untrue in any of the particulars hereinbefore required he shall be liable to a penalty not exceeding twenty Pounds.



**11.** Where any vessel or boat is sunk, stranded or abandoned in any harbour, or tidal water or in or near any approach thereto in such a manner as in the opinion of the Governor in Council to be an obstruction, or a danger to navigation, the Harbour Master may—

Removal of wreck.

- (a). Take possession of, and raise, remove, or destroy the whole or any part of the vessel or boat; and—
- (b). Light or buoy any such vessel or boat or part until the raising, removal, or destruction thereof; and—
- (c). Deliver to the owner on demand and on payment of all expenses incurred, or in the absence of such demand and payment sell, in such manner as he shall think fit any vessel or boat, or part so raised or removed, and also any other property recovered in the exercise of his powers under this section, and out of the proceeds of the sale reimburse himself for the expenses incurred by him in relation thereto, and deposit in the Treasury the surplus (if any), of the proceeds in trust for the persons entitled thereto;

Provided that the Harbour Master shall be entitled to recover from the owner of anything raised, removed, destroyed or sold under this section all expenses incurred by him in relation thereto in excess of the proceeds of such sale.

**12.** The Master of a vessel or boat from which any anchor, cable, cargo or ship's apparel is slipped or lost in any harbour shall immediately buoy the spot and send to the Harbour Master a full report in writing of such loss and of the position of such buoy and any master making default in obeying the provisions of this section shall incur a penalty not exceeding Fifty Pounds.

Cable, cargo, &c. lost to be buoyed.

**13.** Any expenses incurred by the Government in raising or removing anything lost in the harbour may be recovered by summary procedure from the Master of the vessel to which it belonged.

Recovery of expenses as to

**14.** In the absence of the Master, or if such Master shall depart from the Colony before repaying such expenses as are mentioned in the preceding section, the owner, agent and consignee of such vessel at the time such anchor, cable, cargo, or apparel was lost, shall be liable to repay such expenses to the Government.

When owner, agent, &c., liable.

**15.** Any person finding or taking up any derelict anchor or chain shall immediately deliver the same to the Receiver of Wreck.

Anchors found.

**16.** The Master of any vessel or boat having gunpowder or other explosives on board shall comply with the following conditions, namely:—

- (a). If such vessel or boat be laden with more than fifty tons of explosives, or if having more than one ton of explosives on board she be laden also with coal, petroleum, or any such inflammable cargo he shall not enter the inner harbour of Stanley until such explosives have been deposited in the magazine or otherwise disposed of as the Governor may in writing sanction.
- (b). If she be laden with an inflammable cargo and not having more than one ton of explosives and if she be laden with a properly stowed general cargo and not having more than fifty tons of explosives he may anchor in the inner harbour to the east of the Narrows.
- (c). While taking in or discharging any explosives he shall fly flag "B" of the International Code.

Explosives, regulations as to

**17.** Any person who wilfully violates the provisions of the preceding section, and any person who knowingly and wilfully authorises or permits any such violation shall be liable, on summary conviction, to imprisonment for a term not exceeding one year and to a fine not exceeding One Hundred Pounds in lieu of or in addition to such imprisonment.

Penalty for violating

Search for  
explosives.

**18.** If any information shall be given upon oath to any Justice that there is reasonable cause to suspect that any unlawful quantity of explosives is on board any merchant vessel in the inner harbour of Stanley, he may by warrant direct any constable at any time to enter and search any such vessel, and any such constable (having previously made known his authority) may either alone or with such assistance as he may deem necessary enter and search any such vessel, and seize and remove to the proper place any unlawful quantities of explosives found on such vessel, and if necessary use force to execute any such warrant.

Loaded cannon.

**19.** The Master of any vessel (except a vessel of War) who shall in any harbour keep, or cause or permit to be fired, any cannon on board, loaded with ball, shall be liable to a penalty not exceeding Fifty Pounds.

Sand, as to removal  
of.

**20.** Any person who takes or removes any sand, stone, or gravel from a harbour or the beach thereof without the permission in writing of the Harbour Master, shall be liable to a penalty not exceeding Five Pounds.

Master liable as to  
rubbish, &c. thrown  
into harbour.

**21.** The Master of any vessel from which any ashes, ballast, damaged goods, dead animal or cargo are thrown into any harbour shall be liable to a penalty not exceeding Fifty Pounds.

Other persons liable  
ditto.

**22.** Any person who throws into a harbour, or on the beach thereof, any dead animal, ballast, damaged goods, rubbish, night soil or other material, shall be liable to a penalty not exceeding Five Pounds; provided that nothing herein contained shall prevent the deposit of rubbish at any spot where an official notice shall be posted sanctioning such deposit, and subject to the conditions laid down in such notice.

Regulations, penalty  
for breach of.

**23.** Any person offending against any regulation made under this Ordinance shall be liable to a penalty not exceeding the sum fixed in such regulations, and not more than Twenty Pounds.

Repeal.

**24.** The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

Short title.

**25.** This Ordinance may be cited as "The Harbour Ordinance, 1902."

Passed the Legislative Council this 21st day of March, 1902.

Assented to by the Governor, and given under the Public Seal of the Colony, this 26th day of March, 1902.

(Signed)

M. CRAIGIE-HALKETT,

*Clerk of the Council.*

## SCHEDULE.

No. and Year.	Short Title.	Extent of Repeal.
2 of 1857	Summary Jurisdiction Amendment Ordinance.	Sections 8 and 9.
5 of 1871	Pilot Ordinance.	Sections 5, 7, 9, 10, 11, 12.
2 of 1880	Ordinance for Amending "Pilot Ordinance" No. 5 of 1871.	The Whole.
9 of 1898	The Harbour Ordinance, 1898,	The Whole.

March, 20th, 1902.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates :—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT,

1st April, 1902.

*Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XV.

MAY 1st, 1902.

No. 5.

No. 32.

## Accounts.

With this Gazette is published a Statement of the Receipts and Payments of the Colony for the Quarter ended 31st December, 1901, a Statement of the Receipts and Payments during the year 1901, and a Statement of Assets and Liabilities on 31st December, 1901.

1st May, 1902.

No. 32.

## Savings Bank.

With this Gazette is published the audited report of the Manager of the Savings Bank for the year ended 30th September, 1901.

1st May, 1902.

No. 34.

## Probate and Public Lands Ordinances.

The Right Honourable the Secretary of State for the Colonies has intimated that His Majesty the King will not be advised to disallow the following Ordinances:—

No. 9 of 1901, "The Probate and Unrepresented Estates Ordinance, 1901."

No. 1 of 1902, "The Public Lands Ordinance, 1902."

1st May, 1902.

No. 35.

## Agreement with Japan.

An Agreement entered into between Great Britain and Japan, dated 30th January, 1902, can be seen on application at the Colonial Secretary's office.

1st May, 1902.

No. 36.

## Stock Inspector.

His Excellency the Governor has appointed Mr. W. Atkins, Sen., to be, during pleasure, an Inspector under "The Live Stock Ordinance, 1901."

Dated 1st April, 1902.

No. 37.

## Lighthouse.

The Board of Trade have appointed Mr. John Pearce to be Principal Light-keeper at Cape Pembroke in succession to Mr. G. K. Broome. Mr. Pearce arrived in the Colony on 22nd March, 1902.

His Excellency the Governor has appointed Mr. W. Coulson to be temporarily Assistant Lightkeeper in succession to Mr. Hocking. Dated 1st May, 1902.

No. 38.

## Administrator.

Mr. W. Hart Bennett, Colonial Secretary, &c., this day assumed the Administration of the Colony on the departure on leave of H.E. W. Grey-Wilson, C.M.G. Dated 1st May, 1902.

No. 39.

## Appointments.

His Excellency the Governor has appointed Mr. W. A. Thompson to act as Colonial Secretary, Police Magistrate, Coroner, Registrar-General and Local Auditor.

Mr. J. J. Felton, J.P. to act as Treasurer, Collector of Customs, Postmaster, Harbour Master, Receiver of Wreck, Official Administrator and Sheriff. Dated 1st May, 1902.



# THE FALKLAND ISLANDS GAZETTE.

PRINTED BY ALAN WATKINS.

No. 2.

25th Dec 1962.

## Stock Inspector.

His Excellency the Governor has appointed Mr. W. J. Smith, B.Sc., to the post of Stock Inspector, with effect from 1st January, 1963.

## Legislation.

The Local Government has introduced a Bill to amend the Local Government Act, 1958, in relation to the powers of the Local Government in relation to the control of dogs.

## Administration.

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# SAVINGS BANK, 1900-I.

Treasury, 31st March 1902.

Sir,

I have the honour to transmit herewith the Savings Bank Capital Account for the year ended 30th September, 1901.

The following is a statement showing the transactions of the Bank since its establishment in 1888.

Year.	Number of Depositors.	Amount of Deposits with accrued interest.			Withdrawals.			Balance at end of year.		
		£	s.	d.	£	s.	d.	£	s.	d.
1 April to 30th Sept., 1888	32	4201	1	5				4201	1	5
1888—1889.	92	13809	8	8	2871	5	10	15139	4	3
1889—1890.	127	8972	7	4	6300	19	5	17810	12	2
1890—1891.	167	8577	2	2	4760	1	6	21627	12	10
1891—1892.	192	8668	5	9	5355	9	2	24940	9	5
1892—1893.	220	11923	1	4	6790	3	5	30073	7	4
1893—1894.	250	10424	17	3	7817	0	11	32681	3	8
1894—1895.	282	9355	6	4	7620	14	11	34115	15	1
1895—1896.	308	9911	6	9½	7609	1	5½	36718	0	5
1896—1897.	327	9662	11	1	8110	0	2	38270	11	4
1897—1898.	349	11919	12	7	7713	14	1	42476	9	10
1898—1899.	355	10305	0	4	8458	5	9	44323	4	5
1899—1900.	351	10406	16	1	10328	13	1	44401	7	5
1900—1901.	379	15598	0	3	9763	8	4	50235	19	4
		143734	17	4½	93498	18	0½			

During the year 60 accounts were opened and 32 have been closed; leaving the total of 379 depositors, amongst whom the balance in hand amounting to £50235 19s. 4d, is distributed. This gives an average of nearly £132 11s. 0d. standing to the credit of each account, or £24 11s. 9d, per head of the population.

Interest amounting to £1140 7s. 7d, has been paid and credited to depositors during the year, being £86 18s. 5d. in excess of that credited in 1899-1900; while the amount of the deposits exceeded that of the withdrawals by £5834 11s. 11d

The following table shows the investments on account of the Bank on the 30th September, 1901. These investments amount to £46400 19s. 3d., leaving a balance uninvested of £3835 0s. 1d.

The income earned by the Bank during the year has been £1472 0s. 9d., and the expenses incurred £1169 15s. 5d., leaving a profit of £302 5s. 4d.

I have the honour to be

Sir,

Your obedient Servant,

W. A. THOMPSON,

Colonial Treasurer.

The Hon.

The Colonial Secretary.

## FALKLAND ISLANDS SAVINGS BANK. CAPITAL ACCOUNT.

DR.	30th September, 1901.	CR.
1901. 30th Sept.		On Deposit 30th Sept., 1900 44401 7 5 Deposits 1st Oct., 1900 to 30th Sept., 1901, 14457 12 8 Withdrawals 9763 8 4
Investments as per list attached, taken at cost price	46400 19 3	4694 4 4
Balance uninvested	3835 0 1	Interest 1st Oct., 1900 to 30th Sept., 1901, 1140 7 7
	£50235 19 4	50235 19 4

TABLE SHOWING INVESTMENTS HELD ON ACCOUNT OF SAVINGS BANK ON 30TH  
SEPTEMBER, 1901.

		Cost price.			Face value.			Value in Sept., 1901.		
Consols 2 $\frac{3}{4}$ per cent ...		5038	8	4	5181	2	5	4896	5	7
<i>Inscribed Securities.</i>										
Barbados 3 $\frac{1}{2}$ ...		1904	19	6	1802	5	2	1802	5	2
B. Guiana 3 ...		1000	0	0	1029	11	0	977	11	0
Canada 3 ...		3509	10	0	3722	3	4	3684	17	3
" 3 $\frac{1}{2}$ ...		1061	4	6	1020	8	2	1010	16	4
Cape 4 ...		2703	16	11	2495	4	9	2620	0	3
" 3 ...		1000	0	0	1024	5	7	993	0	7
Ceylon 3 ...		2509	12	2	2634	0	9	2555	2	10
Jamaica 3 ...		1000	0	0	1007	10	3	982	10	2
Natal 3 $\frac{1}{2}$ ...					284	19	4	293	11	0
New South Wales 3 $\frac{1}{2}$ ...		4363	13	0	4408	0	4	4584	6	9
New Zealand 3 $\frac{1}{2}$ ...		2522	10	2	2837	7	5	3035	13	7
" 4 ...		925	7	7	804	13	7	917	4	6
Mauritius 4 ...		1299	7	0	1089	10	4	1209	8	9
Queensland 3 $\frac{1}{2}$ ...		2099	9	0	1956	9	0	2034	10	0
" 3 ...		2000	0	0	1999	19	0	1910	0	0
Victoria 3 $\frac{1}{2}$ ...		5406	14	4	5362	16	7	5630	19	6
" 4 ...		3100	1	0	2904	3	9	3078	8	4
Western Australia 3 ...		2000	0	0	2116	7	0	1946	19	0
South Australian 3 ...		1000	0	0	1063	1	5	977	17	8
Zanzibar ...		2000	0	0	2000	0	0	2000	0	0
Deduct profit on securities realized ...		46444 43	13 14	6 3	46743	19	1			
		46400	19	3				47201	8	3

(a) Value in November, 1900, value in September, 1901 not known.

PROFIT AND LOSS ACCOUNT 30th September, 1901.

<p>1901. 30th Sept.</p>	
Interest on Investments ... 1472 0 9	<div style="text-align: right; padding-right: 20px;">             Interest paid and credited to              Depositors 1st Oct., 1900, to              30th Sept., 1901 ... .. 1140 7 7              Expenses of Management ... .. 29 7 10  <hr style="width: 80%; margin-left: auto;"/>             Profit on year's transactions ... .. 302 5 4  <hr style="width: 80%; margin-left: auto;"/> </div>
<u>£1472 0 9</u>	<u>£1472 0 9</u>

Audited, and found correct.

W. HART BENNETT, *Colonial Secretary.*

31st March, 1902.

*Local Auditor.*



# FALKLAND ISLANDS.

Statement showing Total Receipts and Payments during Year ended 31st December, 1901.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st January, 1901 ...	753	10	9	1741	13	2	2495	3	11	Pensions ...	...	...	...	222	16	0	222	16	0
Customs ...	5662	13	1	...	...	...	5662	13	1	The Governor ...	1465	10	0	1	2	0	1466	12	0
Port, Harbour & Tonnage dues	94	18	6	...	...	...	94	18	6	Colonial Secretary	1246	14	9	109	3	8	1355	18	5
Internal Revenue	518	18	4	...	...	...	518	18	4	Customs Department	21	5	6	3	15	0	25	0	6
Fees	486	18	3	...	...	...	486	18	3	Audit Department	...	...	...	15	0	0	15	0	0
Post Office	1136	14	10	...	...	...	1136	14	10	Port and Marine Department	121	2	1	7	2	4	128	4	5
Rents	4990	8	0	...	...	...	4990	8	0	Legal Department	374	12	6	1	7	6	376	0	0
Miscellaneous	231	17	7	3	0	0	234	17	7	Police	550	8	7	45	9	7	595	18	2
Interest on Investments	...	...	...	...	...	...	...	...	...	Prisons	196	15	0	58	1	4	254	16	4
" Land Sales	53	9	5	806	15	3	860	4	8	Medical Department	578	12	0	14	4	4	592	16	4
" Savings Bank	...	...	...	1469	7	10	1469	7	10	Education	603	16	9	31	17	8	635	14	5
" Fire Brigade	21	4	4	...	...	...	21	4	4	Ecclesiastical	469	0	0	...	...	...	469	0	0
										Transport	303	14	6	161	10	3	465	4	9
										Miscellaneous Services	485	2	9	215	17	8	701	0	5
										Post Office	395	18	4	3871	5	2	4267	3	6
										Public Works	1141	18	5	774	8	1	1916	6	6
Total exclusive of Land Sales	13197	2	4	2779	3	1	15476	5	5	Public Works (Extraordinary)	1482	6	1	790	10	8	2272	16	9
Land Sales	...	...	...	1237	12	11	1237	12	11	Colonial Engineer	435	8	8	224	19	7	660	8	3
										Drawbacks	62	9	4	...	...	...	62	9	4
										Savings Bank	15	7	10	...	...	...	15	7	10
Total	13197	2	4	3516	16	0	16713	18	4	Interest on Deposits	1140	8	4	...	...	...	1140	8	4
Investments realized	...	...	...	2876	10	3	2876	10	3	Total	10090	11	5	6548	10	10	17039	2	3
Advances repaid	3423	13	8	6799	8	7	10223	2	3	Investments made	...	...	...	8098	16	10	8098	16	10
Deposits received	41071	15	5	1688	8	2	42760	3	7	Advances	9644	11	7	240	2	2	9884	13	9
Remittances received	...	...	...	14117	10	10	14117	10	10	Deposits repaid	23033	12	6	15852	17	2	38886	9	8
Received under Scab Ordinance	192	11	7	...	...	...	192	11	7	Remittances to Crown Agents	13117	10	10	...	...	...	13117	10	10
										Expended under Scab Ord.,	289	17	7	...	...	...	289	17	7
Total	57885	3	0	28998	13	10	86883	16	10	Total	57176	3	11	30740	7	0	87916	10	11
Total on 1st January, 1901	753	10	9	1741	13	2	2495	6	11	Balance on 31st Dec., 1901	1462	9	10	...	...	...	1462	9	10
Total	58638	13	9	30740	7	0	89379	0	9	Total	58638	13	9	30740	7	0	89379	0	9

31st March, 1902.

(a) Includes £670 14 6 overpayments made by Crown Agents.

W. A. THOMPSON, Colonial Treasurer.

# Colony of the Falkland Islands.

*Statement of Assets and Liabilities on 31st December, 1901.*

Assets.	Amount.			Total.			Liabilities.	Total.			Amount.		
	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.
Cash in Colonial Chest ... ..	1462	9	10	1462	9	10	Bills drawn on Crown Agents ... ..	1212	4	1	1212	4	1
Investments: Land Sales ... ..	26321	0	8				Deposits: Lands Sales ... ..	26321	0	8			
„ Saving's Bank ... ..	46400	19	3				„ Saving's Bank ... ..	47413	9	8			
„ Intestates ... ..	611	2	7				„ Intestates ... ..	1396	5	7			
Advances: Admiralty ... ..	107	15	8	73333	2	6	„ Scab ... ..	1677	2	4	78514	13	0
„ Board of Trade ... ..	79	5	0				„ Aliens ... ..	26	0	0			
„ Note Fund ... ..	28	17	11				„ Public Works ... ..	7	9	8			
„ Fire Engine ... ..	459	0	2				„ Money Orders ... ..	2	10	7			
„ Volunteers ... ..	51	2	11				„ Loan to Colony ... ..	1000	0	0			
„ Officers ... ..	114	16	10				Overpaid by Crown Agents ... ..	670	14	6			
				840	18	6	Post Office Local Mail Subsidy ... ..	136	0	0	136	0	0
Excess of Liabilities over Assets ... ..				4226	6	3							
				£ 79862	17	1					£ 79862	17	1

## COMMISSIONERS OF CURRENCY.

*Account for the Year ended 31st December, 1901.*

Assets.	Amount.			Liabilities.	Amount.		
	£	s.	d.		£	s.	d.
Cash ... ..	3001	0	0	Notes Issued ... ..	4500	0	0
Investment ... ..	1500	0	0	Deposits: Falkland Government ... ..	28	17	11
Do. Depreciation Fund ... ..	3	7	6	Do. do. ... ..	1	0	0
Excess of Liabilities over Assets ... ..	25	10	5				
	£ 4529	17	11		£ 4529	17	11

31st March, 1902.

W. A. THOMPSON, Colonial Treasurer.

# MONTHLY SUMMARY OF SAVINGS BANK TRANSACTIONS.

1900 and 1901.	Deposits.			Withdrawals.						Balance.			Accounts opened.	Accounts closed.	Interest.			Number of Deposits.	Number of Withdrawals.		
	£	s.	d.	£	s.	d.	£	s.	d.						£	s.	d.				
October	1888	14	11	818	15	0	+ 1069	19	11	44401	7	5	45471	7	4	6	0	0	0	59	10
November	663	14	7	150	7	8	+ 513	6	11	45984	14	3	5	2	0	1	9	36	6		
December	446	15	5	215	5	9	+ 231	9	8	46216	3	11	3	0	0	0	0	29	8		
1901																					
January	573	0	1	148	16	8	+ 424	3	5	46640	7	4	2	1	0	12	6	23	3		
February	560	3	2	1218	16	10	— 658	13	8	45981	13	8	3	7	7	11	8	25	15		
March	1157	15	0	551	17	8	+ 605	17	4	46587	11	0	1	4	3	6	8	22	14		
April	1073	18	3	916	0	7	+ 157	17	8	46745	8	8	3	2	3	17	0	25	11		
May	1203	4	1	593	19	3	+ 609	4	10	47354	13	6	5	3	3	3	10	30	14		
June	1306	0	5	323	6	8	+ 982	13	9	48337	7	3	5	1	2	5	4	31	9		
July	954	3	11	479	3	8	+ 475	0	3	48812	7	6	4	3	6	4	4	37	8		
August	1322	12	3	2472	11	7	— 1149	19	4	47662	8	2	2	2	49	8	9	16	6		
September	3207	10	7	1874	7	0	+ 1433	3	7	49095	11	9	1	7	20	8	11	113	16		
Total for year.	14457	12	8	9763	8	4	+ 4694	4	4				60	32	97	0	9	446	120		

Interest, 1st October, 1901 ... 1043 6 10

Total ... £1140 7 7

## Notices and Advertisements.

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Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates :—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

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This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

1st *May*, 1902.

*Acting Colonial Secretary.*

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Printed by F. L. Gilbert, Government Printing Office, Falkland Islands.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

Vol. XII.

JUNE 1st, 1902.

No. 6.

No. 40.

## Currency Note Fund.

With this Gazette is published the audited Statement of the Currency Note Fund, for month ended 10th April, 1902.

1st June, 1902.

No. 41.

## Appointments.

His Excellency the Administrator has been pleased to appoint Mr. Vere Packe to act as a Commissioner of Currency. Dated 1st May, 1902.

Dr. John Waldron, Mr. Arthur E. Felton, Mr. George Bonner, and Mr. William Seccombe Williams have been appointed Justices of the Peace.

No. 42.

## Postal Notice.

Parcels for Accra, Ada, Cape Coast Castle, Kwitta, Saltpond and Winneba in the Gold Coast Colony may now be insured under the conditions already applicable to insured parcels for Axim, Sekondi and Tarkwa.

1st June, 1902.

No. 43.

## Supplementary Appropriation.

The Administrator directs the publication of the draft of an Ordinance to authorize the Supplementary Expenditure for the year 1901, and it is accordingly published with this Gazette.

16th May, 1902.

No. 44.

## Extradition with Belgium.

A copy of an Order of H.M. The King in Council bringing into operation a Treaty between Great Britain and Belgium for the mutual Extradition of Criminals, dated 20th October, 1901, can be seen on application at the Colonial Secretary's Office.

21st May, 1902.

No. 45.

## Probate Notice.

In the Supreme Court of the Falkland Islands Probate side.

In the goods of the late Catherine Claxton, deceased.

Whereas, Walter Claxton of Stanley, has applied for Letters of Administration of the goods and chattels, rights and credits of Catherine Claxton, deceased.

These are therefore to cite and admonish and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted, provided no caveat be entered before the Chief Justice within twenty-one days from the date hereof.

Dated this 21st day of May, 1902.

M. CRAIGIE-HALKETT.

Registrar.

No. 46.

## Local Mail Service.

With this Gazette is published a Revised List of the sailing of the Local Mail Schooner.

1st June, 1902.



No. ,



1902.

## FALKLAND ISLANDS.

*An Ordinance to authorize the Supplementary  
Expenditure for the year 1901.*

Whereas during the year 1901 certain sums of money were issued out of the Public Revenues of the Colony and applied to purposes and services not provided for in the Appropriation Ordinance, 1901, and it is necessary to legalize such payments:—

BE IT ENACTED by the Administrator of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1. In addition to the sums already provided for the service of the year ending on the 31st December, 1901, the sum of Three thousand Eight hundred and Ninety-four Pounds, Eight Shillings and Sixpence issued out of the Public Revenue of the Colony and applied to the service of that year for the purposes expressed in the following Schedule, is hereby authorized and confirmed:—

## SCHEDULE.

					£	s.	d.
Colonial Secretary	...	...	...	...	202	18	5
Legal ...	...	...	...	...	47	0	0
Police ...	...	...	...	...	23	18	2
Transport	...	...	...	...	335	4	9
Miscellaneous	...	...	...	...	55	0	5
Post Office	...	...	...	...	1191	3	6
Public Works	...	...	...	...	2039	3	3
Total					£3894	8	6

Passed the Legislative Council this      th day of      1902.

Assented to by the Administrator and given under the Public  
Seal of the Colony this      day of      , 1902.

*Clerk of the Council.*



# CURRENCY NOTE FUND.

Amount and average of Currency Notes in circulation during Month ended		
10th April, 1902	...	£4500 0 0
Coin portion of Note Guarantee Fund on 10th April, 1902	...	£3001 0 0
Average amount during month	...	£3001 0 0

## Investments forming part of Note Guarantee Fund.

			Nominal Value.			Purchase Price.			Price in January, 1902.			
			£	s.	d.	£	s.	d.	£	£	s.	d.
South Australian	...	3 o/o	314	2	8	833	0	0	93			
Queensland	...	3 o/o	883	9	7	833	0	0	93½			
West Australian	...	3 o/o	364	9	7	324	0	0	93½	1500	0	0

W. Hart Bennett  
W. A. Thompson  
J. J. Felton. } Commissioners of Currency.

N.B.—This statement also applies to the months of October, 1901 to March, 1902.

Audited and found correct,

May 5th, 1902.

LOWTHER E. BRANDON.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	2/6
Every additional 25 words	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

1st June, 1902.

Acting Colonial Secretary.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

JULY 1st, 1902.

No. 7.

No. 47.

## Probate Ordinance, 1901.

Under the Probate Ordinance, 1901, a Will partly written and partly printed, made out and duly executed in conformity with the directions therein on a form printed under the authority of the Governor, shall be as valid to all intents and purposes as if the same had been wholly written in words at length.

The Administrator directs it to be notified that forms of Will can now be purchased at the Colonial Secretary's Office. Price Two and Sixpence.

16th June, 1902.

No. 48.

## Probate Notice.

In the Supreme Court of the Falkland Islands, Probate side.

In the Estate of the late Ellen Roberts of Stanley, deceased.

Whereas William Roberts of Stanley has applied for letters of Administration of the Estate, rights and credits of Ellen Roberts, late of Stanley, deceased.

These are, therefore, to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice within twenty-one days from 1st July, 1902.

Dated at Stanley, this 17th day of June, 1902.

G. J. TURNER,  
*Acting Registrar.*

No. 49.

## Supplementary Appropriation Ordinance, 1901.

The Administrator directs the publication of the following Ordinance, which has been passed by the Legislative Council and assented to by His Excellency.

No. 3 of 1902, "An Ordinance to authorize the Supplementary Expenditure for the year 1901."

10th June, 1902.

No. 50.

## Land Bill.

The Administrator directs the publication of the draft of an Ordinance relating to Land.

This Bill consolidates and amends the many Ordinances on the subject: in view of the importance of the matter, it will be not be brought before the Legislative Council for some months, in order to allow ample time for all interested to make themselves acquainted with its proposed provisions.

Any criticisms or suggestions should be addressed to the Colonial Secretary.

1st July, 1902.

No. 51.

## Appointments.

The Administrator has been pleased to re-appoint Mr. W. A. Thompson and Mr. J. J. Felton to be Visiting Justices of the Prison for the half-year ending 31st December 1902.

The Administrator has appointed Mr. Thomas Palmer Walker to be temporarily a Constable for the Falkland Islands. Dated 7th June, 1902.



[SEAL]

(Signed)

W. HART BENNETT.

No. 3,



1902.

## FALKLAND ISLANDS.

WILLIAM HART BENNETT,

*Administrator.*

( 16th June, 1902. )

### *An Ordinance to authorize the Supplementary Expenditure for the year 1901.*

Whereas during the year 1901 certain sums of money were issued out of the Public Revenues of the Colony and applied to purposes and services not provided for in the Appropriation Ordinance, 1901, and it is necessary to legalize such payments:—

BE IT ENACTED by the Administrator of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1. In addition to the sums already provided for the service of the year ending on the 31st December, 1901, the sum of Three thousand Eight hundred and Ninety-four Pounds, Eight Shillings and Sixpence issued out of the Public Revenue of the Colony and applied to the service of that year for the purposes expressed in the following Schedule, is hereby authorized and confirmed:—

#### SCHEDULE.

	£	s.	d.
Colonial Secretary	202	18	5
Legal	47	0	0
Police	23	18	2
Transport	335	4	9
Miscellaneous	55	0	5
Post Office	1191	3	6
Public Works	2039	3	3
Total	£3894	8	6

Passed the Legislative Council this 10th day of June, 1902.

Assented to by the Administrator and given under the Public Seal of the Colony this 16th day of June, 1902.

(Signed)

W. A. THOMPSON,

*Acting Clerk of the Council.*



## *Draft of An Ordinance relating to Land.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows :—

1. In this Ordinance, and in the construction of any lease or Crown Grant—

“Land” includes Islands, Country, Suburban and Town Land.

“Crown Lands” means any land not already granted in fee simple and includes any land which has been or may hereafter become escheated or otherwise acquired by the Crown.

“Waste Land” means land in the possession of the Crown or land let on a lease which is within one year of expiring.

“Lot” means Town land.

“Block” means 160 acres.

“Section” means 6,000 acres.

“Station” means the whole extent of land occupied in one lease.

“Inspector” means an Inspector appointed under “The Live Stock Ordinance, 1901.”

“Stock” means any horse, cow, pig, goat, sheep or their young.

“Boundary” means the line of junction of the land of one owner with the land of another owner or with Crown land.

“Sufficient Fence” means such fence as shall be prescribed in respect of Country land, Suburban land and Town land respectively by any rules and regulations made or hereafter to be made under this Ordinance.

“Owner” includes a lessee from the Crown and the agent or manager of any absentee owner or lessee.

“Improvement” shall include buildings, drains, wells, tanks, dams, cultivation, fencing, filling up, laying down grass, and any beneficial work done upon any land, not being a Reserve, to increase its value, productiveness, or power of carrying stock.

“Country” means land more than six miles from the Cathedral or from the centre of any town.

“Town” means land within two miles of the Cathedral or of the centre of a town.

“Suburban” means land more than two miles and less than six miles from the Cathedral or from the centre of any town.

“Reserve” means the land specified in section seven and any land declared a Reserve under that section.

2. The King's Majesty shall not at any time commence any action, suit, or other legal proceedings against any person for or in anywise concerning any lands, tenements, rents or hereditaments whatsoever (other than liberties or franchises) by reason of any right or title which hath not first accrued and grown or shall not

hereafter first accrue and grow within the space of sixty years next before the commencement of such action, suit, or other legal proceedings.

3. In the construction of the preceding section the right or title of the King's Majesty to any lands, tenements, or hereditaments which are now or shall at any time hereafter be subject to or comprised in any demise or lease for any term of years, granted by or on behalf of His Majesty, or any of His Royal predecessors or successors, shall not be deemed to have first accrued or grown until the expiration or determination of such demise or lease as against any person whose possession, holding, or enjoyment of such lands, tenements, or hereditaments, or whose receipt of the rents, issues, or profits thereof shall have commenced during the term of such demise or lease, or who shall claim from, by, or under any person whose possession, holding or enjoyment of such lands, tenements, or hereditaments or whose receipt of the rents, issues, or profits thereof shall have so commenced as aforesaid.

4. Crown lands shall not, save as hereinafter excepted, be dealt with or disposed of, without the special sanction of the Secretary of State, otherwise than in the manner hereinafter prescribed and, except as hereinafter mentioned, the Waste lands of the Crown shall be sold in fee simple and by public auction only.

5. Any person who without the permission of the Governor in writing shall without lawful cause drive, hunt, wound, capture, decoy, or destroy any wild cattle or wild stock on waste lands, and, if on lands in the lawful occupation of any other person, without his authority, shall for each animal so killed, wounded, captured, decoyed, or destroyed be liable to a fine not exceeding fifty pounds and any person who shall receive any animal or any part thereof, knowing the same to have been unlawfully captured and destroyed as aforesaid, shall be liable to a fine not exceeding five pounds. Any constable may stop, search and detain any boat in or upon which there shall be reason to suspect that such animal or any part thereof so unlawfully obtained may be found and, if upon search thereupon made, such animal or any portion thereof shall be found, then may convey the same before a Justice, and without a warrant may take into custody and carry before a Justice any person reasonably suspected of having committed any offence contrary to this section.

6 Nothing herein contained shall prevent the Governor in Council from reserving to His Majesty the right of disposing in such a manner as for the public interest may seem best of such lands as as may be required for any purposes of public defence, safety, utility, convenience, or enjoyment, or for facilitating the improvement and settlement of the Colony or for any special purpose.

7. The following lands which prior to the passing of this Ordinance have been "Reserved" shall continue to be "Reserves" that is to say:

In Lafonia, near Bull Point ...	...	1,280 acres
In Section 8, Darwin Harbour ...	...	3,000 "
In Section 28, Port Sussex ...	...	2,224 "
In Section 22a, West Cove ...	...	1,540 "
In Pebble Island, Elephant Bay ...	...	160 "
In Keppel Island, Bold Point ...	...	160 "
In New Island, Tigre Harbour ...	...	160 "
In Stanley Harbour, Navy Point ...	...	145 "

and the Governor in Council may, by publication in the Gazette and by giving notice to the occupier (if any), at any time declare any Crown land a Reserve and, if the land or any portion thereof so declared shall be comprised in any lease, the lease in so far as it relates to the land so reserved shall be determined at the expiration of three years from the date of the publication in the Gazette of such declaration provided that, in cases where any leaseholder is deprived of the use of such reserved part of his holding, the Governor in Council may grant a corresponding abatement of rent to such leaseholder and provided that it shall be lawful for the Governor in Council with the approval of the Secretary of State to declare any "Reserve" no longer reserved and, upon the publication of such declaration in

the Gazette, such land shall cease to be a Reserve and may be dealt with as other lands of the Crown.

8. Any land reserved under the preceding section or prior to the passing of this Ordinance may be leased for any term not exceeding three years, provided that any such Reserve shall not be leased without the sanction of the Secretary of State to any person whose land does not adjoin such Reserve, unless all the owners of land adjoining such Reserve shall have refused to accept a lease thereof upon the terms prescribed by the Governor in Council and if all the holders of land adjoining such Reserve have refused to accept a lease as aforesaid then the lease of such Reserve shall be put up to auction as provided for in sections 10 and 11 in the case of other Waste lands.

9. The Governor in Council may insert in any lease granted by him on behalf of the Crown such reservations, conditions and restrictions as may be deemed expedient and the following reservations, conditions, and restrictions, unless expressly excluded in whole or in part and subject to such other reservations, conditions, and restrictions as may be set forth therein and so far as they are appropriate and not repugnant to any of the reservations, conditions and restrictions inserted in any Crown grant or lease of Crown lands, shall be binding in the same manner and to the same extent as if they formed part of such Crown grant or lease and had been fully set forth therein.

Note: This Section  
should follow  
Section 18.

(a) Every dispute as to the boundaries of any lot, block, section, or station shall be settled by arbitration in the usual way at the expense of the parties interested, and due notice of any adjustment signed by the parties interested shall be given within three months to the Colonial Secretary for recording and if such notice be not given the award of the arbitration shall be null and void.

(b) Any lease may with the approval of the Governor be transferred by the lessee or his attorney writing, dating, and the signing thereon in the presence of two witnesses following words:

“I hereby transfer to  
all right, title and interest in this lease.”

Provided that every such transfer shall be sent to the Colonial Secretary to be registered within four months of such transfer.

(c) Any lease may be renewed by the Governor writing, dating, and signing thereon the following words:—

“I hereby renew this lease until the                      day of  
190 .”

(d) Country and Suburban lands shall be used for pastoral purposes only.

(e) The Governor shall have power at any time to proclaim a public road through any station or part thereof, and to resume and enter upon any part of the lands which it may be deemed necessary to resume for making any work of public utility or convenience without making to the lessee or owner any compensation in respect thereof so nevertheless that the lands so to be resumed shall not exceed one twentieth part of the whole of the station and that no such resumption as aforesaid shall be made under this section of any lands upon which any buildings shall have been erected or which may be in use as gardens or otherwise for the more convenient occupation of any such buildings: provided that a proportionate abatement of rent shall be granted to the tenant of such resumed land, except where the resumption is for public roads of which such tenant will enjoy the benefit with others.

(f) The Governor and any one acting under his authority may search, dig for, and take away any stones or other materials which may be required for any purpose of public convenience or utility.



- (g) All diamonds and all mines of gold, silver and other metals and all mines of coal are reserved to the Government of the Falkland Islands with full liberty at all times either by themselves or by any person authorized by the Governor to search and dig for and carry away the same and for that purpose to enter upon the land or any part thereof.
- (h) The right to kill and take seals is reserved to the Government of the Falkland Islands and such persons as are duly licensed by the Government.
- (i) Rent shall be paid half-yearly and in advance.
- (j) The owner or lessee shall be entitled to kill and appropriate to his own use any wild cattle or wild stock that may be on the land.
- (k) Any person authorized by the Governor shall be entitled to enter upon any land for the purpose of surveying or for inspecting fences or for any other special purpose which the Governor shall specify in writing.

10. The Governor may at any time cause, subject to the provisions of section 15, a lease of any Waste lands of the Crown to be put up to auction upon such terms and subject to such reservations, conditions, and restrictions as may seem expedient to the Governor in Council and as shall be notified in the Gazette, and the Governor, with the approval of the Secretary of State, may, upon the application of the occupant of any land whose lease has expired or will expire within one year, grant to him either a renewal of such lease or a new lease upon such terms and subject to such reservations, conditions, and restrictions as may seem expedient to the Governor in Council, but such renewal shall not, and such new lease shall not, unless otherwise therein expressly provided, have effect until the determination of the then current lease and shall not:

In the case of Country land (not being a Reserve), exceed the term of twenty-one years.

In the case of Suburban land or a Reserve, exceed the term of three years.

In the case of Town lands, exceed the term of 60 years, and whenever the Governor shall decline to renew any lease and whenever the former lessee shall decline to accept a new lease on the terms offered by the Government, there shall be paid by the Government to the outgoing tenant the value of all improvements assessed as hereinafter prescribed, provided that no compensation shall be paid for any improvement in respect of land when the former lessee declines to accept the renewal of his lease or when such improvements are in respect of land held upon a lease which has become null and void.

11. (1) Whenever the holder of any lease which expires or is within one year of expiring after the passing of this Ordinance shall decline to accept a renewal of such lease; or, if the Government has refused to renew such lease, shall decline to accept a new lease of such land upon the terms approved by the Governor in Council with reference to such lease, and—

(2) Whenever any lease shall become null and void, or shall be so declared under section 13.

the Governor shall cause a new lease of the land thus lapsing to the Crown to be put up to public auction unless the Governor in Council shall direct that such land be sold by auction as provided for in section 15 of this Ordinance.

12. The sum to be paid on account of improvements shall be determined by some one or more fit and proper persons appointed by the Governor and the assessors shall certify that every improvement of which they have assessed the value is to the best of their knowledge and belief suitable and appropriate to the station or lot or was authorized by the Governor in Council as witnessed by writing under the hand of the Governor, provided that the assessed value of such improvements shall never exceed the actual cost thereof.

13. Whenever any lessee shall fail to perform or observe any of the conditions of any lease held by him or to pay any rent due to the Government in respect of any lease within three months after it has become due, every lease held by such lessee from the Crown shall be null and void, and whenever a lessee shall decline to accept a renewal of any lease held by him it shall be lawful for the Governor in Council to declare every lease held by such lessee from the Crown null and void.

14. The holder of any country land may, at any time not less than two years before the termination of his lease (or soonest-to-expire lease if he have more than one), purchase the whole of the land rented by him in accordance with the acreage set forth in his leases at the rate of three shillings an acre, and, if no acreage be specified in one or more of such leases, then in respect of the number of acres computed by the Governor as the acreage of any such leases and the purchase money in respect of any land dealt with under this section shall be payable in the same manner as is laid down in section 18 in the case of sales by auction, and no rent shall be payable in respect of such land from the date on which the first instalment of the purchase money shall be paid.

15. The Governor may at any time sell by auction any Waste land not being a Reserve and lease by auction any Waste land in such size or lot as to the Governor in Council may seem expedient and the upset price in the case of a sale shall not be lower than at the rate per acre of one hundred pounds for Town land and two pounds for Suburban land and three shillings for Country land, and in the case of a lease the upset price per acre per annum shall not be lower than at the rate of four pounds for Town land, two pence for Suburban land, and one penny for Country land, save when the Secretary of State shall authorize any specified land to be put up at a lower rate, provided that it shall be lawful for the Governor, if he shall deem it expedient, to dispose by private contract of any frontage or other lot of land in Stanley or any other town to the owner of the adjacent land at a price to be fixed by the Governor in Council, which price shall in no case be lower than at the rate of one hundred pounds per acre.

16. Every auction held under this Ordinance shall have been publicly advertised for not less than three months before the date of such auction and such advertisement shall show as fully as may be:

- (1) The situation, boundaries and acreage of the land and whether the acreage is the assessed number of acres or has been ascertained and determined by survey, and the names of the owners or lessees of the adjoining lands.
- (2) If a Town lot, the length of the boundary line between the lot and every adjoining lot
- (3) The mode in which the purchase money or rent shall be paid and the price at which the land will be upset.
- (4) In the case of sale, the date when possession will be given, which if the land be held on lease shall not be until the termination of the current lease.
- (5) The value of the improvements as assessed and ascertained under section 12.
- (6) When any land has been surveyed, that a copy of the plan is open to inspection at the Government offices.

17. It shall be lawful for the Governor to lease or sell privately at not less than the upset price, any land not let or sold when put up to auction or to renew the lease of the former lessee, subject to the provisions of section 10 of this Ordinance as to the renewal of leases.

18. The following provisions shall have effect with respect to any land put up to sale by auction:

- (1) Every lot of land so put up for sale shall, if surveyed, have a plan shewing the situation and boundaries of the lot, the number of acres which it contains as ascertained by the survey, the names of the owners or lessees of the adjoining lands, and the length of the boundary line between the lot and the land of each adjoining owner

or lessee exhibited at the sale by the Auctioneer and a copy of the plan (if any) shall be given to the purchaser. The matters hereby required to be shewn on the map shall also be stated in printed particulars of Sale.

(2) The purchase money shall be payable by such number (not exceeding 15) of equal yearly instalments as the Governor in Council shall determine and as shall be notified in the Government Gazette before the sale. The first instalment shall be paid at the conclusion of the sale and each subsequent instalment, together with interest at the rate of  $2\frac{1}{2}$  per centum per annum on the unpaid balance of the purchase money for the time being from the date of payment of the last previous instalment, shall be paid at the expiration of one year from the day on which the last previous instalment was payable. But the purchaser may at any time pay the whole of the purchase money remaining unpaid with the interest thereon which has accrued since the date of the last previous payment of an instalment.

(3) The highest or only bidder for every lot put up for sale at or above the upset price shall be the purchaser.

Immediately upon the conclusion of the sale the purchaser shall sign an agreement to complete the purchase and to fulfil the conditions of sale. If any purchaser, whether the original purchaser or a purchaser substituted under this sub-section, shall fail to pay the first instalment or to sign the said agreement, the sale to him shall be void and the next highest bidder (if any) at or above the upset price shall be the purchaser.

(4) If any purchaser shall fail to pay the second or any subsequent instalment of purchase money or any interest for the time being payable by him on the day on which such instalment or interest becomes payable or within twenty-one days thereafter, the Governor may, and if such default shall continue for three months from the day on which such instalment or interest becomes payable, the Governor shall cause the land purchased by such purchaser to be again put up for sale by public auction at the same upset price and on the same conditions as at the previous sale.

(5) If any land shall be again put up for sale as aforesaid, the previous sale thereof shall henceforth become void and the purchaser at the previous sale shall give up possession thereof and shall have no further right or interest in or lien upon such land.

