



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CXVIII

31 January 2009

No. 1

Appointments

Christine Aislinn Ross, Clerk, Human Resources Department, Secretariat, 05.01.09.

Laura Ceballos Candamio, Official Veterinary Surgeon, Department of Agriculture, 06.01.09.

Nigel Eaton, Meat Hygiene Inspector, Department of Agriculture, 06.01.09.

Zachary Stephenson, Carpenter, Property and Municipal Section, Public Works Department, 08.01.09.

Natalie Anne Finn, Administrative Officer, Department of Minerals and Agriculture, 12.01.09.

Michelle Crowie, Cook, Stanley House Hostel, Education Department, 18.01.09.

Priscilla Violet Morrison-Betts, Learning Support Assistant, Infant and Junior School, Education Department, 19.01.09.

Josephine Mary Joshua, Cashier/Clerk, Posts and Telecommunications Department, 26.01.09.

Donald Kirk, Mason/Handyman, Property and Municipal Section, Public Works Department, 26.01.09.

Michael James Poole, Senior Economic and Statistical Analyst, Policy Section, Secretariat, 30.01.09.

Completion of Contract

Christopher McLean, Design Engineer/Manager, Design Section, Public Works Department, 19.01.09.

Frank Georges Eppe, Contracts Engineer, Public Works Department, 23.01.09.

Renewal of Contract

Christopher McLean, Design Engineer/Manager, Design Section, Public Works Department, 20.01.09.

Frank Georges Eppe, Contracts Engineer, Public Works Department, 24.01.09.

Promotion

Phillip Sean Kelly, from Staff Nurse to Senior Staff Nurse, Health and Social Services Department, 01.12.08.

Jacqueline Susan Bailey, from Staff Nurse to Senior Staff Nurse, Health and Social Services Department, 01.12.08.

Veronica Joyce Sinclair, from Acting Administrative Officer to Administrative Officer, Posts and Telecommunications Department, 01.01.09.

Resignation

Sharon Jean Osborne, Assistant Housekeeper, Government House, 14.01.09.

Martyn Ian Gilson-Clarke, Handyman, Public Works Department, 29.01.09.

NOTICES

No. 1

5 December 2008

Registered Medical Practitioners, Midwives and Dentists

In accordance with section 4 of the Medical Practitioners, Midwives and Dentists Ordinance the names and qualifications of registered medical practitioners, midwives and dentists are hereby published:-

Doctors

Dr Roger Diggle MBBCh, MFFP, DA
Dr Barry Elsby MBBS, BSc, DRCOG, MRCGP
Dr David Roche MBBCh, MRCP(UK), FRCP(Ed),
FCA(SA), FRCA(UK)
Dr Richard Davies MBBCh, BAO(Bel), MRCGP
Dr Ahmad Cheema MBBS, FRCS
Dr Rebecca Edwards MBBS, DRCOGp, DFFP
Mr Andrew Kent MBChB, FRCS(Ed), FRCS(TrauOrth)
Dr Kant Bhardwaj MBBS, DA, FFARCSI
Dr Bernadette Paver MBBS, MRCGP
Mr Mohammad Sulaiman MBBS FRSC
Dr W S McKerrow MBChB, MRCGP, FRSC(Ed+ Glas)
Dr Colin Walsh General Practitioner
Mr Peter Sill MBChB, MRCOG
Dr Pedro Luis LIC MED 1999
Mr Robert Martin MBChB, FRCOG
Dr Tim McInerney MBBS, BS, MECPSy.Ch
Dr Daniel Murphy MRCGP, MB BAO BCh, BMedSc,
DGM, DRCOG DFFP DHA DTM

Midwives

Mrs Mandy Heathman SRN, SCM
Ms Jacqueline Earnshaw SRN, SCM
Mrs Pamela Freer RGN, RM

Dentists

Dr Sally Owen BChD
Dr Rebecca Sinclair BDS NZ
Dr Michael Patterson BDS U/Birm

Dated 5 December 2008

R. J. DIGGLE,
Chief Medical Officer.

No. 2

19 December 2008

Appointment of Member of Police Committee Police Ordinance 2000 (section 10(2))

1. Section 10(2) of the Police Ordinance 2000 provides that the Governor may appoint as members of the Police Committee two justices of the peace who have been elected for the appointment by justices of the peace.

2. Richard Sawle JP has been elected to be a member of the Police Committee by the justices of the peace.

3. In exercise of my powers under section 10(2), I appoint **Richard Sawle JP** to be a member of the Police Committee.

4. This appointment has effect from the date below for a period of three years, unless terminated sooner.

Dated 19 December 2008

A. E. HUCKLE,
Governor.

No. 3

22 December 2008

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following person to be a temporary Customs Officer:-

WO2 John Watson ALLISON – 24803547 from 29 September 2008 to 01 April 2009.

Dated 22 December 2008

R. J. KING,
Collector of Customs.

No. 4

5 January 2009

Supreme Court of the Falkland Islands Notice under the Administration of Estates Ordinance (Title 68.1)

Take Notice that **Ronald Terrance Morrison** of Stanley, Falkland Islands died on the 11th day of October 2008 intestate.

Whereas **Violet Sarah Morrison** has applied for Letters of Administration to administer the estate of the said deceased in the Falkland Islands.

Notice is hereby given pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Dated 5 January 2009

C. J. KING,
Registrar, Supreme Court.

No. 5

5 January 2009

Notice of Dividends

Companies Act 1948 Winding up rule 1949 (5)

Island Shipping Limited in liquidation
whose registered office is situated at 44 John Street,
Stanley, Falkland Islands

and whose business was that of vessel operators, was placed in liquidation by order of the Supreme Court of the Falkland Islands, Case number SC/CIV/9/06.

Notice is hereby given that dividends will become payable as follows:

A final dividend of £1 in the £1 on proofs of preferential creditors which have been duly made and admitted to rank for dividend

A final dividend of 17.58 pence in the £1 on proofs of ordinary unsecured creditors which have been duly made and admitted to rank for dividend

These dividends will be payable from 19th January 2009 at the offices of Consultancy Services Falklands Limited, 44, John Street, Stanley, Falkland Islands.

Dated 5 January 2009

P. COPP,
Liquidator.

No. 6 8 January 2009

**Appointment of Commissioner for Oaths
Commissioners for Oaths Ordinance
(section 2(2))**

1. Section 2(2) of the Commissioners for Oaths Ordinance 1969 (Title 22.3) provides that the Governor may appoint commissioners for oaths.

2. In exercise of my powers under section 2(2) I appoint David Elliott Taylforth to be a commissioner for oaths.

3. This appointment has effect from the date below, and continues in effect whilst David Elliott Taylforth holds office as Crown Counsel, unless terminated sooner.

Dated 8 January 2009

A.E. HUCKLE,
Governor.

No. 7 16 January 2009

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following persons to be temporary Customs Officers:-

Corporal Richard HOWE – G8411397 from 20 October 2008 to 24 February 2009, and

Corporal Emma BAILEY – C8241439 from 01 January 2009 to 03 May 2009.