(6) If, after payment in full of the purchase money and interest payable by the purchaser at the second sale, the Government shall have received in respect of such purchase money and interest an amount exceeding the purchase money and interest which the Governor would have received from the purchaser at the previous sale if he had complied with the conditions of sale, then out of such excess, after deducting therefrom the expenses of the second sale, the Government shall repay to the purchaser at the previous sale the amount of the instalments of purchase money and interest which he shall have actually paid or so much thereof as such excess shall suffice to repay but in no other event shall a purchaser have any claim for repayment of instalments of purchase money or interest paid by him.

(7) Every purchaser whether at a first or second sale shall be let into possession of the land purchased by him upon the date advertised in the conditions of sale and upon payment of the first instalment of purchase money and upon his signing the above mentioned agreement, but no grant of the land shall be issued to him until he shall have paid the whole of the purchase money and all interest payable under the conditions of sale.

(8) The sum of money (if any) payable by the purchaser of each lot put up for sale as the value of improvements thereon under sections 10 and 12 shall be paid by the purchaser to the Government within thirty days from the date of the sale. If the purchaser at a first sale shall not pay the said sum of money within the said thirty days the lot shall be again put up for sale by auction in the same manner, and with the same consequences as if such purchaser had made default for three months in payment of an instalment of purchase money.

(9) The purchaser of every lot, his heirs or assigns, shall, before the expiration of two years from the date of the sale, erect on such lot a suitable and substantial dwelling house to the satisfaction of the Governor in Council. Default in compliance with this sub-section shall entail the same consequences as default in payment of a second or subsequent instalment of purchase money for three months.

19. The following provisions shall have effect with respect to fences and fencing :

(1) Where there shall be no sufficient natural boundary or no boundary fence to any part of any land or where any boundary fence is not a sufficient fence, any owner may by notice in writing call on the owner of the adjoining land to come to an agreement as to the extent or nature of the fence to be erected or the repairs or work to be done to the existing fence and such owners may agree, in writing, that such boundary fence shall not exactly follow the boundary of the land described in their leases when the physical features of the ground render a deviation necessary, and such owners may without resorting to proceedings arrange with each other for the erection of a dividing fence upon the basis of a claim for the improvements proportionate to the outlay incurred, and the lessee who pays the whole or more than half the cost shall stand in the place of the other as regards compensation on the determination of the lease of the other in proportion to so much of the amount so paid by him in excess of his own share as shall not then have been repaid to him.

(2) If the parties shall fail within fourteen days after the giving of such notice to come to such agreement as aforesaid it shall be lawful for the party who gave the notice to apply to an Inspector to view the boundaries and to report upon the necessity for a fence, the line of such fence or what repairs or additions to the existing fence are necessary to make it sufficient, provided that, where an Inspector is called in, his reasonable expenses shall be borne by the parties.

And where an agreement has been made under the sub-section last preceding and one of the parties fails to complete his part thereof, the other party shall have power to call in an Inspector in the same manner as if the said parties had failed to come to an agreement.

(3) The Inspector shall when so applied to carefully view and inspect the land and report in writing upon the extent of fence that it is necessary to erect or what repairs or improvements are necessary to make the existing fence sufficient, which report shall be delivered as soon as practicable to a Magistrate.

(4) Upon the receipt of the report the Magistrate shall require the attendance of the parties interested and in a summary way hear and determine the question at issue, and if satisfied that an existing fence should be repaired or that a new fence is necessary he shall issue an order to the owners of such land for the repair or erection of such fence within such period as shall be shown to the satisfaction of the Magistrate to be sufficient for the proper completion of the work.

(5) Any owner of land who shall wilfully neglect to complete his share of the work of repairing or erecting a dividing fence within the time named in an order issued under the preceding sub-section shall be liable to a penalty not less than ten pounds, and not more than twenty pounds for every month he shall remain in default.

(6) In the event of its being proved to the satisfaction of the Magistrate before whom an enquiry is held that the owner of land who shall have failed to agree to fence has not the means to immediately pay his proportion of the cost of the work of repairing or erecting a dividing fence, then the Magistrate upon the application of the other owner may grant such other owner leave to erect or repair the whole of such dividing fence and on a certificate of the Inspector that the work has been properly done, the owner who has done the work shall be entitled to recover from the other owner one half of the cost of the work so done.

(7) The Magistrate hearing any action brought under the foregoing sub-section may, upon being satisfied that the defendant is unable from want of capital to immediately pay his proportion

of the cost of the work, issue an order granting the defendant time, upon good and sufficient security being given to the satisfaction of the said Magistrate for the payment of the amount with interest at the rate of Four Pounds per centum per annum at such periods and by such instalments as shall be ordered by the Magistrate; provided however that it shall not be lawful to extend the time for payment in such cases beyond a period of three years from the date on which the work of repairing or erecting the dividing fence shall have been completed.

(8) If a defendant to whom time has been granted under the preceding sub-section shall fail to comply with the terms of the order made by the Magistrate either by the non-payment of an instalment when due or otherwise the plaintiff in the action shall be entitled to at once issue execution under the judgment for the full amount of the principal and interest which may at that time remain unpaid and in the event of the sheriff or other officer appointed to levy making a return after levy upon and sale of the defendant's property that this was not sufficient to satisfy the claim, the plaintiff shall be entitled to at once take proceedings to recover payment of the balance due against any surety or sureties who may have entered into bond before the Magistrate as security for the payment of the judgment debt by the defendant.

(9) The judgment in any action under the preceding sub-sections shall bind and affect all real and personal property of the defendant as to and against all subsequent purchasers, mortgagees, or creditors and when a bond shall have been entered into by sureties as security for the satisfaction of the judgment by the defendant at the period and time allowed by the Magistrate, such bond when recorded shall constitute a preferable lien on all property of such sureties and shall not be in any wise extinguished by any subsequent sale, mortgage or other incumbrance whatsoever of such property.

(10) When any damage shall be done to a dividing fence which is a sufficient fence by any stock which is suffered by the owner of the land to be thereon, such owner shall bear the entire cost of repairing such fence and if he refuses or neglects so to repair the said fence the adjoining owner may at once proceed to repair the same and shall be entitled upon completion of the work immediately to recover the cost thereof from the owner of the land on which the stock was suffered to remain in an action or suit before a Magistrate.

(11) Any person who shall wilfully break down, injure or leave open any gate on any land or break down or injure any fence erected thereon shall be liable on conviction to imprisonment with or without hard labour for a period not exceeding six months in addition to a fine not exceeding Ten Pounds.

(12) In the case of Crown land occupied by Government or let by Government for any period not exceeding one year the Government Storekeeper shall be deemed to be the owner for the purposes of this section.

20. The owner of any land in any Town shall erect and keep in repair on the boundary line separating any such land from any Crown Waste land or any public road a sufficient fence or such other form of fence as the Governor in Council may approve and as shall be notified under the hand of the Colonial Secretary, and the Government Storekeeper shall for the purposes of this section be deemed to be the owner of such Crown Waste land or public road as the case may be, and the procedure in respect of compelling the owner to erect such fence shall be as nearly as may be that laid down in the preceding section save that the whole cost of the erection of such fence shall be borne by the owner, provided however that should any fence so erected be a sufficient fence and thereafter become the boundary fence between any two private owners, the owner who paid for the erection of the fence shall be entitled to recover from the adjoining new owner one half of the value of such boundary fence, such value to be ascertained at the time the new owner takes possession of his land, and if such owners cannot agree as to the value of such fence the value thereof shall be assessed as in the case of an improvement under this Ordinance.

21. It shall be lawful for the Governor in Executive Council to make rules and regulations with reference (amongst other things) to the forms of leases and Crown grants, the characteristics of a "sufficient fence" and other matters incident to the carrying out of this Ordinance.

22. The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

23. This Ordinance may be cited as "The Land Ordinance, 1902."



## SCHEDULE.

## REPEAL.

No. and Year.	Short Title.	Extent of Repeal.
2 of 1857	Summary Jurisdiction Amendment Ordinance.	Sections 1,2, 5, 6, 7, 10, 11.
2 of 1869	An Ordinance for the protection of Wild Cattle.	The Whole.
4 of 1871	An Ordinance for regulating the disposal of Crown Lands in the Falkland Islands.	The Whole.
1 of 1872	An Ordinance for Amending the Land Ordinance, 1871.	The Whole.
1 of 1874	An Ordinance for limiting the right of the Queen's Majesty to sue for lands, tenements, and hereditaments	The Whole.
1 of 1879	An Ordinance for declaring the validity and effect of certain leases of Crown lands in the Falkland Islands.	The Whole.
9 of 1882	An Ordinance to amend the Land Ordinance, 1871, and to confirm certain leases of the Crown lands in the Falkland Islands.	The Whole.
2 of 1884	An Ordinance to regulate the amount of rent to be paid by lessees of Crown lands in certain cases.	The Whole.
4 of 1884	An Ordinance to regulate the compulsory purchase of blocks of land under the provisions of the "Land Ordinance, 1872."	The Whole.
3 of 1886	Town Lands Ordinance, 1886.	The Whole.
9 of 1890	An Ordinance for authorizing the sale and conveyance of certain lands of the Crown to the Falkland Islands Company and other lessees of the Crown lands.	The Whole.
8 of 1893	An Ordinance to give authority to lease Town lands.	The Whole.
2 of 1894	An Ordinance to amend the Land Ordinance, 1882.	The Whole.
9 of 1894	An Ordinance to amend the Land Ordinance, 1882.	The Whole.
6 of 1896	An Ordinance to provide for the erection of Dividing Fences by the owners of adjoining lands.	The Whole.
6 of 1897	An Ordinance to amend the Fencing Ordinance No. 6 of 1896.	The Whole.



APPOINTMENTS.—*continued.*

The Administrator has appointed Mr. George Turner, jun. to act as Treasury Clerk, Shipping Master, Registrar of Supreme Court and Deputy Registrar of Births and Deaths. Dated 9th June, 1902.

The Administrator has appointed Mr. R. Bradbury to be a Carter on the terms and conditions appearing in his agreement with the Crown Agents. Dated 18th June, 1902.

No. 52.

## Post Office Notice.

Arrangements have been made for the introduction at the British Postal Agencies in China of the Imperial Penny Postage there, from the 15th February last.

30th June, 1902.

No. 53.

## CURRENCY NOTE FUND.

Amount and average of Currency Notes in circulation during Month ended

10th June, 1902

£5000 0 0

Coin portion of Note Guarantee Fund on 10th June, 1902

£3335 0 0

Average amount during month

£3335 0 0

Investments forming part of Note Guarantee Fund.

		Nominal Value.			Purchase Price.			Price in			
		£	s.	d.	£	s.	d.	January, 1902.	£	s.	d.
South Australian	3 o/o	314	2	8	333	0	0	93			
Queensland	3 o/o	888	9	7	833	0	0	93½			
West Australian	3 o/o	334	9	7	324	0	0	93½	1500	0	0

W. A. Thompson  
J. J. Felton  
Vere Packe

} Commissioners of Currency.

N.B.—This statement also applies to the month of May, 1902.

£165 on deposit for investment by Crown Agents.

Audited and found correct,

June 5th, 1902.

LOWTHER E. BRANDON.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	5/-
Any other Notice or Advertisement not exceeding 50 words	2/6
Every additional 25 words	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

1st July, 1902.

Acting Colonial Secretary.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

AUGUST 1st, 1902.

No. 8.

No. 54.



## Proclamation.

By His Excellency W. HART BENNETT,

Administrator of the Colony of the Falkland Islands.

Whereas the "Falkland Islands Currency Note Order in Council, 1899." amongst other things, declares that the fixed proportion of the Guarantee Fund to be kept in coin in the custody of the Currency Commissioners shall be in the first instance two-thirds, but if the Governor satisfies a Secretary of State that, having regard to the amount of notes, which are always outstanding, the fixed proportion may be diminished without danger to the convertibility of the Currency Notes, and obtains the authority of a Secretary of State for the purpose, he—the said Governor—may by Proclamation, fix another proportion so that it be not less in any case than one-half.

And Whereas the authority of the Secretary of State for the Colonies has been obtained to fix the said proportion at one-half.

Now Therefore, I, WILLIAM HART BENNETT, in pursuance of the requirements of the said Order in Council do hereby proclaim that the said proportion of the said Note Guarantee Fund shall in future be one-half instead of two-thirds.

Given under the hand of the Administrator at Government House, Stanley, this 1st day of July, 1902.

By Command,

W. A. THOMPSON,

*Acting Colonial Secretary.*

GOD SAVE THE KING.

No. 55.

## Queen's Memorial.

The Administrator directs the publication of the following correspondence with respect to the contribution from the Falkland Islands to the Queen Victoria Memorial Fund.

11th July, 1902.

From Governor to Secretary of State.

21st April, 1902.

Sir,

With reference to your Circular Despatch of the 10th of June last, I have the honour to enclose a cheque for £118 15s. 6d. which my wife has collected for the Memorial of our late Queen.

2. The subscription lists have been signed by members of very nearly every family in the Colony, and bear the signatures of 1443 persons of whom 1353 are Colonists and 90 visitors.

3. Though this contribution may appear small it will be seen how very large it is in reality when I state that the total population of the Colony on the 31st December, 1901 was 2076, and that, to equal it, relatively, more than 28,000,000 persons in the United Kingdom must subscribe and their contributions must exceed two and a quarter millions sterling.

I have, &c.,

(Signed) W. GREY-WILSON.

From Secretary of State to Administrator.

6th June, 1902.

Sir,

I have the honour to acknowledge the receipt of Mr. GREY-WILSON's despatch of the 21st April, 1902, enclosing a cheque for £118 15s. 6d. which has been collected in the Colony as a contribution towards the proposed Imperial Memorial to the memory of the late Queen.

2. I caused the cheque to be forwarded to the Lord Mayor whose receipt is enclosed, and have to express my appreciation of the loyalty and affection for the memory of Queen Victoria, evinced by the large number of contributors in the Falklands; and I will also take an opportunity of conveying to Mrs. GREY-WILSON an expression of my appreciation of her efforts in the matter.

I have, &c.,

(Signed) J. CHAMBERLAIN.



## Draft of an Ordinance to amend "The Savings Bank Ordinance, 1888."

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BE IT ENACTED by the Administrator of the Colony of the Falkland Islands with the advice and consent of the Legislative Council as follows:—

1. For section 8 of Ordinance No. 1 of 1888, entitled "An Ordinance to establish a Government Savings Bank" shall be substituted the following section:—

8. Interest on deposits shall be calculated at the rate of Two Pounds Ten Shillings per centum per annum on every complete Pound; and such interest shall accrue from the first day of January, April, July or October, whichever next follows the date on which the money is deposited, to the last day of March, June, September or December which next precedes the date on which the money is withdrawn, both such days inclusive.

2. This Ordinance shall come into force on and from the 1st day of October, 1902.

3. This Ordinance may be cited as "The Savings Bank Amendment Ordinance, 1902."

No. 56.

**Harbour Ordinance, 1902.**

The Administrator directs it to be notified that intimation has been received from the Secretary of State for the Colonies that His Majesty will not be advised to exercise his power of disallowance with respect to Ordinance No. 2 of 1902, "An Ordinance relating to Harbours."

11th July, 1902.

No. 57.

**Savings Bank.**

Depositors are reminded that their Books should be sent in before 30th September next.

23rd July, 1902.

No. 58.

**Appointment.**

The Administrator has appointed Mr. Vere Packe, J.P., to act as Treasurer, Collector of Customs, Post Master, Harbour Master, Receiver of Wreck, Official Administrator and Sheriff. Dated 24th July, 1902.

No. 59.

**Accounts.**

With this Gazette is published a Statement of the Receipts and Payments of the Colony for the Quarter ended 31st March, 1902.

29th July, 1902.

No. 60.

**Savings Bank Ordinance, 1888.**

The Administrator directs the publication of the Draft of an Ordinance to amend the Savings Bank Ordinance, 1888, which will be shortly laid before the Legislative Council.

By this measure interest will, from the 1st October next, be calculated quarterly instead of monthly.

1st August, 1902.

No. 61.

**Returns of the Census of 1901.**

Notice is hereby given that copies of the detailed Returns of the Census of 1901 can now be obtained on application at the Colonial Secretary's Office. Price 1/-

1st August, 1902.

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

1st August, 1902.

*Acting Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

SEPTEMBER 10TH, 1902.

No. 9.

No. 62.

## The Coronation.

His Excellency the Administrator directs the publication of the following Despatch from the Rt. Hon. the Secretary of State for the Colonies together with the Resolution to which it refers:

Downing Street,  
6th August, 1902.

Sir,

I have the honour to acknowledge the receipt of your Despatch of the 27th June, reporting the Coronation Celebrations which took place in the Colony on the 26th June.

2. I am commanded by His Majesty the King to request that you will convey to the Legislative Council and to the Inhabitants of the Islands the expression of his grateful appreciation of their loyalty to the Crown and devotion to His person.

I have, &amp;c.,

(Signed) J. CHAMBERLAIN.

The Officer Administering  
the Government of  
The Falkland Islands.

## Resolution.

Minutes of Special Meeting of the Legislative Council of the Falkland Islands held at Government House, Stanley, on 26th June, 1902.

Present:

H.E. THE ADMINISTRATOR.  
THE HON. THE ACTING COLONIAL SECRETARY.  
THE HON. THE COLONIAL SURGEON.  
THE HON. J. J. FELTON, J.P.

We, the members of the Legislative Council of the Colony of the Falkland Islands, desire, on behalf of the Community, to express, on this auspicious day, our respectful and heartfelt congratulations on the occasion of the Coronation of their Majesties KING EDWARD VII. and QUEEN ALEXANDRA.

We realize that the great event which is this day taking place in England is one without parallel in the glorious history of the Empire of which this Colony is proud to form a part.

Distant though the Falkland Islands be from the Mother Country, and few and scattered their inhabitants, they yield to none of the British Dominions beyond the Seas in loyalty to the Crown and in loving devotion to their King and Queen.

We feel that we are only echoing the sentiments of every resident of this Colony when we say that the solemn and unique Ceremony which is to-day being performed in Westminster Abbey inspires in all of us the liveliest feelings of patriotic love for our Sovereign Rulers, and we humbly beg that this, our Resolution, may be transmitted to the Right Honourable the Secretary of State for the Colonies, with the request that it may be laid at the foot of the Throne.

W. HART BENNETT, *Administrator.*W. A. THOMPSON, *Act. Colonial Secretary.*S. HAMILTON, *Colonial Surgeon.*

J. J. FELTON, J.P.

No. 63.

## Peace in South Africa.

His Excellency the Administrator directs the publication of the following correspondence with the Secretary of State:

From Administrator to Secretary of State.

28th June, 1902.

Sir,

I have the honour to acknowledge the receipt of your telegram of the 1st inst. informing me that the Representatives of the Boer Forces still in the field have accepted the terms of surrender offered by His Majesty's Government.

The good news was at once circulated for the information of the public, and was received with general rejoicing and, on behalf of the Colony, I beg leave to tender my congratulations on the happy termination of hostilities.

I have, &amp;c.,

(Signed) W. HART BENNETT,

The Rt. Hon. *Administrator.*  
J. CHAMBERLAIN, J.P.,  
&c., &c.

From Secretary of State to Administrator.

6th August, 1902.

Sir,

I have the honour to acknowledge the receipt of your despatch of the 28th June, and to inform you that His Majesty has received with much pleasure the congratulations of the Colony on the termination of the hostilities in South Africa.

I have, &amp;c.,

(Signed) J. CHAMBERLAIN.

The Officer Administering  
The Government of  
The Falkland Islands.



SUPPLEMENT TO

# THE FALKLAND ISLANDS GAZETTE.

(SEPTEMBER 10TH, 1902).

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## Message from the King.

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The Administrator has received to-day (4th September, 1902) the following telegram from the Secretary of State, dated 7th August, 1902.

“The following is text of letter which His Majesty the King has written to his people on the occasion of Their Majesties' Coronation.”—

On the eve of my Coronation, an event which I look upon as one of the most solemn and important in my life, I am anxious to express to my people at Home and in the Colonies and in India my heartfelt appreciation of the deep sympathy which they have manifested towards me during the time that my life was in such imminent danger. The postponement of the Ceremony owing to my illness caused, I fear, much inconvenience and trouble to those who intended to celebrate it, but their disappointment was borne by them with admirable patience and temper. The Prayers of my people for my recovery were heard and I now offer up my deepest gratitude to Divine Providence for having preserved my life and given me strength to fulfil the important duties which devolve upon me as the Sovereign of this great Empire.

(Signed) EDWARD R. and I.

Buckingham Palace,  
8th August, 1902.

By Command.



*Draft of An  
Ordinance relating to Summary Jurisdiction.*

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BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows:—

1.—In this Ordinance unless the context otherwise requires:— Definitions.

“The Court” shall mean one or more Justices sitting to hear any cause which they may be empowered to hear by this or any other Ordinance or a Magistrate sitting either alone or with other Justices.

“Complaint” shall include information, claim, debt, damage or injury.

“Criminal” includes quasi-criminal and, with reference to matters of Jurisdiction, comprehends all such matters not falling within the term “civil.”

2.—The town of Stanley, for the purposes of this Ordinance, shall extend to such place as the Governor shall from time to time define by any proclamation for that purpose issued. Limits of Stanley.

3.—The Governor may appoint from time to time such Stipendiary Magistrates and Justices as he may deem necessary and every such Magistrate or Justice shall have and may exercise jurisdiction in civil and criminal cases as hereinafter provided over and within the district defined and specified in his warrant of appointment and if no limits be defined or specified in such warrant then he shall have jurisdiction throughout the whole Colony. Appointment of Stipendiary Magistrates and Justices.

4.—The Jurisdiction of the Court when no Magistrate is present shall be as follows:— Jurisdiction when no Magistrate.

- (1) When one Justice is sitting alone he may hear and determine any information relating to an offence against any law containing no provision to the contrary, but he may not impose a larger fine than Five Pounds.
- (2) When two or more Justices are sitting together they may hear and determine any information relating to—
  - (i) Any contravention of any law containing no provision to the contrary; or
  - (ii) Any offence for which the offender is liable under any law, containing no provision to the contrary, upon summary conviction to be imprisoned or fined or otherwise punished.



Powers of Magistrate sitting alone.

5.—Whenever by any law which shall not contain an express provision to the contrary any act, matter or thing is required to be done by more than one Justice, all such acts, matters or things may be done and performed by a Magistrate of this Colony sitting alone, and, subject to the provisions of this or any other law, a Magistrate shall have full power, authority and jurisdiction—

- (1) To receive and inquire into all charges of indictable offences, and make such order in respect thereof as may be required.
- (2) To hear, try and determine all complaints cognizable on Summary Judication and to adjudicate upon any information in case of non-payment of any sum of money upon any recognizance taken before any Court of Justice and afterwards forfeited.
- (3) In all suits where the claim, debt, or damage or balance sought to be recovered shall not exceed the sum of Fifty Pounds, and in all suits for the recovery of the possession of a tenement where the annual rent or value thereof shall not exceed the said amount, and every such suit shall be originally instituted in the Summary Court, and
- (4) Generally to do any such act, matter or thing as may by any law appertain to the office of a Magistrate or to any Justice, but he shall not have power to impose a longer term of imprisonment than one year.

Appeal to Supreme Court.

6.—Subject to the provisions of "The Administration of Justice Ordinance, 1901" and of Section 25 of "The Interpretation and General Law Ordinance, 1900," an appeal shall lie to the Supreme Court from any judgment, decision, or order of the Court in the exercise of its criminal or civil jurisdiction, except from any order

- (1) For the adjournment of any case or matter.
- (2) In respect of an indictable offence.
- (3) For the remand of any person to prison.

And when the case involves any question of fact the same may be tried *de novo* by the Supreme Court either with or without a Jury.

Assessors to Magistrate.

7.—A Magistrate may summon two Justices to sit with him as assessors on the trial of any civil or criminal case, and the provisions relating to assessors summoned in the Supreme Court shall apply to assessors summoned by a Magistrate under this Section.

One Justice may issue summons, &c.

8.—One Justice may issue any summons, and any warrant of arrest, distress or commitment even in cases where the complaint must be heard by two or more Justices, provided that when two or more Justices are required to hear any case they must be present and acting together during the whole of the hearing and determination of the case.

Information must be laid within 12 months.

9.—Every information shall be laid within twelve months from the time when the matter of such information arose, unless any time is specially limited for the laying thereof.

Appointment of Constable.

10.—The Governor may for any period he may think fit, appoint any person to be a constable, by either of the following forms; that is to say:—

"I hereby appoint (*his name*) to be a constable for the Falkland Islands [to hold the said office until the                      day of                      ].  
(*Signature*)."

and revoke any such appointment; and any Justice, upon the production of any such appointment, shall, if required, administer to the person appointed the following oath; that is to say:—

"I (*his name*), do swear that I will well and truly serve our Sovereign Lord the King in the office of constable for the Falkland Islands, without favour or affection, malice, or ill-will, and that I will, to the best of my power, cause the peace to be kept and preserved, and prevent all offences against the persons and properties of His Majesty's subjects, and that while I continue to hold the said office, I will, to the best of my skill and knowledge, discharge the duties thereof according to law. So help me God."

Oath.

And the said Justice shall thereupon certify the same upon such appointment, and if any constable shall act before he has taken the oath as aforesaid, he shall pay a fine not exceeding five pounds.

11.—Any constable so appointed and sworn shall in the Falkland Islands have, exercise, and enjoy all such powers, authorities, advantages, and immunities, and be liable to all such duties and responsibilities as any constable duly appointed in England.

Constables to have powers of Parish Constables.

12.—Any constable who is guilty of any neglect or violation of his duty as constable, or shall resign, absent, or withdraw himself from his duty, unless allowed so to do by the Governor, or unless he shall have given to the Colonial Secretary one month's notice of his intention so to do, shall be liable to a fine not exceeding twenty pounds.

Penalty for neglect of duty.

13.—Any constable may apprehend any loose, idle, or disorderly person, whom he shall find disturbing the public peace, or any person whom he shall have reasonable cause to suspect of having committed or being about to commit any offence, and any person whom he shall find between sunset and the hour of eight in the morning lying or loitering in any street, yard or other place, and not giving a satisfactory account of himself, and any person found by any constable committing any offence punishable by this or any Ordinance, and any constable may also stop, search, or detain any boat, cart, or carriage in or upon which there shall be reason to suspect that anything stolen or unlawfully obtained may be found, and also any person who may be reasonably suspected of having or conveying in any manner anything stolen, or unlawfully obtained.

Powers of Constables

May search boats, &c.

14.—Any constable having reasonable cause to suspect that any felony or misdemeanor has been or is about to be committed in or on board of any boat or other vessel lying in any harbour or port in the Falkland Islands, may enter at all times, as well by night as by day, into and upon such boat or other vessel, and therein take all necessary measures for the effectual detection or prevention of all such felonies or misdemeanors, and take into custody all persons suspected of being concerned in such felonies or misdemeanors, and also take charge of all property so suspected to be stolen.

Constables may search vessel on suspicion of felony.

15.—Any person taken into custody without a warrant by any constable, except a person detained for the mere purpose of ascertaining his name and residence, shall be forthwith delivered into the custody of the constable in charge of the nearest lock up or gaol, in order that such person may be secured until he can be brought before a justice, and dealt with according to law.

Persons apprehended to be taken to the lock-up.

#### PROCEDURE BEFORE HEARING.

16.—Whenever an information is laid before a Justice that any person has or is suspected to have committed any act for which he is liable by law to be imprisoned or fined or otherwise punished, and also in cases where a Summary Court has authority by law to make any order for the payment of money or otherwise such Justice may issue a summons or warrant as hereinafter provided, and every such summons or warrant shall be under the hand and seal of the Justice issuing the same.

Summonses and Warrants.

Summons how served.

**17.**—A summons shall state shortly the matter of the complaint and shall name a day and hour for the defendant to appear at the Court, and such summons shall be served by delivery to the person to whom it is directed or by leaving it at his usual place of abode, or in such other special manner as the Justice may direct, provided that nothing herein shall oblige any Justice to issue any summons in any case where the application for an order is to be made *ex parte*.

Proof of service.

**18.**—A witness may be summoned by any Justice upon the oath of a credible person that such witness is able to give material evidence and will not come voluntarily. Proof of the service of a summons upon a defendant or witness shall be upon oath.

When warrant of arrest may issue.

**19.**—It shall be lawful for a Justice to issue a warrant of arrest in any of the following cases; that is to say :—

(1.) Where an information of a felony or of an offence punishable on conviction by imprisonment is supported on oath and it shall appear to him advisable that the person charged with committing the same should be immediately arrested to secure the ends of justice.

(2.) Where any person fails to appear at the time and place mentioned in any summons, and due proof of the service of such summons is given, and that such service has allowed a reasonable time for the defendant to appear, and that the case cannot or should not be heard in the absence of the defendant or his representative; provided that the Court may, instead of issuing a warrant, proceed *ex parte* to hear the complaint and adjudicate thereon as fully and effectually as if such party had personally appeared.

(3.) Where any witness shall neglect or refuse to attend and no just excuse shall be offered for such neglect or refusal, and proof has been given that the witness was summoned and that a reasonable sum was tendered to him for his expense in that behalf, provided that instead of committing such witness to prison the Court may in a summary way impose a fine not exceeding Ten Pounds.

(4.) Where such Justice is satisfied by evidence upon oath that it is probable that a witness will not attend and give evidence if summoned.

A warrant may be executed by any Constable or person to whom it is directed and shall state shortly the matter of the information, and the name or some description of the person against whom it has been issued, and such warrant shall remain in force until it is executed, and any Constable or other person directed to execute such warrant may apprehend the said defendant. When executing such warrant the constable or other person shall have the said warrant with him, except in cases of felony.

Aiders and Abettors.

**20.**—Any person who shall aid, abet, counsel, or procure, or attempt to commit or procure the commission of any offence punishable on summary conviction shall be liable to be proceeded against and convicted for the same, either together with the principal offender, or before or after his conviction, and shall be liable on conviction to the same penalty to which such principal offender shall be by law liable.

Search warrant.

**21.**—If any information shall be given upon oath to any Justice that there is reasonable cause to suspect that anything stolen or unlawfully obtained is concealed or lodged in any dwelling-house, ship, or other place, it shall be lawful for such Justice by warrant under his hand directed to any Constable to cause any such dwelling-house, ship, or other place to be entered and searched at any time of the day or by night (if power for that purpose be given

by such warrant), and the said Justice, if it shall appear to him necessary, may empower such Constable, with such assistance as may be found necessary (such Constable having previously made known such his authority), to use force for the effecting of such entry, whether by breaking open doors or otherwise, and if upon search thereupon made any such thing shall be found, then to convey the same before a Justice, or otherwise dispose thereof in some place of safety, and to take into custody and carry before a Justice any person found in such house, ship, or place, who shall appear to have been privy to the deposit of any such thing knowing or having reasonable cause to suspect the same to be stolen or otherwise unlawfully obtained.

#### PROCEEDINGS ON HEARING.

**22.**—Every complaint cognizable on summary judication shall be heard and determined (either on the oath of one or more credible witnesses or on the confession of the person charged) in an open Court to which the public shall have access so far as the same will conveniently contain them, and the Court shall, in every case, take notes in writing of the evidence, or of so much thereof as is material, in a book to be kept for that purpose.

Complaints to be heard in open Court.

**23.**—On the hearing of any complaint cognizable on summary judication the Court shall state to the defendant the substance of the complaint and shall ask him what answer, if any, he desires to make thereto.

Procedure on hearing.

(1.) If the defendant thereupon admit the truth of the complaint and show no sufficient cause why an order should not be made against him the Court shall make such order against him as the justice of the case requires.

(2.) If the defendant does not admit the truth of the complaint the witnesses on both sides shall, unless the Court in any case makes order to the contrary, be placed out of Court.

(3.) The Court shall then proceed to hear the complainant and such witnesses as he may examine and then the defendant and such witnesses as he may examine and then such witnesses as the complainant may examine in reply if the defendant has examined any witness or given any evidence other than as to his the defendant's general character, but the complainant shall not be entitled to make any observations in reply upon the evidence given by the defendant nor shall the defendant be entitled to make any observations in reply upon the evidence given by the complainant in reply as aforesaid.

**24.**—It shall be lawful for the Court to order that no person shall be present without the permission of the Court at the holding of a preliminary investigation when the offence charged is only triable before the Supreme Court and the Court is of opinion that the ends of justice will be best answered by making such order.

Power of Court to sit with closed doors.

**25.**—All evidence given at a preliminary investigation shall be taken down in writing and such depositions shall be read over to and signed respectively by the witnesses who shall have been examined, and shall also be signed by the Court.

Depositions.

**26.**—After the examination of all the witnesses on the part of the prosecution the Court shall read to the accused the whole of the depositions taken against him and shall say to him these words or words to the like effect:—“*Having heard the evidence do you wish to say anything in answer to the charge? You are not obliged to say anything unless you desire to do so, but whatever you say will be taken down in writing and may be given in evidence against you on your trial.*”

Charge.

Adjournment.

**27.**—The Court may at any stage in the hearing of any case adjourn the hearing of the same to a certain place and time to be then appointed and in the meantime the Court may,

- (1.) Suffer the defendant to go at large, or
- (2.) Commit him to prison or a place of security, or
- (3.) Discharge him on his entering into a recognizance with or without sureties conditioned for his appearance at the time and place to which such hearing shall be so adjourned.

Judgment.

**28.**—Upon the conclusion of the hearing the Court shall, either immediately or at an adjourned sitting, give its decision on the case by dismissing the complaint, or committing the accused person for trial to the next sessions, or adjudging the defendant to enter into a recognizance and find sureties to keep the peace, or to be of good behaviour, or by making such order as the justice of the case requires.

Costs.

**29.**—Any Justice who shall hear and determine any complaint under this or any Ordinance, whether or not a summons shall have been issued, may award such costs as to him shall seem meet, to be paid to or by either of the parties, and if such costs be not paid at the time ordered, such Justice may issue a warrant of distress for the recovery thereof, or commit to prison the person so fined.

First conviction.

**30.**—When any person shall be convicted of any offence and shall not previously have been convicted of any offence the Court may discharge the offender upon his making satisfaction to the party aggrieved for any damage or costs.

Committal to prison.

**31**—The Court may commit to prison in any of the following cases; that is to say:—

(1.) Whenever the law under which the case is heard

- (a) Imposes the penalty of imprisonment.
- (b) Imposes the penalty of a fine or, in default, imprisonment, and such fine and any costs ordered by the Court to be paid be not paid at once or at the time named in any order made in regard thereto.
- (c) Empowers a warrant of distress to be issued for the satisfaction of a penalty or sum in the nature of a penalty and no sufficient goods and chattels to levy the sum directed can be found.
- (d) Empowers the Court to make an order for the payment of a sum of money, in the nature of a penalty, or the doing of any act or the refraining from doing any act, and the order so made is not complied with; provided that the person so imprisoned shall be discharged as soon as the order made has been complied with.

(2.) Where an information has been dismissed and the complainant has been ordered to pay costs, and such costs are not paid and no satisfactory security for their payment is tendered.

(3.) Where the hearing of a case has been adjourned and the Court is of opinion that the release of the defendant on recognizance might defeat the ends of justice.

(4.) Where any person shall refuse to be examined as a witness upon oath or to answer such questions concerning the matter before the Court as shall then be put to him, without offering any just excuse, he may be imprisoned for any time not exceeding 7 days, unless he shall in the meantime consent to be examined.

**32.**—Where a warrant of distress is issued under this Ordinance, the Court may order the detention of the person against whom it is issued until a return be made to such warrant or sufficient security be tendered to meet the amount required to satisfy it or security be given for the appearance of the defendant when a return shall be made to the warrant of distress.

Warrants of distress.

**33.**—A warrant of distress shall be executed after sunrise and before sunset, and the wearing apparel and bedding of the defendant and the tools and implements of his trade to the value of £5 shall be exempt from seizure under such warrant.

When executed.

Exemptions.

**34.**—In all cases where any person shall tender to the Constable having execution of a warrant of distress the sum therein mentioned together with the expenses of such distress up to the time of such tender, such Constable on receipt of the money shall cease to execute the same.

To lapse on payment.

**35.**—In any case where the imposition of a fine is authorized, the Court may, instead of so doing, order that the person shall be imprisoned, with or without hard labour, for any term not exceeding the period specified in the following scale:—

Mode of enforcing fines.

For any sum				Not exceeding	
Not exceeding 10s.				...	One week
Exceeding 10s., but not exceeding £1				...	Two weeks.
"	£1	"	£2	...	Twenty-one days.
"	£2	"	£5	...	One month.
"	£5	"	£10	...	Two months.
"	£10	"	£20	...	Three "
"	£20	"	£30	...	Four "
"	£30	"	£40	...	Five "
"	£40	"	£50	...	Six "
"	£50	...	...	...	One year.

In any case where any person is ordered to be imprisoned in default of the payment of a fine, forfeiture, duty or sum, the Court may order that, in default of payment as directed, the person shall be imprisoned for any term not exceeding the period specified in the aforesaid scale, the imprisonment to be determinable on payment of the amount and costs.

**36.**—When the Court shall adjudge the defendant to be imprisoned, and such defendant shall then be undergoing imprisonment for some other offence, the Court may order that the imprisonment upon such subsequent order shall commence at the expiration of the term of imprisonment then running.

Consecutive terms of imprisonment

**37.**—In every case where a pecuniary penalty is recovered and it appears to the Governor that the informer or person prosecuting ought to be rewarded, the Governor may, in his discretion, direct any part not exceeding one moiety of such penalty to be paid to such informer or person.

Rewards to informers.

**38.**—In order to discourage corrupt practices by common informers, it shall be lawful for the Court, although any part of a penalty shall be directed by any law to be paid to the informer, to adjudge that no part or some part only of the penalty shall be paid to the informer.

Common informers.

**39.**—Any fine, penalty, forfeiture, sum of money, duty or costs imposed under the provisions of this or any Ordinance containing no provisions to the contrary, or any sum of money upon any recognizance taken before any Court of Justice, and afterwards forfeited in case of non-payment thereof, shall be sued for and recovered upon information in a summary way before the Court and it shall be lawful for the Court to hear and determine (either on the oath of one or more credible witnesses, or on the confession of the person against whom the information shall be laid) any information relating to any offence, claim or other matter, under any of the provisions of

Recovery of fines, &c.



the said Ordinances, and to order such fine, penalty, forfeiture, imprisonment, compensation, expenses and sums, or to make such other order relating to each offence or other matter as such person shall be liable to under the said provisions, and all proceedings as to compelling the appearance of any such person or of any witness, and as to the hearing and determination of such information, and as to the making and executing such orders, shall, so far as is consistent with the provisions of this Ordinance, and so far as the said provisions can be applied, be carried on in the manner directed by and be subject in all respects to the provisions of the Statutes which regulate summary prosecutions before Justices of the Peace in England.

Powers of Court,  
Coroner, Sheriff, &c.  
in cases of murder  
or accessory before  
the fact.

**40.**—If a verdict of murder or accessory before the fact shall be found by a Jury upon any information or Coroner's inquisition against any person, the Coroner holding the inquest and the Court, the Sheriff and his deputy, or if there be no Sheriff the Chief Constable and his deputy duly appointed, the gaoler and all other officers, shall have and be deemed to have had the same powers respectively for the commitment, trial and execution of the person so charged and convicted as by law is possessed in England by the Coroner or the Justices of oyer and terminer and gaol delivery, the Sheriff and his deputy, the gaoler and other officers, with regard to the commitment, trial and execution of the sentence upon any person in England convicted of either of the said offences upon any indictment or Coroner's inquisition.

#### PENALTIES (CRIMINAL).

Perjury.

**41.**—If in any case, civil or criminal, or in any proceeding connected therewith, it shall appear to the Court that any person examined as a witness upon oath has committed wilful and corrupt perjury, or that any person, in any affidavit, declaration, or affirmation required to be made before the Court, has been guilty of the like offence, it shall be lawful for the Court to direct a prosecution for perjury to be forthwith instituted against any such person; or where such perjury is committed by any person examined as a witness in open Court, it shall be lawful for the Court, instead of directing such prosecution to be instituted as aforesaid, either to commit such witness, as for a contempt of the Court, to prison for any term not exceeding three months, with or without hard labour, or to fine such witness in any sum not exceeding Twenty Pounds: Provided that the powers hereinbefore given shall be in full force and operation, notwithstanding any irregularity or want of form in the administration of the oath, declaration, or affirmation.

False declarations.

**42.**—Any person who shall make and subscribe any declaration required to be made on the doing of any act, matter, or thing, or for verifying any book, account, entry or return, or for any purpose whatsoever, and shall wilfully make therein any false statement as to any material particular, shall be deemed guilty of a misdemeanour and shall be liable to a penalty not exceeding £50, and if proceeded against on indictment shall be liable on conviction to imprisonment with or without hard labour for a term not exceeding one year or to a fine not exceeding £300.

Damage to property.

**43.**—Any person who shall unlawfully and wilfully commit any damage to or upon any real or personal property whatever either of a public or private nature, for which offence no punishment is already otherwise provided (the injury done being under the value of £50), shall pay to the party aggrieved such reasonable amount of compensation for the injury done as the Magistrate shall see fit; and shall also be liable to a fine not exceeding the sum of Forty Shillings.



**44.**—It shall be lawful for any Magistrate or two Justices to hear and determine any information relating to the following offences; that is to say:—

Robbery.

- (a) Robbing any goods, chattels, money, or valuable security from the person of another or stealing or obtaining goods, chattels, money, or valuable security under any false pretence, or receiving the same, knowing the same to have been robbed, stolen or unlawfully obtained; provided that it be proved by the evidence that the value of such goods, chattels, money, or valuable security charged to have been robbed, stolen or falsely or fraudulently obtained or received does not exceed the sum of Five Pounds.

- (b) Unlawfully and maliciously wounding or inflicting any bodily harm upon any person, provided that it be proved by the evidence of a Medical Officer, if one was called in, and if not by other evidence that such wound was not serious or likely to disable.

Wounding.

And any person convicted of any of the foregoing offences may be imprisoned with hard labour for a period not exceeding six months, provided that the Court may if it think fit abstain from adjudicating upon any charge under this section, and deal with the case in all respects as if it had no authority finally to hear and determine the same.

**45.**—Any person shall be liable to a fine not exceeding Five Pounds who shall commit any of the following offences:

- (a) If he shall have had possession of anything, and shall have had reasonable cause to suspect the same to have been stolen or unlawfully obtained, or if, on being charged with having in his possession or conveying in any manner anything which may reasonably be suspected of being stolen or unlawfully obtained, he shall not give account to the satisfaction of the Justice before whom he is brought how he came by the same.

Unlawful possession.

If any person shall be brought before any Justice charged with having or conveying anything stolen or unlawfully obtained, and shall declare that he received the same from some other person, or that he was employed as a carrier, agent, or servant to convey the same for some other person, such Justice is hereby authorized and required to cause every such person, and also, if necessary, every former or pretended purchaser or other person through whose possession the same shall have passed to be brought before him and examined, and to examine witnesses upon oath touching the same.

Receiving stolen goods.

- (b) If without the authority of the owner he shall catch, ride, or use any horse.

Using horses without consent.

- (c) If he shall obtain any sum of money or other reward from any person by threatening directly or indirectly to lodge any information or make any complaint before any Justice, or as an inducement for forbearing to lay such information or to make such complaint.

Obtaining money by threats.

- (d) § If he shall unlawfully assault or beat any other person.

§ NOTE.—*For the protection of a married woman whose husband has been convicted of an aggravated assault Summary Jurisdiction is conferred by 58 & 59 Vict., Ch. 39 upon a Magistrate to make an order equivalent to a decree of judicial separation, to give her the legal custody of their children under 16 and to compel the husband to maintain her.*

Causing bodily hurt.

**46.**—Any person who by offending against this or any Ordinance shall cause hurt or damage to any person shall, on conviction pay such sum not exceeding Ten Pounds as shall appear to the Court reasonable amends to the person aggrieved, in addition to any fine or punishment to which he may be liable for the offence, and the evidence of the person aggrieved may be admitted in proof of the offence.

Supplying liquor to His Majesty's ships without consent.

**47.**—(1) No person shall bring on board any of His Majesty's ships any liquor without the previous consent of the officer commanding; and any officer may with or without persons under his command search any vessel hovering about or approaching or which may have hovered about or approached any of His Majesty's ships and seize any liquor found on board such vessel, and all liquor so seized shall be forfeited to His Majesty; and any person who, without such previous consent as aforesaid, brings any liquor on board any of His Majesty's ships, or approaches or hovers about any of His Majesty's ships for the purpose of bringing any liquor on board the same, or of giving or selling it to men in His Majesty's service; and any person who approaches or hovers about any of His Majesty's ships for the purpose of aiding or assisting any one in His Majesty's service to desert or improperly absent himself from his ship shall be liable to a penalty not exceeding £10 and may be arrested by any officer without warrant or other process.

(2.) For the purposes of this section :—

The expression "Officer" shall include a warrant or petty officer of the Royal Navy and a non-commissioned officer of Marines and a Police Constable.

The expression "liquor" shall mean spirituous or fermented liquor of any description.

The expression "ship" shall mean any of His Majesty's ships or vessels.

Restoration of stolen goods may be ordered.

**48.**—If any goods shall be stolen or unlawfully obtained, or being lawfully obtained shall be unlawfully deposited, pawned, pledged, sold, or exchanged, and complaint shall be made to a Justice that such goods are in the possession of any person who shall have advanced money upon the credit of such goods, it shall be lawful for the Justice to issue a summons or warrant for the appearance of such person and for the production of such goods, and to order such goods to be delivered to the owner thereof, either without payment or upon payment of such sum, and at such time as the Justice shall think fit, and any person so ordered who shall refuse or neglect to deliver up the goods, or who shall dispose of or make away with the same, after notice that such goods were stolen or unlawfully obtained, shall forfeit to the owner of the goods twice the value thereof, to be determined by the Justice.

Offences in Towns.  
Fine 40/-

**49.**—Any person shall be liable to a fine not exceeding forty shillings who within the town of Stanley or any town hereafter defined and declared a town by the Governor in Council shall commit any of the following offences, that is to say :—

Furious riding.

(a) Who shall ride or drive furiously, so as to endanger the life or limb of any person, or to the common danger or annoyance of the passengers.

Profane language.

(b) Who shall use any profane, indecent, or abusive language, or be guilty of any riotous, indecent, or disorderly behaviour, or make any disturbance, or sing any obscene song or ballad, to the annoyance of the inhabitants, or make causeless cry of murder, or other false alarm in any way.

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|--|--------------------------------------|
| (c) Who shall use any threatening, abusive, or insulting words or behaviour with intention to provoke a breach of the peace, or whereby a breach of the peace may be occasioned.   | Threats.                             |
| (d) Who shall throw or discharge any stone or other missile to the damage or danger of any person or property, or make any bonfire or throw or set fire to any firework.   | Throwing stones.                     |
| (e) Who shall discharge any fire-arms loaded with shot, slugs, or ball without lawful cause, or any gun loaded with ball from the harbour, or from the land on the opposite side of the harbour towards the town, or shall discharge any gun to the common danger of the inhabitants or passengers.  | Discharging fire-arms.               |
| (f) Who shall wantonly disturb any inhabitant by ringing or pulling any door bell, or knocking at any door without lawful excuse, or who shall wilfully and unlawfully extinguish the light of any lamp.   | Putting out lamps and ringing bells. |
| (g) Who in any public place other than such as may be authorised for that purpose by the Governor, shall throw or lay, or cause to be thrown or laid, any dirt, ashes, litter or any carrion, fish, birds, offal, or rubbish, broken glass, delf, or bottles, or any other sharp substances.   | Rubbish on public places.            |
| (h) Who shall place any filth or rubbish, or shall leave the carcass of any animal belonging to him unburied, so as to become a nuisance.  | Filth or carcass of animal.          |
| (i) Who, being the owner or occupier of a house, tenement, or land, shall not keep sufficiently swept and cleansed all public footpaths, drains, and water-courses adjoining his premises.   | Footpaths, drains, &c.               |
| (j) Who shall suffer to be at large any dangerous dog not effectually muzzled, or set on or urge any dog to attack, worry, or put in fear any person or animal; and it shall be lawful for any Justice to issue a warrant to any constable directing him to seize or kill any such dangerous dog which shall have been so at large contrary to the provisions of this Ordinance; and any constable may accordingly seize or kill any such dog. | Dangerous dogs.                      |
| (k) Who, being the owner or keeper of any bitch, shall suffer her when at heat to be off the chain or not shut up in some secure place.  | Bitches on heat.                     |
| (l) Who wilfully sets or causes to be set on fire any chimney: Provided that nothing herein contained shall exempt such person from liability to be indicted for felony.   | Setting chimney on fire.             |
| (m) Who occupies or uses premises in which any chimney accidentally catch or be on fire: Provided that such penalty shall not be incurred if such person shall prove to the satisfaction of the Court that such fire was in no wise owing to omission, neglect, or carelessness of himself or servant.   | Chimneys accidentally on fire.       |

**50.**—Any person shall be liable to a fine not exceeding five pounds who, within the town of Stanley or any town hereafter defined and declared a town by the Governor in Council, shall commit any of the following offences; that is to say:—

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|---|----------------------|
| (a) Who shall slaughter any cattle save in a slaughter house licensed by the Government.  | Slaughtering cattle. |
| (b) Who shall erect or cause to be erected any building for human habitation constructed wholly or in part of turf.             | Turf-houses.         |
| (c) Who shall build any dwelling-house, and permit the same to be occupied without a sufficient earth or water-closet or privy. | Privies.             |

*Offences in Towns.  
Fine £5.*

Keeper of coffee houses, &c. permitting drunkenness.

- (d) Who shall keep any house, shop, room or place of public resort wherein provisions, liquor, coffee, or refreshments of any kind shall be sold or consumed (whether the same shall be kept or retailed therein or procured elsewhere), who shall wilfully or knowingly permit drunkenness or other disorderly conduct therein, or permit any unlawful games, or permit any gaming whatsoever therein; and it shall be lawful for any Justice or constable to enter and search any part of such premises at any hour, and any person who shall obstruct or use any abusive language or conduct to any such Justice or constable may be arrested.

Drunkenness.

51.—If any person shall be drunk in Stanley, he shall pay upon conviction, for the first offence, five shillings; upon the second conviction, a sum not exceeding twenty shillings; and upon any subsequent conviction, a sum not exceeding two pounds.

Injuries to roads and jetties.

52.—And with respect to the public roads and jetties in the town of Stanley, any person:—

Deepening ditches, breaking up roads, &c.

- (a) Who, without the authority of the Governor, shall deepen, widen, or fill up any public ditch or drain more than may be necessary for the cleaning thereof, or who shall build any wall, or make any ditch, drain, or water-course, or dig any pit or hollow on or otherwise break up the surface of, or draw any timber, vessel, or stones, without being supported by wheels, from touching upon any public road, shall pay a fine not exceeding forty shillings.

Obstructing roads or jetties.

- (b) Who in any manner shall cause any unnecessary obstruction to any public road or jetty shall pay a fine not exceeding five pounds.

Throwing rubbish.

- (c) Who shall throw any dirt, ashes, litter, broken glass, delf, bottles, or other sharp substances, carrion, fish, birds, offal, filth or rubbish, or permit any offensive matter to run from his premises on any public road or jetty or into any public drain, well, water-course, or reservoir, shall pay a fine not exceeding five pounds.

Removing night soil.

- (d) Who shall move along any public road any night-soil between the hours of six in the morning and ten at night, or who shall not carefully sweep or clean any public road or place in which any night-soil or other offensive matter shall have been slopped or spilled by him, shall pay a fine not exceeding forty shillings.

Games or slides.

- (e) Who shall play at any game, or make or use any slide upon ice or snow, to the damage or annoyance of passengers, shall pay a fine not exceeding twenty shillings.

Fine for leaving material on road after notice to remove.

- (f) Who shall have been required by any Justice or by direction of the Governor to remove any obstruction caused by him to or material placed by him contrary to the provisions of any Ordinance upon any public road, jetty, or other place, or in any public well, water-course, or reservoir, in addition to any fine he may be liable to, shall also pay a further fine not exceeding forty shillings for every twelve hours the same shall be allowed to remain there after being required to remove the same.

Removal of nuisances.

53.—It shall be lawful for any person duly authorized by the Governor or any constable duly authorized in writing by any Justice, to remove any of the objects specified in the preceding section (sub-section f) which may be left, contrary to the provisions of this or any Ordinance, on any public road, jetty, or other place, or in any public well, water-course, or reservoir, at the expense of the offender; and it shall be lawful for any Justice, upon complaint of such person or constable as the case may be, and, upon proof of the expense incurred, to issue a warrant for the levying of such expenses by distress and sale of the goods and chattels of the offender.

**54.**—It shall be lawful for the Governor to forbid any person from passing on, riding or driving any kind of beast or carriage on any new road or any road whilst under repair, for such space of time as to him shall appear necessary, not exceeding six months; and any person who shall wilfully disobey such order (the same being duly notified by a notice affixed to a board erected upon such road), shall pay a fine not exceeding forty shillings; unless otherwise expressly provided in any regulations made under section 27 of the Stanley Fire Brigade Ordinance, 1898.

Roads under repair.

**55.**—Any person being a dealer in gunpowder, who shall keep in Stanley, at any one time more than twenty-five pounds of gunpowder, and not being a dealer, more than five pounds in or upon his premises or elsewhere (except in any building approved of by the Governor for keeping unlimited quantities of gunpowder), shall pay a fine of one hundred pounds; and all beyond the quantity hereby allowed to be kept, and the barrels in which the same shall be, shall be forfeited; and any Justice (upon reasonable cause assigned upon oath) may issue his warrant for searching in the daytime any place in which gunpowder, so suspected to be kept contrary to this section, and all such gunpowder together with the barrels, shall be seized by the searcher, who shall with all convenient speed remove the same to such authorized place as aforesaid, and may detain there such gunpowder and barrels till it shall be adjudged, on the hearing of the case, whether the same shall be forfeited: Provided that this section shall not extend to any gunpowder belonging to His Majesty.

Gunpowder, penalty for keeping unlawful quantity.

**56.**—Any person who whilst removing or in any boat loaded with gunpowder, shall bring, have, or use any fire or lucifer match, or shall smoke shall be liable to a fine of five pounds.

Smoking in boat loaded with gunpowder.

**57.**—Any person who shall take and use or cause to be taken and used any boat in Stanley Harbour without the consent of the owner shall be liable to a fine not exceeding ten pounds, and such sum as the Justice shall award as a compensation for the loss, use of, or damage done to his boat.

Taking boat without leave.

**58.**—Any person who shall unlawfully and wilfully prevent or assault or threaten to prevent or assault, or unlawfully obstruct any person employed by authority of the Governor in surveying or measuring for the Crown, or who shall wilfully destroy, pull up, deface or injure any instruments or implements used in any such survey, or who shall wilfully break, deface, pull down, or take away any marks or posts or stones out of any battlement, wall, mound, fence, or out of any bridge, pipe, arch, or gullet, or from any land belonging to the Crown, shall for any such offence pay a fine not exceeding ten pounds.

Obstructing Surveyor.

**59.**—Any unauthorized person who shall tear or deface any notice placed on the gazette board, shall, upon conviction, be imprisoned and kept to hard labour for ten days, or if a boy under fourteen years of age, he shall be liable to be once privately whipped instead of such imprisonment, and the convicting Justice shall order some fit and proper person to inflict such punishment of whipping when ordered to be inflicted out of prison.

Defacing notice on gazette board.

**60.**—Any person who shall wilfully or negligently set on fire any grass or other herbage on land not in his own possession, and if on Crown land, without the consent of the Governor for the time being, if on land in the possession of any other party without his authority, shall pay a fine not exceeding twenty pounds,

Setting fire to camp.

**61.**—Any person who shall cut, or cause to be cut, any peat upon land the property of the Crown, without the consent of the Governor, shall pay for every day the peat shall be so unlawfully cut a fine not exceeding forty shillings.

Cutting peat on Crown lands.

Penalty for assaulting constable.

**62.**—Any person who shall assault, resist, or obstruct or shall use any abusive, threatening, obscene, or profane language towards any constable in the execution of his duty, or towards any person in the execution of any act under the provisions of this Ordinance, shall for such offence pay a fine not exceeding ten pounds.

Weights and Measures.

**63.**—Such of the provisions of the Statutes relating to weights and measures as are applicable to and in force in England, shall be applied to and be in force in the Falkland Islands, so far as the same can be applied, from and after the appointment of an Inspector of weights and measures, and when there shall be provided one complete set of the imperial standard weights and measures, verified and stamped, at the Exchequer together with the proper beams, scales, and stamps, the Justices, resident in Stanley assembled at a meeting, or at any adjournment thereof, to be called from time to time by the Magistrate are hereby empowered from time to time to appoint an Inspector of weights and measures, and to dismiss any Inspector so appointed as occasion may require; and the Inspector so appointed shall possess and exercise all the powers and authorities within the Falkland Islands, and be subject to the like penalties for any neglect or offences in the discharge of his duty which any Inspector may possess or exercise, or be liable to by virtue of the said Statutes; and the weights, measures, scales, and stamps so provided shall be kept by the Inspector for the time being, unless the Justices shall otherwise order, and shall be considered to all intents the same for all purposes as if they had been provided under the authority of the said Statutes and the fees authorized to be levied in England by the said Statutes shall be leviable in the Falkland Islands and shall be paid into the Treasury.

False Weights and Measures penalty for using.

**64.**—Any person who shall use any weight or measure other than those authorized by the said recited Act for the sale of any article shall on conviction thereof be liable to a fine not exceeding five pounds; and any contract, bargain, or sale by fraudulent weights or measures so used shall be void, and every such light or unjust weight or measure so used shall, on being discovered by any constable, be seized by him; and upon the conviction of the person so using or possessing the same shall be forfeited and forthwith destroyed.

Power of Court to determine complaints between employer and workman, &c.

**65.**—Whenever any domestic servant, artificer, labourer, or other person, shall have contracted verbally or in writing to serve any person at any time and in any capacity, and he shall not enter into or commence his service according to such contract, or whenever having entered into such service he shall absent himself before the expiration of his contract, or shall neglect to fulfil the same, or shall be guilty of any misconduct in the execution of the same, or in any way respecting the same, it shall be lawful for any Justice to hear and determine any such complaint made against him by his employer, or by the steward, manager, or agent of his employer, and upon conviction to punish him by fine not exceeding Five Pounds and to abate the whole or part of his wages; and also to hear and determine all complaints concerning breach of contract or ill-usage which shall happen and arise between any such domestic servant, artificer, labourer, or other person and his employer, or the steward, manager, or agent of his employer, and to impose any fine not exceeding Five Pounds, and to make such order for payment of wages as shall seem just, and every such order may be enforced by execution against the goods, effects or other property of the party against whom such order shall be made.

Action by employer against person employing or interfering with such employer's workmen.

**66.**—Any person with whom such domestic servant, artificer, labourer, or other person shall have so contracted may maintain an action on the case against any person who shall employ, retain, harbour, or conceal any such domestic servant, artificer, labourer, or other person during the existence of such contract, knowing that he was under such contract.



**67.**—The decision of claims to tenements shall be subject to the following provisions :— Claims to tenements.

Whenever the term or interest of the tenant of any house or of any part of a house situate in Stanley, which shall be held by him for any term not exceeding twelve months shall have ended or shall have been duly determined by a legal notice to quit, if such tenant (or where such tenant shall not himself occupy the premises, or only a part thereof if the person by whom the same or any part thereof, shall be occupied) shall neglect or refuse to deliver up possession of the same, it shall be lawful for the landlord or his known agent to cause such tenant or occupier to be served with a summons in writing signed by any Justice to show cause why possession of the premises should not be delivered up; and—

If any such tenant or occupier shall not appear at the time and place so appointed, or shall appear but shall not show to the satisfaction of the Court reasonable cause why possession should not be given up, and shall still refuse or neglect to deliver up possession of the said premises to the said landlord or agent, it shall be lawful for the Court upon proof of the holding and of the end and determination of the tenancy, with the time and manner thereof (and where the title of the landlord shall have accrued since the letting of the premises, upon proof of the right by which he claims), to issue a warrant to any Constable requiring and authorising him, within a period to be therein named, to give possession of the premises to such landlord or agent, and such warrant shall be a sufficient warrant to the said Constable to enter upon the premises with such assistants as he shall deem necessary, and to give possession accordingly at any time between the hours of nine in the morning and four in the afternoon.

**68.**—If the master of any vessel lying in Stanley Harbour shall apply to have any members of his crew lodged in Gaol, he shall, on the conviction, first pay towards the prison maintenance of such persons the sum of one shilling and sixpence per diem for each man, to be deducted from their several wages according to the provisions of the Merchant Shipping Act, 1894, and shall take a receipt for the same from the Court: Provided that if any Master shall obtain the release of any of his crew thus imprisoned before the expiration of their confinement, he shall receive the balance of the sum paid for their support, which sum shall be endorsed on the receipt given at the previous conviction.

Payment by master of vessel for prison maintenance of crew.

**69.**—The provisions of the Merchant Shipping Act, 1894, prescribing the punishment for any offence committed by any seaman or apprentice belonging to a British vessel shall extend and apply to any seaman or apprentice on board any foreign vessel, prosecuted by the Master for any such offence committed within this Colony, provided that it shall not be necessary to prove an entry in the log of an offence upon any such prosecution, and provided also that on the prosecution of any seaman or apprentice for desertion, after the departure of the vessel, from which he shall have deserted it shall be sufficient to prove that the fact of the desertion was endorsed on the agreement.

Merchant Shipping Acts as to offences committed by seamen extended to Foreign vessels.

**70.**—The Chief Justice may from time to time make rules for regulating the process and practice in the summary courts, the forms to be used, the fees to be paid and the conduct of all civil and criminal business coming within their cognisance and with regard to all other matters relating to the said Courts not otherwise specially provided for and such rules shall come into force when approved by the Governor in Council and duly published.

Rules.



Repeal.

**71.**—The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of the Schedule.

Short title.

**72.**—This Ordinance may be cited as "The Summary Jurisdiction Ordinance, 1902."

Passed the Legislative Council this       day of       1902.

Assented to by the Governor and given under the Public Seal of the Colony this       day of       1902.

(Signed)

*Clerk of the Council.*

## SCHEDULE.

### Repeal.

No. and Year.	Short Title.	Extent of Repeal.
10 of 1853.	Administration of Justice Ordinance       ...       ...	The whole.
11 of 1853.	Summary Jurisdiction Ordinance       ...       ...	The whole.
3 of 1857.	An Ordinance to provide for the application of the Merchant Shipping Act of 1854 within the Colony       ...	The whole.
1 of 1862.	Summary Jurisdiction Amendment Ordinance       ...	The whole.
2 of 1862.	"       "       "       "       ...	The whole.
3 of 1862.	"       "       "       "       ...	The whole.
2 of 1876.	An Ordinance to make further provision for the Administration of Justice in the Falkland Islands       ...	The whole.
7 of 1886.	An Ordinance to prevent the introduction of spirituous or fermented liquors on board Her Majesty's ships without the consent of the Commander       ...       ...	The whole.
8 of 1886.	An Ordinance to make better provision for the protection of married women       ...       ...	The whole.
1 of 1890.	An Ordinance for the summary punishment of Perjury       ...	The whole.
10 of 1895.	An Ordinance to provide for the appointment of a Stipendiary Magistrate for the Island of West Falkland       ...	The whole.
3 of 1900.	The Interpretation and General Law Ordinance       ...	Section 30, (a)— "Any contravention of an Ordinance may be heard and dealt with in a summary way by any Justice and"
2 of 1901.	The Summary Jurisdiction Ordinance, 1901       ...	The whole.

Statement showing total Receipts and Payments during Quarter ended 30th June, 1902.

VERE PACKE, *Acting Treasurer.*

[SEAL]

(Signed)

W. HART BENNETT.

No. 4,



1902.

## FALKLAND ISLANDS.

WILLIAM HART BENNETT,

*Administrator.*

( 30th August 1902. )

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### *An Ordinance to amend "The Savings Bank Ordinance, 1888."*

BE IT ENACTED by the Administrator of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1.—For section 8 of Ordinance No. 1 of 1888, entitled "An Ordinance to establish a Government Savings Bank" shall be substituted the following section:—

Interest quarterly instead of monthly.

8. Interest on deposits shall be calculated at the rate of Two Pounds Ten Shillings per centum per annum on every complete Pound; and such interest shall accrue from the first day of January, April, July or October, whichever next follows the date on which the money is deposited, to the last day of March, June, September or December, which next precedes the date on which the money is withdrawn, both such days inclusive.

2.—This Ordinance shall come into force on and from the first day of October, 1902.

Date of coming into force.

3.—This Ordinance may be cited as "The Savings Bank Amendment Ordinance, 1902."

Short Title.

Passed the Legislative Council this 28th day of August, 1902.

Assented to by the Administrator and given under the Public Seal of the Colony this 30th day of August, 1902.

(Signed)

W. A. THOMPSON,

*Acting Clerk of the Council.*

No. 64.

### Supplementary Appropriation Ordinance, 1902.

With reference to notification No. 49 in Gazette No. 7 of 1st July, 1902, the Administrator directs it to be notified that intimation has been received from the Secretary of State for the Colonies that His Majesty will not be advised to exercise his power of disallowance with respect to Ordinance No. 3 of 1902 "An Ordinance to authorize the Supplementary Expenditure for the year 1901."

No. 65.

### Notice.

Notice is hereby given that if any person shall give, sell, purchase, or procure for or on behalf of Alfred Biggs, for his use during the period of twelve months from the date hereof, any liquor, he or she shall forfeit upon conviction for every such offence a sum not exceeding five pounds.

W. A. THOMPSON,  
*Police Magistrate.*

14th August, 1902.

No. 66.

### Accounts.

With this Gazette is published a Statement of the Receipts and Payments of this Colony for the Quarter ended 30th June, 1902.

30th August, 1902.

No. 67.

### Savings Bank Amendment Ordinance, 1902.

With reference to notification No. 60 in Gazette No. 8 of 1st August, 1902, the Administrator directs the publication of the undermentioned Ordinance which has been passed by the Legislative Council and assented to by His Excellency.

No. 4 of 1902 "An Ordinance to amend the Savings Bank Ordinance, 1888."

By this measure interest will from 1st October next be calculated quarterly instead of monthly.

30th August, 1902.

No. 68.

### Summary Jurisdiction Bill.

The Administrator directs the publication with this Gazette of the draft of an Ordinance relating to Summary Jurisdiction which will be laid before the Legislative Council.

31st August, 1902.

No. 69.

### Erratum.

In Gazette No. 8 of 1st August, 1902 the pages should have been numbered "18" and "19" not "9" and "10."

31st August, 1902.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

10th September, 1902.

*Acting Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

OCTOBER 1st, 1902.

No. 10.

No. 70.

## Appointment.

The Administrator has appointed Mr. W. A. THOMPSON to fill the combined offices of Colonial Secretary and Treasurer and their allied offices from the 11th day of September, 1902 until further orders.

No. 71.

## Marriage Bill.

His Excellency the Administrator directs the publication of the Draft of an Ordinance relating to Marriage, which it is proposed to lay before the Legislative Council.

No. 72.

## Summary

### Jurisdiction Ordinance.

With reference to notification No. 68 in Gazette No. 9 of 10th September, 1902, the Administrator directs the publication of the undermentioned Ordinance, which has been passed by the Legislative Council and assented to by His Excellency.

No. 5 of 1902, "An Ordinance relating to Summary Jurisdiction."



## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Administrator.

W. A. THOMPSON.

*Acting Colonial Secretary.*

1st October, 1902.





## *Draft of an Ordinance relating to Marriage.*

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BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows :—

1. In this Ordinance—

“Registrar General” shall mean the person holding that office under the Registration Ordinance, No. 12 of 1853.

Definitions.

“Minor” shall mean a person who is under the age of twenty-one years and who is not a widower or a widow.

“Minister” shall mean a Minister registered under this Ordinance as a Minister for celebrating marriages.

2. The Registrar General may appoint in writing under his hand such Registrars as he may deem necessary for the purposes of this Ordinance, and all appointments so made by the Registrar General shall be subject to the approval of the Governor and shall be during pleasure only.

Registrars how appointed.

3. Every marriage which by the law of England would be valid, and every marriage celebrated in this Colony prior to the passing of this Ordinance by any Minister of Religion or by a Registrar shall be deemed a perfectly legal and valid marriage to all intents and purposes, provided that nothing herein contained shall legalize any marriage.

Valid marriages.

(a) declared or made invalid by any law of the Colony at the time of its celebration.

(b) declared or made (or which shall hereafter be declared or made) invalid by any competent Court.

4. Every marriage hereafter celebrated by a Minister or by a Registrar in conformity with the provisions of this Ordinance shall be a legal and valid marriage to all intents and purposes, and no other marriages except as hereinafter provided, celebrated in this Colony, shall be valid for any purpose, provided that no marriage in fact shall be avoided by reason only of the same having been celebrated by a person not being empowered under this Ordinance to celebrate marriages if either of the parties to the marriage shall at the time *bona fide* have believed that such person officiating was so empowered; provided also that nothing herein shall legalize any marriage which, by reason of relationship or of fraud or of incapacity to contract marriage or by the law of England for the time being, would be void.

Valid marriages.



Wrongful  
celebration.

5. Any person who shall wilfully and knowingly celebrate any marriage contrary to the provisions of this Ordinance or where the provisions of this Ordinance have not been complied with shall be guilty of a misdemeanour and be liable to a fine not exceeding five hundred pounds either alone or with imprisonment with hard labour not exceeding two years, but such marriage shall not necessarily be invalid or illegal.

Registered Ministers

6. Every Minister of Religion ordinarily officiating as such in this Colony at the time of the passing of this Ordinance shall be deemed to be a Minister registered for celebrating marriages and any Minister of Religion or the head of any religious denomination may apply hereafter to the Colonial Secretary to be registered as a Minister for celebrating marriages and the Governor may grant a Certificate of Registration under the Seal of the Colony to any person so applying, provided that it shall be lawful for the Governor to refuse any application for registration and also to remove from the Register the name of any person, and the Governor shall forthwith report any such refusal or removal to the Secretary of State; and there shall annually be published in the Gazette a list of all persons then entitled to celebrate marriages.

Conditions as to  
marriages.

7. No person shall solemnize any marriage—

- (a) until a marriage licence has been issued or banns published as hereinafter provided.
- (b) after the expiration of three months from the date of the marriage licence or publication of banns.
- (c) save in a place registered for the celebration of marriages or in the office of a Registrar or in the house of a Justice or in such place as any special licence shall specify.
- (d) save in the presence of two witnesses who shall sign the Certificate of Marriage.
- (e) in any building with closed doors or before 8 o'clock in the morning or after 6 o'clock in the evening.

Special licence.

8. Anything in this Ordinance to the contrary notwithstanding, a marriage by Governor's special licence may be celebrated by a Minister or a Registrar at any time and in any place therein stated and such special licence may be issued at any time after the declaration prescribed by section 12 has been made: provided that, if any caveat or protest against the issue of a marriage licence stating the ground of objection has been presented by any person to the Governor against the grant of any such licence, which caveat or protest shall be signed by himself or by the person on whose behalf he presents the same, no such licence shall issue until the Chief Justice shall have enquired into and determined the case in a summary way.

Places registered for  
the celebration of  
marriages.

9. Christ Church Cathedral, the Roman Catholic Church and the Baptist Tabernacle, all situate in Stanley, shall be deemed to be places registered for celebrating marriages, and it shall be lawful for the Governor to grant under the Seal of the Colony a certificate of registration in relation to any other place hereafter commonly used for religious purposes.

How, when, and  
where a marriage  
may be solemnized  
by Minister.

10. Any Minister may at any time within three months after the declaration hereinafter required has been made and signed and the banns have been published on three consecutive Sundays, or the Registrar General has issued his licence as in form 2 in the first Schedule hereto, or the Governor has issued a special licence, solemnize a marriage between the parties named in such declaration and in accordance with the provisions of this Ordinance; provided that—

- (a) a marriage by banns shall be solemnized in a place registered for celebrating marriages.
- (b) a marriage by licence other than the Governor's special licence shall be solemnized in a place registered for celebrating marriages or in the house of a Justice.

11. A Registrar may at any time within three months from the date of the issue of the licence by the Registrar General solemnize a marriage in his office between the parties named in such licence.

Marriage by Registrar.

12. One of the parties to the intended marriage shall make and sign before a Registrar or a Justice a solemn declaration as in Form 1 in the first Schedule hereto.

Declaration of intended marriage.

13. The Registrar General shall, upon receiving or taking any such declaration, post the same in his office for twenty one days and such declaration shall constitute a notice of an intended marriage and shall be open, without fee, during office hours, for inspection by any person.

Notice of marriage to be publicly posted

14. At any time, but not less than twenty-one days nor more than three months after the posting of the notice of marriage as aforesaid, a marriage licence may be issued by the Registrar General as in Form 2 in the first Schedule hereto, and upon the issue of such licence he shall file the notice of marriage in his office.

Marriage licence.

15. The father, if living, of any minor or, if the father be dead, the guardian of such minor or, in case there shall be no guardian, the person who shall be authorized in that behalf by the Chief Justice, shall have authority to give consent to the marriage of a minor, and the Registrar General shall not enter any notice of marriage, when either party is a minor, without such consent having been first obtained; provided that either of the parties intending marriage may petition the Supreme Court to enquire into the grounds upon which the consent was refused and such petition shall be dealt with as provided in Section 17.

Consent of parents, &c. in case of minors

16. Any person may enter a caveat against the issue of a marriage licence by writing upon the notice of marriage the word "forbidden" and signing his name, provided that at the same time he serves upon the Registrar General a notice in writing stating the grounds of objection to the intended marriage which notice shall be signed by himself or by the person on whose behalf he presents the same; and no marriage licence shall in any such case be issued without the consent in writing of the Chief Justice.

Forbidding marriages.

17. When a petition with reference to a refusal to give consent to a marriage has been made or when a caveat against the issue of a marriage licence has been entered, the Chief Justice shall enquire into and determine the case in a summary manner and the Registrar General shall proceed in accordance with the decision of the Supreme Court, anything hereinbefore contained notwithstanding.

Caveat and enquiry.

18. Any person who shall enter a caveat against the issue of a licence on grounds which the Chief Justice shall declare to be frivolous shall be liable for the cost of the proceedings and for damages to be recovered in a special action on the case by either of the persons against whose marriage such caveat shall have been entered.

Frivolous caveat.

19. In every case of solemnization of marriage each of the parties shall in some part of or immediately before the ceremony and in the presence of the officiating Minister or Registrar and of the witnesses say to the other—

Form of words at marriage.

*"I take thee to be my wedded (wife or husband)."*

20. The person celebrating a marriage, the parties thereto and the two witnesses of such marriage shall sign in triplicate a certificate as in Form 3 in the first Schedule hereto and one copy of such certificate shall be forthwith transmitted to the Registrar General in Stanley, one copy shall be given to the husband and one shall be recorded in a book by the person celebrating the marriage.

Certificates.

The certificates shall be numbered consecutively and all certificates referring to one marriage shall have the same number.

Marriages to be registered.

21. The Registrar General shall forthwith cause every certificate of marriage to be entered into the marriage register book and certify the accuracy of the entry and file and index the certificate of marriage.

Defects.

22. No marriage shall be deemed to have been unduly celebrated by reason only of any mere defect or error in the declaration made respecting the same where the identity of the parties to the marriage shall not be in question. Nor shall it be necessary, in support of any marriage, to give proof of the consent of any person whose consent thereto is required by law, nor shall any evidence be given to prove the contrary in any suit touching the validity of such marriage.

Proof of marriage.

23. A copy of the certificate of any marriage registered by a Minister or a Registrar under his hand shall be deemed *prima facie* evidence in all proceedings of the fact of such marriage having been duly celebrated, until the contrary is shown.

Perjury.

24. Any person who shall knowingly and wilfully make any false declaration, or sign any false notice or certificate required by this Ordinance, for the purpose of procuring any marriage, and any person who shall forbid the issue of any certificate by representing himself to be a person whose consent to such marriage is required by law, knowing such representation to be false, shall be guilty of a misdemeanour; and the forfeiture of all estate or interest in any property accruing to any person procuring a marriage by means of any such false declaration, notice or certificate may be sued for by any person duly appointed for that purpose by the Governor, and the proceedings thereon and consequences thereof shall be the same as are provided in the like case by the law of England.

Registration Ordinance, 1853 incorporated.

25. The provisions and penalties of the Registration Ordinance, 1853, so far as the same are applicable to the registration of marriages and to the issue of marriage licences and certificates and certified copies thereof, shall be deemed and taken to be a part of this Ordinance as fully and effectually as if incorporated herein.

Neglect.

26. Any person who shall offend against or fail to comply with any of the provisions of this Ordinance for the breach of which no penalty is provided shall be liable on summary conviction to a penalty not exceeding Fifty Pounds.

Fees.

27. The fees specified in the second Schedule hereto shall be levied and collected for the services therein specified and every Minister of Religion shall allow any Register in his custody to be searched and shall grant a certified copy of any marriage certificate upon payment to him of the fees therein set forth.

Repeal.

28. The Ordinances mentioned in the third Schedule hereto are hereby repealed to the extent specified in the third column of that Schedule.

Short title.

29. This Ordinance may be cited as "The Marriage Ordinance, 1902."

Passed the Legislative Council this

1902.

Assented to by the Governor and given under the Public Seal of the Colony this            day of

*Clerk of the Council.*

## FIRST SCHEDULE.

Forms not yet printed.

## SECOND SCHEDULE.

TABLE OF FEES.

To whom Payable.	For what Duty.	Amount. £ s. d.
The Governor	Special Licence ... ..	2 0 0
The Minister	Marriage by Governor's Licence ...	2 0 0
The Clerk	The same ... ..	0 10 0
The Minister	Marriage after banns or on Registrar-General's Certificate ... ..	0 10 0
The Clerk	The same ... ..	0 5 0
The Minister	Publication of banns of marriage ...	0 2 6
Do.	Who performs a marriage elsewhere than in Stanley for travelling expenses for every mile beyond Stanley ...	0 3 6
The Treasury	Entry of Notice of marriage ... ..	0 2 6
Do.	Receiving oath or declaration and issuing certificate of marriage ... ..	0 10 0
Do.	Entering caveat ... ..	0 5 0
The Registrar	Marriage by Registrar ... ..	0 5 0
The Treasury	Copy of registry of marriage certified by Registrar General ... ..	0 2 6
Do. or Minister	Searching the Marriage Register Books : each name within ten years ...	0 1 0
Do.	Every year beyond in addition ...	0 0 6
The Minister	Copy certified by Minister of entry in registry kept by Minister ...	0 2 6

## THIRD SCHEDULE.

REPEAL.

Ordi'nce.	Short Title.	Extent of Repeal.
12 of 1853	Registration Ordinance ... ..	Secs. 25, 26, Sch. F.
1 of 1858	Marriage Ordinance ... ..	The whole.
4 of 1872	Marriage Amendment Ordinance ...	The whole.
3 of 1881	An "Ordinance to remove doubts concerning the validity of certain marriages and to amend the Marriage Ordinances" ... ..	The whole.
7 of 1882	An Ordinance to amend the Ordinance No. 3 of 1881 entitled " An Ordinance to remove doubts concerning the validity of certain marriages and to amend the Marriage Ordinances " ...	The whole.

[SEAL]

(Signed)

W. HART BENNETT.

No. 5.



1902.

## FALKLAND ISLANDS.

WILLIAM HART BENNETT,

*Administrator.*

( 30th September, 1902. )

*An*

### *Ordinance relating to Summary Jurisdiction.*

BE IT ENACTED by the Administrator of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows :—

1.—In this Ordinance unless the context otherwise requires :—

*Definitions.*

“The Court” shall mean one or more Justices sitting to hear any cause which they may be empowered to hear by this or any other Ordinance or a Magistrate sitting either alone or with other Justices.

“Complaint” shall include information, claim, debt, damage or injury.

“Criminal” includes quasi-criminal and, with reference to matters of Jurisdiction, comprehends all such matters not falling within the term “civil.”

2.—The town of Stanley, for the purposes of this Ordinance, shall extend to such place as the Governor shall from time to time define by any proclamation for that purpose issued.

*Limits of Stanley.*

3.—The Governor may appoint from time to time such Stipendiary Magistrates and Justices as he may deem necessary and every such Magistrate or Justice shall have and may exercise jurisdiction in civil and criminal cases as hereinafter provided over and within the district defined and specified in his warrant of appointment and if no limits be defined or specified in such warrant then he shall have jurisdiction throughout the whole Colony.

*Appointment of Stipendiary Magistrates and Justices.*

4.—The Jurisdiction of the Court when no Magistrate is present shall be as follows :—

*Jurisdiction when no Magistrate.*

- (1) When one Justice is sitting alone he may hear and determine any information relating to an offence against any law containing no provision to the contrary, but he may not impose a larger fine than Five Pounds.
- (2) When two or more Justices are sitting together they may hear and determine any information relating to—
  - (i) Any contravention of any law containing no provision to the contrary; or
  - (ii) Any offence for which the offender is liable under any law, containing no provision to the contrary, upon summary conviction to be imprisoned or fined or otherwise punished.

Powers of Magistrate sitting alone.

5.—Whenever by any law which shall not contain an express provision to the contrary any act, matter or thing is required to be done by more than one Justice, all such acts, matters or things may be done and performed by a Magistrate of this Colony sitting alone, and, subject to the provisions of this or any other law, a Magistrate shall have full power, authority and jurisdiction—

- (1) To receive and inquire into all charges of indictable offences, and make such order in respect thereof as may be required.
- (2) To hear, try and determine all complaints cognizable on Summary Judication and to adjudicate upon any information in case of non-payment of any sum of money upon any recognizance taken before any Court of Justice and afterwards forfeited.
- (3) In all suits where the claim, debt, or damage or balance sought to be recovered shall not exceed the sum of Fifty Pounds, and in all suits for the recovery of the possession of a tenement where the annual rent or value thereof shall not exceed the said amount, and every such suit shall be originally instituted in the Summary Court, and
- (4) Generally to do any such act, matter or thing as may by any law appertain to the office of a Magistrate or to any Justice, but he shall not have power to impose a longer term of imprisonment than one year.

Appeal to Supreme Court.

6.—Subject to the provisions of "The Administration of Justice Ordinance, 1901" and of Section 25 of "The Interpretation and General Law Ordinance, 1900," an appeal shall lie to the Supreme Court from any judgment, decision, or order of the Court in the exercise of its criminal or civil jurisdiction, except from any order

- (1) For the adjournment of any case or matter.
- (2) In respect of an indictable offence.
- (3) For the remand of any person to prison.

And when the case involves any question of fact the same may be tried *de novo* by the Supreme Court either with or without a Jury.

Assessors to Magistrate.

7.—A Magistrate may summon two Justices to sit with him as assessors on the trial of any civil or criminal case, and the provisions relating to assessors summoned in the Supreme Court shall apply to assessors summoned by a Magistrate under this Section.

One Justice may issue summons, &c.

8.—One Justice may issue any summons, and any warrant of arrest, distress or commitment even in cases where the complaint must be heard by two or more Justices, provided that when two or more Justices are required to hear any case they must be present and acting together during the whole of the hearing and determination of the case.

Information must be laid within 12 months.

9.—Every information shall be laid within twelve months from the time when the matter of such information arose, unless any time is specially limited for the laying thereof.

Appointment of Constable.

10.—The Governor may for any period he may think fit, appoint any person to be a constable, by either of the following forms; that is to say:—

"I hereby appoint (*his name*) to be a constable for the Falkland Islands [to hold the said office until the                      day of                      ].  
(*Signature*)."

and revoke any such appointment; and any Justice, upon the production of any such appointment, shall, if required, administer to the person appointed the following oath; that is to say:—



"I (*his name*), do swear that I will well and truly serve our Sovereign Lord the King in the office of constable for the Falkland Islands, without favour or affection, malice, or ill-will, and that I will, to the best of my power, cause the peace to be kept and preserved, and prevent all offences against the persons and properties of His Majesty's subjects, and that while I continue to hold the said office, I will, to the best of my skill and knowledge, discharge the duties thereof according to law. So help me God."

Oath.

And the said Justice shall thereupon certify the same upon such appointment, and if any constable shall act before he has taken the oath as aforesaid, he shall pay a fine not exceeding five pounds.

11.—Any constable so appointed and sworn shall in the Falkland Islands have, exercise, and enjoy all such powers, authorities, advantages, and immunities, and be liable to all such duties and responsibilities as any constable duly appointed in England.

Constables to have powers of Parish Constables.

12.—Any constable who is guilty of any neglect or violation of his duty as constable, or shall resign, absent, or withdraw himself from his duty, unless allowed so to do by the Governor, or unless he shall have given to the Colonial Secretary one month's notice of his intention so to do, shall be liable to a fine not exceeding twenty pounds.

Penalty for neglect of duty.

13.—Any constable may apprehend any loose, idle, or disorderly person, whom he shall find disturbing the public peace, or any person whom he shall have reasonable cause to suspect of having committed or being about to commit any offence, and any person whom he shall find between sunset and the hour of eight in the morning lying or loitering in any street, yard or other place, and not giving a satisfactory account of himself, and any person found by any constable committing any offence punishable by this or any Ordinance, and any constable may also stop, search, or detain any boat, cart, or carriage in or upon which there shall be reason to suspect that anything stolen or unlawfully obtained may be found, and also any person who may be reasonably suspected of having or conveying in any manner anything stolen, or unlawfully obtained.

Powers of Constables

May search boats, &c.

14.—Any constable having reasonable cause to suspect that any felony or misdemeanor has been or is about to be committed in or on board of any boat or other vessel lying in any harbour or port in the Falkland Islands, may enter at all times, as well by night as by day, into and upon such boat or other vessel, and therein take all necessary measures for the effectual detection or prevention of all such felonies or misdemeanours, and take into custody all persons suspected of being concerned in such felonies or misdemeanours, and also take charge of all property so suspected to be stolen.

Constables may search vessel on suspicion of felony.

15.—Any person taken into custody without a warrant by any constable, except a person detained for the mere purpose of ascertaining his name and residence, shall be forthwith delivered into the custody of the constable in charge of the nearest lock up or gaol, in order that such person may be secured until he can be brought before a justice, and dealt with according to law.

Persons apprehended to be taken to the lock-up.

#### PROCEDURE BEFORE HEARING.

16.—Whenever an information is laid before a Justice that any person has or is suspected to have committed any act for which he is liable by law to be imprisoned or fined or otherwise punished, and also in cases where a Summary Court has authority by law to make any order for the payment of money or otherwise, such Justice may issue a summons or warrant as hereinafter provided, and every such summons or warrant shall be under the hand and seal of the Justice issuing the same.

Summonses and Warrants.



Summons how served.

17.—A summons shall state shortly the matter of the complaint and shall name a day and hour for the defendant to appear at the Court, and such summons shall be served by delivery to the person to whom it is directed or by leaving it at his usual place of abode, or in such other special manner as the Justice may direct, provided that nothing herein shall oblige any Justice to issue any summons in any case where the application for an order is to be made *ex parte*.

Proof of service.

18.—A witness may be summoned by any Justice upon the oath of a credible person that such witness is able to give material evidence and will not come voluntarily. Proof of the service of a summons upon a defendant or witness shall be upon oath.

When warrant of arrest may issue.

19.—It shall be lawful for a Justice to issue a warrant of arrest in any of the following cases; that is to say :—

(1.) Where an information of a felony or of an offence punishable on conviction by imprisonment is supported on oath and it shall appear to him advisable that the person charged with committing the same should be immediately arrested to secure the ends of justice.

(2.) Where any person fails to appear at the time and place mentioned in any summons, and due proof of the service of such summons is given, and that such service has allowed a reasonable time for the defendant to appear, and that the case cannot or should not be heard in the absence of the defendant or his representative; provided that the Court may, instead of issuing a warrant, proceed *ex parte* to hear the complaint and adjudicate thereon as fully and effectually as if such party had personally appeared.

(3.) Where any witness shall neglect or refuse to attend and no just excuse shall be offered for such neglect or refusal, and proof has been given that the witness was summoned and that a reasonable sum was tendered to him for his expense in that behalf, provided that instead of committing such witness to prison the Court may in a summary way impose a fine not exceeding Ten Pounds.

(4.) Where such Justice is satisfied by evidence upon oath that it is probable that a witness will not attend and give evidence if summoned.

A warrant may be executed by any Constable or person to whom it is directed and shall state shortly the matter of the information, and the name or some description of the person against whom it has been issued, and such warrant shall remain in force until it is executed, and any Constable or other person directed to execute such warrant may apprehend the said defendant. When executing such warrant the constable or other person shall have the said warrant with him, except in cases of felony.

Aiders and Abettors.

20.—Any person who shall aid, abet, counsel, or procure, or attempt to commit or procure the commission of any offence punishable on summary conviction shall be liable to be proceeded against and convicted for the same, either together with the principal offender, or before or after his conviction, and shall be liable on conviction to the same penalty to which such principal offender shall be by law liable.

Search warrant.

21.—If any information shall be given upon oath to any Justice that there is reasonable cause to suspect that anything stolen or unlawfully obtained is concealed or lodged in any dwelling-house, ship, or other place, it shall be lawful for such Justice by warrant under his hand directed to any Constable to cause any such dwelling-house, ship, or other place to be entered and searched at any time of the day or by night (if power for that purpose be given

by such warrant), and the said Justice, if it shall appear to him necessary, may empower such Constable, with such assistance as may be found necessary (such Constable having previously made known such his authority), to use force for the effecting of such entry, whether by breaking open doors or otherwise, and if upon search thereupon made any such thing shall be found, then to convey the same before a Justice, or otherwise dispose thereof in some place of safety, and to take into custody and carry before a Justice any person found in such house, ship, or place, who shall appear to have been privy to the deposit of any such thing knowing or having reasonable cause to suspect the same to be stolen or otherwise unlawfully obtained.