Dated 16 January 2009

R. J. KING,
Collector of Customs.

No. 8 19 January 2009

**Appointment of Officer in Charge of the Prison
Prison Ordinance 1966
(section 3)**

In exercise of my power under section 3 of the Prison Ordinance 1966 I Alan Edden Huckle Governor of the Falkland Islands hereby appoint Len Stanford McGill as Officer in Charge of the prison until such time as another person is appointed to that post.

Dated 19 January 2009

A. E. HUCKLE,
Governor.

No. 9

20 January 2009

Register of Members' Interests

The information contained in this Register is provided by every member of the Legislative Assembly and the Attorney General in accordance with Rule 18 and 18A of the Falkland Islands Legislative Assembly Standing Rules and Orders. The information is current to 31 January 2009.

Information to be provided

Every member of the Legislative Assembly and the Attorney General is required to notify the Clerk of Councils of the following registrable interests.

1. Remunerated directorships and whether or not in companies incorporated in the Falkland Islands, including directorships which are unremunerated, but where remuneration is paid through another company in the same group.

2. Remunerated employment, office or profession.

3. Clients in respect of whom the member holds a general retainer or in respect of whom he has in the last 12 months, or expects in the next 12 months, to provide services for payment where a member of the public might reasonably think that the member's conduct in or in relation to the business of the Legislative Assembly might have been or might be influenced by the client's interests.

4. Sponsorships. Any form of sponsorship or financial or material support of a member which involves any payment, benefit or advantage whether to the member or any other person with whom the member is closely connected.

5. Gifts, benefits and hospitality.

6. Overseas visits relating to or arising out of membership of the Legislative Assembly where the cost of any such visit has not been borne wholly by the member or out of the Falkland Islands public funds.

7. Any gifts or material benefits or advantages received by the member or the member's spouse from or on behalf of overseas Governments, organisations or persons.

8. Land or property of a substantial value or from which a substantial income is gained.

9. The names of companies or other bodies in which the member has, to his knowledge either with or on behalf of his spouse and children under the age of 18 years, a beneficial interest in shareholding of a nominal value greater than one percent of the issued share capital or less than one percent or more than £25000.00.

10. Any relevant interest not covered by one of the main categories which falls within the purpose of the Register (which is to provide information on any pecuniary benefit which a Member receives and which might reasonably be thought by others to influence his or her actions, speeches or votes in the Legislative Assembly OR which the member considers might be thought by others to influence his or her actions in a similar manner, even though the member receives no financial benefit.

Notification of Registrable Interests

Every member of the Legislative Assembly and the Attorney General notified the following interests:-

John Birmingham

1. Director of Two Sisters Ltd
Director of Falkland Landholdings
2. Self Employed Contractor (Two Sisters Ltd) – Current Contract FIG (PWD)
Legislative Member's Allowance
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Private residence 4 Drury Street
9. Nil
10. Nil

Dr Andrea Patricia Clausen

1. Unremunerated Director of Stanley Services Ltd (FIG)
2. Legislative Member's allowance
3. Nil
4. Nil
5. Nil
6. SSL Management Meetings UK
7. Nil
8. 3 St Mary's Walk
9. Desirc Shares
10. Nil

John Richard Cockwell

1. Nil
2. Sale of Paintings, prints and cards, Teaching Watercolour painting, occasional Tour Guiding, Legislative Member's allowance
3. Nil
4. Nil
5. Nil
6. CPA Regional Gibraltar, Cluster Conference Spain, CPA Plenary Malaysia
7. Nil
8. 14 Ross Road West
9. Nil
10. Nil

Ian Hansen

1. Nil
2. Main Point Farm income, Legislative Member's Allowance
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Main Point Farm
9. Nil
10. Nil

Michael Rendell

1. Nil
2. Legislative Member's allowance
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil

4

8. 8 Ross Road, Stanley
5 Moody Street
Bleaker Island Farm
9. Shareholder Seafish (Falklands) Limited
10. Member – Falklands Conservation, Rural Business Association, Royal Marines Association, Royal British Legion

Janet Robertson

1. Nil
2. Marketing Manager, Consolidated Fisheries Ltd,
Legislative Member's Allowance
3. Nil
4. Nil
5. Nil
6. EU – OCT – Cayman Islands
7. Nil
8. Nil
9. Consolidated Fisheries
10. Fishing related issues due to employment at CFL

Richard James Stevens

1. Nil
2. Port Sussex Farm
Legislative Member's Allowance
3. Nil
4. Nil
5. Nil
6. CPA Regional Gibraltar
7. Nil
8. Port Sussex Farm
30 Davis Street
9. Nil
10. Member – Rural Business Association

Michael Victor Summers OBE

1. Quark Fishing Ltd - Remunerated
Pioneer Seafoods Ltd - Remunerated
Concordia Ltd – Unremunerated
Port Howard Farm Ltd – Unremunerated (from 15/03/08)
Stanley Services Ltd – FIG Nominee – Unremunerated
2. Quark Fishing Ltd – Managing Director
Pioneer Seafood Ltd – Director/Owner
Legislative Member's allowance
3. Nil
4. Nil
5. Nil
6. Stanley Services Ltd - Management Meetings in the UK; EU OCT – cost paid by EU; CPA visit – cost paid by CPA
7. Nil
8. 11 Pioneer Row, Stanley - Home
15 Pioneer Row – rented McGrigors LLP
Mount Maria House, Port Howard – Holiday Home
9. Quark Fishing Ltd
Pioneer Seafoods Ltd
Freiwin Ltd
Concordia Ltd
(Interests in Prion Ltd disposed of)
10. Trustee FI YMCA
Member Stanley Golf Club
Member Stanley Cricket Club
Member FI Chamber of Commerce
Member Falkland Club
Member FI Vessel Owners Association/FIFCA

Tim Thorogood

1. Nil
2. Chief Executive, FIG
3. Nil
4. Nil
5. As a result of Alison Thorogood's employment with Cable & Wireless, Mr Thorogood benefits from the staff benefits package in relation to telecommunications provisions
6. Nil
7. As a result of Alison Thorogood's employment with Cable & Wireless, Mr Thorogood benefits from the staff benefits package in relation to telecommunications provisions
8. Broad Park, Rhossili, Swansea, SA3 1PL, UK
9. Nil
10. Alison Thorogood is employed by Cable & Wireless

Keith Padgett

1. Nil
2. Director of Finance, FIG
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. 3 Biggs Road, Stanley
9. Nil
10. Nil

David Francis William Pickup

1. Nil
2. Attorney General, FIG
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil (UK Civil Service Pension)
8. None in Falkland Islands
2 Properties in UK – London and Hereford
1 Property in Thailand – Hua Hin
9. Nil
10. Nil

Dated 20 January 2009

C. ANDERSON,
Clerk of Councils.

No. 10

20 January 2009

Index of Retail Prices

The calculation of the Index for the quarter ended 31 December 2008 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
31.03.08	130.230	4.804	0.828
30.06.08	134.340	7.687	3.156
30.09.08	140.160	11.150	4.332
31.12.08	141.080	9.229	0.656

Dated 20 January 2009

L. LYSE,
for Financial Secretary.

No. 11

27 January 2009

Application for Naturalisation

Notice is hereby given that JOSE ANTONIO CORDEIRO OTERO is applying to His Excellency the Governor for naturalisation. Any person who knows of any reason why naturalisation should not be granted is invited to send a written and signed statement of the facts to the Immigration Officer, Customs and Immigration Department, Stanley no later than 21 February 2009.