#### PROCEEDINGS ON HEARING.

**22.**—Every complaint cognizable on summary judication shall be heard and determined (either on the oath of one or more credible witnesses or on the confession of the person charged) in an open Court to which the public shall have access so far as the same will conveniently contain them, and the Court shall, in every case, take notes in writing of the evidence, or of so much thereof as is material, in a book to be kept for that purpose.

Complaints to be heard in open Court.

**23.**—On the hearing of any complaint cognizable on summary judication the Court shall state to the defendant the substance of the complaint and shall ask him what answer, if any, he desires to make thereto.

Procedure on hearing.

(1.) If the defendant thereupon admit the truth of the complaint and show no sufficient cause why an order should not be made against him the Court shall make such order against him as the justice of the case requires.

(2.) If the defendant does not admit the truth of the complaint the witnesses on both sides shall, unless the Court in any case makes order to the contrary, be placed out of Court.

(3.) The Court shall then proceed to hear the complainant and such witnesses as he may examine and then the defendant and such witnesses as he may examine and then such witnesses as the complainant may examine in reply if the defendant has examined any witness or given any evidence other than as to his the defendant's general character, but the complainant shall not be entitled to make any observations in reply upon the evidence given by the defendant nor shall the defendant be entitled to make any observations in reply upon the evidence given by the complainant in reply as aforesaid.

**24.**—It shall be lawful for the Court to order that no person shall be present without the permission of the Court at the holding of a preliminary investigation when the offence charged is only triable before the Supreme Court and the Court is of opinion that the ends of justice will be best answered by making such order.

Power of Court to sit with closed doors.

**25.**—All evidence given at a preliminary investigation shall be taken down in writing and such depositions shall be read over to and signed respectively by the witnesses who shall have been examined, and shall also be signed by the Court.

Depositions.

**26.**—After the examination of all the witnesses on the part of the prosecution the Court shall read to the accused the whole of the depositions taken against him and shall say to him these words or words to the like effect:—“*Having heard the evidence do you wish to say anything in answer to the charge? You are not obliged to say anything unless you desire to do so, but whatever you say will be taken down in writing and may be given in evidence against you on your trial.*”

Charge.

Adjournment.

**27.**—The Court may at any stage in the hearing of any case adjourn the hearing of the same to a certain place and time to be then appointed and in the meantime the Court may,

- (1.) Suffer the defendant to go at large, or
- (2.) Commit him to prison or a place of security, or
- (3.) Discharge him on his entering into a recognizance with or without sureties conditioned for his appearance at the time and place to which such hearing shall be so adjourned.

Judgment

**28.**—Upon the conclusion of the hearing the Court shall, either immediately or at an adjourned sitting, give its decision on the case by dismissing the complaint, or committing the accused person for trial to the next sessions, or adjudging the defendant to enter into a recognizance and find sureties to keep the peace, or to be of good behaviour, or by making such order as the justice of the case requires.

Costs.

**29.**—Any Justice who shall hear and determine any complaint under this or any Ordinance, whether or not a summons shall have been issued, may award such costs as to him shall seem meet, to be paid to or by either of the parties, and if such costs be not paid at the time ordered, such Justice may issue a warrant of distress for the recovery thereof, or commit to prison the person so fined.

First conviction.

**30.**—When any person shall be convicted of any offence and shall not previously have been convicted of any offence the Court may discharge the offender upon his making satisfaction to the party aggrieved for any damage or costs.

Committal to prison.

**31**—The Court may commit to prison in any of the following cases; that is to say:—

- (1.) Whenever the law under which the case is heard
  - (a) Imposes the penalty of imprisonment.
  - (b) Imposes the penalty of a fine or, in default, imprisonment, and such fine and any costs ordered by the Court to be paid be not paid at once or at the time named in any order made in regard thereto.
  - (c) Empowers a warrant of distress to be issued for the satisfaction of a penalty or sum in the nature of a penalty and no sufficient goods and chattels to levy the sum directed can be found.
  - (d) Empowers the Court to make an order for the payment of a sum of money, in the nature of a penalty, or the doing of any act or the refraining from doing any act, and the order so made is not complied with; provided that the person so imprisoned shall be discharged as soon as the order made has been complied with.

(2.) Where an information has been dismissed and the complainant has been ordered to pay costs, and such costs are not paid and no satisfactory security for their payment is tendered.

(3.) Where the hearing of a case has been adjourned and the Court is of opinion that the release of the defendant on recognizance might defeat the ends of justice.

(4.) Where any person shall refuse to be examined as a witness upon oath or to answer such questions concerning the matter before the Court as shall then be put to him, without offering any just excuse, he may be imprisoned for any time not exceeding 7 days, unless he shall in the meantime consent to be examined.

**32.**—Where a warrant of distress is issued under this Ordinance, the Court may order the detention of the person against whom it is issued until a return be made to such warrant or sufficient security be tendered to meet the amount required to satisfy it or security be given for the appearance of the defendant when a return shall be made to the warrant of distress.

Warrants of distress.

**33.**—A warrant of distress shall be executed after sunrise and before sunset, and the wearing apparel and bedding of the defendant and the tools and implements of his trade to the value of £5 shall be exempt from seizure under such warrant.

When executed.

Exemptions.

**34.**—In all cases where any person shall tender to the Constable having execution of a warrant of distress the sum therein mentioned together with the expenses of such distress up to the time of such tender, such Constable on receipt of the money shall cease to execute the same.

To lapse on payment.

**35.**—In any case where the imposition of a fine is authorized, the Court may, instead of so doing, order that the person shall be imprisoned, with or without hard labour, for any term not exceeding the period specified in the following scale:—

Mode of enforcing fines.

For any sum				Not exceeding			
Not exceeding 10s.				...	...	...	One week
Exceeding 10s., but not exceeding £1				...	...	...	Two weeks.
"	£1	"	"	£2	...	...	Twenty-one days.
"	£2	"	"	£5	...	...	One month.
"	£5	"	"	£10	...	...	Two months.
"	£10	"	"	£20	...	...	Three "
"	£20	"	"	£30	...	...	Four "
"	£30	"	"	£40	...	...	Five "
"	£40	"	"	£50	...	...	Six "
"	£50	...	...	...	...	...	One year.

In any case where any person is ordered to be imprisoned in default of the payment of a fine, forfeiture, duty or sum, the Court may order that, in default of payment as directed, the person shall be imprisoned for any term not exceeding the period specified in the aforesaid scale, the imprisonment to be determinable on payment of the amount and costs.

**36.**—When the Court shall adjudge the defendant to be imprisoned, and such defendant shall then be undergoing imprisonment for some other offence, the Court may order that the imprisonment upon such subsequent order shall commence at the expiration of the term of imprisonment then running.

Consecutive terms of imprisonment

**37.**—In every case where a pecuniary penalty is recovered and it appears to the Governor that the informer or person prosecuting ought to be rewarded, the Governor may, in his discretion, direct any part not exceeding one moiety of such penalty to be paid to such informer or person.

Rewards to informers.

**38.**—In order to discourage corrupt practices by common informers, it shall be lawful for the Court, although any part of a penalty shall be directed by any law to be paid to the informer, to adjudge that no part or some part only of the penalty shall be paid to the informer.

Common informers.

**39.**—Any fine, penalty, forfeiture, sum of money, duty or costs imposed under the provisions of this or any Ordinance containing no provisions to the contrary, or any sum of money upon any recognizance taken before any Court of Justice, and afterwards forfeited in case of non-payment thereof, shall be sued for and recovered upon information in a summary way before the Court and it shall be lawful for the Court to hear and determine (either on the oath of one or more credible witnesses, or on the confession of the person against whom the information shall be laid) any information relating to any offence, claim or other matter, under any of the provisions of

Recovery of fines, &c.

he said Ordinances, and to order such fine, penalty, forfeiture, imprisonment, compensation, expenses and sums, or to make such other order relating to each offence or other matter as such person shall be liable to under the said provisions, and all proceedings as to compelling the appearance of any such person or of any witness, and as to the hearing and determination of such information, and as to the making and executing such orders, shall, so far as is consistent with the provisions of this Ordinance, and so far as the said provisions can be applied, be carried on in the manner directed by and be subject in all respects to the provisions of the Statutes which regulate summary prosecutions before Justices of the Peace in England.

Powers of Court,  
Coroner, Sheriff, &c.  
in cases of murder  
or accessory before  
the fact.

**40.**—If a verdict of murder or accessory before the fact shall be found by a Jury upon any information or Coroner's inquisition against any person, the Coroner holding the inquest and the Court, the Sheriff and his deputy, or if there be no Sheriff the Chief Constable and his deputy duly appointed, the gaoler and all other officers, shall have and be deemed to have had the same powers respectively for the commitment, trial and execution of the person so charged and convicted as by law is possessed in England by the Coroner or the Justices of oyer and terminer and gaol delivery, the Sheriff and his deputy, the gaoler and other officers, with regard to the commitment, trial and execution of the sentence upon any person in England convicted of either of the said offences upon any indictment or Coroner's inquisition.

#### PENALTIES (CRIMINAL).

Perjury.

**41.**—If in any case, civil or criminal, or in any proceeding connected therewith, it shall appear to the Court that any person examined as a witness upon oath has committed wilful and corrupt perjury, or that any person, in any affidavit, declaration, or affirmation required to be made before the Court, has been guilty of the like offence, it shall be lawful for the Court to direct a prosecution for perjury to be forthwith instituted against any such person; or where such perjury is committed by any person examined as a witness in open Court, it shall be lawful for the Court, instead of directing such prosecution to be instituted as aforesaid, either to commit such witness, as for a contempt of the Court, to prison for any term not exceeding three months, with or without hard labour, or to fine such witness in any sum not exceeding Twenty Pounds: Provided that the powers hereinbefore given shall be in full force and operation, notwithstanding any irregularity or want of form in the administration of the oath, declaration, or affirmation.

False declarations.

**42.**—Any person who shall make and subscribe any declaration required to be made on the doing of any act, matter, or thing, or for verifying any book, account, entry or return, or for any purpose whatsoever, and shall wilfully make therein any false statement as to any material particular, shall be deemed guilty of a misdemeanour and shall be liable to a penalty not exceeding £50, and if proceeded against on indictment shall be liable on conviction to imprisonment with or without hard labour for a term not exceeding one year or to a fine not exceeding £300.

Damage to property.

**43.**—Any person who shall unlawfully and wilfully commit any damage to or upon any real or personal property whatever either of a public or private nature, for which offence no punishment is already otherwise provided (the injury done being under the value of £50), shall pay to the party aggrieved such reasonable amount of compensation for the injury done as the Magistrate shall see fit; and shall also be liable to a fine not exceeding the sum of Forty Shillings.

**44.**—It shall be lawful for any Magistrate or two Justices to hear and determine any information relating to the following offences; that is to say:—

- (a) Robbing any goods, chattels, money, or valuable security from the person of another or stealing or obtaining goods, chattels, money, or valuable security under any false pretence, or receiving the same, knowing the same to have been robbed, stolen or unlawfully obtained; provided that it be proved by the evidence that the value of such goods, chattels, money, or valuable security charged to have been robbed, stolen or falsely or fraudulently obtained or received does not exceed the sum of Five Pounds. Robbery.
- (b) Unlawfully and maliciously wounding or inflicting any bodily harm upon any person, provided that it be proved by the evidence of a Medical Officer, if one was called in, and if not by other evidence, that such wound was not serious or likely to disable. Wounding.

And any person convicted of any of the foregoing offences may be imprisoned with hard labour for a period not exceeding six months, provided that the Court may if it think fit abstain from adjudicating upon any charge under this section, and deal with the case in all respects as if it had no authority finally to hear and determine the same.

**45.**—Any person shall be liable to a fine not exceeding Five Pounds who shall commit any of the following offences:

- (a) If he shall have had possession of anything, and shall have had reasonable cause to suspect the same to have been stolen or unlawfully obtained, or if, on being charged with having in his possession or conveying in any manner anything which may reasonably be suspected of being stolen or unlawfully obtained, he shall not give account to the satisfaction of the Justice before whom he is brought how he came by the same. Unlawful possession.

If any person shall be brought before any Justice charged with having or conveying anything stolen or unlawfully obtained, and shall declare that he received the same from some other person, or that he was employed as a carrier, agent, or servant to convey the same for some other person, such Justice is hereby authorized and required to cause every such person, and also, if necessary, every former or pretended purchaser or other person through whose possession the same shall have passed to be brought before him and examined, and to examine witnesses upon oath touching the same.

Receiving stolen goods.

- (b) If without the authority of the owner he shall catch, ride, or use any horse. Using horses without consent.
- (c) If he shall obtain any sum of money or other reward from any person by threatening directly or indirectly to lodge any information or make any complaint before any Justice, or as an inducement for forbearing to lay such information or to make such complaint. Obtaining money by threats.
- (d) § If he shall unlawfully assault or beat any other person.

§ NOTE.—*For the protection of a married woman whose husband has been convicted of an aggravated assault Summary Jurisdiction is conferred by 58 & 59 Vict., Ch. 39 upon a Magistrate to make an order equivalent to a decree of judicial separation, to give her the legal custody of their children under 16 and to compel the husband to maintain her.*



Causing bodily hurt.

**46.**—Any person who by offending against this or any Ordinance shall cause hurt or damage to any person shall, on conviction, pay such sum not exceeding Ten Pounds as shall appear to the Court reasonable amends to the person aggrieved, in addition to any fine or punishment to which he may be liable for the offence, and the evidence of the person aggrieved may be admitted in proof of the offence.

Supplying liquor to His Majesty's ships without consent.

**47.**—(1) No person shall bring on board any of His Majesty's ships any liquor without the previous consent of the officer commanding; and any officer may with or without persons under his command search any vessel hovering about or approaching or which may have hovered about or approached any of His Majesty's ships and seize any liquor found on board such vessel, and all liquor so seized shall be forfeited to His Majesty; and any person who, without such previous consent as aforesaid, brings any liquor on board any of His Majesty's ships, or approaches or hovers about any of His Majesty's ships for the purpose of bringing any liquor on board the same, or of giving or selling it to men in His Majesty's service; and any person who approaches or hovers about any of His Majesty's ships for the purpose of aiding or assisting any one in His Majesty's service to desert or improperly absent himself from his ship shall be liable to a penalty not exceeding £10 and may be arrested by any officer without warrant or other process.

(2.) For the purposes of this section :—

The expression "Officer" shall include a warrant or petty officer of the Royal Navy and a non-commissioned officer of Marines and a Police Constable.

The expression "liquor" shall mean spirituous or fermented liquor of any description.

The expression "ship" shall mean any of His Majesty's ships or vessels.

Restoration of stolen goods may be ordered.

**48.**—If any goods shall be stolen or unlawfully obtained, or being lawfully obtained shall be unlawfully deposited, pawned, pledged, sold, or exchanged, and complaint shall be made to a Justice that such goods are in the possession of any person who shall have advanced money upon the credit of such goods, it shall be lawful for the Justice to issue a summons or warrant for the appearance of such person and for the production of such goods, and to order such goods to be delivered to the owner thereof, either without payment or upon payment of such sum, and at such time as the Justice shall think fit, and any person so ordered who shall refuse or neglect to deliver up the goods, or who shall dispose of or make away with the same, after notice that such goods were stolen or unlawfully obtained, shall forfeit to the owner of the goods twice the value thereof, to be determined by the Justice.

Offences in Towns.  
Fines 40/-

**49.**—Any person shall be liable to a fine not exceeding forty shillings who within the town of Stanley or any town hereafter defined and declared a town by the Governor in Council shall commit any of the following offences, that is to say :—

Furious riding.

(a) Who shall ride or drive furiously, so as to endanger the life or limb of any person, or to the common danger or annoyance of the passengers.

Profane language.

(b) Who shall use any profane, indecent, or abusive language, or be guilty of any riotous, indecent, or disorderly behaviour, or make any disturbance, or sing any obscene song or ballad, to the annoyance of the inhabitants, or make causeless cry of murder, or other false alarm in any way.



- (c) Who shall use any threatening, abusive, or insulting words or behaviour with intention to provoke a breach of the peace, or whereby a breach of the peace may be occasioned. Threats.
- (d) Who shall throw or discharge any stone or other missile to the damage or danger of any person or property, or make any bonfire or throw or set fire to any firework without the permission of the Colonial Secretary. Throwing stones.
- (e) Who shall discharge any fire-arms loaded with shot, slugs, or ball without lawful cause, or any gun loaded with ball from the harbour, or from the land on the opposite side of the harbour towards the town, or shall discharge any gun to the common danger of the inhabitants or passengers. Discharging fire-arms.
- Or who, being of the age of 14 years or under, shall have in his possession any fire-arms or ammunition whatever; provided that in such case, it shall be lawful for the convicting Justice to direct that the offender be privately whipped, in addition to, or in lieu of fine; and the said Justice may order some fit and proper person to inflict such punishment of whipping when ordered to be inflicted out of prison. Persons under 14 debarred from possessing fire-arms.
- (f) Who shall wantonly disturb any inhabitant by ringing or pulling any door bell, or knocking at any door without lawful excuse, or who shall wilfully and unlawfully extinguish the light of any lamp. Putting out lamps and ringing bells.
- (g) Who in any public place other than such as may be authorised for that purpose by the Governor, shall throw or lay, or cause to be thrown or laid, any dirt, ashes, litter or any carrion, fish, birds, offal, or rubbish, broken glass, delf, or bottles, or any other sharp substances. Rubbish on public places.
- (h) Who shall place any filth or rubbish, or shall leave the carcass of any animal belonging to him unburied, so as to become a nuisance. Filth or carcass of animal.
- (i) Who, being the owner or occupier of a house, tenement, or land, shall not keep sufficiently swept and cleansed all public footpaths, drains, and water-courses adjoining his premises. Footpaths, drains, &c.
- (j) Who shall suffer to be at large any dangerous dog not effectually muzzled, or set on or urge any dog to attack, worry, or put in fear any person or animal; and it shall be lawful for any Justice to issue a warrant to any constable directing him to seize or kill any such dangerous dog which shall have been so at large contrary to the provisions of this Ordinance; and any constable may accordingly seize or kill any such dog. Dangerous dogs.
- (k) Who, being the owner or keeper of any bitch, shall suffer her when on heat to be off the chain or not shut up in some secure place. Bitches on heat.
- (l) Who wilfully sets or causes to be set on fire any chimney: Provided that nothing herein contained shall exempt such person from liability to be indicted for felony. Setting chimney on fire.
- (m) Who occupies or uses premises in which any chimney accidentally catch or be on fire: Provided that such penalty shall not be incurred if such person shall prove to the satisfaction of the Court that such fire was in no wise owing to omission, neglect, or carelessness of himself or servant. Chimneys accidentally on fire.
- 50.**—Any person shall be liable to a fine not exceeding five pounds who, within the town of Stanley or any town hereafter defined and declared a town by the Governor in Council, shall commit any of the following offences; that is to say:—
- (a) Who shall slaughter any cattle save in a slaughter house licensed by the Government. Slaughtering cattle.
- (b) Who shall erect or cause to be erected any building for human habitation constructed wholly or in part of turf. Turf-houses.
- (c) Who shall build any dwelling-house, and permit the same to be occupied without a sufficient earth or water-closet or privy. Privies.

Offences in Towns.  
Fine £5.

Keeper of coffee  
houses, &c. permitt-  
ing drunkenness.

- (d) Who shall keep any house, shop, room or place of public resort wherein provisions, liquor, coffee, or refreshments of any kind shall be sold or consumed (whether the same shall be kept or retailed therein or procured elsewhere), who shall wilfully or knowingly permit drunkenness or other disorderly conduct therein, or permit any unlawful games, or permit any gaming whatsoever therein; and it shall be lawful for any Justice or constable to enter and search any part of such premises at any hour, and any person who shall obstruct or use any abusive language or conduct to any such Justice or constable may be arrested.

Drunkenness.

51.—If any person shall be drunk in Stanley, he shall pay upon conviction, for the first offence, five shillings; upon the second conviction, a sum not exceeding twenty shillings; and upon any subsequent conviction, a sum not exceeding two pounds.

Injuries to roads and  
jetties.

52.—And with respect to the public roads and jetties in the town of Stanley, any person :—

Deepening ditches,  
breaking up roads.  
&c.

- (a) Who, without the authority of the Governor, shall deepen, widen, or fill up any public ditch or drain more than may be necessary for the cleaning thereof, or who shall build any wall, or make any ditch, drain, or water-course, or dig any pit or hollow on or otherwise break up the surface of any public road, shall pay a fine not exceeding forty shillings.

Obstructing roads or  
jetties.

- (b) Who in any manner shall cause any unnecessary obstruction to any public road or jetty shall pay a fine not exceeding five pounds.

Throwing rubbish.

- (c) Who shall throw any dirt, ashes, litter, broken glass, delf, bottles, or other sharp substances, carrion, fish, birds, offal, filth or rubbish, or permit any offensive matter to run from his premises on any public road or jetty or into any public drain, well, water-course, or reservoir, shall pay a fine not exceeding five pounds.

Removing night soil.

- (d) Who shall move along any public road any night-soil between the hours of six in the morning and ten at night, or who shall not carefully sweep or clean any public road or place in which any night-soil or other offensive matter shall have been slopped or spilled by him, shall pay a fine not exceeding forty shillings.

Games or slides.

- (e) Who shall play at any game, or make or use any slide upon ice or snow, to the damage or annoyance of passengers, or contrary to any order made by the Governor, shall pay a fine not exceeding twenty shillings.

Fine for leaving ma-  
terial on road after  
notice to remove.

- (f) Who shall have been required by any Justice or by direction of the Governor to remove any obstruction caused by him to or material placed by him contrary to the provisions of any Ordinance upon any public road, jetty, or other place, or in any public well, water-course, or reservoir, in addition to any fine he may be liable to, shall also pay a further fine not exceeding forty shillings for every twelve hours the same shall be allowed to remain there after being required to remove the same.

Removal of  
nuisances.

53.—It shall be lawful for any person duly authorized by the Governor or any constable duly authorized in writing by any Justice, to remove any of the objects specified in the preceding section (sub-section f) which may be left, contrary to the provisions of this or any Ordinance, on any public road, jetty, or other place, or in any public well, water-course, or reservoir, at the expense of the offender; and it shall be lawful for any Justice, upon complaint of such person or constable as the case may be, and, upon proof of the expense incurred, to issue a warrant for the levying of such expenses by distress and sale of the goods and chattels of the offender.

**54.**—It shall be lawful for the Governor to forbid any person from passing on, riding or driving any kind of beast or carriage on any new road or any road whilst under repair, for such space of time as to him shall appear necessary, not exceeding six months; and any person who shall wilfully disobey such order (the same road), shall pay a fine not exceeding forty shillings; unless otherwise expressly provided in any regulations made under section 27 of the Stanley Fire Brigade Ordinance, 1898.

Roads under repair.

**55.**—Any person being a dealer in gunpowder, who shall keep in Stanley, at any one time more than twenty-five pounds of gunpowder, and not being a dealer, more than five pounds in or upon his premises or elsewhere (except in any building approved of by the Governor for keeping unlimited quantities of gunpowder), shall pay a fine of one hundred pounds; and all beyond the quantity hereby allowed to be kept, and the barrels in which the same shall be, shall be forfeited; and any Justice (upon reasonable cause assigned upon oath) may issue his warrant for searching in the daytime any place in which gunpowder, so suspected to be kept contrary to this section, and all such gunpowder together with the barrels, shall be seized by the searcher, who shall with all convenient speed remove the same to such authorized place as aforesaid, and may detain there such gunpowder and barrels till it shall be adjudged, on the hearing of the case, whether the same shall be forfeited: Provided that this section shall not extend to any gunpowder belonging to His Majesty.

Gunpowder, penalty for keeping unlawful quantity.

**56.**—Any person who whilst removing or in any boat loaded with gunpowder, shall bring, have, or use any fire or lucifer match, or shall smoke shall be liable to a fine of five pounds.

Smoking in boat loaded with gunpowder.

**57.**—Any person who shall take and use or cause to be taken and used any boat in Stanley Harbour without the consent of the owner shall be liable to a fine not exceeding ten pounds, and such sum as the Justice shall award as a compensation for the loss, use of, or damage done to his boat.

Taking boat without leave.

**58.**—Any person who shall unlawfully and wilfully prevent or assault or threaten to prevent or assault or unlawfully obstruct any person employed by authority of the Governor in surveying or measuring for the Crown, or who shall wilfully destroy, pull up, deface or injure any instruments or implements used in any such survey, or who shall wilfully break, deface, pull down, or take away any marks or posts or stones out of any battlement, wall, mound, fence, or out of any bridge, pipe, arch, or gullet, or from any land belonging to the Crown, shall for any such offence pay a fine not exceeding ten pounds.

Obstructing Surveyor.

**59.**—Any unauthorized person who shall tear or deface any notice placed on the gazette board, may, upon conviction, be imprisoned and kept to hard labour for a term not exceeding ten days, or if a boy under fourteen years of age, he shall be liable to be once privately whipped instead of such imprisonment, and the convicting Justice may order some fit and proper person to inflict such punishment of whipping when ordered to be inflicted out of prison.

Defacing notice on gazette board.

**60.**—Any person who shall wilfully or negligently set on fire any grass or other herbage on land not in his own possession, and if on Crown land, without the consent of the Governor for the time being, if on land in the possession of any other party without his authority, shall pay a fine not exceeding twenty pounds,

Setting fire to camp.

**61.**—Any person who shall cut, or cause to be cut, any peat upon land the property of the Crown, without the consent of the Governor, shall pay for every day the peat shall be so unlawfully cut a fine not exceeding forty shillings.

Cutting peat on Crown lands.

Penalty for assaulting constable.

**62.**—Any person who shall assault, resist, or obstruct or shall use any abusive, threatening, obscene, or profane language towards any constable in the execution of his duty, or towards any person in the execution of any act under the provisions of this Ordinance, shall for such offence pay a fine not exceeding ten pounds.

Weights and Measures.

**63.**—Such of the provisions of the Statutes relating to weights and measures as are applicable to and in force in England, shall be applied to and be in force in the Falkland Islands, so far as the same can be applied, from and after the appointment of an Inspector of weights and measures, and when there shall be provided one complete set of the imperial standard weights and measures, verified and stamped, at the Exchequer together with the proper beams, scales, and stamps, the Justices, resident in Stanley assembled at a meeting, or at any adjournment thereof, to be called from time to time by the Magistrate are hereby empowered from time to time to appoint an Inspector of weights and measures, and to dismiss any Inspector so appointed as occasion may require; and the Inspector so appointed shall possess and exercise all the powers and authorities within the Falkland Islands, and be subject to the like penalties for any neglect or offences in the discharge of his duty which any Inspector may possess or exercise, or be liable to by virtue of the said Statutes; and the weights, measures, scales, and stamps so provided shall be kept by the Inspector for the time being, unless the Justices shall otherwise order, and shall be considered to all intents the same for all purposes as if they had been provided under the authority of the said Statutes and the fees authorized to be levied in England by the said Statutes shall be leviable in the Falkland Islands and shall be paid into the Treasury.

False Weights and Measures penalty for using.

**64.**—Any person who shall use any weight or measure other than those authorized by the preceding section for the sale of any article shall on conviction thereof be liable to a fine not exceeding five pounds; and any contract, bargain, or sale by fraudulent weights or measures so used shall be void, and every such light or unjust weight or measure so used shall, on being discovered by any constable, be seized by him; and upon the conviction of the person so using or possessing the same shall be forfeited and forthwith destroyed.

Power of Court to determine complaints between employer and workman, &c.

**65.**—Whenever any domestic servant, artificer, labourer, or other person, shall have contracted verbally or in writing to serve any person at any time and in any capacity, and he shall not enter into or commence his service according to such contract, or whenever having entered into such service he shall absent himself before the expiration of his contract, or shall neglect to fulfil the same, or shall be guilty of any misconduct in the execution of the same, or in any way respecting the same, it shall be lawful for any Justice to hear and determine any such complaint made against him by his employer, or by the steward, manager, or agent of his employer, and upon conviction to punish him by fine not exceeding Five Pounds and to abate the whole or part of his wages; and also to hear and determine all complaints concerning breach of contract or ill-usage which shall happen and arise between any such domestic servant, artificer, labourer, or other person and his employer, or the steward, manager, or agent of his employer, and to impose any fine not exceeding Five Pounds, and to make such order for payment of wages as shall seem just, and every such order may be enforced by execution against the goods, effects or other property of the party against whom such order shall be made.

Action by employer against person employing or interfering with such employer's workmen.

**66.**—Any person with whom such domestic servant, artificer, labourer, or other person shall have so contracted may maintain an action on the case against any person who shall employ, retain, harbour, or conceal any such domestic servant, artificer, labourer, or other person during the existence of such contract, knowing that he was under such contract.

**67.**—The decision of claims to tenements shall be subject to the following provisions :— Claims to tenements.

Whenever the term or interest of the tenant of any house or of any part of a house situate in Stanley, which shall be held by him for any term not exceeding twelve months shall have ended or shall have been duly determined by a legal notice to quit, if such tenant (or where such tenant shall not himself occupy the premises, or only a part thereof if the person by whom the same or any part thereof, shall be occupied) shall neglect or refuse to deliver up possession of the same, it shall be lawful for the landlord or his known agent to cause such tenant or occupier to be served with a summons in writing signed by any Justice to show cause why possession of the premises should not be delivered up; and—

If any such tenant or occupier shall not appear at the time and place so appointed, or shall appear but shall not show to the satisfaction of the Court reasonable cause why possession should not be given up, and shall still refuse or neglect to deliver up possession of the said premises to the said landlord or agent, it shall be lawful for the Court upon proof of the holding and of the end and determination of the tenancy, with the time and manner thereof (and where the title of the landlord shall have accrued since the letting of the premises, upon proof of the right by which he claims), to issue a warrant to any Constable requiring and authorising him, within a period to be therein named, to give possession of the premises to such landlord or agent, and such warrant shall be a sufficient warrant to the said Constable to enter upon the premises with such assistants as he shall deem necessary, and to give possession accordingly at any time between the hours of nine in the morning and four in the afternoon.

**68.**—If the master of any vessel lying in Stanley Harbour shall apply to have any members of his crew lodged in Gaol, he shall, on the conviction, first pay towards the prison maintenance of such persons the sum of one shilling and sixpence per diem for each man, to be deducted from their several wages according to the provisions of the Merchant Shipping Act, 1894, and shall take a receipt for the same from the Court: Provided that if any Master shall obtain the release of any of his crew thus imprisoned before the expiration of their confinement, he shall receive the balance of the sum paid for their support, which sum shall be endorsed on the receipt given at the previous conviction. Payment by master of vessel for Prison maintenance of crew.

**69.**—The provisions of the Merchant Shipping Act, 1894, prescribing the punishment for any offence committed by any seaman or apprentice belonging to a British vessel shall extend and apply to any seaman or apprentice on board any foreign vessel, prosecuted by the Master for any such offence committed within this Colony, provided that it shall not be necessary to prove an entry in the log of an offence upon any such prosecution, and provided also that on the prosecution of any seaman or apprentice for desertion, after the departure of the vessel, from which he shall have deserted it shall be sufficient to prove that the fact of the desertion was endorsed on the agreement. Merchant Shipping Acts as to offences committed by seamen extended to Foreign vessels.

**70.**—The Chief Justice may from time to time make rules for regulating the process and practice in the summary courts, the forms to be used, the fees to be paid and the conduct of all civil and criminal business coming within their cognisance and with regard to all other matters relating to the said Courts not otherwise specially provided for and such rules shall come into force when approved by the Governor in Council and duly published. Rules.

Repeal.

**71.**—The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of the Schedule.

Short title.

**72.**—This Ordinance may be cited as "The Summary Jurisdiction Ordinance, 1902."

Passed the Legislative Council this 26th day of September, 1902.

Assented to by the Administrator and given under the Public Seal of the Colony this 30th day of September, 1902.

(Signed)

W. A. THOMPSON,

*Acting Clerk of the Council.*

## SCHEDULE.

### Repeal.

No. and Year.	Short Title.	Extent of Repeal.
10 of 1853.	Administration of Justice Ordinance ...	The whole.
11 of 1853.	Summary Jurisdiction Ordinance ...	The whole.
3 of 1857.	An Ordinance to provide for the application of the Merchant Shipping Act of 1854 within the Colony ...	The whole.
1 of 1862.	Summary Jurisdiction Amendment Ordinance ...	The whole.
2 of 1862.	" " " " ...	The whole.
3 of 1862.	" " " " ...	The whole.
2 of 1876.	An Ordinance to make further provision for the Administration of Justice in the Falkland Islands ...	The whole.
7 of 1886.	An Ordinance to prevent the introduction of spirituous or fermented liquors on board Her Majesty's ships without the consent of the Commander ...	The whole.
8 of 1886.	An Ordinance to make better provision for the protection of married women ...	The whole.
1 of 1890.	An Ordinance for the summary punishment of Perjury...	The whole.
10 of 1895.	An Ordinance to provide for the appointment of a Stipendiary Magistrate for the Island of West Falkland ...	The whole.
3 of 1900.	The Interpretation and General Law Ordinance ...	Section 30, (a)— "Any contravention of an Ordinance may be heard and dealt with in a summary way by any Justice and"
2 of 1901.	The Summary Jurisdiction Ordinance, 1901 ...	The whole.





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

NOVEMBER 1st, 1902.

No. 11.

No. 73.

## Coronation.

The Administrator has received the following despatch from the Secretary of State:

Downing Street,  
29th August, 1902.

Sir,

I have laid before the King your despatch of the 12th July last.

2. His Majesty commands me to convey to you and to the people of the Falkland Islands the warm thanks of Himself, Her Majesty the Queen, and the members of the Royal Family for your expressions of sorrow and sympathy on His Majesty's illness.

3. You will by this time be aware that the King has entirely recovered and that the Coronation was duly celebrated on the 9th of August.

I have, &c.,  
(Signed) J. CHAMBERLAIN.

No. 74.

## Volunteer Force.

Remarks by the Colonial Defence Committee  
On Report by Commodore, April, 1902.

The Colonial Office, at the suggestion of the Admiralty, have referred to the Colonial Defence Committee a Report, dated the 26th April, 1902, from the Commodore Commanding on the South-East Coast of America Station on the Volunteer Force of the Falkland Islands.

The Report is printed as an Appendix to these Remarks.

2. At the date of the Report the strength of the force was 106 of all ranks, as compared with 105, 86, and 89 at corresponding dates in the three previous

years. The attendance at the inspection was 56, as against 37, 23, and 26 in preceding years. Although no detailed statistics as to efficiency or musketry are given it is stated that many efficient have been got rid of, and that there is some improvement in musketry. It is satisfactory to find that for the first time since 1899 practice has taken place with the artillery armament, which now consists of the two 2·5-in. R.M.L. guns lent by the Imperial Government.

3. The general improvement reported in the condition of the corps appears to be due more to the energy of the officers and to the assistance given by the Imperial and Colonial Governments in the form of grants of new armament and uniforms than to any increased encouragement of the Force on the part of employers of labour.

With a view to arousing public interest in the proceedings of the Force and increasing the attendance at the annual inspection, the Colonial Defence Committee suggest that the parade for the Inspecting Officer should take the form of a field-day in conjunction with a force of bluejackets. If this field-day were arranged so as to illustrate the advantages of the defensive in the case of an opposed landing, and if the men employed on the sheep-farms near Stanley (whose attendance at inspection usually compares very unfavourably with that of those living in the town) took part in the field-day mounted, after undergoing the necessary preliminary training, a valuable object-lesson would be given to employers of labour, and this might possibly lead to the raising of a company of mounted infantry drawn from the country districts, a measure which has been advocated for many years past by successive Commodores and by the Colonial Defence Committee.

4. The Colonial Defence Committee also recommend that the Report of the Inspecting Officer should in future be accompanied, as in the case of other Colonies, by



an Annual Report drawn up by the Officer Commanding the Volunteer Force, describing the progress of the Force during the year, and, in particular, giving detailed statistics of the number of the efficient and the results of the annual course of musketry. The first report should contain particulars of the conditions of efficiency, and should give a description of the musketry training and of the course fired, in order that the expert advice of the Commandant of the School of Musketry may be obtained on these matters.

J. E. CLAUSON, *Secretary,*  
*Colonial Defence Committee.*

July 28th, 1902.

#### APPENDIX.

*"Cambrian" at Monte Video,*  
*April, 26th, 1902.*

Sir,

In accordance with instructions contained in Article XIII of my Standing Orders, I have the honour to inform you that I inspected the Falkland Islands Volunteers on 19th instant, and beg to report as follows:—

2. Although the total strength of the force, viz., 106 only shows an increase of one on last year's numbers. I am informed that many "inefficients" have been got rid of and good recruits obtained in their place.

3. The company on parade numbered 56 officers and men, as against 37 and 23 respectively last year and the year before.

4. The drills were fairly carried out, but the men require to become better acquainted with the magazine of the Lee-Metford rifle, with which they have recently been armed.

5. The corps has recently been supplied with 2.5-in. R.M.L. guns, with which they have already carried out firing practice on two occasions.

6. The musketry returns since my last inspection show some improvement, but practice has been retarded for the want of Lee-Metford ammunition.

7. The new uniforms have now arrived, and the men presented a far smarter appearance than on the two previous occasions.

8. In remarking on the improved state of the corps, I told the members that, in my opinion, they would be of far greater use to the Colony as a body of mounted infantry, in which capacity fifty men could oppose with advantage the landing of 500.

9. The men can all ride well and the majority of them keep horses; and, taking into consideration the condition of the islands generally, I would again advocate the formation (in addition to the central body at Stanley) of small "commandos" at the various stations; but, as previously pointed out, any movement in this direction can only meet with success provided the owners and managers of the various camps give the necessary lead and encouragement.

I have, &c.,

(Signed) R. GROOME, *Commodore.*

The Secretary of the Admiralty.

No. 75.

## Appointments.

H.E. the Administrator has been pleased to appoint Dr. L. E. Jameson to be Registrar of Births, Deaths and Marriages and also Public Vaccinator for the Darwin district, as from the 27th May, 1902.

The Administrator has confirmed Mr. W. Atkins, Senr., in the appointment of Senior Constable. Dated 8th Feb., 1902.

No. 76.

## Notice.

Notice is hereby given that if any person shall give, sell, purchase or procure for or on the behalf of David Carey, for his use during the period of twelve months from the date hereof, any liquor, he or she shall forfeit upon conviction for every such offence a sum not exceeding five pounds.

W. A. THOMPSON,  
*Police Magistrate.*

22nd October, 1902.

No. 77.

## Parcel Post with the United States.

Parcels will in future be received for New York, via Liverpool at the Stanley Post Office.

### LIMITS OF WEIGHT AND DIMENSION:

1. The limits are those applicable in the Inland Parcel Post.

### CHARGES:

2. The charges payable on parcels for the United States are partly postal and partly non-postal.

On Parcels not over three pounds, 1s. for New York City, Brooklyn, Jersey City, or Hoboken; from three to seven pounds, 2s.; from seven to eleven pounds, 3s. For any other parts of the United States, 2s., 3s., and 4s. respectively.

A charge for the clearance of parcels through the United States Customs will be made at the rate of 1s. each. This sum, together with an additional charge of 1s. levied by the United States Government under the title "Sample Office fee," or "storage fee," on every parcel entering the country, may be prepaid, or left to be collected from the addressee. Customs duty at the ordinary tariff of the United States will also be charged.

# ANNUAL RETURN FOR 1902.

Prepared under (Form 5) Section 13 of the Live Stock Ordinance.

Owner.	Name of Station.	No. of Sheep.	Ear Mark.
C. Bender	Moody Valley Farm	1,295 ✓	Ewes, fork and back bit near ear; Wethers, ditto off ear; changed.
Mrs. J. Bonner	San Carlos, South	25,271 ✓	Ewes, B in near ear; Wethers, ditto, off ear.
F. Browning	Mullet Creek Farm	1,155 ✓	Ewes, back bayonet in near ear; Wethers, ditto, in off ear; changed.
W. K. Cameron	San Carlos	21,466 ✓	Ewes, slit in near ear; Wethers, ditto, off ear.
H. & G. Cobb	Lively Island	8,251 ✓	Ewes, slit in near ear; Wethers, ditto, off ear; change next year.
H. V. Cobb	Speedwell, George & Barren Islands	11,395 ✓	Ewes, fore bit in near ear; Wethers, ditto, off ear; change next year.
F. I. Company	Darwin, Walker Creek & North Arm	192,851 ✓	Ewes, diamond in near ear; Wethers, ditto, off ear.
W. Fell	Bleaker Island	3,886 ✓	Ewes, punch hole in near ear; Wethers, ditto, off ear.
J. J. Felton	Evelyn Station	31,810 ✓	Ewes, back square in near ear; Wethers, ditto, off ear.
Mrs. Greenshields	Douglas Station	28,294 ✓	Ewes, fork in near ear; Wethers, ditto in off ear.
J. B. Luchtenberg	Middle and Sea Lion Islands	450 ✓	Ewes, slit in near ear; Wethers, ditto, off ear.
J. McKay	Bluff Cove	3,130 ✓	Ewes, punch hole and fore bayonet in near ear; Wethers, ditto, off ear; changed.
V. Packe	Fitzroy and Port Louis	25,950 ✓	Ewes, W in near ear; Wethers, ditto off ear; changed.
A. Pitaluga	Salvador & Rincon Grande	21,170 ✓	Ewes, back bit in near ear; Wethers, ditto, off ear.
Mrs. T. Robson	Port Louis, North	13,700 ✓	Kidney in near ear; change next year.
J. Robson	Fitzroy, North	2,352 ✓	Ewes, two back bits in near ear; Wethers, ditto, off ear; changed.
Smith & Sharp	Berkeley Sound Station	15,000 ✓	Triangle out of near ear; change next year.
D. Smith	Great, Ruggles & Swan Islands	6,283 ✓	Back bit in off ear; change next year.
J. Smith	Peninsula	403 ✓	Ewes, fork and fore bit in near ear; Wethers, ditto, off ear; changed.
Baillon & Stickney	Fox Bay West	19,217 ✓	Ewes, two slits in near ear; Wethers, ditto, off ear; changed.
Mrs. Benney	Saunders Island	10,050 ✓	Ewes, punch hole in near ear; Wethers, ditto, off ear; changed.
Bertrand & Felton	Westbourne Station	16,736 ✓	Ewes back square in near ear; Wethers, ditto, off ear.
Mrs. Cull	New Island	2,558 ✓	Ewes, fork in near ear; Wethers, ditto, off ear; changed.
J. H. Dean	Pebble Island	32,839 ✓	Ewes fork in off ear; Wethers, ditto, near ear; change next year.
Dean & Anson	Chartres Station	32,124 ✓	Ewes, punch hole in off ear; Wethers, ditto, near ear; change next year.
Dean & Co.	Port Stephens & Port Edgar	42,151 ✓	Ewes, square punch hole in near ear; Wethers, ditto, near ear; changed.
A. E. Felton	Clifton Station	2,421 ✓	Ewes, fore bit in near ear; Wethers, ditto, in off ear.
J. Goodwin	Hummock Island.	285 ✓	Ewes, punch hole in near ear; Wethers, ditto, off ear.
Mrs. Hausen	Carcass and Jason Islands	2,180 ✓	Ewes, front bayonet in near ear; Wethers, ditto off ear.
Holmestead & Blake	Adelaide	29,363 ✓	Ewes, front bayonet in near ear; Wethers, ditto, off ear.
Mrs. E. J. Matthews	West Swan Island	250 ✓	Ewes, fork in near ear; Wethers, ditto off ear.
Packe, Bros., & Co.	{ Dunnose Head	9,755 ✓	Ewes, fore bit in near ear; Wethers, ditto, off ear; } changed.
	{ Fox Bay East	13,541 ✓	Ewes, fore bit in near ear; Wethers, ditto, off ear; }
South American Mission	Keppel Island	3,062 ✓	Ewes, diamond in near ear; Wethers, ditto, off ear; changed.
Stickney Brothers	Spring Point	11,600 ✓	Ewes, back half-penny near ear; Wethers, half-penny tip off ear; changed.
J. L. Waldron	Port Howard	45,909 ✓	Ewes, fork, in near ear; Wethers, ditto, off ear
H. Waldron	Beaver Island	4,678 ✓	Ewes, fork in near ear; Wethers ditto. off ear: changed.
C. Wesel	Passage Islands	948 ✓	Ewes, slit in off ear; Wethers, ditto, near ear; change next year.
Mrs. Williams	Weddell Island	20,055 ✓	Ewes, back bit in near ear; Wethers, ditto, off ear.
		713,934	

4th September, 1902.

JAMES ROBERTSON, *Chief Inspector of Stock.*

No. —



1902.

## FALKLAND ISLANDS.

### *Draft of an Ordinance to consolidate and amend the Law relating to Pilots.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows :—

1.—In this Ordinance :—

Definitions.

“ Pilot ” means a pilot holding a valid licence.

“ Valid Licence ” means a licence granted to a pilot under this Ordinance, which licence is in force and not cancelled, suspended or vacated.

“ Vessel ” means a sea going ship but does not include a vessel of war or a vessel usually plying in the Colonial waters.

“ Stanley Harbour ” shall mean the landlocked water lying to the West and South-west of a line drawn from Cape Pembroke to William Point.

#### *Part I.—The Licensing of Pilots.*

2.—The Governor may from time to time appoint a fit and proper person to be Government pilot and may, subject to the provisions of this Ordinance, from time to time, licence any person whom he may deem qualified to be a pilot, and define the locality for which the licence is applicable. The officer appointed as Government pilot shall be deemed to be a pilot holding a valid licence within the meaning of this Ordinance, and shall receive such salary as may be approved by the Secretary of State.

Government Pilot,  
appointment of.

3.—Every application for a Pilot's licence shall be made to the Colonial Secretary and the applicant shall state therein the names of two persons willing to be his sureties and shall transmit therewith the sum of two guineas which fee shall be paid to the two persons appointed by the Governor to examine the applicant in terms of Section 4.

Application for  
licence.

4.—No person shall be licenced as a pilot until he has been examined by two persons appointed for that purpose by the Governor, and the applicant has satisfied the Governor :—

Qualifications  
required.

(1) That he is upwards of 21 years of age.

- (2) That he has for two years at least served in the coasting trade of this Colony or as a pilot or is otherwise specially qualified.
- (3) That he has a sufficient knowledge of the channels, tides, soundings and secure anchorages and the bearings and distances of the several shoals, rocks, bars and points of land proper to be observed in connection with the locality for which the licence is sought.
- (4) That he has sufficient knowledge of the rules of the road for ships and the lights required to be carried by them and of the regulations relating thereto.
- (5) That he is of good character and temperate habits and of sufficient skill and ability to act as a pilot.
- (6) That he can read and write with reasonable ease and accuracy, that he can readily distinguish colours and that he is otherwise mentally and physically competent to discharge the duties of a pilot.

Regulations as to  
Pilots' licences.

**5.**—Subject to any alteration to be made by the Governor in Council, the following provisions shall apply to the licensing of pilots :—

- (1) The name of every pilot licensed and the limits within which he is licensed to act shall be published in the Gazette.
- (2) Every pilot shall, on his appointment, execute a bond for fifty pounds, conditioned for the due observance on his part of the provisions of this Ordinance and the Rules made hereunder and that the bond shall be free from stamp duty and from every other charge except the actual expense of preparing the same.
- (3) A licence granted to a pilot shall continue in force for one year from the date of issue, and may be renewed from year to year or for any less period, by endorsement under the hand of the Colonial Secretary.

Pilot's liability  
limited.

**6.**—A pilot appointed by the Governor who has executed a bond under this Ordinance shall not be liable for neglect or want of skill beyond the penalty of the bond, and the amount payable to to him on account of pilotage in respect of the vessel in which he was engaged when he became so liable.

Power to revoke and  
suspend licences.

**7.**—The Governor may revoke or suspend the licence of any pilot, appointed by him, in such manner, and at such time, as he may think fit.

#### *Part II.—The duties of Pilots.*

Pilot flag.

**8.**—A pilot approaching an inward bound ship between sunrise and sunset shall fly at the masthead the international pilot flag (the upper horizontal half white and the lower horizontal half red) at least three feet square.

Pilot's light.

**9.**—A pilot approaching an inward bound ship after sunset and before sunrise shall hoist at the masthead a white light in a globular lantern, of not less than eight inches in diameter, and so constructed as to show a clear uniform light visible all round at a distance of at least a mile.

Anchoring ships.

**10.**—It shall be the duty of every pilot in charge of an inward bound ship to anchor such ship in such anchorage as the master shall require in Port William and to remain on board for such reasonable time as such master shall require.

11. Every pilot when acting in that capacity shall be provided with his licence and shall produce the same to every person by whom he is employed or to whom he offers his services as a pilot.

Pilot to produce licence.

12. (1) Every pilot, when required to do so by the Governor, shall produce or deliver up his licence to the Colonial Secretary.

Production and return of licence.

(2) On the death of any pilot, the person into whose hands his licence comes shall without delay transmit it to the Colonial Secretary.

(3) If any pilot or other person fails to comply with the requirements of this clause, he shall for each offence be liable to a fine not exceeding ten pounds.

### *Part III.—The Rights of Pilots.*

13.—Every pilot, other than the Government pilot, shall be entitled to receive from the Treasury on account of any vessel piloted by him, three quarters of the rates paid into the Treasury in respect of such pilotage.

Pilot's dues.

14.—Whenever an outward bound ship shall be obliged to anchor before she gets to sea or an inward bound ship before arriving at her destined anchorage and if such ship is thereby detained for more than twelve hours the pilot shall be entitled in the sum of Twelve Shillings for every day or part of a day during such detention.

Pilot's dues in case of detention.

(2) If a pilot be recalled to any ship the cost of bringing him off and landing him and a fee of One Pound for every day or part of a day that he shall be on board shall be paid to him.

15.—A pilot who shall, at the request of the master, owner, consignee or agent of an outward bound ship, attend for the purpose of piloting such ship to sea, shall, if such ship shall not proceed to sea within three hours after the time appointed for the sailing of such ship, be entitled to receive the sum of Twelve Shillings for every day or part of a day such pilot shall remain in attendance on such ship until she is under weigh.

Pilot's dues in case of delay.

16.—A pilot who shall be carried to sea in any ship against his will shall while on board such ship be supplied by the master at the ship's expense with suitable provisions and accommodation and in addition to the pilotage due to him shall be entitled to receive from the master or owner of such ship wages at the rate of Ten Pounds a month during the enforced absence of such pilot from and until his return to the Colony by the quickest route, and the reasonable expenses of his return to the Colony from the place at which he shall be landed from such ship.

Pilot's dues if taken out of his locality.

17.—The master or agent shall not discharge the pilot who shall have taken charge of a vessel and accept the services of another pilot without the consent of the pilot first in charge, except in cases of emergency, and in the event of a second pilot being employed the pilotage shall be divided.

Second pilot.

### *Part IV.—Pilotage Dues.*

18.—There shall be paid to the Harbour Master on account of every vessel anchoring in Stanley Harbour, whether a pilot be employed or not, the sum of Sixty Shillings if such vessel draws less than 10 feet or less of water, and Six shillings per foot or part of a foot if such vessel draws more than 10 feet for inward pilotage; and, whether a pilot be employed or not, there shall be paid one half of the foregoing rates for outward pilotage.

Pilotage dues.

Master, etc. of ship liable.

**19.**—The master, owner, and consignee of a ship and the agent reporting, entering or clearing such ship shall be jointly and severally liable for any emoluments payable by such ship under this Ordinance and any such consignee or agent may retain out of any moneys received on account of such ship or her owner all amounts which he has paid or is or may be liable to pay under this Ordinance.

*Part V.—Unqualified persons acting as Pilots.*

Person other than pilots not entitled to be paid for his services.

**20.**—Any person other than a pilot, who shall pilot, or offer or attempt to pilot any ship, not then being in danger or distress and in want of a pilot shall not be entitled to be paid for his services.

Person other than pilot to resign charge to pilot.

**21.**—Any person other than a pilot who shall have taken charge as pilot of a ship then being in danger or distress shall resign the charge of such ship to the first pilot who comes on board and offers his services, and in such case the pilotage shall be divided equally between them, but if no pilot comes on board the person who took charge as pilot shall, if he pilot such ship to a safe anchorage, be entitled to all the emoluments to which a pilot would have been entitled under similar circumstances.

Payment for services in cases of danger or distress.

Penalty on fraudulent use of licence.

**22.**—If any person for the purpose of making himself appear to be a pilot uses a licence which he is not entitled to use, he shall for each offence be liable to a fine not exceeding Fifty Pounds.

Penalties as to employment of unqualified pilot.

**23.**—If any person assumes or continues in charge of a ship after a pilot has offered to take charge of the ship he shall for each offence be liable to a fine not exceeding Fifty Pounds.

(2) If a master of a ship knowingly employs or continues to employ an unqualified person after a pilot has offered to take charge of the ship or has made a signal for that purpose, he shall for each offence be liable to a fine of double the amount of pilotage which could be demanded for the conduct of the ship.

*Part VI.—Offences by Pilots.*

Enquiry into charges against pilots.

**24.**—The Governor may at any time direct an enquiry to be held by a Magistrate into any charge of incompetency or misconduct on the part of a pilot and if the Court find that such pilot is incompetent or has been guilty of any gross act of misconduct the Court may cancel or suspend his licence.

Penalty for acting as pilot during suspension of licence.

**25.**—Any person whose pilot licence has been cancelled, or who during the suspension of such licence shall act as a pilot shall not be entitled to any pilotage and shall be liable to a penalty not exceeding Fifty Pounds for every occasion on which he so acts.

Penalty for leaving ship.

**26.**—If without the permission of the master or except as herein provided the pilot of an outward bound ship leaves her before she is at sea or the pilot of an inward bound ship leaves her before she arrives at her destined anchorage he shall not be entitled to pilotage and shall be liable to a penalty not exceeding Ten Pounds.

Defaults of pilots.

**27.**—Any pilot who does any of the following acts shall be liable to a penalty not exceeding Twenty Pounds.

(a) Refuses or wilfully delays to go off to or to take charge of any ship (off Port William) upon the usual signal for a pilot being made by such ship and upon being required so to do by the Harbour Master.

(b) When not actually engaged in his capacity as pilot, refuses or wilfully delays to go to or take charge of any outward bound ship upon being required so to do by the Harbour Master.



- (e) Does not if practicable board a ship in distress signalling for a pilot.
- (d) Fails to permit the master of any ship he is piloting to inspect and peruse his licence.
- (e) Wilfully fails when able to do so to warn a ship running into danger.
- (f) Hoists or displays any flag or signal for the purpose of obtaining any undue advantage over any other pilot.
- (g) Causes a ship of which he is in charge to run aground, or to strike on any rock, or to cause injury to any other ship.
- (h) Destroys, damages or injures any ship of which he is in charge, or the tackle or furniture thereof or the goods laden therein.
- (i) Leads or pilots a ship into danger.
- (j) Through negligence or carelessness causes a ship of which he is in charge to run into or against any buoy or beacon fixed for the purpose of facilitating piloting.
- (k) Anchors any ship so that her moorings foul the moorings of another ship.
- (l) Wilfully or improperly obstructs the passage of any ship.
- (m) Makes any false statement or wilful misrepresentation to obtain the charge of a ship.

**28.**—If any pilot, when in charge of a ship, by wilful breach of duty or by neglect of duty, or by reason of drunkenness, either :—

Penalty on pilot endangering ship, life or limb.

(a) Does any act tending to the immediate loss, destruction, or serious damage, of the ship, or tending immediately to endanger the life or limb of any person on board the ship : or

(b) Refuses or omits to do any lawful act proper and requisite to be done by him for preserving the ship from loss, destruction or serious damage, or for preserving any person belonging to or on board the ship from danger to life or limb, that pilot shall in respect of each offence be guilty of a misdemeanour, and shall also be liable to suspension or dismissal by the Governor.

**29.** (1) If a pilot :—

Offences of Pilots.

(a) Himself keeps, or is interested in keeping by any agent, servant, or other person, any public-house or place of public entertainment, or sells or is interested in selling any wine, beer, or other intoxicating liquors or tobacco.

(b) Commits any fraud or offence against the revenues of customs or against the excise or the laws relating thereto

(c) Is in any way directly or indirectly concerned in any corrupt practices relating to ships, their tackle, furniture, cargoes, crews or passengers, or to persons in distress at sea or by shipwreck, or to their moneys, goods or chattels.

(d) Lends his licence.

(e) Acts as pilot when in a state of intoxication.

(f) Employs or causes to be employed on board any ship of which he has charge any boat, anchor, cable or other store, matter or thing beyond what is necessary for the service of that ship, with intent to enhance the expenses of pilotage for his own gain or for the gain of any other person.

(g) Unnecessarily cuts or slips or causes to be cut or slipped any cable belonging to any ship.



(h) Refuses, when requested by the master, to conduct the ship of which he has charge into any port or place into which he is qualified to conduct the same except on reasonable ground of danger to the ship ;

that pilot shall for each offence, in addition to any liability for damages, be liable to a fine not exceeding One Hundred Pounds.

(2) If any person procures, aids, abets, or connives at the commission of any offence under this section, he shall, in addition to any liability for damages, be liable to a fine not exceeding One Hundred Pounds.

(3) If a pilot commits an offence under this section, or procures, aids, abets, or connives at the commission of any such offence, he shall, in addition to his liability to a fine, be liable to suspension or dismissal by the Governor.

#### *Part VII.—Miscellaneous.*

Enquiries into charges against pilots with assessors.

**30.**—The Governor may at any time direct an enquiry to be held by the Magistrate and one assessor for the purpose of ascertaining whether any pilot has become incapacitated by mental or bodily infirmity or by habits of intemperance from efficiently performing his duties as a pilot, and there shall be paid to such assessor a fee of One Guinea for his services.

Power to make rules.

**31.**—The Governor in Council may from time to time make rules with reference to pilots and pilotage not inconsistent with the provisions of this Ordinance and fix the rates of pilotage to be charged for pilotage services outside Stanley Harbour.

Ordinance may be extended to other ports.

**32.**—This Ordinance may be extended by the Governor in Council to any port hereafter defined and declared a Harbour by the Governor in Council.

Government not responsible for acts of pilot.

**33.**—The Government shall not be responsible for any loss or damage occasioned by the act of any pilot.

Employment of pilot not compulsory.

**34.**—No owner or master of any ship shall, in any case, be compelled to employ or to give his ship into the charge of a pilot, either on the ground of his being compelled to pay pilotage dues to any person or otherwise : and nothing in this Ordinance shall exempt any owner or master of any ship from liability for any loss or damage occasioned by his ship to any person or property on the ground either of such ship being in the charge of a licensed pilot, or such loss or damage being occasioned by the act or default of a licensed pilot, or on any other ground.

No owner to be free from liability by reason of employing a licensed pilot.

Repeal.

**35.**—The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

Short Title.

**36.**—This Ordinance may be cited as “The Pilot Ordinance, 1902.”

**SCHEDULE.****REPEAL.**

No. and Year.	Short Title.	Extent of Repeal.
5 of 1871.	Pilot Ordinance ... ..	The whole.
1 of 1878.	An Ordinance to make further provision regarding the Harbour Regulations of the Port of Stanley ...	The whole.

No. 78.

**Pilot Bill.**

The Administrator directs the publication of the draft of an Ordinance to consolidate and amend the Law relating to pilots which it is proposed to lay before the Legislative Council.

12th October, 1902.

No. 79.

**Live Stock Ordinance.**

With this Gazette is published The Annual Return for 1902 prepared under Section 13 of the Live Stock Ordinance 1902.

No. 80.

**Probate Notice.**

In the Supreme Court of the Falkland Islands, Probate side.

In the Estate of the late Charles Francis, deceased.

Whereas Melville Keay of Fox Bay, has applied for letters of Administration of the Estate, rights, and credits of Charles Francis, late of Port Stephens, deceased.

These are, therefore, to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice within twenty-one days from 1st November, 1902.

Dated at Stanley, this 21st day of October, 1902.

G. I. TURNER,  
*Acting Registrar.*

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor,

W. HART BENNETT.

1st November, 1902.

*Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XII.

DECEMBER 1st, 1902.

No. 12.

No. 81.

## Scab Rate.

Under the power and authority given by Section 33 of the "Live Stock Ordinance, 1901" it is hereby notified that His Excellency the Governor in Council has determined that the Scab Rate, payable to the Colonial Treasurer on or before the 31st day of December, 1902, shall be at the rate of one-forty-eighth of a penny per acre.

24th November, 1902.

No. 82.

## Appointments.

His Excellency the Governor has appointed Mr. William Stickney to be a Justice of the Peace for the Falkland Islands. Dated 4th November, 1902.

Mr. G. Hurst, J.P., to be a Stipendiary Magistrate for the Falkland Islands. Dated 17th November, 1902.

Mrs. Pitaluga to be temporarily Female Warder. Dated 7th Nov., 1902.

Constable T. J. Walker to be temporarily a Warder. Dated 13th Nov., 1902.

No. 83.

## Volunteer Accounts.

With this Gazette is published a statement of the Accounts of the Volunteer Corps for the period 1st July, 1901 to 30th June, 1902.

25th November, 1902.

No. 84.

## Probate Notice.

In the Supreme Court of the Falkland Islands, Probate side.

In the Estate of the late John Campbell, deceased.

Whereas William Alfred Harding of Stanley, has applied for letters of Administration of the Estate, rights, and credits of John Campbell, late of Stanley, deceased.

These are, therefore, to cite and admonish all and singular, the next of kin, and the creditors of the said deceased that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice by 21st December, 1902.

Dated at Stanley, this 25th day of November, 1902.

G. I. TURNER,  
*Acting Registrar.*

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
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*Colonial Secretary.*

1st December, 1902.



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# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

JANUARY 1st, 1903.

No. 1.

No. 1.

## Extradition with Austria.

A copy of an Order of the King in Council giving effect to a declaration between the United Kingdom and Austria Hungary amending Article XI. of the Extradition Treaty of 3rd December, 1873 can be seen on application at the office of the Colonial Secretary.

*4th December, 1902.*

No. 2.

## Savings Bank Amendment Ordinance.

With reference to Notification No. 67 in Gazette No. 9 of 10th September, 1902, it is hereby notified that the Secretary of State has intimated that His Majesty the King will not be advised to disallow the following Ordinance:—

No. 4 of 1902. "An Ordinance to amend the Savings Bank Ordinance, 1888."

*4th December, 1902.*

No. 3.

## Savings Bank Report, 1901-2.

With this Gazette is published the Treasurer's Report on the Government Savings Bank for the year ended 30th September, 1902,

*6th December, 1902.*

No. 4.

## Accounts.

With this Gazette is published a Statement of the Receipts and Payments of this Colony for the Quarter ended 30th September, 1902.

*8th December, 1902.*

No. 5.

## Prison Visitors.

Under the power vested in him by Ordinance No. 5 of 1898, His Excellency the Governor has appointed the Hon. W. A. Harding, J.P. and Mr. G. Hurst, J.P. to be Visiting Justices of the Prison for the half year ending 30th June, 1903.

*15th December, 1902.*

No. 6.

## West Falklands.

Under the power vested in him by Ordinance, No. 1 of 1873, His Excellency the Governor has appointed Dr. Melville Keay, J.P., Assistant Colonial Surgeon, to be Registrar of Births, Deaths and Marriages for the West Falklands.

*15th December, 1902.*

No. 7.

## Local Mail Service.

With this Gazette is published the Time Table of the Local Mail Service for the year 1903.

*20th December, 1902.*

No. 8.

## Pilot Regulations.

With this Gazette are published Regulations made by the Governor in Council under the "Pilot Ordinance, 1902."

23rd December, 1902.

No. 9.

## Summary Jurisdiction Ordinance.

With reference to Notification No. 72 in Gazette No. 10 of 1st October, 1902, it is hereby notified that the Secretary of State has intimated that His Majesty the King will not be advised to disallow the following Ordinance:—

No. 5 of 1902. "An Ordinance relating to Summary Jurisdiction."

26th December, 1902.

No. 10.

## Port Regulations.

With this Gazette are published Regulations which have been made by the Governor in Council under the "Harbour Ordinance, 1902."

26th December, 1902.

No. 11.

## Live Stock Ordinance.

With this Gazette is published a Proclamation made by the Governor in Council continuing the prohibition against the importation of sheep, cattle and alfalfa from South America.

30th December, 1902.

No. 12.

## Jury List.

With this Gazette is published a list of persons liable to serve as Jurors in 1903, objections to which will be heard by the Magistrate at the Court House, Stanley, Monday, the 18th January, 1903 at 11 a.m.

December, 1902.

No. 13

## Currency Notes.

The following Report by the Auditor of the Accounts of the Commissioners of Currency is published for general information.

31st December, 1902.

November 5th, 1902.

Sir,

The following are the transactions of the Commissioners of Currency to date.

1. The amount of the notes issued by the Commissioners of Currency to the Treasurer is

£2,500	in	£5	notes.
£2,000	"	£1	"
£500	"	5/-	"
<hr/>			
£5,000			

2. The coin portion of the Guarantee Fund is £2,500.

This sum has not been applied for any purpose other than that of the Fund.

3. The coin portion of the Guarantee Fund is not less than the fixed proportion—viz., one-half of the notes for the time being in circulation.

4. The amount of notes in circulation on this date is £5,000

5. The investments made by the Crown Agents are:—

South Australia	3 per cent.	£333
Queensland	3 per cent.	£833
West Australian	3 per cent.	£334
"	3 per cent.	£165

In Crown Agents hands for investment £835.

6. A sum of £18 6s. 7d. equal to one per cent. per annum of the cost price of the securities has been carried to the credit of a Depreciation Fund.

7. The income derived from the Depreciation Fund has been invested by way of accumulation so as to form part of Fund and the Depreciation Fund does not form part of the Note Guarantee Fund.

8. The market value of the securities, not including the Depreciation Fund is £1620.

I have the honour to be,

Sir,

Your obedient Servant,

(Signed) LOWTHER E. BRANDON,

His Excellency,

The Governor.

Auditor.

No. 14.

## Local Rates.

The Annual Court prescribed by Ordinance No. 5 of 1897, for the assessment of the annual value of house and other property in Stanley will sit at the Court House, on Monday the 11th January, 1903, at 11 a.m.

1st January, 1903.

[SEAL.]

(Signed) W. GREY-WILSON.

No. 6,



1902.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(11th December, 1902.)

### *An Ordinance to consolidate and amend the Law relating to Pilots.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof, as follows :—

1.—In this Ordinance :—

“ Pilot ” means a pilot holding a valid licence.

Definitions.

“ Valid Licence ” means a licence granted to a pilot under this Ordinance, which licence is in force and not cancelled, suspended or vacated.

“ Vessel ” means a sea going ship but does not include a vessel of war or a vessel usually plying in the Colonial waters.

“ Stanley Harbour ” shall mean the landlocked water lying to the West and South-west of a line drawn from Cape Pembroke to William Point.

#### *Part I.—The Licensing of Pilots.*

2.—The Governor may from time to time appoint a fit and proper person to be Government pilot and may, subject to the provisions of this Ordinance, from time to time, licence any person whom he may deem qualified to be a pilot, and define the locality for which the licence is applicable. The officer appointed as Government pilot shall be deemed to be a pilot holding a valid licence within the meaning of this Ordinance, and shall receive such salary as may be approved by the Secretary of State.

Government Pilot.  
appointment of.

3.—Every application for a Pilot's licence shall be made to the Colonial Secretary and the applicant shall state therein the names of two persons willing to be his sureties and shall transmit therewith the sum of two guineas which fee shall be paid to the two persons appointed by the Governor to examine the applicant in terms of Section 4.

Application for  
licence.

4.—No person shall be licenced as a pilot until he has been examined by two persons appointed for that purpose by the Governor, and the applicant has satisfied the Governor :—

Qualifications  
required.

(1) That he is upwards of 21 years of age.

- (2) That he has for two years at least served in the coasting trade of this Colony or as a pilot or is otherwise specially qualified.
- (3) That he has a sufficient knowledge of the channels, tides, soundings and secure anchorages and the bearings and distances of the several shoals, rocks, bars and points of land proper to be observed in connection with the locality for which the licence is sought.
- (4) That he has sufficient knowledge of the rules of the road for ships and the lights required to be carried by them and of the regulations relating thereto.
- (5) That he is of good character and temperate habits and of sufficient skill and ability to act as a pilot.
- (6) That he can read and write with reasonable ease and accuracy, that he can readily distinguish colours and that he is otherwise mentally and physically competent to discharge the duties of a pilot.

Regulations as to  
Pilots' licences.

5.—Subject to any alteration to be made by the Governor in Council, the following provisions shall apply to the licensing of pilots :—

- (1) The name of every pilot licensed and the limits within which he is licensed to act shall be published in the Gazette.
- (2) Every pilot shall, on his appointment, execute a bond for fifty pounds, conditioned for the due observance on his part of the provisions of this Ordinance and the Rules made hereunder and such bond shall be free from stamp duty and from every other charge except the actual expense of preparing the same.
- (3) A licence granted to a pilot shall continue in force for one year from the date of issue, and may be renewed from year to year or for any less period, by endorsement under the hand of the Colonial Secretary.

Pilot's liability  
limited.

6.—A pilot appointed by the Governor who has executed a bond under this Ordinance shall not be liable for neglect or want of skill beyond the penalty of the bond, and the amount payable to him on account of pilotage in respect of the vessel in which he was engaged when he became so liable.

Power to revoke and  
suspend licences.

7.—The Governor may revoke or suspend the licence of any pilot appointed by him, in such manner, and at such time, as he may think fit.

#### *Part II.—The duties of Pilots.*

Pilot flag.

8.—A pilot approaching an inward bound ship between sunrise and sunset shall fly at the masthead the international pilot flag (the upper horizontal half white and the lower horizontal half red) at least three feet square.

Pilot's light.

9.—A pilot approaching an inward bound ship after sunset and before sunrise shall hoist at the masthead a white light in a globular lantern, of not less than eight inches in diameter, and so constructed as to show a clear uniform light visible all round at a distance of at least a mile.

ships.

10.—It shall be the duty of every pilot in charge of an inward bound ship to anchor such ship in such anchorage as the master shall require in Port William and to remain on board for such reasonable time as such master shall require.

11. Every pilot when acting in that capacity shall be provided with his licence and shall produce the same to every person by whom he is employed or to whom he offers his services as a pilot.

Pilot to produce licence.

12. (1) Every pilot, when required to do so by the Governor, shall produce or deliver up his licence to the Colonial Secretary.

Production and return of licence.

(2) On the death of any pilot, the person into whose hands his licence comes shall without delay transmit it to the Colonial Secretary.

(3) If any pilot or other person fails to comply with the requirements of this section, he shall for each offence be liable to a fine not exceeding ten pounds.

### *Part III.—The Rights of Pilots.*

13.—Every pilot, other than the Government pilot, shall be entitled to receive from the Treasury on account of any vessel piloted by him three quarters of the rates paid into the Treasury in respect of such pilotage.

Pilot's dues.

14. (1) Whenever an outward bound ship shall be obliged to anchor before she gets to sea or an inward bound ship before arriving at her destined anchorage and if such ship is thereby detained for more than twenty-four hours the pilot shall be entitled in the sum of Twelve Shillings for every day or part of a day during such detention.

Pilot's dues in case of detention.

(2) If a pilot be recalled to any ship the cost of bringing him off and landing him and a fee of One Pound for every day or part of a day that he shall be on board shall be paid to him.

15.—A pilot who shall, at the request of the master, owner, consignee or agent of an outward bound ship, attend for the purpose of piloting such ship to sea, shall, if such ship shall not proceed to sea within three hours after the time appointed for the sailing of such ship, be entitled to receive the sum of Twelve Shillings for every day or part of a day such pilot shall remain in attendance on such ship until she is under weigh.

Pilot's dues in case of delay.

16.—A pilot who shall be carried to sea in any ship against his will shall while on board such ship be supplied by the master at the ship's expense with suitable provisions and accommodation and in addition to the pilotage due to him shall be entitled to receive from the master or owner of such ship wages at the rate of Ten Pounds a month during the enforced absence of such pilot from and until his return to the Colony by the quickest route, and the reasonable expenses of his return to the Colony from the place at which he shall be landed from such ship.

Pilot's dues if taken out of his locality.

17.—The master or agent shall not discharge the pilot who shall have taken charge of a vessel and accept the services of another pilot without the consent of the pilot first in charge, except in cases of emergency, and in the event of a second pilot being employed the pilotage shall be divided.

Second pilot.

### *Part IV.—Pilotage Dues.*

18.—There shall be paid to the Harbour Master on account of every vessel anchoring in Stanley Harbour, whether a pilot be employed or not, the sum of Sixty Shillings if such vessel draws 10 feet or less of water, and Six shillings per foot or part of a foot if such vessel draws more than 10 feet for inward pilotage; and, whether a pilot be employed or not, there shall be paid one half of the foregoing rates for outward pilotage.

Pilotage dues

Master, etc. of ship  
liable.

**19.**—The master, owner, and consignee of a ship and the agent reporting, entering or clearing such ship shall be jointly and severally liable for any emoluments payable by such ship under this Ordinance and any such consignee or agent may retain out of any moneys received on account of such ship or her owner all amounts which he has paid or is or may be liable to pay under this Ordinance.

#### *Part V.—Unqualified persons acting as Pilots.*

Person other than  
pilots not entitled  
to be paid for his  
services.

**20.**—Any person other than a pilot who shall pilot, or offer or attempt to pilot any ship, not then being in danger or distress and in want of a pilot, shall not be entitled to be paid for his services.

Person other than  
pilot to resign  
charge to pilot.

**21.**—Any person other than a pilot who shall have taken charge as pilot of a ship then being in danger or distress shall resign the charge of such ship to the first pilot who comes on board and offers his services, and in such case the pilotage shall be divided equally between them, but if no pilot comes on board the person who took charge as pilot shall, if he pilot such ship to a safe anchorage, be entitled to all the emoluments to which a pilot would have been entitled under similar circumstances.

Payment for services  
in cases of danger  
or distress.

Penalty on fraudu-  
lent use of licence.

**22.**—If any person for the purpose of making himself appear to be a pilot uses a licence which he is not entitled to use, he shall for each offence be liable to a fine not exceeding Fifty Pounds.

Penalties as to em-  
ployment of unquali-  
fied pilot.

**23.** (1) If any person assumes or continues in charge of a ship after a pilot has offered to take charge of the ship he shall for each offence be liable to a fine not exceeding Fifty Pounds.

(2) If a master of a ship knowingly employs or continues to employ an unqualified person after a pilot has offered to take charge of the ship or has made a signal for that purpose, he shall for each offence be liable to a fine of double the amount of pilotage which could be demanded for the conduct of the ship.

#### *Part VI.—Offences by Pilots.*

Enquiry into charges  
against pilots.

**24.**—The Governor may at any time direct an enquiry to be held by a Magistrate into any charge of incompetency or misconduct on the part of a pilot and if the Court find that such pilot is incompetent or has been guilty of any gross act of misconduct the Court may cancel or suspend his licence.

Penalty for acting  
as pilot during sus-  
pension of licence.

**25.**—Any person whose pilot licence has been cancelled, or who during the suspension of such licence shall act as a pilot shall not be entitled to any pilotage and shall be liable to a penalty not exceeding Fifty Pounds for every occasion on which he so acts.

Penalty for leaving  
ship.

**26.**—If without the permission of the master or except as herein provided the pilot of an outward bound ship leaves her before she is at sea or the pilot of an inward bound ship leaves her before she arrives at her destined anchorage he shall not be entitled to pilotage and shall be liable to a penalty not exceeding Ten Pounds.

Defaults of pilots.

**27.**—Any pilot who does any of the following acts shall be liable to a penalty not exceeding Twenty Pounds.

(a) Refuses or wilfully delays to go off to or to take charge of any ship upon the usual signal for a pilot being made by such ship and upon being required so to do by the Harbour Master.

(b) When not actually engaged in his capacity as pilot, refuses or wilfully delays to go to or take charge of any outward bound ship upon being required so to do by the Harbour Master.

- (c) Does not if practicable board a ship in distress signalling for a pilot.
- (d) Fails to permit the master of any ship he is piloting to inspect and peruse his licence.
- (e) Wilfully fails when able to do so to warn a ship running into danger.
- (f) Hoists or displays any flag or signal for the purpose of obtaining any undue advantage over any other pilot.
- (g) Causes a ship of which he is in charge to run aground, or to strike on any rock, or to cause injury to any other ship.
- (h) Destroys, damages or injures any ship of which he is in charge, or the tackle or furniture thereof or the goods laden therein.
- (i) Leads or pilots a ship into danger.
- (j) Through negligence or carelessness causes a ship of which he is in charge to run into or against any buoy or beacon fixed for the purpose of facilitating piloting.
- (k) Anchors any ship so that her moorings foul the moorings of another ship.
- (l) Wilfully or improperly obstructs the passage of any ship.
- (m) Makes any false statement or wilful misrepresentation to obtain the charge of a ship.

**28.**—If any pilot, when in charge of a ship, by wilful breach of duty or by neglect of duty, or by reason of drunkenness, either :—

Penalty on pilot endangering ship, life or limb.

- (a) Does any act tending to the immediate loss, destruction, or serious damage of the ship, or tending immediately to endanger the life or limb of any person on board the ship : or
- (b) Refuses or omits to do any lawful act proper and requisite to be done by him for preserving the ship from loss, destruction or serious damage, or for preserving any person belonging to or on board the ship from danger to life or limb, that pilot shall in respect of each offence be guilty of a misdemeanour, and shall also be liable to suspension or dismissal by the Governor.

**29.** (1) If a pilot :—

Offences of Pilots.

- (a) Himself keeps, or is interested in keeping by any agent, servant, or other person, any public-house or place of public entertainment, or sells or is interested in selling any wine, beer, or other intoxicating liquors or tobacco.
- (b) Commits any fraud or offence against the revenues of customs or against the excise or the laws relating thereto.
- (c) Is in any way directly or indirectly concerned in any corrupt practices relating to ships, their tackle, furniture, cargoes, crews or passengers, or to persons in distress at sea or by shipwreck, or to their moneys, goods or chattels.
- (d) Lends his licence.
- (e) Acts as pilot when in a state of intoxication.
- (f) Employs or causes to be employed on board any ship of which he has charge any boat, anchor, cable or other store, matter or thing beyond what is necessary for the service of that ship, with intent to enhance the expenses of pilotage for his own gain or for the gain of any other person.
- (g) Unnecessarily cuts or slips or causes to be cut or slipped any cable belonging to any ship.



(h) Refuses, when requested by the master, to conduct the ship of which he has charge into any port or place into which he is qualified to conduct the same except on reasonable ground of danger to the ship;

that pilot shall for each offence, in addition to any liability for damages, be liable to a fine not exceeding One Hundred Pounds.

(2) If any person procures, aids, abets, or connives at the commission of any offence under this section, he shall, in addition to any liability for damages, be liable to a fine not exceeding One Hundred Pounds.

(3) If a pilot commits an offence under this section, or procures, aids, abets, or connives at the commission of any such offence, he shall, in addition to his liability to a fine, be liable to suspension or dismissal by the Governor.

#### *Part VII.—Miscellaneous.*

Enquiries into charges against pilots with assessors.

**30.**—The Governor may at any time direct an enquiry to be held by the Magistrate and one assessor for the purpose of ascertaining whether any pilot has become incapacitated by mental or bodily infirmity or by habits of intemperance from efficiently performing his duties as a pilot, and there shall be paid to such assessor a fee of One Guinea for his services.

Power to make rules.

**31.**—The Governor in Council may from time to time make rules with reference to pilots and pilotage not inconsistent with the provisions of this Ordinance and fix the rates of pilotage to be charged for pilotage services outside Stanley Harbour.

Ordinance may be extended to other ports.

**32.**—This Ordinance may be extended by the Governor in Council to any port hereafter defined and declared a Harbour by the Governor in Council.

Government not responsible for acts of pilot.

**33.**—The Government shall not be responsible for any loss or damage occasioned by the act of any pilot.

Employment of pilot not compulsory.

**34.**—No owner or master of any ship shall, in any case, be compelled to employ or to give his ship into the charge of a pilot, either on the ground of his being compelled to pay pilotage dues to any person or otherwise: and nothing in this Ordinance shall exempt any owner or master of any ship from liability for any loss or damage occasioned by his ship to any person or property on the ground either of such ship being in the charge of a licensed pilot, or such loss or damage being occasioned by the act or default of a licensed pilot, or on any other ground.

No owner to be free from liability by reason of employing a licensed pilot.

Repeal.

**35.**—The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

Short Title.

**36.**—This Ordinance may be cited as “The Pilot Ordinance, 1902.”

Passed the Legislative Council this 3rd day of December, 1902.

Assented to by the Governor and given under the Public Seal of the Colony this 11th day of December, 1902.

(Signed) W. HART BENNETT.

*Colonial Secretary.*

**SCHEDULE.****REPEAL.**

No. and Year.	Short Title.	Extent of Repeal.
5 of 1871.	Pilot Ordinance ... ..	The whole.
1 of 1878.	An Ordinance to make further provision regarding the Harbour Regulations of the Port of Stanley ...	The whole.

Printed by F. L. Gilbert. Government Printing Office, Falkland Islands.

[SEAL].

(Signed).

W. GREY-WILSON.

No. 7,



1902.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE.

Companion of the Most Distinguished Order of Saint Michael and Saint George.

GOVERNOR AND COMMANDER-IN-CHIEF.

(26th December, 1902.)

### An Ordinance to provide for the service of the Year 1903.

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1.—The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the year ending on the 31st December, 1903, a sum not exceeding Fourteen Thousand, One Hundred and Nineteen Pounds, Eleven Shillings and Eight Pence, 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 year 1903.

### SCHEDULE.

Item.	Head of Service.	Amount.		
		£	s.	d.
1	Pensions ... ..	247	16	8
2	Governor ... ..	1481		
3	Colonial Secretary ... ..	1289		
4	Customs ... ..	70	15	
5	Audit ... ..	25		
6	Port and Marine ... ..	240		
7	Legal ... ..	284		
8	Police ... ..	574		
9	Prisons ... ..	326		
10	Medical ... ..	693		
11	Education... ..	779		
12	Ecclesiastical ... ..	520		
13	Transport ... ..	130		
14	Miscellaneous ... ..	787		
15	Post Office ... ..	3092		
16	Colonial Engineer ... ..	856		
17	Public Works ... ..	1450		
18	Savings Bank ... ..	1175		
19	Drawbacks and Refunds ... ..	100		
	£	14119	11	8

**2.** This Ordinance may be cited as the "Appropriation Ordinance, 1902."

Passed the Legislative Council this 23rd day of December, 1902.

Assented to by the Governor and given under the Public Seal of the Colony this 26th day of December, 1902.

W. HART BENNETT,

*Colonial Secretary.*

[SEAL.]

(Signed) W. GREY-WILSON.

No. 8,



1902.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,  
Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(31st December, 1902.)

### *An Ordinance relating to Marriage.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1. In this Ordinance—

- “Registrar General” shall mean the person holding that office under the Registration Ordinance, No. 12 of 1853. Definitions.
- “Minor” shall mean a person who is under the age of twenty-years and who is not a widower or a widow.
- “Minister” shall mean a Minister registered under this Ordinance as a Minister for celebrating marriages.

2. The Registrar General may appoint in writing under his hand such Registrars as he may deem necessary for the purposes of this Ordinance, and all appointments so made by the Registrar General shall be subject to the approval of the Governor and shall be during pleasure only. Registrars how appointed.

3. Every marriage which by the law of England would be valid, and every marriage celebrated in this Colony prior to the passing of this Ordinance by any Minister of Religion or by a Registrar shall be deemed a perfectly legal and valid marriage to all intents and purposes, provided that nothing herein contained shall legalize any marriage. Valid marriages.

(a) declared or made invalid by any law of the Colony at the time of its celebration.

(b) declared or made (or which shall hereafter be declared or made) invalid by any competent Court.

4. Every marriage hereafter celebrated by a Minister or by a Registrar in conformity with the provisions of this Ordinance shall be a legal and valid marriage to all intents and purposes, and no other marriages except as hereinafter provided, celebrated in this Colony, shall be valid for any purpose, provided that no marriage in fact shall be avoided by reason only of the same having been celebrated by a person not being empowered under this Ordinance to celebrate marriages if either of the parties to the marriage shall at the time *bona fide* have believed that such person officiating was so empowered; provided also that nothing herein shall legalize any marriage which, by reason of relationship or of fraud or of incapacity to contract marriage or by the law of England for the time being, would be void. Valid marriages.

Wrongful  
celebration.

5. Any person who shall wilfully and knowingly celebrate any marriage contrary to the provisions of this Ordinance or where the provisions of this Ordinance have not been complied with shall be guilty of a misdemeanour and be liable to a fine not exceeding five hundred pounds either alone or with imprisonment with hard labour not exceeding two years, but such marriage shall not necessarily be invalid or illegal.

Registered Ministers

6. Every Minister of Religion ordinarily officiating as such in this Colony at the time of the passing of this Ordinance shall be deemed to be a Minister registered for celebrating marriages and any Minister of Religion or the head of any religious denomination may apply hereafter to the Colonial Secretary to be registered as a Minister for celebrating marriages and the Governor may grant a Certificate of Registration under the Seal of the Colony to any person so applying, provided that it shall be lawful for the Governor to refuse any application for registration and also to remove from the Register the name of any person, and the Governor shall forthwith report any such refusal or removal to the Secretary of State; and there shall annually be published in the Gazette a list of all persons then entitled to celebrate marriages.

Conditions as to  
marriages.

7. No person shall solemnize any marriage—

- (a) until a marriage licence has been issued or banns published as hereinafter provided.
- (b) after the expiration of three months from the date of the marriage licence or publication of banns.
- (c) save in a place registered for the celebration of marriages or in the office of a Registrar or in the house of a Justice or in such place as any special licence shall specify.
- (d) save in the presence of two witnesses who shall sign the Certificate of Marriage.
- (e) in any building with closed doors or before 8 o'clock in the morning or after 6 o'clock in the evening.

Special Licence.

8. Anything in this Ordinance to the contrary notwithstanding, a marriage by Governor's special licence may be celebrated by a Minister or a Registrar at any time and in any place therein stated and such special licence may be issued at any time after the declaration prescribed by section 12 has been made: provided that, if any caveat or protest against the issue of a marriage licence stating the ground of objection has been presented by any person to the Governor against the grant of any such licence, which caveat or protest shall be signed by himself or by the person on whose behalf he presents the same, no such licence shall issue until the Chief Justice shall have enquired into and determined the case in a summary way.

Places registered for  
the celebration of  
marriages.

9. Christ Church Cathedral, the Roman Catholic Church and the Baptist Tabernacle, all situate in Stanley, shall be deemed to be places registered for celebrating marriages, and it shall be lawful for the Governor to grant under the Seal of the Colony a certificate of registration in relation to any other place hereafter commonly used for religious purposes.

How, when, and  
where a marriage  
may be solemnized  
by Minister.

10. Any Minister may at any time within three months after the declaration hereinafter required has been made and signed and the banns have been published on three consecutive Sundays, or the Registrar General has issued his licence as in form 2 in the first Schedule hereto, or the Governor has issued a special licence, solemnize a marriage between the parties named in such declaration and in accordance with the provisions of this Ordinance; provided that—

- (a) a marriage by banns shall be solemnized in a place registered for celebrating marriages.
- (b) a marriage by licence other than the Governor's special licence shall be solemnized in a place registered for celebrating marriages or in the house of a Justice.

11. A Registrar may at any time within three months from the date of the issue of the licence by the Registrar General solemnize a marriage in his office between the parties named in such licence. Marriage by Registrar.
12. One of the parties to the intended marriage shall make and sign before a Registrar or a Justice a solemn declaration as in Form 1 in the first Schedule hereto. Declaration of intended marriage.
13. The Registrar General shall, upon receiving or taking any such declaration, post the same in his office for twenty one days and such declaration shall constitute a notice of an intended marriage and shall be open, without fee, during office hours, for inspection by any person. Notice of marriage to be publicly posted
14. At any time, but not less than twenty-one days nor more than three months after the posting of the notice of marriage as aforesaid, a marriage licence may be issued by the Registrar General as in Form 2 in the first Schedule hereto, and upon the issue of such licence he shall file the notice of marriage in his office. Marriage licence.
15. The father, if living, of any minor or, if the father be dead, the guardian of such minor or, in case there shall be no guardian, the person who shall be authorized in that behalf by the Chief Justice, shall have authority to give consent to the marriage of a minor, and the Registrar General shall not enter any notice of marriage, when either party is a minor, without such consent having been first obtained; provided that either of the parties intending marriage may petition the Supreme Court to enquire into the grounds upon which the consent was refused and such petition shall be dealt with as provided in Section 17. Consent of parents, &c. in case of minors
16. Any person may enter a caveat against the issue of a marriage licence by writing upon the notice of marriage the word "forbidden" and signing his name, provided that at the same time he serves upon the Registrar General a notice in writing stating the grounds of objection to the intended marriage which notice shall be signed by himself or by the person on whose behalf he presents the same; and no marriage licence shall in any such case be issued without the consent in writing of the Chief Justice. Forbidding marriages.
17. When a petition with reference to a refusal to give consent to a marriage has been made or when a caveat against the issue of a marriage licence has been entered, the Chief Justice shall enquire into and determine the case in a summary manner and the Registrar General shall proceed in accordance with the decision of the Supreme Court, anything hereinbefore contained notwithstanding. Caveat and enquiry.
18. Any person who shall enter a caveat against the issue of a licence on grounds which the Chief Justice shall declare to be frivolous shall be liable for the cost of the proceedings and for damages to be recovered in a special action on the case by either of the persons against whose marriage such caveat shall have been entered. Frivolous caveat.
19. In every case of solemnization of marriage each of the parties shall in some part of or immediately before the ceremony and in the presence of the officiating Minister or Registrar and of the witnesses say to the other—  
*"I take thee to be my wedded (wife or husband)."* Form of words at marriage.
20. The person celebrating a marriage, the parties thereto and the two witnesses of such marriage shall sign in triplicate a certificate as in Form 3 in the first Schedule hereto and one copy of such certificate shall be forthwith transmitted to the Registrar General in Stanley, one copy shall be given to the husband and one shall be recorded in a book by the person celebrating the marriage. Certificates.