Dated 27 January 2009

C. W. REEVES,
Immigration Officer.

Published by the Attorney General's Chambers, Cable Cottage, Stanley, Falkland Islands.
Price: Two pound and seventy- five pence.

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THE FALKLAND ISLANDS GAZETTE

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28 February 2009

No. 2

Appointments

Rex Edward Eagle, TLR1 Special Educational Needs Co-ordinator, Education Department, 01.01.09.

Kenneth Barry Stewart, Night Watchkeeper, Education Department, 31.01.09.

Graeme John Hemming, Cook, Health and Social Services Department, 01.02.09.

Rhys John David Clifford, Fulltime Kitchen Assistant, Health and Social Services Department, 01.02.09.

Alexander Charles Blake, Scientific Fisheries Observer, Fisheries Department, 02.02.09.

Joanne Hazel Rose Minnell-Goodwin, Receptionist, Leisure Centre, Education Department, 05.02.09.

Kenton John Douglas Benjamin Goodwin, General Handyman, Property and Municipal Section, Public Works Department, 09.02.09.

Darlene Joanna Buckland, General/Kitchen Assistant, Health and Social Services Department, 09.02.09.

Kieran Morrison, Apprentice Plumber, Public Works Department, 16.02.09.

John Foster, Maintenance Manager, Public Works Department, 16.02.09.

Isla Karen Livermore, Learning Support Assistant, Infant and Junior School, Education Department, 23.02.09.

Completion of Contract

Pia Schuchert, Stock Assessment Scientist, Fisheries Department, 18.01.09.

Elisabeth Roulston, Staff Nurse, Health and Social Services Department, 27.02.09.

Renewal of Contract

Pia Schuchert, Stock Assessment Scientist, Fisheries Department, 02.02.09.

Resignation

Charmaine John, Social Work Assistant, Health and Social Services Department, 06.02.09.

Alex Igao, Plant Operator/Handyman, Property and Municipal Section, Public Works Department, 13.02.09.

Jane Rowlands, Receptionist, Leisure Centre, Education Department, 19.02.09.

Dinah May Brown, Senior Staff Nurse, Health and Social Services Department, 26.02.09.

Philip Barker, Maintenance Technician, Falkland Islands Community School, Education Department, 26.02.09.

Philip Barker, Senior Sports Attendant, Leisure Centre, Education Department, 26.02.09.

Retirement

Derek Smith, Night Watchkeeper, Education Department, 01.02.09.

NOTICES

No. 12 10 February 2009

**Appointment of Trustees of Media Trust
Media Trust Ordinance
(section 4(1))**

In exercise of my powers under section 4(1) of the Media Trust Ordinance (Title 59.1) I appoint the following persons to be Trustees of the Media Trust for a period of four years from today's date:-

Andrew Brownlee; and
Barry Elsby.

Dated 10 February 2009

A. E. HUCKLE,
Governor.

No. 13 11 February 2009

**Appointment of Members of Board of Visitors
Prison Ordinance 1966
(section 7(2))**

1. Section 7(2) of the Prison Ordinance 1966 provides that the Governor shall appoint members of the Board of Visitors.

2. In exercise of my powers under section 7(2), I appoint the following persons to be members of the Board of Visitors:-

Terry Spruce JP until 8 December 2011;
Leif Pollard JP until 10 February 2012; and
Joost Pompert until 10 February 2012.

3. These appointments have effect from the date below, and continue in effect for the period indicated above unless terminated sooner.

Dated 11 February 2009

A. E. HUCKLE,
Governor.

No. 14 16 February 2009

**Appointment of Trustee of Media Trust
Media Trust Ordinance
(section 4(1))**

In exercise of my powers under section 4(1) of the Media Trust Ordinance (Title 59.1) I appoint the following person to be a Trustee of the Media Trust for a period of four years from today's date:-

Sian Davies.

Dated 16 February 2009

A. E. HUCKLE,
Governor.

No. 15 23 February 2009

**South Atlantic Trading and Transportation
Company Limited
Company Number:10887**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on 22 February 2009.

Dated 23 February 2009

J. C. ROWLAND,
Registrar of Companies.

No. 16 24 February 2009

Notice of Approved Immigration Applications

It is notified for general information that the following immigration application was approved by the Governor in Executive Council on 29 January 2009:

<u>Falkland Islands Status</u>	<u>Effective date of Status</u>
Karen Margaret Drysdale	3 February 2009

Dated 24 February 2009

P. T. KING,
Principal Immigration Officer.



THE FALKLAND ISLANDS GAZETTE Extraordinary

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10 March 2009

No. 3

NOTICES

No. 17 25 February 2009

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following persons to be temporary Customs Officers:-

Sgt Stephen REYNOLDS – C8412329; and
Cpl Andrew Mark DUKE – F8446504,

from 28 January 2009 to 01 July 2009.

Dated 25 February 2009

R. J. KING,
Collector of Customs.

No. 18 5 March 2009

Environmental Impact Assessment Desire Petroleum Plc

An Environmental Impact Assessment has been submitted to the Falkland Islands Government by Desire Petroleum Plc with regard to a planned exploration drilling programme to take place to the north of the Falkland Islands. The Non-Technical Summary is reproduced in this Extraordinary Gazette. In addition, copies of the Assessment in its entirety can be obtained on CD Rom from the Department of Mineral Resources, Ross Road,

Stanley (telephone 27322 or email
pchristie@mineralresources.gov.fk).

Printed copies are available for reading at the Mineral Resources Department, the Environmental Planning Department and in the Public Library, Stanley.

Printed copies are also available at the following Camp locations: Fox Bay, Port Howard, Hill Cove and Goose Green.

Written representations in relation to the Environmental Impact Assessment must be received within 42 days of the date of publication in the Gazette and should be sent to the Department of Mineral Resources, Ross Road, Stanley. The applicant, Desire Petroleum Plc, has 28 days to respond to comments received.

Dated 5 March 2009

P. M. RENDELL,
Director of Mineral Resources.

ENVIRONMENTAL IMPACT STATEMENT FOR OFFSHORE DRILLING LICENCES PL006, PL007 AND PL034 THE FALKLAND ISLANDS ON BEHALF OF DESIRE PETROLEUM PLC

NON-TECHNICAL SUMMARY

Background

Desire Petroleum PLC (Desire) is a UK company founded in 1996 dedicated to exploring for oil and gas in the North

Falkland Basin. The company participated in the first round of drilling in 1998 and now operates six licences in the North Falkland Basin, both as sole operator and with farm-in partners.

Desire are planning to drill in the area covered by licences PL006, PL007 and PL034 ('the licence area') as soon as a rig can be secured.

Tranches I (licence PL006) and L (PL007) were awarded to Desire Petroleum with an effective commencement date of 28 October 1996. Following relinquishments the licensed areas now comprise approximately 794km² (Tranche I) and 1,312km² (Tranche L). Under the terms of the Production Licences, Desire moved to the second Exploration Term in October 2005, under which they are required to drill one well. Although Desire is operator of both tranches, 'Arcadia' has now taken a 50% interest in a sub-tranche of licence PL006 (Tranche I) and a sub-tranche of PL007 (Tranche L).

Desire is also operator of licence PL034 which was awarded in August 2008, although Arcadia hold an 80% interest in this licence compared to Desire's 20%. Desire are still in Phase 1 of this licence, under which they are committed to drill one well within 4 years. This EIS therefore encompasses Desire's proposed drilling operations in licences PL006, PL007 and PL034.

This Environmental Impact Statement (EIS) provides an assessment of the potential environmental impacts associated with the proposed drilling within the licence area, together with mitigation and management measures and a description of any residual impacts to the environment. The assessment utilises a study of the baseline environment, together with description of the proposed operations, in order to assess the risk of impacts occurring.

Desire intends to drill one or two wells in the licence area, most likely on the Alpha and Dawn prospects. A semi-submersible rig is most likely to be used for these operations. Semi-submersibles float in deep water and provide a stable platform to allow drilling of the sea floor. A typical deep sea semi-submersible drilling rig has dimensions of approximately 90m by 80m with a draught of about 30m. A conventional rotary drilling system via top drive will be used to drill the wells.

All chemicals to be used during the drilling have been selected to minimise the potential environmental impacts as much as possible. The vast majority (by volume) of planned chemicals have a Harmonised Offshore Chemical Notification Scheme (HOCNS) category of 'E' (which are of low aqua toxicity, readily biodegradable and non-bioaccumulative) and are naturally occurring products (e.g. barite) that are either biologically inert or readily dispersible or biodegradable.

The wells will be drilled vertically in sections (with the diameter of each section decreasing with increasing depth) to a maximum total depth (TD) of around 1725m with wireline logging programmes conducted in order to evaluate the geological formations. Depending on the results of the wireline logging, the wells may be tested and upon completion of the TD data acquisition programme the well will mostly likely be permanently abandoned.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

There has previously been little information available on the benthic environment of this area and environmental surveys were carried out in August 2008 to provide habitat mapping, sediment analysis and identification of benthic species.

Benthic sampling undertaken in August 2008 confirms and supports earlier surveys, which indicated naturally uncontaminated sediments with typical or low background concentrations of metals and hydrocarbons. The macrofauna data recorded were as expected, being relatively homogeneous in terms of the number species. The benthic environment was also considered to be relatively homogenous.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. The existing finfish fishery targets predominantly Hake, Hoki, Red cod and Blue whiting. A specialised small ray fishery exists, and a small longline fishery targets Patagonian toothfish. The distribution of cephalopods is dependent on temperature preference and influence of currents. The FIG annual Fisheries Statistics volume 11 (1997–2006) indicate that the Desire licence areas in question, to the north of the Falkland Islands, demonstrate a moderate to high level of catch for the *Illex argentinus* in the first season (January to June), and low levels of catches of the *Loligo gahi* in the second season (July to December) and the southern blue whiting throughout the year. Higher fishing intensities for these key squid and fish species are to the east and south-east of the Islands. There are no significant fisheries interests on the landward side of the licence area, which would indicate that there is also low vulnerability to disturbance from vessel movements to and from the licence area.

Shellfish are not an important component of the commercial fishery although this may be developed in future.

A wide range of marine mammals occur in the waters around the Falkland Islands. Based on survey results between 1998 and 2001, the following species of cetacean were recorded within or adjacent to the licence area; Fin whale, Minke whale, Hourglass dolphin and Peale's dolphin. Due to the migratory nature of cetaceans, it is probable that other cetacean species may move through the licence areas. Overall however, the area is not considered to be of high sensitivity for cetaceans.

Past survey observations indicate that the South American sea lion and South American fur seal may be encountered in the licence area. It is however unlikely that any species of pinniped will be found in significant numbers in the area. Based on the distribution survey, the licence area is not considered to be of particular sensitivity for pinnipeds.

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. The IUCN Red List classifies 24 species as threatened with seven species as 'Endangered' – the highest level of conservation status. Species recorded within the licence area are the King penguin (May to

November), Gentoo penguin (April to November), Rockhopper penguin (October to March), Magellanic penguin (November to February) and various species of albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the nearshore areas outside of the licence blocks.

Based on recorded distributions, the licence area to the north of the Falkland Islands is not of major significance for any of the recorded seabird species. Due to the vulnerable nature of many of these species, however, any impacts to food or habitats may prove significant for population numbers and near-shore areas to the landward side of the licence area are considered particularly vulnerable.

Impacts and Management Measures

There are no significant environmental sensitivities within the licence areas, however, seabirds and marine mammals may migrate through the area and there are some fisheries interests. The benthic (seafloor) habitat is considered to be a relatively homogenous environment with no habitats of conservation significance found during the survey in August 2008 of the licence blocks.

Outside of the licence areas, the near shore and coastal environments are considered to be sensitive to any forms of pollution.

The results of the environmental impact assessment of the drilling programme indicate that there are potential impacts which relate to waste management. Minimising the potential impact caused by waste issues can be achieved by implementing policies such as reuse, segregation and storage. Negative impacts will arise from onshore disposal, especially should this be at the Falklands where the capacity will be limited. Economic flow ons from the project will have positive impacts.

The sources of potential impacts include drill cuttings disposal, the risk of large offshore and near-shore oilspills, international transfer of solid and hazardous wastes and use of resources (i.e. fuel and potable water) should they be sourced from the Falklands. All other sources of potential impacts were deemed to be of low significance.

The potential impacts of these operations will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.

- Applying international best practice and established UK standards to operations, particularly in offshore chemical use and emissions reporting.
- Using only water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Monitoring and reporting consumption and emission figures in accordance with the UK Environmental Emissions Monitoring System (EEMS).
- Establishing and implementing a project specific Oil Spill Response Plan and carrying out training of key personnel in spill response. Employing Oil Spill Response Ltd in the UK to provide outside assistance in the case of a major spill.
- Implementing a detailed waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the reuse of materials and establish the Best Practicable Environmental Option (BPEO) for storage, treatment, transfer and disposal of waste materials.
- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and metocean conditions.

A more detailed description of recommended mitigation measures and environmental management is provided in Sections 8 and 9 of this report.



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31 March 2009

No. 4

Appointments

Rosemary Chew, Medical Officer, Health and Social Services Department, 24.02.09.

Neil Robert Anders, Fisheries Observer, Fisheries Department, 26.02.09.