The certificates shall be numbered consecutively and all certificates referring to one marriage shall have the same number.

Marriages to be registered.

21. The Registrar General shall forthwith cause every certificate of marriage to be entered into the marriage register book and certify the accuracy of the entry and file and index the certificate of marriage.

Defects.

22. No marriage shall be deemed to have been unduly celebrated by reason only of any mere defect or error in the declaration made respecting the same where the identity of the parties to the marriage shall not be in question. Nor shall it be necessary, in support of any marriage, to give proof of the consent of any person whose consent thereto is required by law, nor shall any evidence be given to prove the contrary in any suit touching the validity of such marriage.

Proof of marriage.

23. A copy of the certificate of any marriage registered by a Minister or a Registrar under his hand shall be deemed *prima facie* evidence in all proceedings of the fact of such marriage having been duly celebrated, until the contrary is shown.

Perjury.

24. Any person who shall knowingly and wilfully make any false declaration, or sign any false notice or certificate required by this Ordinance, for the purpose of procuring any marriage, and any person who shall forbid the issue of any certificate by representing himself to be a person whose consent to such marriage is required by law, knowing such representation to be false, shall be guilty of a misdemeanour; and the forfeiture of all estate or interest in any property accruing to any person procuring a marriage by means of any such false declaration, notice or certificate may be sued for by any person duly appointed for that purpose by the Governor, and the proceedings thereon and consequences thereof shall be the same as are provided in the like case by the law of England.

Registration Ordinance, 1853 incorporated.

25. The provisions and penalties of the Registration Ordinance, 1853, so far as the same are applicable to the registration of marriages and to the issue of marriage licences and certificates and certified copies thereof, shall be deemed and taken to be a part of this Ordinance as fully and effectually as if incorporated herein.

Neglect.

26. Any person who shall offend against or fail to comply with any of the provisions of this Ordinance for the breach of which no penalty is provided shall be liable on summary conviction to a penalty not exceeding Fifty Pounds.

Fees.

27. The fees specified in the second Schedule hereto shall be levied and collected for the services therein specified and every Minister of Religion shall allow any Register in his custody to be searched and shall grant a certified copy of any marriage certificate upon payment to him of the fees therein set forth.

Repeal.

28. The Ordinances mentioned in the third Schedule hereto are hereby repealed to the extent specified in the third column of that Schedule.

Short title.

29. This Ordinance may be cited as "The Marriage Ordinance, 1902."

Passed the Legislative Council this 25th November, 1902.

Assented to by the Governor and given under the Public Seal of the Colony this 31st day of December, 1902.

W. HART BENNETT,

Colonial Secretary.

FIRST SCHEDULE. Form 1. (Section 12.)

# Notice of Marriage.

No.	Christian and Surname in full.	"Under" or "above" the age of 21.	Condition: <i>Bachelor, Spinster, Widower or Widow.</i>	Rank or Profession.	Residence.	Father's Christian and Surnames in full. <i>(If either party be under the age of 21, the father or guardian must write here "I Consent" and sign his name.</i>	Father's Profession.

*I do solemnly and sincerely declare that I believe the foregoing particulars to be true in every respect and that there is no impediment or lawful objection by reason of any kindred, relationship, or alliance or any former marriage or want of consent of parents or guardians or any other lawful cause to the marriage of the parties above named.*

*Signed and declared to before me by* \_\_\_\_\_ *Signature* \_\_\_\_\_

*this* \_\_\_\_\_ *day of* \_\_\_\_\_ 19 \_\_\_\_\_, *at* \_\_\_\_\_

*Signature* \_\_\_\_\_ *Registrar or J.P.*

*I certify that the above declaration was duly received by me on the* \_\_\_\_\_ *day of* \_\_\_\_\_ 19 \_\_\_\_\_,

*Signature* \_\_\_\_\_ *Registrar-General.*

N.B.—If Marriage is to be in Camp or by Special Licence say where.

**FIRST SCHEDULE.** Form 2. (Section 14).

***Marriage Licence.***

*I hereby certify that the persons named and described below have given notice of their intended marriage and made the declaration required by law and that I know of no lawful objection to the proposed marriage: These are therefore to licence any Registered Minister of Religion or any Registrar to marry the said persons according to the provisions of the Marriage Ordinance, 1902, on any day before the \_\_\_\_\_ day of \_\_\_\_\_ 190*

Christian and Surnames in full.	"Under" or "above" the age of 21.	Condition: <i>Bachelor, Spinster, Widower or Widow.</i>	Rank or Profession.	Residence.	Father's Christian and Surnames in full.	Father's Profession.

*Date* \_\_\_\_\_

\_\_\_\_\_  
*Registrar-General.*

N<sup>o</sup> \_\_\_\_\_ in Registrar-General's Office.

Falkland Islands.

FIRST SCHEDULE. Form 3. (Section 20).

## Marriage Certificate.

No.	When Married.	Christian and Surnames in full.	"Under" or "above" the age of 21.	Condition.	Rank or Profession and Country.	Father's Christian and Surnames in full.	Father's Rank or Profession.	Where Married.

*This Marriage was solemnized between us*

*In the presence of us.* { \_\_\_\_\_ *Witness.*  
\_\_\_\_\_ *Witness.*

*Married by me*  
*Signature* \_\_\_\_\_

*Title* \_\_\_\_\_

Three copies of this Certificate shall be signed by all the parties: One shall be given to the Bridegroom, one sent to the Registrar-General, and one entered in the book kept by the person solemnizing the Marriage.

## SECOND SCHEDULE.

### TABLE OF FEES.

To whom Payable.	For what Duty.	Amount. £ s. d.
The Governor	Special Licence (section 8) ...	3 0 0
The Minister	Marriage by Governor's Licence ...	2 0 0
The Clerk	The same ... ..	0 10 0
The Minister	Marriage after banns or on Registrar-General's Licence ... ..	0 10 0
The Clerk	The same ... ..	0 5 0
The Minister	Publication of banns of marriage ...	0 2 6
Do.	Who performs a marriage elsewhere than in Stanley for travelling expenses for every mile beyond Stanley ...	0 3 6
The Treasury	Entry of Notice of marriage (section 12)	0 2 6
Do.	Registrar General's Licence (section 14)	0 5 0
Do.	Entering caveat (section 16)...	0 5 0
The Registrar	Marriage by Registrar ... ..	0 10 0
The Treasury	Copy of registry of marriage certified by Registrar General ... ..	0 2 6
Do. or Minister	Searching the Marriage Register Books: each name within ten years ...	0 1 0
Do.	Every year beyond in addition ...	0 0 6
The Minister	Copy certified by Minister of entry in registry kept by Minister ...	0 2 6

## THIRD SCHEDULE.

### REPEAL.

Ordinance.	Short Title.	Extent of Repeal.
12 of 1853	Registration Ordinance ... ..	Secs. 25, 26, Schedule F.
1 of 1858	Marriage Ordinance ... ..	The whole.
4 of 1872	Marriage Amendment Ordinance ...	The whole.
3 of 1881	An "Ordinance to remove doubts concerning the validity of certain marriages, and to amend the Marriage Ordinances" ... ..	The whole.
7 of 1882	An Ordinance to amend the Ordinance No. 3 of 1881 entitled "An Ordinance to remove doubts concerning the validity of certain marriages, and to amend the Marriage Ordinances" ...	The whole.

# JURY LIST FOR THE YEAR 1903.

The following List of Persons liable under the provisions of Ordinance No. 5 of 1901, to serve as Jurors for the Year 1903, is published in accordance with the 4th Section of that Ordinance.

Any objections thereto will be heard and determined at the Police Magistrate's Court, on the 3rd Monday in January, 1902.

W. HART BENNETT,

*Police Magistrate.*

Stanley, 31st December, 1903.

Aitken, Richard	Davis, Richard	Kirwan, Sidney	Pitaluga, James
Alazia, J.	Dettleff, John	Lang, F.	Poppy, John
Alazia, W.	Dettleff, Michael	Langdon, F.	Ratcliffe, William
Aldridge, Charles	Dettleff, Thomas	Lanning, T.	Ratcliffe, John
Aldridge, John G.	Dettleff, Hansen	Lee, Charles	Reeves, Robert
Aldridge, Joseph	Dettleff, William	Lee, J.	Reeves, A.
Allen, Robert	Dickson, John	Lyes, John	Reeves, George
Anderson, Louis	Durose, F.	Lellman, Fritz	Reid, W.
Anderson, William	Earle, David	Leben, J.	Roberts, H.
Armstrong, W.	Elmer, Wm.	Lehen, C.	Robertson, J.
Ashley, F.	Etheridge, William	Lehen, J. Junr.,	Robson, Joseph
Atherton, P.	Evans, John	Lewis, James	Robson, E.
Atherton, F.	Felton, John	Lewis, J.	Robson, T.
Badmin, D.	Finlayson, William	Linney, Albert	Robson, John
Bailey, John	Fleuret, Alfonso	Linney, Arthur	Rowlands, George
Barnes, Arthur	Fleuret, Gaston	Luxton, John	Rummell, H.
Bell, H.	Fleuret, Octave	Luxton, W. H.	Rutter, Harry
Bender, Charles	Gilchrist, A.	Mannan, F.	Rutter, Edwin
Bennett, H. E.	Girling, W. C.	Mannan, H.	Ryan, W.
Benney, G. W.	Gleadall, C.	McAskill, A.	Scott, C.
Benney, W. G.	Gleadall, E.	McAskill, D.	Sedgwick, H.
Berntsen, L.	Gleadall, E. J.	McAtasney, John	Sharpe, Robert,
Berntsen, Abner	Goodwin, T., Jr.	McCall, A.	Short, Fred
Bernsten, W.	Goodwin, T.	McCarthy, P.	Short, C.
Betts, J.	Goodwin, R.	Mackay, John	Short, J.
Biggs, Allan	Gorton, C. A.	McLaren, J.	Short, Richard
Biggs, Fred.	Goss, William	McDaid Wm.	Simpson, F.
Biggs, George	Greenshields, G.	McDonald, A.	Simpson, W.
Biggs, James	Griffin, Wm.	McDonald, E.	Skilling, R.
Biggs, John	Halliday, John	McDonald, M.	Smith, D.
Biggs, W., Jr.	Halliday, W.	McGill, W.	Smith, Alex.
Biggs, W. J.	Hansen, Charles	McGill, James	Smith, E. J.
Biggs, Arthur V.	Hardy, Albert	McKay, J.	Smith, J.
Biggs, Alfred	Hardy, F. Jr.	McPhee, J.	Smith, G. P.
Biggs, Albert	Hardy, William	McKenzie, D.	Smith, W.
Binnie, T.	Hardy, Arthur	McKenzie, M.	Smith, John
Binnie, J.	Hardy, Walter	McL'herson, D.	Smith, Thomas
Birling, F.	Harries, Joseph	Martin, Alex	Smith, Ralph
Blyth, J.	Harrison, Wilfred	Melin, Charles	Smith, George J.
Bonner, George	Herring E.	Meldrum, David L.	Steel, James
Bonner, W.	Harten, John von	Mercer, A.	Steel, John
Bonner, Sam	Hennah, H. H.	Middleton, D.	Stewart, George
Bonner, Alex	Hewitt, D.	Miller, M.	Street, F. W.
Boyer, A.	Holt, E.	Miller, W.	Summers, John
Bradbury, R.	Humble, J.	Mitchell, D.	Summers, E.
Browning, Benjamin	Hunter, A.	Mitchie, G.	Thomas, H., Capt.
Browning, F.	Hunter, R.	Morrison, A.	Thomas, H.
Butler, Joseph	Hunter, Robert Jr.	Moir, Alex	Thompson, G.
Butler, Thomas	Hynam, C.	Morrison, Finlay	Thompson, W.
Campbell, Walter	Hynam, G.	Morrison, A.	Turner, G.
Carey, David	Jennings, G.	Morrison, D.	Turner, G. I.
Carey, J. R.	Johnson, M.	Morrison, G.	Wallace, J.
Cartmell, R.	Johnstone, Geo.	Morrison, R.	Walsh, W.
Clemment, H.	Jones, H.	Newing, H.	Walsh, John
Clement, Donald	Jones, J.	Newing, L.	Watson, D.
Clethero, J.	Jones, R.	Newman, F.	Watson, J.
Clifton, H.	Jones, Thomas	Osborne, Geo.	Watson, T.
Clifton, H., Jr.	Kelway, F. G.	Parrin, H.	Watts, I.
Clifton, Wm.	Kelway, John	Parrin, M.	Watts, J.
Cletheroe, William	Kelway, Charles	Perrin, G.	Whaley, C.
Collins,	Kendal, Walter	Peck, W.	Whitman, Lee J.
Cullen, S.	King, A.	Peck, J., Jr.	Wilkins, E.
Cusack, D.	King, F. I.	Phillips, G.	Williams, J. H.
Davis, B.	King, Thomas	Pitaluga, Alex. M.	Williams, Henry
Davis, John	Kirwan, John	Pitaluga, Henry	Williams, Louis

[SEAL]

(Signed) W. GREY-WILSON.

# Proclamation.

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By His Excellency WILLIAM GREY-WILSON, Companion of the Most Distinguished Order of St. Michael and Saint George, Governor. Commander-in-Chief and Vice-Admiral of the Falkland Islands, etc., etc., etc.

Whereas by a Proclamation, dated 30th December, 1901, it was ordered:—

1. That from the date thereof, no cattle, sheep, or alfalfa should be imported into this Colony from any part of South America.

2. That should any vessel arrive in this Colony from any part of South America having on board any alfalfa intended to be imported to this Colony, such alfalfa should be immediately destroyed by the Government Stock Inspector or by any Government Officer.

3. That the said Proclamation should continue in force until the 31st day of December, 1902, unless sooner by the Governor in Council revoked.

And whereas it is expedient that the said Proclamation should continue to be of effect.

NOW, THEREFORE, I, WILLIAM GREY-WILSON, in Council, in pursuance of the powers vested in me by the "Live Stock Ordinance, 1901," do hereby proclaim that the above provisions of the said Proclamation of 30th December, 1901, shall continue in force until the 31st day of December, 1903, unless sooner by the Governor in Council revoked.

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**GOD SAVE THE KING.**

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Given under the hand of His Excellency at Government House, the Falkland Islands, this 30th day of December, 1902.

By Command,

W. HART BENNETT,

*Colonial Secretary.*



(Signed) W. GREY-WILSON.

## FALKLAND ISLANDS.

# *Port Regulations.*

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Under the power and authority in him vested by Section 2 of the "Harbour Ordinance, No. 2 of 1902," His Excellency the Governor, by and with the advice of the Executive Council, is pleased to make the following Regulations:—

1. No person shall fire at any sea-bird on the water or shore of the Harbour under a penalty of £10.

2. No hulk shall be moored so as to swing to the North of the middle of the Inner Harbour or to the West of the Notice Board.

3. No ship or hulk shall be moved in the Harbour save under the direction or with the permission in writing of the Harbour Master and a fee of £1 shall be paid for every such permit, unless such removal has been ordered by the Harbour Master or is for rendering service to one of His Majesty's Ships. Any hulk having fixed moorings may return thereto without additional fee.

4. Vessels at anchor outside the limits assigned to hulks shall exhibit from sunset to sunrise a riding light at a height not exceeding 20 feet above the hull; under a penalty of £20.

5. Vessels in Harbour must hoist the National Ensign on the approach of a Vessel of War.

6. Water may be supplied to shipping on payment of 2/6 per tun of 220 gallons.

7. For any sand, stone, or gravel permitted by the Harbour Master to be taken from the Harbour or beach, a fee of 1/- a ton is leviable.

8. No Foreign Man-of-War may use a Search Light in the Harbour without permission. No Foreign Man-of-War may survey the shore line by boats.

9. No Soldiers or Sailors may be landed from any Foreign Vessel without the permission of the Governor obtained through their Consul.

10. The Port Regulations of 21st October, 1901 are hereby repealed.

11. A copy of these Regulations shall be immediately handed to the Master of every vessel arriving from parts beyond the sea.

Dated at Government House, Stanley, the Falkland Islands this 23rd day of December, 1902.

By Command,

W. HART BENNETT,

*Colonial Secretary.*

## Notes on Customs, Pilot and Harbour Ordinances.

---

1. Stanley Harbour is the landlocked water lying to the West and South-West of a line drawn from William Point to Cape Pembroke.

2. Every master shall within 24 hours of his ship's arrival report and deposit the ship's papers at the Customs and deliver a manifest and cockets of all goods for the Colony before bulk is broken. Penalty £100.

Goods transhipped without permission may be forfeited.

NOTE. The papers of a Foreign ship if transferred by the Collector to the Consul shall be produced at the Custom House when a clearance is applied for.

3. A master must make in writing any declaration required by the Harbour Master in connection with his ship, cargo or crew. Penalty £50.

4. Seven shillings per diem must be paid for each Customs Officer and he must be provided with board and sleeping accommodation.

5. All vessels (except War Ships and Coasters) entering the harbour must pay pilotage. *Rates* :—Inward, 6/- a foot, minimum £3; Outward, half rates.

6. A pilot necessarily detained on board any ship shall be paid 12/- for every day or part of a day after he has been on board 24 hours, and if a pilot be recalled to any ship the cost of bringing him off and landing him and a fee of £1 for every day or part of a day that he shall be on board shall be paid to him.

7. No dead animal, rubbish, ballast, damaged goods or other material shall be thrown into the harbour. Penalty £100.

8. No vessel, except War Ships, having more than 100lbs. of gunpowder on board shall anchor in the inner harbour to the West of Engineer Point. The charge for storing powder in the magazine is 3/- a package per annum.

9. No cannon shall be fired or kept loaded with any projectile on board any vessel.

10. No person, except the pilot, may board and no person may leave an incoming vessel until she has received pratique and hoisted the code letter N. Penalty £5.

11. Every person being on board or having been on board any vessel to which pratique is refused, shall remain on board or go to such place as shall be appointed by the Governor and for such time as he may direct. Penalty £10.

12. Vessels in quarantine shall anchor to the East of Navy Point. Penalty £20.

13. No vessel shall go North of the Volunteers or South of Cape Pembroke with less than three competent hands. Penalty £10.

14. No person may kill or capture a seal without a licence. Penalty £100.

W. GREY-WILSON, Governor.

## ***Pilot Regulations.***

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Under the power and authority vested in him by the Pilot Ordinance, 1902, His Excellency the Governor in Council has this Twenty-third day of December, 1902, been pleased to make the following Regulations:

By Command,

W. HART BENNETT,

23rd December, 1902.

*Colonial Secretary.*

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1. A Pilot, when piloting any vessel, shall fly the Pilot flag at the mizen.
  2. A Pilot if unable to board a vessel, shall pilot the way and lead the vessel and shall not quit her unless compelled by stress of weather until she has come to a safe anchorage.
  3. A Pilot necessarily detained on board any ship shall be paid Twelve Shillings for every day or part of a day after he has been on board 24 hours.
  4. All previous Pilot Regulations are hereby revoked.
- 

NOTE. *The following Signals are noted for convenience of reference.*

N.G.S.	Follow me.
K.Z.	Anchor instantly.
L.E.	Do not anchor on any account.
L.F.	Get her on the other tack or you will be on shore.
L.Q.	Heave to.
L.U.	Keep in the centre of the channel.
M.D.	Put your helm hard-a-port, ship's head to go to starboard.
M.E.	Put your helm hard-a-starboard.
M.J.	Steer more to port.
M.K.	Steer more to starboard.
M.G.	Put to sea at once.
M.O.	Tack instantly.
M.P.	Wear instantly.

**REVISED**

**FALKLAND ISLANDS**

**LOCAL MAIL SERVICE,**

**1903.**

Mail Steamer due to arrive Stanley from Europe.	Local Schooner Leaves Stanley for West Falklands.	Arrive at West Falklands.	Leave West Falklands.	Local Schooner Arrives at Stanley from West Falklands.	Mail Steamer due to leave Stanley for Europe.
24th December 1902	26th December 1902	30th December 1902	3rd January, 1903	6th January, 1903	6th January, 1903
21st January, 1903	23rd January, 1903	27th January, 1903	29th January	2nd February	3rd February
18th February	20th February	24th February	26th February	2nd March	4th March
18th March	20th March	24th March	26th March	30th March	1st April
15th April	17th April	21st April	23rd April	27th April	29th April
13th May	15th May	19th May	21st May	25th May	27th May
10th June	12th June	16th June	18th June	22nd June	24th June
8th July	10th July	14th July	16th July	20th July	22nd July
5th August	7th August	11th August	13th August	17th August	19th August
2nd September	4th September	8th September	10th September	14th September	16th September
30th September	2nd October	6th October	8th October	12th October	14th October
28th October	30th October	3rd November	5th November	9th November	11th November
25th November	27th November	1st December	3rd December	5th December	9th December
23rd December	26th December	30th December	31st December	4th January 1904	6th January, 1904.

Stanley,  
31st December, 1902,

# FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 30th September, 1902.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st July, 1902. ....	783	15	11	4173	7	3	4957	3	2	Pensions .....	...	...	...	55	14	0	55	14	0
										Governor .....	226	10	0	150	0	0	376	10	0
Customs .....	1196	17	1	...	...	...	1196	17	1	Colonial Secretary .....	327	4	3	42	19	10	370	4	1
Port, Harbour and Tonnage Dues .....	11	12	0	...	...	...	11	12	0	Customs .....	18	15	6	3	15	0	22	10	6
Licences .....	22	8	8	...	...	...	22	8	8	Audit .....	...	...	...	6	0	0	6	0	0
Fees .....	77	9	6	528	13	2	264	9	8	Port and Marine .....	28	3	4	14	14	0	42	17	4
Post Office .....	264	9	8	...	...	...	945	6	10	Legal .....	75	0	0	...	...	...	75	0	0
Rents .....	915	6	10	...	...	...	78	8	2	Police .....	134	18	6	36	16	7	171	15	1
Miscellaneous Receipts .....	78	8	2	...	...	...	...	...	...	Prisons .....	31	7	6	32	3	11	63	11	5
Interest on Investments:—										Medical .....	143	15	0	...	...	...	143	15	0
" Land Sales .....	...	...	...	286	8	0	286	8	0	Education .....	170	7	6	18	0	0	188	7	6
" Savings Bank .....	...	...	...	487	18	9	487	18	9	Ecclesiastical .....	119	3	4	...	...	...	119	3	4
" Fire Brigade .....	...	...	...	...	...	...	...	...	...	Transport .....	130	8	2	...	...	...	130	8	2
Total exclusive of Land Sales	2596	11	11	1302	19	11	3899	11	10	Miscellaneous .....	84	6	9	78	13	7	163	0	4
Land Sales .....	...	...	...	...	...	...	...	...	...	Post Office .....	87	4	4	625	0	0	712	4	4
										Colonial Engineer .....	109	10	1	...	...	...	109	10	1
Total	2596	11	11	1302	19	11	3899	11	10	Public works .....	247	2	11	40	11	3	287	14	2
Investments realized .....	...	...	...	...	...	...	...	...	...	" (Extraordinary) ...	226	4	7	50	19	10	277	4	5
Advances repaid .....	653	8	10	3522	9	2	4175	18	0	Savings Bank .....	9	11	8	...	...	...	9	11	8
Deposits received .....	12331	18	0	3	18	4	12335	16	4	Drawbacks and Refunds .....	35	10	6	...	...	...	35	10	6
Remittances received .....	...	...	...	3000	0	0	3000	0	0										
Overpayments recovered .....	...	...	...	...	...	...	...	...	...	Investments made .....	...	...	...	1003	18	4	1003	18	4
Received under Scab Ordinance .....	...	...	...	...	...	...	...	...	...	Advances .....	3666	14	9	37	3	9	3703	18	6
Total	15581	18	9	7829	7	5	23411	6	2	Deposits repaid .....	6214	5	3	4124	6	9	10338	12	0
Balance brought down .....	783	15	11	4173	7	3	4957	3	2	Remittances to Crown Agents .....	3000	0	0	...	...	...	3000	0	0
										Advances, Scab ...	103	2	6	...	...	...	103	2	6
Total	16365	14	8	12002	14	8	28368	9	4										
										Total	15189	6	5	6320	16	10	21510	3	3
										Balance on 30th Sept., 1902 ...	1176	8	3	5681	17	10	6858	6	1
										Total with Balance ...	16365	14	8	12002	14	8	28368	9	4

Treasury, Stanley, 8th December, 1902.

W. A. THOMPSON, *Treasurer.*

# SAVINGS BANK, 1901-2.

POST OFFICE,

STANLEY, 6th DECEMBER, 1902.

SIR,

I have the honour to forward the following report on the Savings Bank for the year ending 30th September, 1902.

During the year 57 accounts were opened and 46 have been closed; leaving a total of 390 depositors, amongst whom the balance in hand amounting to £50342 15s. 3d. is distributed. This gives an average of over £129 1s. 8d. standing to the credit of each account, or £24 12s. 9d. per head of the population of the Falklands (2043).

Interest amounting to £1070 1s. 7d. has been paid and credited to depositors during the year, being £70 6s. less than that credited in 1900-1 and the amount of deposits for year exceeds that of the withdrawals for the same period by £1247 3s. 6d. as shown in the Monthly Summary of Savings Bank Transactions transmitted herewith.

In order that it may be understood what advantage is gained by depositors placing their money in the Savings Bank I might here state that in 1889 a deposit of £72 was made, to which nothing further was added except the interest as it became due at the end of each year. The balance to the credit of this account on the 30th September with its accumulated interest to the same date amounts to £99 19s.

The income earned by the Bank during the year has been £1500 18s. 3d. and the expenses incurred £1070 9s. 9d. leaving a profit of £430 8s. 6d. as shown in the profit and loss account for the year ended 30th September, 1902.

I have the honour to be,

Sir,

Your obedient Servant.

W. A. THOMPSON,

*Colonial Treasurer.*

The Colonial Secretary,  
Falklands.

The following is a statement showing the transactions of the Bank since its establishment in 1888.

Year	Number of Depositors.	Amount of Deposits with accrued interest.			Withdrawals.			Balance at end of year.		
		£	s.	d.	£	s.	d.	£	s.	d.
1 April to 30th Sept., 1888	32	4201	1	5				4201	1	5
1888—1889.	92	13809	8	8	2871	5	10	15139	4	3
1889—1890.	127	8972	7	4	6300	19	5	17810	12	2
1890—1891.	167	8577	2	2	4760	1	6	21627	12	10
1891—1892.	192	8668	5	9	5355	9	2	24940	9	5
1892—1893.	220	11923	1	4	6790	3	5	30073	7	4
1893—1894.	250	10424	17	3	7817	0	11	32681	3	8
1894—1895.	282	9355	6	4	7620	14	11	34415	15	1
1895—1896.	308	9911	6	9	7609	1	5	36718	0	5
1896—1897.	327	9662	11	1	8110	0	2	38270	11	4
1897—1898.	349	11919	12	7	7713	14	1	42476	9	10
1898—1899.	356	10305	0	4	8458	5	9	44323	4	5
1899—1900.	351	10406	16	1	10328	13	1	44401	7	5
1900—1901.	379	14457	12	8	9763	8	4	49095	11	9
1901—1902.	391	12202	6	3	10955	2	9	50342	15	3
		154796	16	0	104454	0	9	50342	15	3

The following table shows the amount invested on account of the Bank on the 30th September, 1902. These investments amount to £47900 19s. 3d. leaving uninvested £2441 16s.

Table showing investments held on account of Savings Bank on 30th September, 1902.

			Cost price.			Face value.			Value in Sept., 1902.		
Consols	2 $\frac{3}{4}$ per cent	...	5038	8	4	5181	2	5	4940	0	0
<i>Inscribed Securities.</i>											
Barbados	3 $\frac{1}{2}$	...	1904	19	6	1802	5	2	1818	0	0
B. Guiana	3	...	1000	0	0	1029	11	0	910	0	0
Canada	3	...	3509	10	0	3722	3	4	3848	0	0
"	3 $\frac{1}{2}$	...	1061	4	6	1020	8	2	1030	0	0
Cape	4	...	2703	16	11	2495	4	9	2750	0	0
"	3	...	1000	0	0	1024	5	7	950	0	0
Ceylon	3	...	2509	12	2	2634	0	9	2535	0	0
Jamaica	3	...	1000	0	0	1007	10	2	1010	0	0
Natal	3 $\frac{1}{2}$	...				284	19	4	299	0	0
New South Wales	3 $\frac{1}{2}$	...	4363	13	0	4403	0	4	4540	0	0
New Zealand	3 $\frac{1}{2}$	...	2522	10	2	2837	7	5	3061	0	0
"	4	...	925	7	7	804	13	7	920	0	0
Mauritius	4	...	1299	7	0	1089	10	4	1232	0	0
Queensland	3 $\frac{1}{2}$	...	2099	9	0	1956	9	0	2016	0	0
"	3	...	2000	0	0	1999	19	0	1879	0	0
Victoria	3 $\frac{1}{2}$	...	5406	14	4	5362	16	7	5534	0	0
"	4	...	3100	1	0	2904	3	9	3194	0	0
Western Australia	3	...	2000	0	0	2116	7	0	2011	0	0
South Australian	3	...	1000	0	0	1063	1	5	1011	0	0
Zanzibar. Loan		...	2000	0	0	2000	0	0	2000	0	0
British Guiana	3	...	131	4	0	141	15	8	130	15	11
Gold Coast	3	...	1368	16	0	1500	0	0	1365	0	0
Deduct profit on securities realized			47944	13	6	48385	14	8	48983	15	11
			43	14	3						
			47900	19	3	48385	14	8	48983	15	11

### FALKLAND ISLANDS SAVINGS BANK. CAPITAL ACCOUNT.

Dr.	30th September, 1902.	Cr.
1902. 30th Sept.		On Deposit 30th Sept., 1901 49095 11 9 Deposits 1st Oct., 1901 to 30th Sept., 1902, 12202 6 3
Investments as per list attached, taken at cost price	47900 19 3	Withdrawals 10955 2 9
* Balance uninvested	2441 16 0	1247 3 6
	£50342 15 3	£50342 15 3

### PROFIT AND LOSS ACCOUNT 30th September, 1902.

1902. 30th Sept.		Interest paid and credited to Depositors 1st Oct., 1901, to 30th Sept., 1902	1070 1 7
Interest on Investments	£1500 18 3	Expenses of Management	8 2
			1070 9 9
		Profit on year's transactions	430 8 6
	£1500 18 3		£1500 18 3

\* Crown Agents have been instructed to invest £2000.

dited, and found correct.

W. HART BENNETT, *Colonial Secretary.*  
Local Auditor.



# SAVINGS BANK.

## Monthly Summary of Transactions.

1901 and 1902.	Deposits.			Withdrawals.			Differences.			Total Amount.			Interest.			Accounts opened.	Accounts closed.	Number of Deposits.	Number of Withdrawals.
Balances	£	s.	d.	£	s.	d.	£	s.	d.	49095	11	9	£	s.	d.	379			
October	550	4	6	3138	6	2	— 2588	1	8	46507	10	1	0	0	0	7	3	24	10
November	244	12	1	378	18	0	— 134	5	11	46373	4	2	0	0	0	4	0	19	12
December	1470	14	3	430	8	9	+ 1040	5	6	47413	9	8	1043	9	4	2	2	14	10
1902																			
January	564	15	6	573	3	5	— 8	7	11	47405	1	9	0	0	10	4	2	45	11
February	872	7	5	294	1	7	+ 578	5	10	47983	7	7	1	7	0	10	3	35	10
March	481	1	3	572	13	9	— 91	12	6	47891	15	1	1	18	4	6	3	34	14
April	734	19	9	1060	17	11	— 325	18	2	47565	16	11	7	5	11	4	6	25	13
May	861	2	10	993	8	11	— 132	6	1	47433	10	10	6	2	8	2	3	30	14
June	1613	5	5	566	3	6	+ 1047	1	11	48480	12	9	0	5	10	4	6	23	13
July	977	16	8	887	6	8	+ 90	10	0	48571	2	9	4	17	2	6	9	26	25
August	1224	17	2	631	11	4	+ 593	5	10	49164	8	8	4	12	3	2	5	29	18
September	2606	9	5	1428	2	9	+ 1178	6	8	50342	15	3	0	2	3	6	4	101	15
Total for year.	12202	6	3	10955	2	9	+ 1247	3	6	50342	15	3	1070	1	7	436	46	405	165
				Balances			49095	11	9							46			

390 Books

No. 15.

## Pilot, Appropriation and Marriage Ordinances.

With reference to Notifications No. 71 in Gazette No. 10 of 1st October, 1902; and No. 78 in Gazette No. 11 of 1st November, 1902, the Governor directs the publication of the undermentioned Ordinances, which have been passed by the Legislative Council and assented to by His Excellency:—

No. 6 of 1902. "An Ordinance to consolidate and amend the Law relating to Pilots."

No. 7 of 1902. "An Ordinance to provide for the Service of the Year 1903."

No. 8 of 1902. "An Ordinance relating to Marriage."

31st December, 1902.

No. 16.

## Boards of Health.

His Excellency the Governor has been pleased to nominate and appoint the undermentioned gentlemen to be members of the Board of Health for 1903.

### East Falklands.

Mr. G. HURST, J.P.      Mr. J. ALDRIGE.  
Mr. W. BIGGS.      Mr. T. WATSON.

Mr. L. WILLIAMS.

### West Falklands.

Mr. S. MILLER, J.P.      Mr. J. WALDRON, J.P.

1st January, 1903.

No. 17.

## Probate Notice.

In the Supreme Court of the Falkland Islands, Probate side.

In the goods of the late Marcella Parry, deceased.

Whereas William Alfred Harding of Stanley, has applied for letters of Administration of the goods and chattels, rights and credits of Marcella Parry, deceased.

These are therefore, to cite and admonish all and singular the next of kin and the creditors of the said deceased, that the prayer of the petitioner will be granted provided no caveat be entered before the Chief Justice by 21st January, 1903.

Dated this 24th day of December, 1902.

G. I. TURNER,  
*Acting Registrar.*

No. 18.

## Probate Notice.

In the Supreme Court of the Falkland Islands, Probate side.

In the Estate of the late Emily Kendal, deceased.

Whereas John James Felton, of Stanley, has applied for letters of Administration of the Estate, rights and credits of Emily Kendal, late of Leeds, Yorks, deceased.

These are, therefore, to cite and admonish all and singular, the next of kin, and the creditors of the said deceased that the prayer of the petitioner will be granted provided that no caveat be entered before the Chief Justice by 21st January, 1903.

Dated at Stanley, this 30th day of December, 1902.

G. I. TURNER.  
*Acting Registrar.*

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT.

*Colonial Secretary.*

1st January, 1903.





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

FEBRUARY 1st, 1903.

No. 2.

No. 19.

## Local Rates.

It is hereby notified for general information that the Local Rates assessed under Ordinance No. 5 of 1897, become due before 31st March, 1903.

11th January, 1903.

No. 21.

## Index to Gazette, 1902.

This Index can now be purchased at the Colonial Secretary's Office. Price Sixpence.

No. 20.

## Jury List.

The corrected Jury List for the year 1903 is published with this Gazette.

18th January, 1903.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT.

1st February, 1903.

Colonial Secretary.

# JURY LIST FOR THE YEAR 1903.

The following List of Persons liable under the provisions of Ordinance No. 5 of 1901, to serve as Jurors for the Year 1903, is published in accordance with the 4th Section of that Ordinance.

Any objections thereto will be heard and determined at the Police Magistrate's Court, on the 3rd Monday in January, 1902.

W. HART BENNETT,

*Police Magistrate.*

Stanley, 31st December, 1903.

Aitken, Richard  
Alazia, J.  
Alazia, W.  
Aldridge, Charles  
Aldridge, John G.  
Aldridge, Joseph  
Allen, Robert  
Anderson, Louis  
Anderson, William  
Armstrong, W.  
Ashley, F.  
Atherton, P.  
Atherton, F.  
Badmin, D.  
Bailey, John  
Barnes, Arthur  
Bell, H.  
Bender, Charles  
Bennett, H. E.  
Benney, G. W.  
Benney, W. G.  
Berntsen, L.  
Berntsen, Abner  
Bernsten, W.  
Betts, J.  
Biggs, Allan  
Biggs, Fred.  
Biggs, George  
Biggs, James  
Biggs, John  
Biggs, W., Jr.  
Biggs, W. J.  
Biggs, Arthur V.  
Biggs, Alfred  
Biggs, Albert  
Binnie, T.  
Binnie, J.  
Birling, F.  
Blyth, J.  
Bonner, George  
Bonner, W.  
Bonner, Sam  
Bonner, Alex  
Boyer, A.  
Bradbury, R.  
Browning, Benjamin  
Browning, F.  
Butler, Joseph  
Butler, Thomas  
Campbell, Walter  
Carey, David  
Carey, J. R.  
Cartmell, R.  
Clemment, H.  
Clement, Donald  
Clethero, J.  
Clifton, H.  
Clifton, H., Jr.  
Clifton, Wm.  
Cletheroe, William  
Collins,  
Cullen, S.  
Cusack, D.  
Davis, B.  
Davis, John

Davis, Richard  
Dettleff, John  
Dettleff, Michael  
Dettleff, Thomas  
Dettleff, Hanses  
Dettleff, William  
Dickson, John  
Durose, F.  
Earle, David  
Elmer, Wm.  
Etheridge, William  
Evans, John  
Felton, John  
Finlayson, William  
Fleuret, Alfonso  
Fleuret, Gaston  
Fleuret, Octave  
Gilchrist, A.  
Girling, W. C.  
Gleadall, C.  
Gleadall, E.  
Gleadall, E. J.  
Goodwin, T., Jr.  
Goodwin, T.  
Goodwin, R.  
Gorton, C. A.  
Goss, William  
Greenshields, G.  
Griffin, Wm.  
Halliday, John  
Halliday, W.  
Hansen, Charles  
Hardy, Albert  
Hardy, F. Jr.  
Hardy, William  
Hardy, Arthur  
Hardy, Walter  
Harries, Joseph  
Harrison, Wilfred  
Herring E.  
Harten, John von  
Hennah, H. H.  
Hewitt, D.  
Holt, E.  
Humble, J.  
Hunter, A.  
Hunter, R.  
Hunter, Robert Jr.  
Hynam, C.  
Hynam, G.  
Jennings, G.  
Johnson, M.  
Johnstone, Geo.  
Jones, H.  
Jones, J.  
Jones, R.  
Jones, Thomas  
Kelway, F. G.  
Kelway, John  
Kelway, Charles  
Kendal, Walter  
King, A.  
King, F. I.  
King, Thomas  
Kirwan, John

Kirwan, Sidney  
Lang, F.  
Langdon, F.  
Lanning, T.  
Lee, Charles  
Lee, J.  
Lyes, John  
Lellman, Fritz  
Lehen, J.  
Lehen, C.  
Lehen, J. Junr.,  
Lewis, James  
Lewis, J.  
Linney, Albert  
Linney, Arthur  
Luxton, John  
Luxton, W. H.  
Mannan, F.  
Mannan, H.  
McAskill, A.  
McAskill, D.  
McAtasney, John  
McCall, A.  
McCarthy, P.  
Mackay, John  
McLaren, J.  
McDaid Wm.  
McDonald, A.  
McDonald, E.  
McDonald, M.  
McGill, W.  
McGill, James  
McKay, J.  
McPhee, J.  
McKenzie, D.  
McKenzie, M.  
McLherson, D.  
Martin, Alex  
Melin, Charles  
Meldrum, David L.  
Mercer, A.  
Middleton, D.  
Miller, M.  
Miller, W.  
Mitchell, D.  
Mitchie, G.  
Morrison, A.  
Moir, Alex  
Morrison, Finlay  
Morrison, A.  
Morrison, D.  
Morrison, G.  
Morrison, R.  
Newing, H.  
Newing, L.  
Newman, F.  
Osborne, Geo.  
Parrin, H.  
Parrin, M.  
Perrin, G.  
Peck, W.  
Peck, J., Jr.  
Phillips, G.  
Pitaluga, Alex. M.  
Pitaluga, Henry

Pitaluga, James  
Poppy, John  
Ratcliffe, William  
Ratcliffe, John  
Reeves, Robert  
Reeves, A.  
Reeves, George  
Reid, W.  
Roberts, H.  
Robertson, J.  
Robson, Joseph  
Robson, E.  
Robson, T.  
Robson, John  
Rowlands, George  
Rummell, H.  
Rutter, Harry  
Rutter, Edwin  
Ryan, W.  
Scott, C.  
Sedgwick, H.  
Sharpe, Robert,  
Short, Fred  
Short, C.  
Short, J.  
Short, Richard  
Simpson, F.  
Simpson, W.  
Skilling, R.  
Smith, D.  
Smith, Alex.  
Smith, E. J.  
Smith, J.  
Smith, G. P.  
Smith, W.  
Smith, John  
Smith, Thomas  
Smith, Ralph  
Smith, George J.  
Steel, James  
Steel, John  
Stewart, George  
Street, F. W.  
Summers, John  
Summers, E.  
Thomas, H., Capt.  
Thomas, H.  
Thompson, G.  
Thompson, W.  
Turner, G.  
Turner, G. I.  
Wallace, J.  
Walsh, W.  
Walsh, John  
Watson, D.  
Watson, J.  
Watson, T.  
Watis, I.  
Watts, J.  
Whaley, C.  
Whitman, Lee J.  
Wilkins, E.  
Williams, J. H.  
Williams, Henry  
Williams, Louis



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

MARCH 1st, 1903.

No. 3.

No. 22.

## Land Ordinance.

With reference to notification No. 50 in Gazette No. 7 of 1st July, 1902, the Governor directs the publication of the following Ordinances which have been passed by the Legislative Council and assented to by His Excellency.

No. 1 of 1903. "An Ordinance relating to land."

No. 2 of 1903. "An Ordinance relating to Patents for Inventions, Registration of Designs and of Trade Marks."

No. 23.

## Accounts.

With this Gazette is published a Statement of the Receipts and Payments of the Colony for the Quarter ended 31st December, 1902.

28th February, 1903.

No. 24.

## Summary Jurisdiction Ordinance.

With this Gazette is published a Proclamation by His Excellency the Governor defining the limits of Stanley for the purposes of the Summary Jurisdiction Ordinance, 1902.

25th February, 1903.

No. 25.

## Savings Bank.

Depositors in the Savings Bank are requested to take note that the Colonial Treasurer now gives counterfoil receipts for all deposits.

2nd March, 1903.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT.

Colonial Secretary.

1st March, 1903.



# Proclamation.

---

By His Excellency WILLIAM GREY-WILSON, Companion of the Most Distinguished Order of St. Michael and Saint George, Governor, Commander-in-Chief and Vice-Admiral of the Falkland Islands, etc., etc., etc.

Whereas by the Summary Jurisdiction Ordinance, No. 5 of 1902, Section 2, it was enacted that the town of Stanley should for the purposes of the said Ordinance extend to such place as the Governor shall from time to time define by any proclamation for that purpose issued.

NOW, THEREFORE, I, WILLIAM GREY-WILSON, in pursuance of the powers vested in me by the Summary Jurisdiction Ordinance, 1902, do hereby proclaim that for the purposes of the said Ordinance, the town of Stanley shall extend to a radius of two miles from the Cathedral.

---

**GOD SAVE THE KING.**

---

Given under the hand of His Excellency at Government House, the Falkland Islands, this 25th day of February, 1903.