Glyndwr Huw Valler, Plant Operator/Handyman, Property and Municipal Section, Public Works Department, 02.03.09.

Richard Edwin John Fogerty, Acting Director of Education, Education Department, 09.03.09.

Michael Peter Goss, Mechanic, Plant and Vehicle Section, Public Works Department, 16.03.09.

Samantha Davies, Sports Attendant, Leisure Centre, Education Department, 16.03.09.

Stacey Louise Budd, Assistant Housekeeper, Government House, 19.03.09.

Robert John Bryson, Police Constable, Royal Falkland Islands Police, 23.03.09.

Zaza Elbakidze, Painter/Handyman, Plant and Vehicle Section, Public Works Department, 26.03.09.

Completion of Contract

Barbara Booth Director of Education, Education Department, 06.03.09.

Alastair Baylis, Fisheries Observer, Fisheries Department, 06.03.09.

Wetjens Dimmlich, Stock Assessment Scientist, Fisheries Department, 13.03.09.

Judith Brown, Fisheries Scientist (Toothfish), Fisheries Department, 18.03.09.

Renewal of Contract

Judith Brown, Fisheries Scientist (Toothfish), Fisheries Department, 19.03.09.

Retirement

Alfred William Hamilton Curtis, Storeperson, Plant and Vehicle Section, Public Works Department, 20.03.09.

Harwood John Charles Peck, Power Station Operator, Power and Electrical Section, Public Works Department, 31.03.09.

Transfer

Priscilla Alison Halliday from Police Constable, Royal Falkland Islands Police to Social Work Assistant, Health and Social Services Department, 30.03.09.

NOTICES

No. 19

10 March 2009

Appointment of Acting Director of Education Education Ordinance 1989 (section 3)

1. Section 3 of the Education Ordinance provides that the Governor shall appoint a Director of Education to undertake the duties of the Director.

2. In exercise of my powers under section 3, I appoint Richard Edwin John Fogerty to be Acting Director of Education.

3. This appointment has effect from 9 March 2009, and continues in effect until a Director of Education is appointed, unless terminated sooner.

Dated 10 March 2009

A. E. HUCKLE,
Governor.

No. 20

10 March 2009

Appointment of Temporary Customs Officers

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following persons to be temporary Customs Officers:-

Cpl Brian THOMSON – C8410190 from 15.12.08 to 15.04.09;
Cpl Emma BAILEY – C8241439 from 01.01.09 to 03.05.09;
Sgt Mark EVANS – H8210284 from 19.01.09 to 19.05.09;
WO Fred DAWSON – A8176387 from 19.02.09 to 19.05.09;
Cpl Ian BANKS – T841746 from 22.01.09 to 22.05.09; and
Cpl Jim PARKINSON – H8285021 from 16.02.09 to 16.06.09.

Dated 10 March 2009

R. J. KING,
Collector of Customs.

No. 21

23 March 2009

**Environmental Impact Assessment
Rockhopper Exploration Plc**

Environmental Impact Assessments have been submitted to the Falkland Islands Government by Rockhopper Exploration Plc with regard to planned exploration drilling programmes to take place to the north of the Falkland Islands. The Non-Technical Summaries are reproduced in this Gazette. In addition, copies of the Assessments in their entirety can be obtained on CD Rom from the Department of Mineral Resources, Ross Road, Stanley (telephone 27322 or email pchristie@mineralresources.gov.fk).

Printed copies are available for reading at the Mineral Resources Department, the Environmental Planning Department and in the Public Library, Stanley.

Printed copies are also available at the following Camp locations: Fox Bay, Port Howard, Hill Cove and Goose Green.

Written representations in relation to the Environmental Impact Assessments must be received within 42 days of the date of publication in the Gazette and should be sent to the Department of Mineral Resources, Ross Road, Stanley. The applicant, Rockhopper Exploration Plc, has 28 days to respond to comments received.

Dated 23 March 2009

P. M. RENDELL,
Director of Mineral Resources.

**ENVIRONMENTAL IMPACT STATEMENT FOR
OFFSHORE DRILLING LICENCES PL023 & PL024
THE FALKLAND ISLANDS ON BEHALF OF
ROCKHOPPER EXPLORATION PLC**

NON TECHNICAL SUMMARY

Background

Rockhopper Exploration PLC (Rockhopper) is a UK company set up in 2004 to explore for oil and gas in the Falkland Islands. Rockhopper hold four Licences in the North Falkland Basin; PL023, PL024, PL032 and PL033, together with a smaller interest in two other licence areas.

Licences PL023 and PL024 lie in shallow water (all less than 200 m), situated to the north of the Falkland Islands. The licence blocks were awarded to Rockhopper in November 2004.

This Environmental Impact Statement (EIS) provides an assessment of the potential environmental impacts associated with the proposed drilling in Licences PL023 and PL024, together with mitigation and management measures and a description of any residual impacts to the environment. The assessment utilises a study of the baseline environment, together with a description of the proposed operations, in order to assess the risk of impacts occurring.

Rockhopper intend to drill one or two wells in their licence area. A semi-submersible rig is most likely to be used for these operations. Semi-submersibles float in deep water and provide a stable platform to allow drilling of the sea floor. A typical deep sea semi-submersible drilling rig has dimensions of approximately 90 m by 80 m with a draught of about 30 m. A conventional rotary drilling system via top drive will be used to drill the wells.

All chemicals to be used during the drilling have been selected to minimise the potential environmental impacts as much as possible. The vast majority (by volume) of planned chemicals have a Harmonised Offshore Chemical Notification Scheme (HOCNS) category of 'E' (which are of low aqua toxicity, readily biodegradable and non-bioaccumulative) and are naturally occurring products (e.g. barite) that are either biologically inert or readily dispersible or biodegradable.

The well will be drilled vertically in sections (with the diameter of each section decreasing with increasing depth) to a maximum total depth (TD) of around 2500 m with wireline logging programmes conducted in order to evaluate the geological formations. In the event that hydrocarbons are identified in any of the targeted sandstones, cores will also be taken. It is not likely that any well testing will be undertaken, however inclusions for possible well testing have been included in this report. Upon completion of the TD data acquisition programme the well(s) will most likely be permanently abandoned.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

There has previously been little information available on the benthic environment of this area and environmental surveys were carried out in August 2008 to provide habitat mapping, sediment analysis and identification of benthic species.

Benthic sampling undertaken in August 2008 confirms and supports earlier surveys, which indicated naturally uncontaminated sediments with typical or low background concentrations of metals and hydrocarbons. The macrofauna data recorded were as expected, being homogenous in terms of the number of species. The benthic environment was also considered to be relatively homogenous.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. The existing finfish fishery targets predominantly hake, hoki, red cod and blue whiting. A specialised small ray fishery exists, and a small longline fishery operates targeting Patagonian toothfish. The FIG annual Fisheries Statistics volume 11 (1997–2006) show that the Rockhopper licence area to the north of the Falkland Islands demonstrates a moderate to high level of catch for the *Illex argentinus* in the first season (January to June), and low levels of catches of the *Loligo gahi* in the second season (July to December) and the southern blue whiting throughout the year. There are no significant fisheries interests on the landward side of the licence area, which would indicate that there is also low vulnerability to disturbance from vessel movements to and from the licence area.

Shellfish are not an important component of the commercial fishery although this may be developed in future.

A wide range of marine mammals occur in the waters around the Falkland Islands. Based on survey results between 1998 and 2001, the following species of cetacean were recorded within or adjacent to the licence area; minke whale, hourglass dolphin and Peale's dolphin. Due to the migratory nature of cetaceans, it is probable that other cetacean species present may move through the licence areas, however overall the area is not considered to be of high sensitivity for cetaceans.

Based on seal observations over the same period, only the South American fur seal and the South American sea lion are likely to be spotted in the vicinity of the licence area.

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. The IUCN Red List classifies 24 species as threatened with seven species as 'Endangered' – the highest level of conservation status. Species recorded within the licence area are the King penguin (May to November), Gentoo penguin (April to November), Rockhopper penguin (October to March), Magellanic penguin (November to February) and various species of albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the nearshore areas outside of the licence blocks.

Based on recorded distributions, the licence area to the north of the Falkland Islands is not of major significance for any of the recorded seabird species. Due to the vulnerable nature of many of these species, however, any impacts to food or habitats may prove significant for

population numbers and near-shore areas to the landward side of the licence area are considered particularly vulnerable.

Impacts and Management Measures

Significant environmental sensitivities identified in the licence areas are the highly important seabird populations, presence of marine mammals and fisheries interests. The benthic (seafloor) habitat is considered to be a relatively homogenous environment with no habitats of conservation significance found during the survey in August 2008 of the licence blocks.

Outside of the licence areas, the near shore and coastal environments are considered to be sensitive to any forms of pollution.

The results of the environmental impact assessment of the drilling programme indicate that there are potential impacts which relate to waste management. Minimising the potential impact caused by waste issues can be achieved by implementing policies such as reuse, segregation and storage. Negative impacts will arise from onshore disposal, especially should this be at the Falklands where the capacity will be limited. Economic flow ons from the project will have positive impacts.

The sources of potential impacts include drill cuttings disposal, the risk of large offshore and near-shore oilspills, international transfer of solid and hazardous wastes and use of resources (i.e. fuel and potable water) should they be sourced from the Falklands. All other sources of potential impacts were deemed to be of low significance.

The potential impacts of these operations will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.
- Applying international best practice and established UK standards to operations, particularly in offshore chemical use and emissions reporting.
- Using only water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Monitoring and reporting consumption and emission figures in accordance with the UK Environmental Emissions Monitoring System (EEMS).
- Establishing and implementing a project specific Oil Spill Response Plan and carrying out training of key personnel in spill response. Employing an oil spill response contractor to provide outside assistance in the case of a major spill.
- Implementing a detailed waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the re-use of materials and establish the Best Practicable Environmental Option (BPEO) for storage, treatment, transfer and disposal of waste materials.

- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and metocean conditions.

A more detailed description of recommended mitigation measures and environmental management is provided in Sections 8 and 9 of this report.

**ENVIRONMENTAL IMPACT STATEMENT FOR
OFFSHORE DRILLING LICENCES PL032 & PL033
THE FALKLAND ISLANDS ON BEHALF OF
ROCKHOPPER EXPLORATION PLC**

NON TECHNICAL SUMMARY

Background

Rockhopper Exploration PLC (Rockhopper) is a UK company set up in 2004 to explore for oil and gas in the Falkland Islands. Rockhopper hold four Licences in the North Falkland Basin; PL023, PL024, PL032 and PL033, together with a smaller interest in two other licence areas.

Licences PL032 and PL033 were granted to Rockhopper in May 2005, covering an area of some 1620 km². The blocks were previously held and drilled by Shell.

This Environmental Impact Statement (EIS) provides an assessment of the potential environmental impacts associated with the proposed drilling in Licences PL032 and PL033, together with mitigation and management measures and a description of any residual impacts to the environment. The assessment utilises a study of the baseline environment, together with a description of the proposed operations, in order to assess the risk of impacts occurring.

Rockhopper intend to drill up to three wells in their licence area. A semi-submersible rig is most likely to be used for these operations. Semi-submersibles float in deep water and provide a stable platform to allow drilling of the sea floor. A typical deep sea semi-submersible drilling rig has dimensions of approximately 90 m by 80 m with a draught of about 30 m. A conventional rotary drilling system via top drive will be used to drill the wells.

All chemicals to be used during the drilling have been selected to minimise the potential environmental impacts as much as possible. The vast majority (by volume) of planned chemicals have a Harmonised Offshore Chemical Notification Scheme (HOCNS) category of 'E' (which are of low aqua toxicity, readily biodegradable and non-bioaccumulative) and are naturally occurring products (e.g. barite) that are either biologically inert or readily dispersible or biodegradable.

The wells will be drilled vertically to a maximum total depth (TD) of around approximately 3500 m, with wireline logging programmes conducted in order to evaluate the geological formations. In the event that hydrocarbons are identified in any of the targeted sandstones, cores will also be taken. It is not likely that any well testing will be undertaken, however inclusions for possible well testing have been included in this report. Upon completion of the TD data acquisition programme the wells will most likely be permanently abandoned.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

This area of the North Falkland Basin was drilled by a consortium of oil companies in 1998, including two wells drilled within Licence PL032. An EIA was carried out prior to drilling and identified significant gaps in the level of environmental data for this area. As a result of this, a number of environmental studies were commissioned, focussing primarily on the North Falkland Basin.

Seismic data has been acquired and processed to provide detailed seabed topography for this area, although no additional environmental monitoring or seabed sampling has been carried out. The existence of comprehensive pre and post-drill benthic sampling from the 1998 campaign provides sufficient baseline data for the assessment of potential impacts within this EIS, although it should be recognised that environmental information around the Falkland Islands remains sparse and any further environmental data acquired by the Operators during the proposed drilling campaign will prove extremely valuable.

Earlier benthic sampling indicated natural uncontaminated sediments with typical or low background concentrations of metals and hydrocarbons. In general the environmental survey revealed a relatively homogeneous macrofauna in a relatively homogenous environment.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. The existing finfish fishery targets predominantly hake, hoki, red cod and blue whiting. A specialised small ray fishery exists, and a small longline fishery operates targeting Patagonian toothfish. The FIG annual Fisheries Statistics volume 11 (1997–2006) indicate that the offshore licence areas are not within any large catch (by volume) locations for the key species. No significant levels of catches exist within the PL032 and PL033. Shellfish are not an important component of the commercial fishery, although this may be developed in future.