By Command,

W. HART BENNETT,

*Colonial Secretary.*



# FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 31st December, 1902.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balance on 1st October, 1902 ...	1176	8	3	5861	17	10	1758	6	1										
Customs ...	1549	16	8	...	...	...	1549	16	8	Pensions ...	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues ...	35	3	6	...	...	...	35	3	6	Governor ...	387	1	0	100	0	0	487	1	0
Licences ...	151	7	5	...	...	...	151	7	5	Colonial Secretary ...	289	0	6	18	17	0	307	17	6
Fees ...	84	5	10	...	...	...	84	5	10	Customs ...	20	6	6	...	...	...	20	6	6
Post Office ...	415	12	11	...	...	...	415	12	11	Audit ...	...	...	...	6	0	0	6	0	0
Rents ...	1189	6	11	...	...	...	1189	6	11	Port and Marine... ..	109	9	9	0	13	0	110	2	9
Miscellaneous Receipts ...	125	10	3	...	...	...	125	10	3	Legal ...	75	10	0	...	...	...	75	10	0
Interest on Investments:—	...	...	...	...	...	...	...	...	...	Police ...	137	4	6	...	...	...	137	4	6
" Land Sales ...	...	...	...	138	11	8	138	11	8	Prisons ...	42	5	9	...	...	...	42	5	9
" Savings Bank ...	...	...	...	310	6	7	310	6	7	Medical ...	162	10	0	...	...	...	162	10	0
" Fire Brigade ...	16	1	3	...	...	...	16	1	3	Education ...	160	8	10	16	11	2	177	0	0
Total exclusive of Land Sales	3567	4	9	448	18	3	4016	3	0	Ecclesiastical ...	121	0	0	...	...	...	121	0	0
Land Sales ...	...	...	...	...	...	...	...	...	...	Transport ...	22	5	4	2	0	0	24	5	4
Total ...	3567	4	9	448	18	3	4016	3	0	Miscellaneous ...	423	1	11	41	10	7	464	12	6
Investments realized ...	...	...	...	...	...	...	...	...	...	Post Office ...	162	18	3	631	7	2	794	5	5
Advances repaid ...	2612	17	2	391	2	6	3003	19	8	Colonial Engineer ...	98	7	9	4	6	8	102	14	5
Deposits received ...	9873	0	6	3	13	8	9876	14	2	Public works ...	312	17	0	234	4	8	547	1	8
Remittances received ...	...	...	...	3000	0	0	3000	0	0	" (Extraordinary)... ..	167	10	8	76	19	11	244	10	7
Overpayments recovered ...	109	12	2	2	8	4	112	0	6	Savings Bank ...	1154	19	0	...	...	...	1154	9	0
Received under Scab Ordinance	203	9	11	...	...	...	303	9	11	Drawbacks and Refunds ...	...	...	...	...	...	...	...	...	...
Total ...	16366	4	6	3846	2	9	20212	7	3	Investments made ...	3846	16	9	1188	4	2	5035	0	11
Balance brought down ...	1176	8	3	5681	17	10	6858	6	1	Advances ...	3614	2	3	2	16	5	3616	18	8
Total ...	17542	12	9	9528	0	7	27070	13	4	Deposits repaid ...	5000	17	0	4308	7	2	9309	4	2
										Remittances to Crown Agents	3000	0	0	...	...	...	3000	0	0
										Advances, Scab ...	147	19	11	...	...	...	147	19	11
										Total ...	15609	15	11	5503	1	5	21112	17	4
										Balance on 31st Dec., 1902 ...	1932	16	10	4024	19	2	5957	16	0
										Total with Balance ...	17542	12	9	9528	0	7	27070	13	4

Treasury, Stanley, 28th February, 1903.

W. A. THOMPSON, *Treasurer.*

[SEAL]

(Signed) W. GREY-WILSON.

No. 1,



1903.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(17th February, 1903.)

### *An Ordinance relating to Land.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1. In this Ordinance, and in the construction of any lease or Crown Grant— Interpretation.

“Land” includes Islands, Country, Suburban and Town Land.

“Crown Lands” means any land not already granted in fee simple and includes any land which has been or may hereafter become escheated or otherwise acquired by the Crown.

“Waste Land” means land in the possession of the Crown or land let on a lease which is within one year of expiring.

“Lot” means Town land.

“Block” means 160 acres.

“Station” means the whole extent of land occupied in one lease.

“Inspector” means an Inspector appointed under “The Live Stock Ordinance, 1901.”

“Stock” means any horse, cow, pig, goat, sheep or their young.

“Boundary” means the line of junction of the land of one owner with the land of another owner or with Crown land.

“Sufficient Fence” means such fence as shall be prescribed in respect of Country land, Suburban land and Town land respectively by any rules and regulations made or hereafter to be made under this Ordinance.

“Owner” includes a lessee from the Crown and the agent or manager of any absentee owner or lessee.

“Improvement” shall include buildings, drains, wells, tanks, dams, cultivation, fencing, filling up, laying down grass, and any beneficial work done upon any land, not being a Reserve, to increase its value, productiveness, or power of carrying stock.

NOTE.—Under the repealed Ordinances a “section” was defined as 6,000 acres, but was frequently nominally 10,000 acres.

"Country" means land more than six miles from the Cathedral or from the centre of any town.

"Suburban" means land more than two miles and less than six miles from the Cathedral or from the centre of any town.

"Town" means land within two miles of the Cathedral or of the centre of a town.

"Reserve" means the land specified in section seven and any land declared a Reserve under that section.

Limitation of the Crown's right to sue for land.

2. The King's Majesty shall not at any time commence any action, suit, or other legal proceedings against any person for or in anywise concerning any lands, tenements, rents or hereditaments whatsoever (other than liberties or franchises) by reason of any right or title which hath not first accrued and grown or shall not hereafter first accrue and grow within the space of sixty years next before the commencement of such action, suit, or other legal proceedings.

Reserving right to reversionary interest.

3. In the construction of the preceding section the right or title of the King's Majesty to any lands, tenements, or hereditaments which are now or shall at any time hereafter be subject to or comprised in any demise or lease for any term of years, granted by or on behalf of His Majesty, or any of His Royal predecessors or successors, shall not be deemed to have first accrued or grown until the expiration or termination of such demise or lease as against any person whose possession, holding, or enjoyment of such lands, tenements, or hereditaments, or whose receipt of the rents, issues, or profits thereof shall have commenced during the term of such demise or lease, or who shall claim from, by, or under any person whose possession, holding or enjoyment of such lands, tenements, or hereditaments or whose receipt of the rents, issues, or profits thereof shall have so commenced as aforesaid.

Crown Land how dealt with.

4. Crown lands shall not, save as hereinafter excepted, be dealt with or disposed of, without the special sanction of the Secretary of State, otherwise than in the manner hereinafter prescribed and, except as hereinafter mentioned, the Waste lands of the Crown shall be sold in fee simple and by public auction only.

Wild cattle.

5. Any person who without the permission of the Governor in writing shall without lawful cause drive, hunt, wound, capture, decoy, or destroy any wild cattle or wild stock on waste lands, and, if on lands in the lawful occupation of any other person, without his authority, shall for each animal so killed, wounded, captured, decoyed, or destroyed be liable to a fine not exceeding fifty pounds and any person who shall receive any animal or any part thereof, knowing the same to have been unlawfully captured and destroyed as aforesaid, shall be liable to a fine not exceeding five pounds. Any constable may stop, search and detain any boat in or upon which there shall be reason to suspect that such animal or any part thereof so unlawfully obtained may be found and, if upon search thereupon made, such animal or any portion thereof shall be found, then may convey the same before a Justice, and without a warrant may take into custody and carry before a Justice any person reasonably suspected of having committed any offence contrary to this section.

Reserving land for special purpose.

6 Nothing herein contained shall prevent the Governor in Council from reserving to His Majesty the right of disposing in such a manner as for the public interest may seem best of such lands as as may be required for any purposes of public defence, safety, utility, convenience, or enjoyment, or for facilitating the improvement and settlement of the Colony or for any special purpose.

7. The following lands which prior to the passing of this Ordinance have been "Reserved" shall continue to be "Reserves" that is to say :

In Lafonia, near Bull Point ...	1,280 acres
In Section 8, Darwin Harbour ...	3,000 "
In Section 28, Port Sussex ...	2,224 "
In Section 22a, West Cove ...	1,540 "
In Pebble Island, Elephant Bay ...	160 "
In Keppel Island, Bold Point ...	160 "
In New Island, Tigre Harbour ...	160 "
In Stanley Harbour, Navy Point ...	145 "

and the Governor in Council may, by publication in the Gazette and by giving notice to the occupier (if any), at any time declare any Crown land a Reserve and, if the land or any portion thereof so declared shall be comprised in any lease, the lease in so far as it relates to the land so reserved shall be determined at the expiration of three years from the date of the publication in the Gazette of such declaration provided that, in cases where any leaseholder is deprived of the use of such reserved part of his holding, the Governor in Council may grant a corresponding abatement of rent to such leaseholder and provided that it shall be lawful for the Governor in Council with the approval of the Secretary of State to declare any "Reserve" no longer reserved and, upon the publication of such declaration in the Gazette, such land shall cease to be a Reserve and may be dealt with as other lands of the Crown.

8. Any land reserved under the preceding section or prior to the passing of this Ordinance may be leased for any term not exceeding three years, provided that any such Reserve shall not be leased without the sanction of the Secretary of State to any person whose land does not adjoin such Reserve, unless the former lessee shall have refused to accept and upon his refusal all the other owners of land adjoining such Reserve shall have refused to accept a lease thereof upon the terms prescribed by the Governor in Council and if all the holders of land adjoining such Reserve have refused to accept a lease as aforesaid then the lease of such Reserve shall be put up to auction as provided for in sections 9 and 10 in the case of other Waste lands.

9. The Governor may at any time cause, subject to the provisions of section 15, a lease of any Waste lands of the Crown to be put up to auction upon such terms and subject to such reservations, conditions, and restrictions as may seem expedient to the Governor in Council and as shall be notified in the Gazette, and the Governor, with the approval of the Secretary of State, may, upon the application of the occupant of any land whose lease has expired or will expire within two years, grant to him either a renewal of such lease or a new lease upon such terms and subject to such reservations, conditions, and restrictions as may seem expedient to the Governor in Council, but such renewal shall not, and such new lease shall not, unless otherwise therein expressly provided, have effect until the determination of the then current lease and shall not :

In the case of Country land (not being a Reserve), exceed the term of twenty-one years.

In the case of Suburban land or a Reserve, exceed the term of three years.

In the case of Town lands, exceed the term of 60 years,

and whenever the Governor shall decline to renew any lease and whenever the former lessee shall decline to accept a new lease on the terms offered by the Government, there shall be paid by the Government to the outgoing tenant the value of all improvements assessed as hereinafter prescribed, provided that no compensation shall be paid for any improvement in respect of land when the former lessee declines to accept the renewal of his lease or when such improvements are in respect of land held upon a lease which has become null and void.

Reserves.

May be let.

Leases.

Renewal of

Term.

Improvements to be paid for.

not to be paid for.

Land reverting to Government, how dealt with.

10. (1) Whenever the holder of any lease which expires or is within one year of expiring after the passing of this Ordinance shall decline to accept a renewal of such lease; or, if the Government has refused to renew such lease, shall decline to accept a new lease of such land upon the terms approved by the Governor in Council with reference to such lease, and—

(2) Whenever any lease shall become null and void, or shall be so declared under section 13.

The Governor shall cause a new lease of the land thus lapsing to the Crown to be put up to public auction unless the Governor in Council shall direct that such land be sold by auction as provided for in section 15 of this Ordinance.

If Government deprives Owner of one lease he may throw up all.

11. Whenever the Governor has refused to renew the lease of any station the lessee of such station may by application to the Colonial Secretary in writing elect that all the leases of Crown land held by him shall expire upon the same day as the lease of the station which the Governor has refused to renew and such leases shall thereupon be determined on that day and in every such case the whole of the Crown land held by such lessee shall to all intents and for all purposes under this Ordinance be deemed to be leases which the Government has refused to renew.

Improvements, how Value to be assessed.

12. The sum to be paid on account of improvements shall be determined by some one or more fit and proper persons appointed by the Governor or, should the lessee so request in writing, by two assessors, one of whom shall be appointed by the Governor and one by the lessee. Such assessors shall certify that every improvement of which they have assessed the value is to the best of their knowledge and belief suitable and appropriate to the station or lot or was authorized by the Governor in Council as witnessed by writing under the hand of the Governor, provided that the assessed value of such improvements shall never exceed the actual cost thereof. In the event of the assessors not being able to agree as to the amount to be paid, either of them may appeal to the Chief Justice, and the Chief Justice having heard the case and considered the evidence (if any) shall determine the amount at which the improvements shall be assessed.

When lease null and void.

13. Whenever any lessee shall fail to perform or observe any of the conditions of any lease held by him or to pay any rent due to the Government in respect of any lease within three months after it has become due, every lease held by such lessee from the Crown shall be null and void, and whenever a lessee shall decline to accept a renewal of any lease held by him it shall be lawful for the Governor in Council to declare every lease held by such lessee from the Crown null and void.

Lessee may purchase all his land.

14. The holder of any country land may, at any time not less than one year before the termination of his lease (or soonest-to-expire lease if he have more than one), purchase the whole of the land rented by him in accordance with the acreage set forth in his leases at the rate of three shillings an acre, and, if no acreage be specified in one or more of such leases, then in respect of the number of acres computed by the Governor as the acreage of any such leases and the purchase money in respect of any land dealt with under this section shall be payable in the same manner as is laid down in section 18 in the case of sales by auction, and no rent shall be payable in respect of such land from the date on which the first instalment of the purchase money shall be paid.

and leases by

15. The Governor may at any time sell by auction any Waste land not being a Reserve and lease by auction any Waste land in such size or lot as to the Governor in Council may seem expedient and the upset price in the case of a sale shall not be lower than at the rate per acre of one hundred pounds for Town land and two pounds

for Suburban land and three shillings for Country land, and in the case of a lease the upset price per acre per annum shall not be lower than at the rate of four pounds for Town land, two pence for Suburban land, and one penny for Country land, save when the Secretary of State shall authorize any specified land to be put up at a lower rate, provided that it shall be lawful for the Governor, if he shall deem it expedient, to dispose by private contract of any frontage or other lot of land in Stanley or any other town to the owner of the adjacent land at a price to be fixed by the Governor in Council, which price shall in no case be lower than at the rate of one hundred pounds per acre.

Frontage may be sold or let privately.

16. Every auction held under this Ordinance shall have been publicly advertised for not less than three months before the date of such auction and such advertisement shall show as fully as may be:

Auctions to be advertised.

- (1) The special reservations, restrictions and conditions which will be imposed in respect of the land to be put up to sale or to lease by auction, or that the land will be sold or leased subject to the reservations, restrictions and conditions set forth in the Land Ordinance, 1903.
- (2) The situation, boundaries and acreage of the land and whether the acreage is the assessed number of acres or has been ascertained and determined by survey, and the names of the owners or lessees of the adjoining lands.
- (3) If a Town lot, the length of the boundary line between the lot and every adjoining lot
- (4) The mode in which the purchase money of the land or lease shall be paid and the price at which the land will be upset.
- (5) In the case of sale, the date when possession will be given, which if the land be held on lease shall not be until the termination of the current lease.
- (6) The value of the improvements as assessed and ascertained under section 12.
- (7) Whether the land has been surveyed or not and when any land has been surveyed, that a copy of the plan is open to inspection at the Government offices, and stating the length of the boundary line between the property advertised and the land of each adjoining owner.

17. It shall be lawful for the Governor to lease or sell privately at not less than the upset price, any land not let or sold when put up to auction or to renew the lease of the former lessee, subject to the provisions of section 10 of this Ordinance as to the renewal of leases.

If not disposed of at auction.

18. The following provisions shall have effect with respect to any land put up to sale by auction:

Sales by auction, provisions as to.

(1) A copy of the plan of the land (if surveyed) shall be exhibited at the sale by the Auctioneer and given to the purchaser.

Plan.

(2) The purchase money shall be payable by such number (not exceeding 15) of equal yearly instalments as the Governor in Council shall determine and as shall be notified in the Gazette before the sale. The first instalment shall be paid at the conclusion of the sale and each subsequent instalment, together with interest at the rate of 2½ per centum per annum on the unpaid balance of the purchase money for the time being from the date of payment of the last previous instalment, shall be paid at the expiration of one year from the day on which the last previous instalment was payable. But the purchaser may at any time pay the whole of the purchase money remaining unpaid with the interest thereon which has accrued since the date of the last previous payment of an instalment.

Purchase money.



- Highest bidder.** (3) The highest or only bidder at or above the upset price shall be the purchaser.
- Agreement to be signed.** Immediately upon the conclusion of the sale the purchaser shall sign an agreement to complete the purchase and to fulfil the conditions of sale. If any purchaser, whether the original purchaser or a purchaser substituted under this sub-section, shall fail to pay the first instalment or to sign the said agreement, the sale to him shall be void and the next highest bidder (if any) at or above the upset price shall be the purchaser.
- If broken.** (4) If any purchaser shall fail to pay the second or any subsequent instalment of purchase money or any interest for the time being payable by him on the day on which such instalment or interest becomes payable or within twenty-one days thereafter, the Governor may, and if such default shall continue for three months from the day on which such instalment or interest becomes payable, the Governor shall cause the land purchased by such purchaser to be again put up for sale by public auction at the same upset price and on the same conditions as at the previous sale.
- Second auction.** (5) If any land shall be again put up for sale as aforesaid, the previous sale thereof shall henceforth become void and the purchaser at the previous sale shall give up possession thereof and shall have no further right or interest in or lien upon such land.
- When bidder at first auction may obtain a refund.** (6) If, after payment in full of the purchase money and interest payable by the purchaser at the second sale, the Government shall have received in respect of such purchase money and interest an amount exceeding the purchase money and interest which would have been received from the purchaser at the previous sale if he had complied with the conditions of sale, then out of such excess, after deducting therefrom the expenses of the second sale, the Government shall repay to the purchaser at the previous sale the amount of the instalments of purchase money and interest which he shall have actually paid or so much thereof as such excess shall suffice to repay but in no other event shall a purchaser have any claim for repayment of instalments of purchase money or interest paid by him.
- Possession, when given.** (7) Every purchaser whether at a first or second sale shall be let into possession of the land purchased by him upon the date advertised in the conditions of sale and upon payment of the first instalment of purchase money and upon his signing the above mentioned agreement, but no grant of the land shall be issued to him until he shall have paid the whole of the purchase money and all interest payable under the conditions of sale.
- Improvements to be paid for.** (8) The sum of money (if any) payable by the purchaser of any land put up for sale as the value of improvements thereon under sections 9 and 12 shall be paid by the purchaser to the Government within thirty days from the date of the sale. If the purchaser at a first sale shall not pay the said sum of money within the said thirty days the land shall be again put up for sale by auction in the same manner, and with the same consequences as if such purchaser had made default for three months in payment of an instalment of purchase money.
- Leasing by auction.** 19. The following provisions shall have effect with respect to any Crown land put up to lease by auction :—
- Highest bidder.** (1) The highest or only bidder for every lease at or above the upset price shall be the lessee. Immediately upon the conclusion of the auction the lessee shall pay one-half of the amount bid for the lease and one-half of the value of the improvements as assessed and advertised and where there are no improvements then one year's rent, and shall sign an agreement to fulfil the conditions as advertised for the letting of the land and to pay the second moiety of the amount bid for the lease and the second half of the value of the improvements (if any) at the expiration of two months from the date



of the first payment. If any lessee at the auction, whether the highest bidder or a bidder substituted under this sub-section, shall fail to pay the amount due at the close of the auction or to sign the said agreement, the lease to him shall be void and the next highest bidder (if any) at or above the upset price shall be the lessee.

(2) Every lessee at auction shall be let into possession of the land upon the date advertised in the conditions of sale and on completion of the payments specified in the preceding sub-section and on payment of one year's rent.

Possession, when given.

(3) If any lessee shall fail to pay the second moiety of the purchase money of the lease and of the value of the improvements on the day on which such payment becomes due the Governor may and, if such default shall continue for 60 days from the date on which such payment becomes due, the Governor shall cause the land leased to be again put up to public auction at the same upset price and on the same conditions as at the previous auction, and if the land shall be again put up for lease by auction as aforesaid the previous lease thereof shall become void and the lessee at the previous sale shall have no right, title, or interest in or lien upon the land leased.

Second auction.

(4) The Governor, whenever he is satisfied that the Government, after defraying the expenses of the subsequent auction and any other costs incurred, has received more money by reason of the default of a lessee than would have been received had no default been made, may cause to be refunded to the original lessee at auction so much of the sums paid by him to the Government as such surplus may suffice to repay but in no other event shall any lessee at auction have any claim for repayment of any sums paid by him.

When bidder at first auction may obtain a refund.

20. The Governor is hereby authorized, on behalf of His Majesty, to sign and execute from time to time any instruments to give effect to the provisions of this Ordinance.

Governor may execute instruments.

21. The Governor in Council may insert in any lease granted by him on behalf of the Crown such reservations, conditions and restrictions as may be deemed expedient and the following reservations, conditions, and restrictions, unless expressly excluded in whole or in part and subject to such other reservations, conditions, and restrictions as may be set forth therein and so far as they are appropriate and not repugnant to any of the reservations, conditions and restrictions inserted in any Crown grant or lease of Crown lands, shall be binding in the same manner and to the same extent as if they formed part of such Crown grant or lease and had been fully set forth therein.

Reservations, conditions and restrictions as to Crown grants and leases.

(a) Every dispute as to the boundaries of any block, section, or station shall be settled by arbitration in the usual way at the expense of the parties interested, and due notice of any adjustment signed by the parties interested shall be given within three months to the Colonial Secretary for recording and if such notice be not given the award of the arbitration shall be null and void.

Disputed boundaries

(b) Any lease may with the approval of the Governor be transferred by the lessee or his attorney writing, dating, and signing thereon in the presence of two witnesses the following words:

Transfers.

"I hereby transfer to  
all right, title and interest in this lease."

Provided that every such transfer shall be sent to the Colonial Secretary to be registered within four months of such transfer.

(c) Any lease may be renewed by the Governor writing, dating, and signing thereon the following words:—

Renewals.

"I hereby renew this lease until the                      day of  
190 ."

## Purposes.

(d) Country and Suburban lands shall be used for pastoral purposes only.

Land may be taken for any purpose of public utility.

(e) The Governor shall have power at any time to proclaim a public road through any station or part thereof, and to resume and enter upon any part of the lands which it may be deemed necessary to resume for making any work of public utility or convenience without making to the lessee or owner any compensation in respect thereof so nevertheless that the lands so to be resumed shall not exceed one twentieth part of the whole of the station and that no such resumption as aforesaid shall be made under this section of any lands upon which any buildings shall have been erected or which may be in use as gardens or otherwise for the more convenient occupation of any such buildings: provided that a proportionate abatement of rent shall be granted to the tenant of such resumed land, except where the resumption is for public roads of which such tenant will enjoy the benefit with others.

Government may take stones, etc.

(f) The Governor and any one acting under his authority may search, dig for, and take away any stones or other materials which may be required for any purpose of public convenience or utility.

Mines, &c. reserved.

(g) All diamonds and all mines of gold, silver and other metals and all mines of coal are reserved to the Government of the Falkland Islands with full liberty at all times either by themselves or by any person authorized by the Governor to search and dig for and carry away the same and for that purpose to enter upon the land or any part thereof.

Seals reserved.

(h) The right to kill and take seals is reserved to the Government of the Falkland Islands and such persons as are duly licensed by the Government.

Rent.

(i) Rent shall be paid yearly and in advance.

Wild cattle.

(j) The owner or lessee shall be entitled to kill and appropriate to his own use any wild cattle or wild stock that may be on the land.

Surveying.

(k) Any person authorized by the Governor shall be entitled to enter upon any land for the purpose of surveying or for inspecting fences or for any other special purpose which the Governor shall specify in writing.

Rates, owner to pay.

(l) The owner shall pay all rates, taxes, and assessments whatsoever.

Fences.

22. The following provisions shall have effect with respect to fences and fencing:

Owners must join in making.

(1) Where there shall be no sufficient natural boundary or no boundary fence to any part of any land or where any boundary fence is not a sufficient fence, any owner may by notice in writing call on the owner of the adjoining land to come to an agreement as to the extent or nature of the fence to be erected or the repairs or work to be done to the existing fence and such owners may agree, in writing, that such dividing fence shall not exactly follow the boundary of their lands when the physical features of the ground render a deviation necessary, and such owners may without resorting to proceedings arrange with each other for the erection of a dividing fence upon the basis of a claim for the improvements proportionate to the outlay incurred, and the lessee who pays the whole or more than half the cost shall stand in the place of the other as regards compensation on the determination of the lease of the other in proportion to so much of the amount so paid by him in excess of his own share as shall not then have been repaid to him.

(2) If the parties shall fail within fourteen days after the giving of such notice to come to such agreement as aforesaid it shall be lawful for the party who gave the notice to apply to an Inspector to view the boundaries and to report upon the necessity for a fence, the line of such fence or what repairs or additions to the existing fence are necessary to make it sufficient, provided that, where an Inspector is called in, his reasonable expenses shall be borne by the parties.

Failing to agree.

And where an agreement has been made under the sub-section last preceding and one of the parties fails to complete his part thereof, the other party shall have power to call in an Inspector in the same manner as if the said parties had failed to come to an agreement.

(3) The Inspector shall when so applied to carefully view and inspect the land and report in writing upon the extent of fence that it is necessary to erect or what repairs or improvements are necessary to make the existing fence sufficient, which report shall be delivered as soon as practicable to a Magistrate.

Inspector to report.

(4) Upon the receipt of the report the Magistrate shall require the attendance of the parties interested and in a summary way hear and determine the question at issue, and if satisfied that an existing fence should be repaired or that a new fence is necessary he shall issue an order to the owners of such land for the repair or erection of such fence within such period as shall be shown to the satisfaction of the Magistrate to be sufficient for the proper completion of the work.

Magistrate to issue order.

(5) Any owner of land who shall wilfully neglect to complete his share of the work of repairing or erecting a dividing fence within the time named in an order issued under the preceding sub-section shall be liable to a penalty not less than ten pounds, and not more than twenty pounds for every month he shall remain in default.

Owner neglecting to comply.

(6) In the event of its being proved to the satisfaction of the Magistrate before whom an enquiry is held that the owner of land who shall have failed to agree to fence has not the means to immediately pay his proportion of the cost of the work of repairing or erecting a dividing fence, then the Magistrate upon the application of the other owner may grant such other owner leave to erect or repair the whole of such dividing fence and on a certificate of the Inspector that the work has been properly done, the owner who has done the work shall be entitled to recover from the other owner one half of the cost of the work so done.

When owner too poor to meet expenses.

(7) The Magistrate hearing any action brought under the foregoing sub-section may, upon being satisfied that the defendant is unable from want of capital to immediately pay his proportion of the cost of the work, issue an order granting the defendant time, upon good and sufficient security being given to the satisfaction of the said Magistrate for the payment of the amount with interest at the rate of Four Pounds per centum per annum at such periods and by such instalments as shall be ordered by the Magistrate; provided however that it shall not be lawful to extend the time for payment in such cases beyond a period of three years from the date on which the work of repairing or erecting the dividing fence shall have been completed.

Time may be granted.

(8) If a defendant to whom time has been granted under the preceding sub-section shall fail to comply with the terms of the order made by the Magistrate either by the non-payment of an instalment when due or otherwise the plaintiff in the action shall be entitled to at once issue execution under the judgment for the full amount of the principal and interest which may at that time remain unpaid and in the event of the sheriff or other officer appointed to levy making a return after levy upon and sale of the defendant's property that this was not sufficient to satisfy the claim, the plaintiff shall be entitled to at once take proceedings to recover payment of the balance due against any surety or sureties who may have entered into bond before the Magistrate as security for the payment of the judgment debt by the defendant.

Default.

Real and personal  
estate bound by  
judgment.

(9) The judgment in any action under the preceding sub-sections shall bind and affect all real and personal property of the defendant as to and against all subsequent purchasers, mortgagees, or creditors and when a bond shall have been entered into by sureties as security for the satisfaction of the judgment by the defendant at the period and time allowed by the Magistrate, such bond when recorded shall constitute a preferable lien on all property of such sureties and shall not be in any wise extinguished by any subsequent sale, mortgage or other incumbrance whatsoever of such property.

Person causing dam-  
age to repair.

(10) When any damage shall be done to a dividing fence which is a sufficient fence by any stock which is suffered by the owner of the land to be thereon, such owner shall bear the entire cost of repairing such fence and if he refuses or neglects so to repair the said fence the adjoining owner may at once proceed to repair the same and shall be entitled upon completion of the work immediately to recover the cost thereof from the owner of the land on which the the stock was suffered to remain in an action or suit before a Magistrate.

Wilful damage or  
leaving gates open.

(11) Any person who shall wilfully break down, injure or leave open any gate on any land or break down or injure any fence erected thereon shall be liable on conviction to imprisonment with or without hard labour for a period not exceeding six months in addition to a fine not exceeding Ten Pounds.

Chief of Police  
"owner" of Govern-  
ment land.

(12) In the case of Crown land occupied by Government or let by Government for any period not exceeding one year the Chief of the Police shall be deemed to be the owner for the purposes of this section.

Fencing of Town  
land.

23. The owner of any Town land shall erect and keep in repair on the boundary line separating any such land from any Crown Waste land or any public road a sufficient fence or such other form of fence as the Governor in Council may approve and as shall be notified under the hand of the Colonial Secretary, and the Chief of Police is hereby authorised, empowered and required to act on behalf of and represent the Government in respect of such waste land or public road and to take such steps as may be necessary to secure the erection or restoration of any such fence and the procedure in respect of compelling the owner to erect or repair such fence shall be as nearly as may be that laid down in the preceding section save that the whole cost of the erection of such fence shall be borne by the owner, provided however that should any fence so erected be a sufficient fence and thereafter become the boundary fence between any two private owners, the owner who paid for the erection of the fence shall be entitled to recover from the adjoining new owner one half of the value of such boundary fence, such value to be ascertained at the time the new owner takes possession of his land, and if such owners cannot agree as to the value of such fence the value thereof shall be assessed as in the case of an improvement under this Ordinance, provided that whenever it shall be made to appear to the Governor in Council that it would be of public advantage or that there are other good and sufficient reasons to allow any lot to remain unfenced, and whenever the owner of any land intimates, in writing, to the Colonial Secretary, that he desires to leave his lot an open space and will keep it free from rubbish, the Governor may grant the owner thereof a permit to leave such property unfenced wherever it abuts on waste land or any public road, and such permit shall be produced upon demand by the Colonial Secretary and shall continue in force until revoked by the Governor in Council.

Relief from.

Ownerless land may  
be forfeited.

24. Whenever, for the purposes of the two preceding sections, no owner to a property can be found in the colony; and whenever any owner intimates in writing to the Colonial Secretary that he abandons all claim to any property, it shall be lawful for any Magistrate upon proof, to declare such property provisionally escheated to the Crown and such provisional forfeiture may be made absolute by the Supreme Court two years after notice of such

provisional forfeiture shall have appeared in the Gazette or in every local paper, provided that no notice of appeal shall have been sooner given, and that a notice of such provisional forfeiture was affixed to the property affected and a copy thereof sent to the last known address (if any) of the owner not less than six months before application is made to the Supreme Court to make absolute such provisional forfeiture.

25. The Government may take immediate possession of any property provisionally forfeited, and any one appealing against such forfeiture shall repay to the Government any necessary expenses incurred by the Government in respect of such property before he can obtain restitution thereof.

Government may occupy ownerless land.

26. The Governor in Council may make rules and regulations with reference (amongst other things) to the forms of leases and Crown grants, the characteristics of a "sufficient fence" and generally with reference to any other matters incident to the carrying out of the provisions of this Ordinance.

Rules, forms.

27. The Ordinances mentioned in the Schedule to this Ordinance are hereby repealed to the extent specified in the third column of that Schedule.

Repeal.

28. This Ordinance shall not come into operation unless and until the Governor notifies by Proclamation that it is His Majesty's pleasure not to disallow the same; and, subject as aforesaid, it shall come into operation on the first day of June, 1903, or as soon after that day as such Proclamation as aforesaid shall be made.

Suspending clause.

29. This Ordinance may be cited as "The Land Ordinance, 1903."

Short title.

Passed the Legislative Council this 12th day of February, 1903.

Assented to by the Governor and given under the Public Seal of the Colony this 17th day of February, 1903.

(Signed)

W. HART BENNETT,

*Colonial Secretary.*

## SCHEDULE.

## REPEAL.

No. and Year.	Short Title.	Extent of Repeal.
2 of 1857	Summary Jurisdiction Amendment Ordinance.	Sections 1,2, 5, 6, 7, 10, 11.
2 of 1869	An Ordinance for the protection of Wild Cattle.	The Whole.
4 of 1871	An Ordinance for regulating the disposal of Crown Lands in the Falkland Islands.	The Whole.
1 of 1872	An Ordinance for Amending the Land Ordinance, 1871.	The Whole.
1 of 1874	An Ordinance for limiting the right of the Queen's Majesty to sue for lands, tenements, and hereditaments	The Whole.
1 of 1879	An Ordinance for declaring the validity and effect of certain leases of Crown lands in the Falkland Islands.	The Whole.
9 of 1882	An Ordinance to amend the Land Ordinance, 1871, and to confirm certain leases of the Crown lands in the Falkland Islands.	The Whole.
2 of 1884	An Ordinance to regulate the amount of rent to be paid by lessees of Crown lands in certain cases.	The Whole.
4 of 1884	An Ordinance to regulate the compulsory purchase of blocks of land under the provisions of the "Land Ordinance, 1872."	The Whole.
3 of 1886	Town Lands Ordinance, 1886.	The Whole.
9 of 1890	An Ordinance for authorizing the sale and conveyance of certain lands of the Crown to the Falkland Islands Company and other lessees of the Crown lands.	The Whole.
8 of 1893	An Ordinance to give authority to lease Town lands.	The Whole.
2 of 1894	An Ordinance to amend the Land Ordinance, 1882.	The Whole.
9 of 1894	An Ordinance to amend the Land Ordinance, 1882.	The Whole.
6 of 1896	An Ordinance to provide for the erection of Dividing Fences by the owners of adjoining lands.	The Whole.
6 of 1897	An Ordinance to amend the Fencing Ordinance No. 6 of 1896.	The Whole.

[SEAL]

(Signed) W. GREY-WILSON.

No. 2,



1903.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(25th February, 1903.)

### *An Ordinance relating to Patents for Inventions, Registration of Designs, and of Trade Marks.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1. Letters patent for any invention may be granted in this Colony to any person holding in the United Kingdom a valid patent for such invention or to any person to whom all interest in such patent in respect of this Colony has been assigned.

To whom letters  
patent may be  
granted.

2. A certificate of registration of any new and original design or of any trade mark may be granted in this Colony to any person who in the United Kingdom is the registered proprietor of such design or trade mark or to any person to whom all interest in such design or trade mark in respect of this Colony has been assigned.

To whom certificates  
of Registration may  
be granted.

3. Every application for the grant of letters patent or for the registration of a design or trade mark under this Ordinance shall be addressed to the Colonial Secretary and there shall be transmitted with such application

Procedure.

- (1) Two copies of the letters patent or certificate of registration granted in England.
- (2) Two copies of the complete specification in relation to any patent.
- (3) Two copies of any drawing in relation to the patent, design or trade mark.
- (4) Two exact representations or specimens of the design.
- (5) An affidavit that the applicant is the lawful owner of the invention, design or trade mark for which protection is asked or the assignee of the lawful owner in respect of this Colony.
- (6) A fee of five pounds.

4. The Colonial Secretary shall file every such application and the enclosures thereto and cause to be entered in the books of record of the Registrar-General a note of the nature of the invention, design or trade mark and of the filing of the application and of the enclosures thereto.

All applications to  
be filed and recorded



Issue of letters  
patent and certifi-  
cates of registration.

5. A certificate of the note as entered in the records shall thereupon be issued under the hand of the Governor and of the Colonial Secretary and under the seal of the Colony, and such certificate shall be the grant of letters patent or certificate of the registration of the design or trade mark, as the case may be, and shall confer upon the lawful holder within the limits of this Colony every right, title and advantage which the holder of the letters patent or of a certificate of the registration of a design or trade mark has in England in respect of such invention, design or trade mark, provided that such certificate shall be nul and void whenever the patent or certificate to which it refers shall finally cease in England.

Supreme Court to  
afford all relief.

6. The Supreme Court shall have power, subject to the Patents, Designs, and Trade Marks Acts of England, for the time being, to grant, either absolutely or on such terms and conditions as shall seem just, all such remedies as either party may appear to be entitled to in respect of either claim to or defence of any right, title or interest in relation to any letters patent or registration in force in this Colony under a certificate granted under this Ordinance.

Short title.

7. This Ordinance may be cited as the "Patents Ordinance, 1903."

Passed the Legislative Council this 12th day of February, 1903.

Assented to by the Governor and given under the Public Seal of the Colony this 25th day of February, 1903.

(Signed)

W. HART BENNETT,

*Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

APRIL 1st, 1903.

No. 4.

No. 26.

## Board of Health.

His Excellency the Governor has appointed Mr. Bernard Stickney, J.P. to be a member of the Board of Health for the West Falklands for 1903, vice Mr. S. Miller, J.P. Dated 10th February, 1903.

No. 27.

## Stock Report, 1902.

STANLEY,  
*3rd March, 1903.*

Sir,

I have the honour to submit to His Excellency the Governor my report for 1902:—

The number of sheep in the Islands returned in May, 1902 shows a large decrease as compared with March, 1901, the figures being respective 713,934 against 762,357, the decrease is owing to the annual returns being later, the numbers killed were not returned as in previous years, and the high price of tallow induced the farmers to boil down as many as possible.

The lambing in the year has been nowhere near the usual average and will not exceed much above 55 per cent. which is owing entirely to the bad winter and spring, and will also prove detrimental to this season's wool clip. Most of the farmers are devoting their attention to selection, and improving their flocks by imported blood.

The Live Stock imported during the year are as follows:—6 Shropshire from England, 3 Romney Marsh from England, 12 Merino from New Zealand.—Total 21.

Other Stock imported were 99 horses from South America

Exportation nil.

The Proclamation still remains in force prohibiting cattle, sheep and alfalfa from South America on account of Foot and Mouth and Anthrax diseases.

For the last three years Scab has been fully eradicated; lice were more prevalent this last year than previously, the farmers used their utmost endeavours to stamp them out.

The grass seed experiment has been tried with better results and a few of the more enterprising farmers have despatched large orders for this next year's sowing, and it remains to be proved which is the more beneficial, the autumn, or spring sowing.

I have, &c.,

(Signed) JAMES ROBERTSON,  
The Hon. *Chief Stock Inspector.*  
Colonial Secretary.

No. 28.

## Appropriation and Marriage Ordinances.

With reference to notifications No. 71 in Gazettes, No. 10 of 1st October, 1902 and No. 15 in Gazette No. 1 of the 1st January, 1903, it is hereby notified that the Secretary of State has intimated that His Majesty the King will not be advised to disallow the following Ordinances:—

No. 7 of 1902 "An Ordinance to provide for the Service of the year, 1903."

No. 8 of 1902 "An Ordinance relating to Marriage."

*23rd March, 1903.*

No. 29.

## Currency Commissioners.

His Excellency the Governor has appointed Mr. W. A. Harding, M.L.C. to be a Commissioner of Currency, vice Mr. J. J. Felton, M.L.C.

*24th March, 1903.*

### No. 30. Justices of the Peace.

His Excellency the Governor has been pleased to place the names of the following gentlemen on the Commission of the Peace for the Falkland Islands:

Matthews, Edwin John  
Watson, Thomas  
Williams, Louis

The following list of the names of Justices is printed for general information:

The Hon. William Hart Bennett,  
Colonial Secretary.  
The Hon. William Austen Thompson,  
Colonial Treasurer.  
The Hon. Samaul Hamilton,  
Colonial Surgeon.  
The Hon. John James Felton,  
Member of the Executive and Legislative Councils.  
The Hon. William Harding,  
Member of the Legislative Council.  
The Very Reverend Dean Brandon, M.A.,  
Colonial Chaplain.  
George Hurst, Esquire, Magistrate,  
Melvill Keay, Esquire, Assistant Colonial Surgeon.  
Charles George Archibald Anson, Esquire,  
The Chartes, W.F.  
Russell H. Buckworth, Esq., Dunnose Head, W.F.  
William Wickham Bertrand, Esq., Roy Cove, "  
Bernard Stickney, Esq., West Fox Bay "  
Henry Waldron, Esq., Beaver Island "  
Dr. John Waldron, Port Howard "  
George Arthur Cobb, Esq., Lively Island, E.F.  
Edward John Matthews, Esq., Port Howard, W.F.  
Leslie Allen, Esq., Darwin, E.F.  
John Gibson Cameron, Esq., San Carlos, E.F.  
Robert Blake, Esq., Hill Cove, W.F.  
Vere Packe, Esq., Port Louis, E.F.  
William Seccombe Williams, Esq., Weddell Is., W.F.  
Sydney Miller, Esq., Hill Cove, W.F.  
George Bonner, Esq., San Carlos, E.F.  
Arthur Felton, Esq., West Point, W.F.  
William Stickney, Esq., Spring Point, W.F.  
Thomas Watson, Esq., Stanley.  
Louis Williams, Esq., Stanley.  
31st March, 1903.

### No. 31. Supplementary Appropriation Ordinance.

The Governor directs the publication of the following Ordinance which has passed by the Legislative Council and assented to by His Excellency:—

No. 3 of 1903, "An Ordinance to authorize the Supplementary Expenditure of the year 1902."  
28th March, 1903.

### No. 32. Appointments.

His Excellency has appointed Mr. W. A. Thompson, Treasurer, to act also as Colonial Secretary and its allied offices during the absence on leave of Mr. W. Hart Bennett, from 30th March, 1903 inclusive, or until further orders. The duties of Magistrate and Registrar-General will be performed by Mr. G. Hurst.  
30th March, 1903.

### No. 33. Accounts.

With this Gazette is published a Statement of the Receipts and Payments of the Colony for the Year ended 31st December, 1902, and of the Assets and Liabilities on that date.  
31st March, 1903.

### No. 34 Alien Deposits.

Aliens who have made deposits should apply at the Treasury for re-funds on or before 30th June next.  
1st April, 1903.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. HART BENNETT.

Colonial Secretary.

1st April, 1903.

[SEAL]

(Signed) W. GREY-WILSON.

No. 3,



1903.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE.

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(28th March, 1903.)

### *An Ordinance to authorize the Supplementary Expenditure for the year 1902.*

Whereas during the year 1902 certain sums of money were issued out of the Public Revenues of the Colony and applied to purposes and services not provided for in the Appropriation Ordinance, 1902, and it is necessary to legalize such payments:—

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

1. In addition to the sums already provided for the service of the year ended on the 31st December, 1902, the sum of Eight hundred and Seventy-two Pounds, Eighteen Shillings and Eightpence issued out of the Public Revenue of the Colony and applied to the service of that year for the purposes expressed in the following Schedule, is hereby authorized and confirmed:—

#### SCHEDULE.

	£	s.	d.
Colonial Secretary	112	0	4
Customs	12	4	5
Medical	14	14	4
Transport	89	14	7
Miscellaneous	121	16	3
Public Works	515	16	0
Savings Bank	6	12	9
Total	£872	18	8

Passed the Legislative Council this 26th day of March, 1903.

Assented to by the Governor and given under the Public Seal of the Colony this 28th day of March, 1903.

(Signed) W. HART BENNETT,  
*Colonial Secretary.*

# COLONY OF THE FALKLAND ISLANDS.

Statement of Assets and Liabilities on 31st December, 1902.

Assets.				Amount.			Total.			Liabilities.				Total.			Amount.					
				£	s.	d.	£	s.	d.					£	s.	d.	£	s.	d.			
Cash in Colonial Chest ... ..				1932	16	10	5957	16	0	Bills drawn on Crown Agents ... ..				1527	4	7	1527	4	7			
„ with Crown Agents ... ..				4024	19	2				Deposits : Aliens ... ..				26	0	0						
(a) Investments : Intestate Estates ... ..				625	14	10				„ Intestate Estates ... ..				1224	11	1						
„ Land purchase (local) ... ..				40	0	0	76125	7	8	„ Lands Sales ... ..				27883	13	7	83955	7	9			
„ Land Sales ... ..				27558	13	7				„ Loan to Colony ... ..				715	0	0						
„ Savings Bank ... ..				17900	19	3				„ Money Orders ... ..				4	1	8						
Advances : Board of Trade ... ..				91	0	3	597	16	9	„ Naval—Deposit by Admiralty on account of land ... ..				1000	0	0	28	0	0			
„ Fire Brigade ... ..				326	2	9				„ Personal (Craigie-Halkett, M. C.) ... ..				3	0	0						
„ Money Orders ... ..				11	7	0				„ Post Office Receipts ... ..				4	19	11						
„ Note Fund ... ..				13	11	1	47	10	7	„ Savings Bank ... ..				51585	3	8	28	0	0			
„ Personal (Bradbury) ... ..				8	15	5				„ Scab ... ..				1504	17	10						
„ Volunteers ... ..				102	7	9				„ Wrecks, Receiver of ... ..				4	0	0						
„ War Office ... ..				27	2	6	30	0	0	Post Office Local Mail Service ... ..				28	0	0	28	0	0			
„ Wrecks “Estrella” ... ..				17	10	0																
Interest (Land Sales)—Greenshields ... ..				47	10	7																
Land Rent—McKay, J. D. ... ..				30	0	0	2752				1	4										
Excess of Liabilities over Assets ... ..							2752				1	4										
Total ... ..				£	85510	12	4	Total ... ..				£	85510	12	4							

## COMMISSIONERS OF CURRENCY.

Account for the Year ended 31st December, 1902.