A wide range of marine mammals occur in the waters around the Falkland Islands. Based on the 1998–2001 survey results, of the 14 cetacean species likely to be present in Falkland Islands waters, none were observed within the licence area. Sperm whale were recorded a short distance to the north of PL032 and PL033, although they are less likely to be found in the shallower waters of the licence area. Hourglass and Peale's dolphins were recorded within relatively close proximity to the area of interest and it is probable that certain cetacean species present may move through the licences. Overall, PL032 and PL033 are not considered to be an area of particularly high sensitivity for cetaceans.

Based on seal observations over the same period only the South American fur seal is likely to be encountered within the licence area, however it should be noted that survey coverage is patchy and this does not discount the potential presence of any of the above species in these blocks. It is however unlikely that any species of pinniped will be found in significant numbers in the area. Based on the distribution survey and further descriptions in relevant literature, the licence area is therefore not considered to be of particular sensitivity for pinnipeds.

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. The IUCN Red List classifies 24 species as threatened with seven species as 'Endangered' – the highest level of conservation status. Due to the considerable distance of the licence blocks from the Falkland Islands, this area is not considered to be highly sensitive for birdlife, although a number of species are likely to be seen in this area, including species of penguin, albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the nearshore areas outside of the licence Blocks, however these are also considered within this EIS due to the potential for nearshore impacts from support operations. Due to the vulnerable nature of many of these species it should also be recognised that any impacts to food or habitats may prove significant for population numbers and near-shore areas to the landward side of the licence area are considered particularly vulnerable.

Impacts and Management Measures

Significant environmental sensitivities identified in the licence areas are the highly important seabird populations, presence of marine mammals and fisheries interests. In addition, the benthic (seafloor) habitat is considered to be both sensitive to disturbance and relatively unstudied, although benthic surveys have previously demonstrated a relatively homogeneous (uniform) macrofauna in a relatively homogenous environment, with no significant indication of pollution from previous drilling.

Outside of the licence areas, the near shore and coastal environments are considered to be sensitive to any forms of pollution.

The results of the environmental impact assessment of the drilling programme indicate that there are potential impacts which relate to waste management. Minimising the potential impact caused by waste issues can be achieved by implementing policies such as reuse, segregation and storage. Negative impacts will arise from onshore disposal, especially should this be at the Falklands where the capacity will be limited. Economic flow ons from the project will have positive impacts.

The sources of potential impacts include drill cuttings disposal, the risk of large offshore and near-shore oilspills, international transfer of solid and hazardous wastes and use of resources (i.e. fuel and potable water) should they be sourced from the Falklands. All other sources of potential impacts were deemed to be of low significance.

The potential impacts of these operations will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.

- Applying international best practice and established UK standards to operations, particularly in offshore chemical use and emissions reporting.
- Using only water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Monitoring and reporting consumption and emission figures in accordance with the UK Environmental Emissions Monitoring System (EEMS).
- Establishing and implementing a project specific Oil Spill Response Plan and carrying out training of key personnel in spill response. Employing an oil spill response contractor to provide outside assistance in the case of a major spill.
- Implementing a detailed waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the re-use of materials and establish the Best Practicable Environmental Option (BPEO) for storage, treatment, transfer and disposal of waste materials.
- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and metocean conditions.

A more detailed description of recommended mitigation measures and environmental management is provided in Sections 8 and 9 of this report.

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30 April 2009

No. 5

Appointments

Maryanna Ryan, Staff Nurse, Health and Social Services Department, 30.03.09.

Sarah Jane Berntsen, Clerk, Health and Social Services Department, 01.04.09.

Joe Chapman, Fisheries Observer, Fisheries Department, 02.04.09.

Helen Charlotte Ake, Fisheries Observer, Fisheries Department, 02.04.09.

Madeleine Jane Evans, Special Education Needs Teacher, Education Department, 13.04.09.

Falkland Berntsen, Power Station Operator, Power and Electrical Section, Public Works Department, 20.04.09.

James Peck, Storekeeper, Power and Electrical Section, Public Works Department, 23.04.09.

Resignation

Robert Crowie, Night Security Officer, Health and Social Services Department, 31.03.09.

Carol Peck, Exercise Referral Practitioner, Health and Social Services Department, 17.04.09.

Kathleen Bree, Director of Health and Social Services, Health and Social Services Department, 30.04.09.

Transfer

Derek Simon Clarke, from Chief Pilot to Line Pilot, Falkland Islands Government Air Service, 09.04.09.

NOTICES

No. 22 3 April 2009

Banking Ordinance (Title 10.1) Banking (Amendment) Ordinance 1996

Notice is hereby given pursuant to section 19B(1) of the Banking Ordinance (Title 10.1), as amended, that the audited accounts of Standard Chartered Bank for the year ended 31 December 2008 are available for inspection at the bank branch office, Ross Road, Stanley, or a copy will be supplied on application to the Chief Executive Officer.

Dated 3 April 2009

R. S. DONOSEPOETRO,
Chief Executive Officer, Standard Chartered Bank.

No. 23 6 April 2009

Falkland Islands Development Corporation Ordinance section 9(1) & section 10(1)

Appointment of General Manager, Financial Controller and Interim Financial Controller

1. Section 9(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides that the Governor shall appoint a General Manager of the Falkland Islands Development Corporation and section 10(1) of the Falkland Islands Development Corporation Ordinance provides that the Governor shall appoint a Financial Controller of the Falkland Islands Development Corporation.

2. In exercise of my powers under section 9(1) I appoint David John Waugh General Manager of the Falkland Islands Development Corporation with effect from 2 February 2009, to continue in effect for the duration of the relevant contract of employment.

3. In exercise of my powers under section 10(1) I appoint:-

Marie-Bernard Therese Goodwin Financial Controller of the Falkland Islands Development Corporation with effect from 29 November 2004, to continue in effect for the duration of the relevant contract of employment; and

Nigel Anthony Bridle Interim Financial Controller of the Falkland Islands Development Corporation with effect from 9 April 2009 until Marie-Bernard Therese Goodwin returns to work from maternity leave.

4. These appointments have effect and continue in effect as indicated above, unless terminated sooner.

Dated 6 April 2009

A. E. Huckle,
Governor.

No. 24

6 April 2009

**Falkland Islands Development Corporation Ordinance
section 7(1)**

Appointment of Members to

Falkland Islands Development Corporation Board

1. Section 7(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides that the Governor may appoint members to the Falkland Islands Development Corporation Board nominated by the Rural Business Association, the Fishing Vessel Owners' Association (whose successor body is the Falkland Islands Fishing Companies Association), the Falkland Islands Chamber of Commerce and Falkland Islands Tourist Board.

2. In exercise of my powers under section 7(1)(d)-(g) I appoint the following persons to be members of the Falkland Islands Development Corporation Board:-

Anthony Thomas Blake, nominated by the Rural Business Association, with effect from 5 February 2009 terminating on 13 April 2009;

Andrew Grant MacKenzie Irvine, nominated by the Falkland Islands Fishing Companies Association, with effect from 29 January 2009 terminating on 31 December 2009;

Michael John Forrest, nominated by the Falkland Islands Chamber of Commerce, with effect from 13 June 2007 for two years terminating on 13 June 2009; and

Jake Downing, General Manager of Falkland Islands Tourist Board, nominated by the Falkland Islands Tourist Board, with effect from 23 November 2007 and continuing in effect whilst he continues to hold the position of General Manager of Falkland Islands Tourist Board.