Assets.				Amount.			Liabilities.				Amount.		
				£	s.	d.					£	s.	d.
Cash in Vault	...	...	...	2500	0	0	Notes Issued	...	...	...	5000	0	0
(a) Investments, Note Fund	...	...	...	2500	0	0	Loan : Falkland Islands Government	...	...	...	13	11	1
Do. Depreciation Fund	...	...	...	18	12	11	Excess of Assets over Liabilities	...	...	...	5	1	0
Total	...	...	...	£			Total	...	...	...	£		
				5018	12	11					5018	12	1

31st March, 1902.

(a) Cost price.

\* Crown Agents instructed to invest £2000 8th December, 1902.

W. A. THOMPSON, Colonial Treasurer.

35

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

March, 1903	£5000	0	0
Coin portion of fund on 10th March, 1903	£2500	0	0
Average amount during month	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

March 24th, 1903. W. A. Thompson,  
W. Hart Bennett,  
W. A. Harding, } *Commissioners of Currency.*

*Audited and found correct.* (Signed) LOWTHER E. BRANDON.  
March 25th, 1903.

36

**VITAL STATISTICS, 1902.**

Births.				Deaths.				Marriages.			
M.	F.	Total		M.	F.	Total		A.	R.C.	Total	
Stanley	16	22	38	Stanley	7	6	13	Stanley	10	3	13
Darwin	7	3	10	Darwin	2	0	2	Darwin	1	0	1
West Falklands	4	5	9	West Falklands	2	2	4	West Falklands	3	0	3
Total Births, 1902			57	Total Deaths, 1902			19	Total Marriages, 1902			17

**Summary.**

Estimated population, 31st December, 1901.	M.	F.	2076
Arrivals 1902, (excluding 74 temporary foreign employes on Naval Works)	121	34	155
Births	27	30	57
Totals	1368	920	2288
Deduct Departures, 1902, (excluding 103 temporary foreign employes on Naval Works)	137	54	191
Remain	1231	866	2097
Deduct Deaths, 1902	11	8	19
Estimated population, 31st December, 1902	1220	858	2078
Birth rate per 1,000	26.56.		
Death " "	8.85.		

M. Males F. Females A. Anglican. R.C. Roman Catholics.

Stanley, F.I.  
15th March, 1902.

W. HART BENNETT,  
*Registrar-General.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

MAY 1st, 1903.

No. 5.

No. 37.

## Pilot Ordinance.

With reference to notification No 15 in Gazette No. 1 of 1st January, 1902 it is hereby notified that the Secretary of State has intimated that His Majesty the King will not be advised to disallow Ordinance No. 6 of 1902.

No. 38.

## Medical.

His Excellency the Governor has been pleased to appoint Dr. EDWARD TURNER BORN to be assistant Colonial Surgeon. Dr. BORN landed from the "Orcana" on the 17th April.  
Dated 18th April, 1903.

No. 39.

## Judicial.

His Excellency the Governor has been pleased to appoint Dr. EDWARD TURNER BORN to be a Justice of the Peace.  
Dated 18th April, 1903.

No. 40.

## Customs.

His Excellency the Governor has been pleased to appoint Dr. EDWARD TURNER BORN to be Deputy Collector of Customs for the West Falklands.  
Dated 17th April, 1903.

No. 41.

## Licenses.

With this Gazette is published a list of licenses granted for the year 1903.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

*Acting Colonial Secretary.*

1st May, 1903.



# Tobacco Licenses, Stanley.

127	E. Rutter,	"Ship Hotel"	2 Half-year.
125	E. Lellman	"Hotel Imperial"	1 Yearly.
128	H. Rummell	"First & Last"	"
124	M. Johnson	"Stanley Arms"	"
126	J. G. Aldridge	"Rose Hotel"	"
123	J. von Harten	"Globe Hotel"	"
121	C. Williams	"Globe Hotel"	"
129	Lehan & Son	"Store"	"
130	W. R. Hardy	"Store"	"
103	Falkland I. Company		"

## COUNTRY.

122	G. Greenshields	"Douglas Station"	1 Year.
131	V. Packe	"Port Lewis"	"
132	"	"Fitzroy"	"
104	Falkland I. Company	"Darwin"	"
105	"	"North Arm"	"
106	J. J. Felton	"Teal Inlet"	"
107	Bertrand & Felton	"Roy Cove"	"
108	J. L. Waldron	"Port Howard"	"
109	Dean J. H.	"Pebble Island"	"
110	Mrs. Bonner.	"San Carlos"	"
111	Dean & Anson	"Chartres"	"
112	Holmstead & Blake	"Hill Cove"	"
113	Dean & Sons	"Port Stevens"	"
114	Ballion & Stickney	"Fox Bay"	"
115	Packe Bros.		"
116	H. E. Cobb	"Speedwell Island"	"
117	Mrs. C. H. Williams	"Weddell"	"
118	A. Pinaluga	"San Salvador"	"
119	Mrs. W. D. Benney	"Saunders Island"	"
120	Stickney, Bros.	"Spring Point"	"

## PUBLICANS' LICENCES, STANLEY.

17	E. Rutter	"Ship Hotel"	Half-year.
15	E. Lellman	"Hotel Imperial"	"
18	H. Rummell	"First & Last"	"
16	J. G. Aldridge	"Rose Hotel"	"
14	M. Johnson	"Stanley Arms"	"
13	J. von Harten	"Globe Hotel"	"

## BILLIARD TABLE LICENCES, STANLEY.

18	19	E. Rutter	"Ship Hotel"	Half-year,
16		E. Lellman	"Hotel Imperial"	"
20		H. Rummell	"First & Last"	"
17		J. G. Aldridge	"Rose Hotel"	"
15		M. Johnson	"Stanley Arms"	"
14		J. von Harten	"Globe Hotel"	"
21		Assembly Room Company		"

## WHOLESALE.

8	C. Williams	"Globe Store"	1 Year.
7	F. I. Company	"Store"	"

## AUCTIONEER.

F. J. King

1 Year.

*Note.*—Tobacco License cancelled: Cameron, 31st December, 1901.  
Auctioneer's License: G. J. Turner, 9th June, 1902.

42

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

March, 1902	...	...	...	...	£5000	0	0
Coin portion of fund on 20th April, 1903.	Gold	£2100	Silver	£400	£2500	0	0
Average amount during month	...	...	...	...	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent.	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

April 24th, 1903.

W. A. Thompson,

W. A. Harding,

} Commissioners of Currency.

*Audited and found correct.*

(Signed) LOWTHER E. BRANDON.

April 25th, 1903.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

JUNE 1st, 1903.

No. 6.

No. 43.

## Post Office Notice.

Money Orders from the West Falklands will be issued at Fox Bay on the United Kingdom and other Countries. Money Order requests must be addressed to Dr. BORN, Assistant Colonial Surgeon, and the following Commission must also be sent with requests for Money Orders :

	£2 and under	...	...	6d.
Over	£2	„	£5	...
	£5	„	£7	...
	£7	„	£10	...
No Order can be issued for more than £10.				

No. 44.

## Patents Ordinance.

With reference to notification No. 22 in Gazette No. 3 of 1st March, 1903, it is hereby notified that the Secretary of State has intimated that His Majesty the King will not be advised to disallow Ordinance, No. 2 of 1903.

No. 45.

## Accounts.

With this Gazette is published a Statement of the Receipts and Payments of this Colony for the Quarter ended 31st March, 1903.

Mr. M. Craigie-Halkett, Treasury Clerk, returned to the Colony by the "California" on May 15th and resumed his duties on 16th May.

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates :—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

*Acting Colonial Secretary.*

1st June, 1903.

46

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

May, 1902	...	...	...	...	£5000	0	0
Coin portion of fund on 20th April, 1903.	Gold	£2100	Silver	£400	£2500	0	0
Average amount during month	...	...	...	...	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

May 24th, 1903.      W. A. Thompson,      } *Commissioners of Currency.*  
                                  W. A. Harding,      }  
                                  *Audited and found correct.*      (Signed) LOWTHER E. BRANDON.  
 May 25th, 1903.



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY)

VOL. XIII.

JULY 1st, 1903.

No. 7.

No. 47.

## Post Office Notice.

Post Office Orders may be obtained, Letters registered, and Parcels posted up to 1 p.m. on Tuesday of the Mail week, instead of on Monday as formerly.

After the mail steamer has arrived, and until the Mails are sorted and delivered no other Postal business will be attended to.

No. 48.

## Aliens.

Any alien who on landing in this Colony was required to make a deposit in terms of Ordinance No. 2 of 1870, can obtain a re-fund of the amount so deposited by applying to the Colonial Secretary.

No. 49.

## Public Holidays.

His Excellency the Governor has been pleased to notify that the following days will be kept as Public Holidays in the Falklands:—

1. The Birth of the Sovereign. 2. Christmas Day. 3. Day after Christmas. 4. New Year's Day. 5. Good Friday. 6. Victoria Day—The 24th May.

No. 50.

## Appointments.

His Excellency the Governor has been pleased to appoint Dr. Turner Born to be Deputy Postmaster, West Falklands, from the 1st June.

His Excellency the Governor has been pleased to appoint Mr. James I. Wilson to be a Travelling Schoolmaster on the West Falklands. Mr. Wilson arrived in the Colony on the 17th April.

GAOL.

His Excellency the Governor has been pleased to appoint Louis Williams, Esq. and Thomas Watson, Esq., Justices of the Peace, to be Visiting Justices for the six months ending the 31st December, 1903.

His Excellency the Governor has been pleased to appoint Constable D. Sullivan to be Acting Gaoler from the 1st June, and Mrs. D. Sullivan to be Matron of the Goal, from the 1st July.

POLICE.

His Excellency the Governor has been pleased to appoint Mr. Albert Hardy to be a Junior Constable on six months probation from the 1st July.

No. 51.

## Board of Agriculture.

The Governor directs the publication of the following letter from the Board of Agriculture to the Colonial Office, dated the 4th May, 1903:—

Sir,

I have laid before the Board of Agriculture Mr. Bertram Cox's letter of the 6th ultimo, No. 12054/1903 and the accompanying copy of a despatch from the Governor of the Falkland Islands as to the question of the importation of live sheep from that Colony for slaughter at the port of landing in this country, and I am to say that the Board see no reason under existing circumstances to contemplate any necessity for the prohibition of such importation.

2. The Board suggest, however, that the desirability of bringing the laws of these Islands, as regards diseases of animals and the importation of animals into conformity with those of this country should be taken into consideration.

I am, &c.,

(Sd.) T. H. ELLIOTT,

Secretary.

No. 52.

**Probate Notice.**

In the Supreme Court of the Falkland Islands.

Marion Ewenson, deceased.

Whereas William Ewenson has applied for Letters of Administration of the above named deceased.

These are therefore to warn the next of kin and the creditors that the prayer of the petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof. Dated 19th June, 1903.

M. CRAIGIE-HALKETT,

*Registrar Supreme Court.*

In the Supreme Court of the Falkland Islands.

Joseph Thomas Porter, deceased.

Whereas The Rev. P. J. Diamond has applied for Letters of Administration of the Estate of the above named deceased.

These are therefore to warn the next of kin and the creditors that the prayer of the petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days from the date hereof. Dated 26th June, 1903.

M. CRAIGIE-HALKETT,

*Registrar Supreme Court.*

No. 53.

**Notice.**

That under the 25th and 27th Clauses of the Licensing Ordinance, No. 11 of 1882, I have this day made an Order in Court prohibiting any person, whether Licensed or otherwise, from giving or selling to, or purchasing or procuring for John Luxton any liquor whatsoever for the space of one year from this date, under pain of being dealt with as prescribed by the said Ordinance. Dated 23rd June, 1903.

G. HURST,

*Act. Police Magistrate.*

54

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

June, 1903	£5000	0	0
Coin portion of fund on 20th May, 1903. Gold	£2500	0	0
Average amount during month	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent.	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

June 24th, 1903. W. A. Thompson, } *Commissioners of Currency.*  
 (Sd.) W. A. Harding, }

*Audited and found correct.*  
 June 25th, 1903.

(Signed) LOWTHER E. BRANDON.

## Forms on Sale.

The following Forms that may be purchased at the Government Offices:—

Power of Attorney in English or Spanish	...	...	...	6d. each.
Conveying Deed	...	...	...	2/6 "
Forms of Will	...	...	...	2/6 "
Customs Bills of Entry	...	...	...	$\frac{1}{2}$ d. "

## Notices and Advertisements.

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

1st July, 1903.

*Acting Colonial Secretary.*





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

AUGUST 1st, 1903

No. 8.

No. 55.

## Marriage.

Under the provisions of Section 9 of the Marriage Ordinance, 1903.

A Certificate of Registration as a place for celebrating marriages has this 30th day of July, 1903 been issued under the seal of the Colony in respect of the building erected in Darwin in 1872 for religious purposes in connection with the Presbyterian Church.

No. 56.

## Customs.

His Excellency the Governor in Council has been pleased to approve of the following order made by the Collector of Customs, under Section 45 of the Customs Ordinance, No. 3 of 1897:—

Every boat, vessel, or launch not carrying mails, shall upon leaving any steamer, lying in Stanley Harbour, stop and report to the Custom's Officer placed in charge of the stone jetty. Written permission to land or call at any jetty other than the above mentioned stone jetty must be obtained from the Collector of Customs.

No. 57.

## Appointments.

His Excellency has been pleased to appoint John Burnell to be Assistant Gardener, Government House, from 14th April.

No. 58.

## Ecclesiastical.

The Rev. P. J. O'Grady has resigned his charge of St. Mary's Mission and School on the 11th July, 1903.

No. 59.

## Tariff.

With this Gazette is published the draft of an Ordinance amending the Tariff which is proposed to lay before the Legislative Council.

No. 60.

## Licenses.

With this Gazette is published a list of Licenses issued in the Falkland Islands up to the year ending 31st December, 1903.

No. 61.

## Probate Notice.

In the Supreme Court of the Falkland Islands.

Henry William Courtney Lee, deceased.

Whereas Emily Grace Lee has applied for Letters of Administration of the Estate of the above named deceased.

These are therefore to warn the next of kin and the creditors that the prayer of the petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days from the date hereof. Dated 31st July, 1903.

M. CRAIGIE-HALKETT,  
*Registrar Supreme Court.*

No. ,



1903.

## FAULKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George.  
GOVERNOR AND COMMANDER-IN-CHIEF.

( 1903.)

### *Draft of an Ordinance to amend the Tariff Ordinance, 1900.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1. From and after the coming into operation of this Ordinance there shall be raised, levied, collected and paid, unto His Majesty, His Heirs and Successors, for the use of this Colony, upon every Seal Skin imported into this Colony, for the purpose of transhipment or exportation, such duty as shall be determined from time to time by an order made by the Governor in Council, provided that the rate of duty so determined shall not exceed ten shillings for each skin.

This Ordinance may be cited as "The Tariff Amendment Ordinance, 1903.

Passed the Legislative Council this       day       190 .

Assented to by the Governor and given under the Public Seal of the Colony this       day of       1903.

# Tobacco Licenses, Stanley.

133	R. Atkins,	"Ship Hotel "	Half-year.
134	E. Lellman	"Hotel Imperial "	"
128	H. Rummell	"First & Last "	"
124	M. Johnson	"Stanley Arms "	"
126	J. G. Aldridge	"Rose Hotel "	"
123	J. von Harten	"Globe Hotel "	"
121	C. Williams	"Globe Store "	"
129	Lehan & Son	"Store "	"
130	W. R. Hardy	"Store "	"
103	Falkland I. Company		"

## COUNTRY.

122	G. Greenshields	"Douglas Station "	1 Year.
131	V. Packe	"Port Louis "	"
132	"	"Fitzroy "	"
104	Falkland I. Company	"Darwin "	"
105	"	"North Arm "	"
106	J. J. Felton	"Teal Inlet "	"
107	Bertrand & Felton	"Roy Cove "	"
108	J. L. Waldron	"Port Howard "	"
109	Dean J. H.	"Pebble Island "	"
110	Mrs. Bonner.	"San Carlos "	"
111	Dean & Anson	"Chartres "	"
112	Holmstead & Blake	"Hill Cove "	"
113	Dean & Sons	"Port Stephens "	"
114	Ballion & Stickney	"Fox Bay "	"
115	Packe Bros.	"East Fox Bay "	"
116	H. E. Cobb	"Speedwell Island "	"
117	Mrs. C. H. Williams	"Weddell "	"
118	A. Pitaluga	"San Salvador "	"
119	Mrs. W. D. Benney	"Saunders Island "	"
120	Stickney, Bros.	"Spring Point "	"

## PUBLICANS' LICENCES, STANLEY.

19	E. Rutter	"Stanley Arms "	Half-year.
24	E. Lellman	"Hotel Imperial "	"
23	H. Rummell	"First & Last "	"
22	J. G. Aldridge	"Rose Hotel "	"
20	R. Atkins	"Ship Hotel "	"
21	J. von Harten	"Globe Hotel "	"

## BILLIARD TABLE LICENCES, STANLEY.

24	25	R. Atkins	"Ship Hotel "	Half-year.
29		E. Lellman	"Hotel Imperial "	"
28		H. Rummell	"First & Last "	"
27		J. G. Aldridge	"Rose Hotel "	"
23		E. Rutter	"Stanley Arms "	"
26		J. von Harten	"Globe Hotel "	"
31		Assembly Room Company		"
30		W. R. Hardy	"Kelpers Social Club "	"

## WHOLESALE.

8	C. Williams	"Globe Store "	1 Year.
7	F. I. Company	"Store "	"

## AUCTIONEER.

F. J. King	1 Year.
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*Note.*—Tobacco License cancelled: Cameron, 31st December, 1901.

Auctioneer's License: G. Turner, 9th June, 1902.

62

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month end d 10th

July, 1903	£5000	0	0
Coin portion of fund on 20th June, 1903. Gold	£2500	0	0
Average amount during month	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

July 24th, 1903. *(Sd.)* W. A. Thompson, } *Commissioners of Currency.*  
W. A. Harding,

*Audited and found correct.* (Signed) LOWTHER E. BRANDON.  
July 25th, 1903.

**Forms on Sale.**

The following Forms that may be purchased at the Government Offices:—

Power of Attorney in English or Spanish	...	...	...	6d. each.
Conveying Deed	...	...	...	2/6 "
Forms of Will	...	...	...	2/6 "
Customs Bills of Entry	...	...	...	$\frac{1}{2}$ d. "

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance	...	...	...	5/-
Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

1st August, 1903.

*Acting Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

SEPTEMBER 1st, 1903.

No. 9.

No. 63.

## Appointments.

His Excellency the Governor has been pleased to approve of the appointment by the Acting Registrar General, of Dr. Edward Turner Born, to be the Registrar of Marriages for the West Falklands.

His Excellency the Governor has been pleased to appoint Dr. Edward Turner Born to be Deputy Registrar of Births and Deaths for the West Falklands.

(C.S. No. 48/03.)

His Excellency the Governor has been pleased to appoint Mr. Albert Hardy to be an Inspector of Nuisances for the town of Stanley.

(C.S. No. 103/03)

No. 64.

## Warlike Stores.

His Excellency the Governor has been pleased to revoke the Proclamation made by him on the 2nd day of October, 1900, in Gazette No. 10, prohibiting the exportation to China, of arms, ammunition, explosives, and other warlike stores.

(C.S. No. 40. 404/00.)

No. 65.

## Accounts.

With this Gazette is published a Statement of the Receipts and Payments of this Colony for the Quarter ended 30th June, 1903.

No. 66.

## Secretariat Notice.

It is requested that in replying to letters received from the Government Offices, that the Number entered on the top left hand corner of Government letters may be mentioned together with the date of the letter.

No. 67.

## Tenders.

Tenders are invited for the conveyance of the Stores to the Cape Pembroke Lighthouse. Stores are to be conveyed at the end of each Quarter:—March, June, September, and December. Tenders to be sent in to the Colonial Secretary, on or before noon of the 30th September, 1903.

(C.S. No. 111/03.)

No. 68.

## Savings Bank Notice.

Savings Bank depositors are reminded of Rule No. 9, of the principal Rules of Government Savings Bank—that they are to send in their books by the 30th September in order that their books may be audited and the interest due to depositors entered.

69

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

August, 1903	...	...	...	...	...	£5000	0	0
Coin portion of fund on 20th June, 1903.	Gold	£2500	...	...	...	£2500	0	0
Average amount during month	...	...	...	...	...	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent.	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
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Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

August 24th, 1903. (Sd.) W. A. Thompson, } Commissioners of Currency.  
W. A. Harding,

*Audited and found correct.* LOWTHER E. BRANDON.  
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Forms of Will	...	...	...	2/6 "
Customs Bills of Entry	...	...	...	1d. "

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

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Any other Notice or Advertisement not exceeding 50 words	...	...	...	2/6
Every additional 25 words	...	...	...	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

1st September, 1903.

Acting Colonial Secretary.

# FALKLAND ISLANDS.

Statement showing total Receipts and Payments during Quarter ended 30th June, 1903.

Receipts.	Received in Colony.			Received by Crown Agents.			Total.			Payments.	Paid in Colony.			Paid by Crown Agents.			Total.		
	£	s.	d.	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.	£	s.	d.
Balances on 1st April. 1903	3407	15	1	2446	7	2	5854	2	3										
Customs	1615	3	0	..	..	..	1615	3	0	Pensions	...	...	...	55	14	0	55	14	0
Port, Harbour and Tonnage Dues	69	18	0	...	...	...	69	18	0	Governor	341	4	0	...	...	...	341	4	0
Licences	174	16	9	...	...	...	174	16	9	Colonial Secretary	211	3	3	81	7	8	292	10	11
Fees	125	5	5	...	...	...	125	5	5	Customs	20	6	0	3	15	0	24	1	0
Post Office	392	6	10	...	...	...	392	6	10	Audit	...	...	...	6	0	0	6	0	0
Rents	779	2	5	...	...	...	779	2	5	Port and Marine	31	8	0	1	12	0	33	0	0
Miscellaneous Receipts	40	9	9	...	...	...	40	9	9	Legal	62	10	0	...	...	...	62	10	0
Interest on Investments:—										Police	121	18	2	42	4	1	164	2	3
„ Land Sales	...	...	...	140	5	11	140	5	11	Prisons	64	2	3	39	1	1	103	3	4
„ Savings Bank	...	...	...	324	16	5	324	16	5	Medical	157	5	5	14	17	3	172	2	8
„ Fire Brigade	...	...	...	...	...	...	...	...	...	Education	160	11	5	1	1	0	161	12	5
Total exclusive of Land Sales	3197	2	2	465	2	4	3662	4	6	Ecclesiastical	115	0	0	...	...	...	115	0	0
Land Sales	...	...	...	...	...	...	...	...	...	Transport	56	11	0	170	0	0	226	11	0
Total	3197	2	2	465	2	4	3662	4	6	Miscellaneous	75	8	11	49	5	4	124	14	3
Investments realized	...	...	...	...	...	...	...	...	...	Post Office	35	2	6	625	0	0	660	2	6
Advances repaid	571	10	1	41	0	4	812	10	5	Colonial Engineer	169	6	1	...	...	...	169	6	1
Deposits received	7148	13	8	3	14	8	7152	8	4	Public works	180	2	8	57	0	10	237	3	6
Remittances received	...	...	...	3000	0	0	3000	0	0	„ „ (Extraordinary)	708	8	2	15	14	2	724	2	4
Overpayments recovered	...	...	...	...	...	...	...	...	...	Savings Bank	29	12	5	...	...	...	29	12	5
Received under Scab Ordinance	...	...	...	...	...	...	...	...	...	Drawbacks and Refunds	3	14	0	...	...	...	3	14	0
Total	10917	5	11	3709	17	4	14627	3	3	Total	2543	14	3	1162	12	5	3706	6	8
Balances brought down	3407	15	1	2446	7	2	5854	2	3	Investments made	...	...	...	3	14	8	3	14	8
Total	14325	1	0	6156	4	6	20481	5	6	Advances	964	17	4	28	17	8	993	15	0
										Deposits repaid	6909	1	0	4613	19	0	11523	0	0
										Remittances made	3000	0	0	...	...	...	3000	0	0
										Advances, Scab	69	10	0	...	...	...	69	10	0
										Total	13487	2	7	5809	3	9	19296	6	4
										Balances on 30th June, 1902...	837	18	5	347	0	9	1184	19	2
										Total with Balances	14325	1	0	6156	4	6	20481	5	6

Treasury, Stanley, 31st August, 1903.

W. A. THOMPSON, *Acting Colonial Secretary and Treasurer.*





# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

OCTOBER 1st, 1903

No. 10.

No. 70.

## Volunteers. Commodore's Report.

His Excellency the Governor has been pleased to direct the publication of the following report from the Commodore on the Volunteer Force, dated 26th March, 1903, as follows: (C.S. No. 26/03.)

"CAMBRIAN" at Port Stanley, F.I.,  
26th March, 1903.

Sir,

In accordance with Art., XII, cl. of my Standing Orders I have the honour to report that I inspected the Falkland Islands Volunteers on 25th March, 1903.

2. The total strength of the Force remains about the same, viz: 108, as against 106 last year.

2. The numbers on parade were 45, as against 56 last year. These small numbers as compared with the total strength are due to the fact that during the summer months the men employed on the sheep farms, who form the great majority of the absentees, are unable to spare the time to come into Stanley.

4. The uniform of the Company was in good condition and the arms very clean and in good order.

5. The drills were well executed. I gave a the Company a practical inspection, handing the the Commanding Officer a telegram from the Lighthouse stating that enemy's boats were entering the harbour. An excellent position was immediately taken up by the Commanding Officer to repel the same.

6. The field guns had not been out for drill during the year, with the exception of firing from the 2.5 in. R.M.L. guns on one occasion.

7. In the remarks by the Colonial Defence Committee on last year's inspection (C.O. No. 21874, Admiralty No. M.0455 of July, 1902) it was suggested that the parade for the Inspecting Officer should take the form of a field day; I was however assured that this would produce no beneficial results as regards the numbers attending, and, as "Cambrian" was carrying out rifle practice and also coaling, and moreover as the general weather experienced in March was such as to show that an average field day would as likely as not be spoiled by adverse weather conditions, I decided not to carry out the suggestion this year.

8. I enclose report by the Officer Commanding the Volunteer Force as asked for by the Colonial Defence Committee, and in conclusion beg to state that I concur in the general opinions expressed by my predecessors in their inspection reports of the past.

I have the honour to be,

Sir,

Your obedient servant,

(Signed) FRANK FINNIS,

Commodore.

The Secretary  
of the Admiralty.

No. 71.

## Probate Notices.

In the Supreme Court of the Falkland Islands.

*Margaret Betts, deceased.*

*Marcelina Buckley, deceased.*

*William Grierson, deceased.*

Whereas Matilda Betts, Mary Frances Buckley, and Hellen Grierson have applied for Letters of Administration of the Estates of the above named deceased.

These are therefore to warn the next of kin and the creditors that the prayers of the petitioners will be granted provided no caveat be entered in the Supreme Court within twenty-one days from the date hereof.

M. CRAIGIE-HALKETT,

Registrar Supreme Court.

30th September, 1903.

No. 72.

## Live Stock Ordinance.

With this Gazette is published The Annual Return for 1903, prepared under section 13 of the Live Stock Ordinance, 1903.

# ANNUAL RETURN FOR 1903.

Prepared under (Form 5) Section 13 of the Live Stock Ordinance.

Owner.	Name of Station.	No. of Sheep.	Ear Mark.
C. Bender	Moody Valley Farm	1,330	Ewes, fork and back bit near ear; Wethers, ditto off ear.
Mrs. J. Bonner	San Carlos, South	25,030	Ewes, B in near ear; Wethers, ditto, off ear.
F. Browning	Mullet Creek Farm	1,550	Ewes, back bayonet in near ear; Wethers, ditto, in off ear.
W. K. Cameron	San Carlos	21,616	Ewes, slit in near ear; Wethers, ditto, off ear.
H. & G. Cobb	Lively Island	7,527	Ewes, slit in near ear; Wethers, ditto, off ear.
H. V. Cobb	Speedwell, George & Barren Islands	8,806	Ewes, fore bit in near ear; Wethers, ditto, off ear.
F. I. Company	Darwin, Walker Creek & North Arm	184,738	Ewes, diamond in near ear; Wethers, ditto, off ear.
W. Fell	Bleaker Island	3,075	Ewes, punch hole in near ear; Wethers, ditto, off ear.
J. J. Felton	Evelyn Station	30,978	Ewes, back square in near ear; Wethers, ditto, off ear.
Mrs. Greenshields	Douglas Station	27,049	Ewes, fork in near ear; Wethers, ditto in off ear.
J. B. Luchtenberg	Middle and Sea Lion Islands	456	Ewes, slit in near ear; Wethers, ditto, off ear.
J. McKay	Bluff Cove	2,500	Ewes, punch hole and fore bayonet in near ear; Wethers, ditto, off ear.
V. Packe	Fitzroy and Port Louis	23,054	Ewes, W in near ear; Wethers, ditto off ear.
A. Pitaluga	Salvador & Rincon Grande	23,216	Ewes, back bit in near ear; Wethers, ditto, off ear.
Mrs. T. Robson	Port Louis, North	12,640	Ewes, front half-penny in near ear; Wethers, ditto, off ear.
J. Robson	Fitzroy, North	2,307	Ewes, two back bits in near ear; Wethers, ditto, off ear.
Smith & Sharp	Berkeley Sound Station	13,000	Ewes, triangle out of near ear; Wethers, ditto, off ear.
D. Smith	Great, Ruggles & Swan Islands	5,086	Ewes, back bit in off ear; change next year.
J. Smith	Peninsula	370	Ewes, fork and fore bit in near ear; Wethers, ditto, off ear.
Baillon & Stickney	Fox Bay West	17,802	Ewes, two slits in near ear; Wethers, ditto, off ear.
Mrs. Benney	Saunders Island	8,420	Ewes, punch hole in near ear; Wethers, ditto, off ear.
Bertrand & Felton	Westbourne Station	15,755	Ewes back square in near ear; Wethers, ditto, off ear.
Mrs. Cull	New Island	2,256	Ewes, fork in near ear; Wethers, ditto, off ear.
J. H. Dean	Pebble Island	29,015	Ewes fork in near ear; Wethers, ditto, off ear.
Dean & Anson	Chartres Station	27,851	Ewes, punch hole in near ear; Wethers, ditto, off ear.
Dean & Co.	Port Stephens & Port Edgar	43,913	Ewes, square punch hole in near ear; Wethers, ditto, near ear.
A. E. Felton	Clifton Station	2,038	Ewes, fore bit in near ear; Wethers, ditto, in off ear.
J. Goodwin	Hummock Island.	304	Ewes, punch hole in near ear; Wethers, ditto, off ear.
Mrs. Hansen	Carcass and Jason Islands	3,858	Ewes, front bayonet in near ear; Wethers, ditto off ear.
Holmestead & Blake	Adelaide	31,020	Ewes, front bayonet in near ear; Wethers, ditto, off ear.
Mrs. E. J. Matthews	West Swan Island	270	Ewes, fork in near ear; Wethers, ditto off ear.
Packe, Bros., & Co.	(Dunnose Head	9,305	Ewes, fore bit in near ear; Wethers, ditto, off ear.
	(Fox Bay East	13,608	Ewes, fore bit in near ear; Wethers, ditto, off ear.
South American Mission	Keppel Island	3,186	Ewes, diamond in near ear; Wethers, ditto, off ear.
Stickney Brothers	Spring Point	11,300	Ewes, back half-penny; Wethers, half-penny.
J. L. Waldron	Port Howard	45,916	Ewes, fork, in near ear; Wethers, ditto, off ear
H. Waldron	Beaver Island	3,862	Ewes, fork in near ear; Wethers ditto, off ear.
C. Wesel	Passage Islands	906	Ewes, slit in near ear; Wethers, ditto, off ear.
Mrs. Williams	Weddell Island	16,266	Ewes, back bit in near ear; Wethers, ditto, off ear.
		681,209	

31st August, 1903.

JAMES ROBERTSON, *Chief Inspector of Stock.*

[SEAL]

(Signed)

W. GREY-WILSON.

No. 4,



1903.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of Saint Michael and Saint George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(8th September, 1903.)

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### *An Ordinance to amend the Tariff Ordinance, 1900.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands, with the advice and consent of the Legislative Council thereof as follows:—

1. From and after the coming into operation of this Ordinance there shall be raised, levied, collected and paid, unto His Majesty, His Heirs and Successors, for the use of this Colony, upon every Seal Skin imported into this Colony, for the purpose of transhipment or exportation, such duty as shall be determined from time to time by an order made by the Governor in Council, provided that the rate of duty so determined shall not exceed ten shillings for each skin.

This Ordinance may be cited as "The Tariff Amendment Ordinance, 1903."

Passed the Legislative Council this 2nd day of September, 1903.

Assented to by the Governor and given under the Public Seal of the Colony this 8th day of September, 1903.

(Signed)

M. CRAIGIE-HALKETT,

*Clerk of the Council.*

[SEAL]

(Signed)

W. GREY-WILSON.

No. 5,



1903.

## FALKLAND ISLANDS.

WILLIAM GREY-WILSON, ESQUIRE,

Companion of the Most Distinguished Order of St. Michael and St. George,  
GOVERNOR AND COMMANDER-IN-CHIEF.

(9th September, 1903.)

---

### *An Ordinance to amend the Jury Ordinance, 1901.*

BE IT ENACTED by the Governor of the Colony of the Falkland Islands with the advice and consent of the Legislative Council thereof as follows:—

Repeal.

1. The words "in alphabetical order" in line 3 of section 4 of an Ordinance relating to Jurors and trials by Jury (No. 5 of 1901) are hereby repealed.

Short Title.

2. This Ordinance may be cited as "The Jury Amendment Ordinance, 1903."

Passed the Legislative Council this 2nd day of September, 1903.

Assented to by the Governor, and given under the Public Seal of the Colony, this 9th day of September, 1903.

(Signed)

M. CRAIGIE-HALKETT,

*Clerk of the Council.*

73

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

September, 1902 ... ..	£5000	0	0
Coin portion of fund on 20th July, 1903. Gold £2500 ... ..	£2500	0	0
Average amount during month ... ..	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent.	Face Value.			Purchase Price.			Price.
Trinidad ... ..	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia ... ..	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland ... ..	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia ... ..	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

September 24th, 1903. (Sd.) W. A. Thompson, } *Commissioners of Currency.*  
 (Sd.) W. A. Harding,

*Audited and found correct.* (Sd.) LOWTHER E. BRANDON.  
 September 25th, 1903.

**Forms on Sale.**

The following Forms may be purchased at the Government Offices:—

Power of Attorney in English or Spanish ... ..	6d. each.
Conveying Deed ... ..	2/6 "
Forms of Will ... ..	2/6 "
Customs Bills of Entry ... ..	$\frac{1}{2}$ d. "

**Notices and Advertisements.**

Approved Notices and Advertisements will be inserted in the Government Gazette at the following rates:—

Every Notice under the Probate Ordinance ... ..	5/-
Any other Notice or Advertisement not exceeding 50 words ... ..	2/6
Every additional 25 words ... ..	1/-

No Notice will be published unless the above charges are prepaid by postage stamps affixed to the notice when sent in.

This Gazette is published by Command of His Excellency the Governor.

W. A. THOMPSON,

1st October, 1903.

*Acting Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

NOVEMBER 1st, 1903.

No. 11.

No. 74.

## Coal—£500 Reward.

For the discovery in any part of the Colony of a profitable seam of good coal.

The above reward will only be payable after 1,000 tons of merchantable coal have been raised and disposed of, and if the Government is satisfied that the extent of coal rendered available by the discovery is such as to justify the payment or part of it. C.S., No. 72/03.

No. 75.

## Scab Rate.

Under the power and authority given by Section 33 of the "Live Stock Ordinance, 1901" it is hereby notified that His Excellency the Governor in Council has determined that the Scab Rate, payable to the Colonial Treasurer on or before the 31st day of December, 1903, shall be at the rate of  $\frac{1}{48}$  of a penny per acre.

23rd October, 1903. C.S., No. 139/03.

No. 76.

## Cancer Re-search.

His Excellency the Governor has been pleased to direct the publication of the following letter from the Secretary of State, dated 27th August, 1903, as follows:—  
(C.S., No. 90/03.)

Downing Street,  
27th August, 1903.

Sir,

I have the honour to transmit to you with reference to my circular despatch of the 27th of May, copies of the First Annual Report of the

Cancer Re-search Fund and copies of the speeches delivered by the Prime Minister and others at a meeting of the General Committee on the 30th July, when the Report was adopted.

2. I request that, as in the case of the papers transmitted to you in my previous despatch, you will bring the enclosures in the present despatch to the notice of the public.

I have the honour to be,

Sir,

Your most obedient servant,

J. CHAMBERLAIN.

The Report mentioned in the above despatch can be seen in the office of the Colonial Secretary, Stanley.

No. 77.

## Savings Bank Notice.

Referring to the notice, No. 68 in the September Gazette, the following is a list of the books which have not been received for audit.

Depositors are reminded that the only effectual check that the Auditor has to verify that deposits received have been correctly entered is by comparing Deposit Books with the Ledger. By books not being sent in the Auditor is deprived of one of the most essential checks.

W. A. THOMPSON,

Manager.

23rd October, 1903.

Nos.—714, 752, 767, 773, 774, 795, 803, 806, 807, 818, 823, 825, 840, 847, 900, 935, 941, 853, 956, 968, 979, 1001, 1042, 1060, 1064, 1068, 1070, 1074, 1075, 1076, 1084, 1086, 1114, 1119, 1123, 1147, 1152, 1155, 1171, 1172, 1173, 1175, 1180, 1181, 1184, 1188, 1190, 1191.

Making a total of 48 books.

No. 78.

**Intestates.**

The Supreme Court has granted an order empowering the Official Administrator to administer the Estate of

William Cunningham Kelly, who was drowned on the 2nd March last, and it is believed died intestate.

Any person claiming to be legally entitled to the Administration of the above estate should forthwith lodge a petition with the Registrar of the Supreme Court.

All claims against the Estate should be sent in, and any debts due to it should be paid at this office before the 30th January next.

23rd October, 1903.

W. A. THOMPSON,  
*Official Administrator.*

No. 79.

**Probate Notice.**

In the Supreme Court of the Falkland Islands.

*James Pituluga, deceased.*

Whereas Mary Ann Pituluga has applied for Letters of Administration of the Estate of the above named deceased.

These are therefore to warn the next of kin and the creditors that the prayer of the petitioner will be granted provided no caveat be entered in the Supreme Court within twenty-one days from the date hereof.

The deceased died leaving a will, dated the 26th day of October, 1896.

M. CRAIGIE-HALKETT,  
*Registrar Supreme Court.*

28th October, 1903.

80

**CURRENCY NOTE FUND.**

Abstract of Accounts as required by Section 10, Sub-section 4 of the Currency Note Order in Council, 1899.

Amount and average of Notes in circulation during month ended 10th

October, 1903	...	...	...	...	...	£5000	0	0
Coin portion of fund on 20th August, 1903.	Gold	£2500	...	...	...	£2500	0	0
Average amount during month	...	...	...	...	...	£2500	0	0

**Investments forming part of Note Guarantee Fund.**

	Per cent.	Face Value.			Purchase Price.			Price.
Trinidad	3	888	4	11	835	0	0	93 $\frac{3}{4}$
South Australia	3	344	2	8	333	0	0	96 $\frac{1}{2}$
Queensland	3	888	9	7	833	0	0	93 $\frac{1}{2}$
Western Australia	3	539	0	7	499	0	0	...
Total		2659	17	9	2500	0	0	

October 24th, 1903. *(Sd.)* W. A. Thompson, } *Commissioners of Currency.*  
*(Sd.)* W. A. Harding,

*Audited and found correct.*  
October 25th, 1903.

*(Sd.)* LOWTHER E. BRANDON.



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W. A. THOMPSON,

1st November, 1903.

*Acting Colonial Secretary.*



# THE FALKLAND ISLANDS GAZETTE.

(PUBLISHED BY AUTHORITY).

VOL. XIII.

DECEMBER 1st, 1903.

No. 12.

No. 80.

## Appointments.

His Excellency the Governor has been pleased to appoint Alan Leslie Allan, Esq., a Justice of the Peace.

11th November, 1903.

(C.S., No. 48/98.)

No. 81.

## Public Pound.

His Excellency the Governor in Council has declared that the Gaol Pad-dock shall be a Public Pound under section 3 of the Pound Amendment Ordinance, No. 8 of 1897. (C.S., No. 167/03.)

No. 82.

## Treasury.

The Treasurer can not be responsible for any loss, or delay which may arise, in dealing with money sent to him in Envelopes through the Post, or otherwise.

No. 83.

## Ordinances.

His Excellency the Governor has been pleased to notify that the following Ordinances have received his assent: No. 4 of 1903, "An Ordinance to amend the Tariff Ordinance, 1900." No. 5 of 1903, "An Ordinance to amend the Jury Ordinance, 1901." No. 6 of 1903, "An Ordinance relating to Customs." No. 7 of 1903, "An Ordinance relating to Wireless Telegraphy." No. 8 of 1903, "An Ordinance to provide for the year 1904."

No. 84.

## Jury Ordinance.

With reference to notification No. 83 in Gazette No. 12 of 1st December, 1903, His Excellency the Governor directs it to be notified that the Right Honourable the Secretary of State has intimated that His Majesty will not be advised to disallow Ordinance No. 5 of 1903, entitled: "An Ordinance to amend the Jury Ordinance, 1901."

No. 85.

## Sugar Convention.

Order by the Governor in Council.

Whereas the Permanent Commission established under the provisions of the Sugar Convention has reported that a bounty on the exportation of sugar is granted in Denmark, Russia and the Argentine Republic. Now therefore, the Governor in Council in exercise of the powers vested in him by section 63 of the Customs Ordinance, 1903, is pleased to order, and it is hereby ordered:—

That, from and after the 1st day of January next, all sugar from Denmark, Russia, and the Argentine Republic shall (except in transit) be prohibited to be imported into the Colony.

(C.S., No. 54/02.)

No. 86.

## Local Rates.

The Annual Court prescribed by Ordinance No. 5 of 1897 for the assessment of the annual value of house and other property in Stauley, will sit at the Court House at 11 a.m., on Monday, 11th January, 1904. (C.S., No. 111/02.)

No. 87.

## Letter.

The following is a letter received from the General Post Office, London, dated 9th October, 1903:—

Sir,

I am directed by the Postmaster General to inform you that the importation of the under-mentioned articles into the United Kingdom by parcel post is prohibited:—

Letters; explosives and dangerous articles; foreign reprints of British Copyright works; acetylene; base or counterfeit coin; foreign coin other than gold and silver; fictitious stamps and any die, plate or material for making such stamps; extracts, essences or other concentrations of coffee, chicory, tea or tobacco (except in transit); indecent or obscene prints, books, pictures or other articles; snuff work, tobacco stalks, tobacco stalk flour (except by special permission of the British Customs Authorities); cut and compressed tobacco; tobacco packed with other goods; tobacco sweetened with the leaves of trees or plants other than the tobacco plant; articles infringing the law as to the marking of merchandize; foreign prison made goods; lottery advertisements; saccharin, and substances of a like nature or use, such as saxin, &c. or mixtures of the same; Bounty-fed sugar produced in Russia, Denmark and the Argentine Republic, except in transit to other countries; rags, shoddy, disused and filthy clothing and bedding; and live animals (except bees in properly constructed cases).

Subject to the restrictions mentioned in the foregoing paragraph, tobacco, including cigars, cigarettes, and snuff, is admitted, if declared, but is subject to a fine in addition to the duty.

Gold and silver plate, imported as merchan-

dize, must be assayed, and is not admitted if below the proper standard.

No parcel may contain coin (unless clearly intended for purposes of ornament) or bullion exceeding five pounds sterling in value.

I am, Sir,

Your obedient servant,

H. BUXTON FORMAN.

No. 88.

## Gazette Notice.

His Excellency the Governor has been pleased to direct the publication of the following Circular Letter received from the Right Honourable the Secretary of State for the Colonies. The order in Council of the 9th October, 1903, can be seen at the Colonial Secretary's Office.

Downing Street,

19th October, 1903

Sir,

With reference to my predecessor's Circular despatch of the 30th of May, 1898, covering an Order of the Queen in Council applying section 238 of "The Merchant Shipping Act, 1894" to the case of Japan, I have the honour to transmit to you, for publication in the Colony under your Government, copies of an Order in Council of the 9th instant repealing the Order in Council of the 19th of May, 1898, and providing for the apprehension of deserters from Japanese Ships,

I have the honour to be,

Sir,

Your most obedient, humble servant,

ALFRED LYTTELTON.

89

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W. A. THOMPSON,

1st December, 1903.

*Acting Colonial Secretary.*