3. These appointments have effect and continue in effect as indicated in article 2, unless terminated sooner.

Dated 6 April 2009

A. E. Huckle,
Governor.

No. 25

9 April 2009

Index of Retail Prices

The calculation of the Index for the quarter ended 31 March 2009 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
30.06.08	134.340	7.687	3.156
30.09.08	140.160	11.150	4.332
31.12.08	141.080	9.229	0.656
31.03.08	137.110	5.283	(2.814)

Dated 9 April 2009

L. LYSE,
for Director of Finance.

No. 26

20 April 2009

**Novo Airinos Stanley Limited
Company Number: 13481**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 20 April 2009

J. C. ROWLAND,
Registrar of Companies.

No. 27

23 April 2009

Application for Falkland Islands Status

Notice is hereby given that Darren Richard Plato has applied through the Principal Immigration Officer to be granted Falkland Islands Status by the Governor. Any person who knows of any reason why Status should not be granted, should send a written and signed statement of the facts, giving grounds for their objection, to the Immigration Officer, Customs and Immigration Department, Stanley no later than 21 May 2009.

Dated 23 April 2009

C. W. REEVES,
Immigration Officer.

**Highways (Weight Limits) Ordinance 2004
section 6(4)**

Prohibition Notice

IN EXERCISE of the powers provided under section 6(4) of the Highways (Weight Limits) Ordinance 2004, I hereby notify that the use of any motor vehicle, trailer or vehicle combination the authorised weight of which exceeds 15 metric tons is prohibited with effect from 1 May 2009 until 30 September 2009 inclusive on the following publicly maintainable highways:-

(1) on East Falkland:-

all roads beyond the Estancia junction as approached on the Port Louis Road from the direction of the Mount Kent turnoff;

the Fitzroy Road from its junction with the Stanley to Darwin Road to its end at Fitzroy settlement;

the San Carlos Road from its junction with the Stanley to Darwin Road to its end at San Carlos settlement;

all roads beyond the North Arm/New Haven junction as approached from the North on the Stanley to North Arm Road; and

all roads beyond the Moody Brook Bridge as approached from the East on the Moody Brook Road,

(2) on West Falkland:-

all publicly maintainable highways.

Dated 23 April 2009

M. M. I. KEENLEYSIDE,
Director of Public Works.

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Extraordinary

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1 May 2009

No. 6

The following are published in this Extraordinary Gazette —

Register of Electors for Camp Constituency; and

Register of Electors for Stanley Constituency.

Register of Electors for Camp Constituency at 1 May 2009

000001	Aguila Aguilar	Jeanette del Carmen	Goose Green, E.F.I
000002	Alazia	George Robert	Hope Cottage, E.F.I
000003	Alazia	Hazel	San Carlos, E.F.I
000004	Alazia	Keith	Goose Green, E.F.I
000005	Alazia	Mandy Gwyneth	Port Edgar Farm, W.F.I
000006	Alazia	Michael Robert	Port Edgar Farm, W.F.I
000007	Aldridge	Brian George	Saladero E.F.I
000008	Aldridge	Diana Mary	Saladero E.F.I
000009	Anderson	Rupert William	Port Howard, W.F.I
000010	Armstrong-Ford	Karen Jane	Goose Green E.F.I
000011	Ashworth	Glennis	Riverside Farm, E.F.I
000012	Ashworth	Iain	Riverside Farm, E.F.I
000013	Ashworth	Malcolm	Riverside Farm, E.F.I
000014	Bagley	Darren Clive	Riverview Farm, E.F.I
000015	Bagley	Jacqueline Elizabeth	Riverview Farm, E.F.I
000016	Barrientos	Jose Sixto Ruiz	North Arm, E.F.I
000017	Beattie	Ian Robert Ewen	North Arm, E.F.I
000018	Bendyshe Pitaluga	Antoinette Margaretha M	Salvador, E.F.I
000019	Berntsen	Arina Janis	Pebble Island, W.F.I
000020	Berntsen	Benjamin John	Elephant Beach, E.F.I
000021	Berntsen	Erica Dawn	Albermarle Station W.F.I
000022	Berntsen	Pamela Margaret	Albermarle Station, W.F.I
000023	Betts	Bernard Keith	Boundary Farm, W.F.I
000024	Betts	Diane Joan	Fox Bay East W.F.I
000025	Bonner	Katie Jean	Port Howard, W.F.I
000026	Bonner	Simon	Port Howard, W.F.I
000027	Bonner	Susan Anne	Port Howard, W.F.I
000028	Castro Barrientos	Gilberto Enrique	Goose Green EFI
000029	Chater	Anthony Richard	New Island, W.F.I
000030	Chater	Kim Andrea	New Island, W.F.I
000031	Clarke	Alan Neil	Port Howard, W.F.I
000032	Clarke	Jan Michael	Lorenzo Farm, E.F.I
000033	Clarke	Jeanette	West Point Island W.F.I
000034	Clarke	Michael Jan	West Point Island W.F.I
000035	Clarke	Shane Adrian	Smylies Farm E.F.I
000036	Clausen	Denzil	Weddell Island, W.F.I
000037	Clifton	Leonard	Walker Creek, E.F.I
000038	Clifton	Thora Janeene	Walker Creek, E.F.I
000039	Cockwell	Benjamin William	Fox Bay Village, W.F.I
000040	Cockwell	Clare Marie	Fox Bay Village, W.F.I
000041	Cockwell	Grizelda Susan	Fox Bay Village, W.F.I
000042	Davis	Aase	Evelyn Station, E.F.I
000043	Davis	Ian John	Evelyn Station E.F.I
000044	Davis	Reginald John	Evelyn Station, E.F.I
000045	Decroliere	Carrie Madeline Helen	Fox Bay Village, W.F.I
000046	Decroliere	Eric Ernest Albert	Fox Bay Village, W.F.I
000047	Dickson	Charles George	Brookfield, E.F.I
000048	Dickson	Doreen	Wreck Point E.F.I
000049	Dickson	Gerald William	Wreck Point, E.F.I
000050	Dickson	Steven Charles	North Arm E.F.I
000051	Donnelly	Daniel	Crooked Inlet, W.F.I
000052	Donnelly	Joyce Elizabeth	Crooked Inlet, W.F.I
000053	Dunford	David Philip	Saddle Farm, W.F.I
000054	Eagle	Alan William	Fitzroy Farm, E.F.I
000055	Edwards	Norma	Lake Sullivan, W.F.I
000056	Edwards	Rebecca Elizabeth	Port Howard Farm W F I
000057	Edwards	Roger Anthony	Lake Sullivan, W.F.I
000058	Evans	Donna Newell	Spring Point Farm W.F.I

000059	Evans	Michael David	Spring Point Farm W.F.I
000060	Evans	Raymond	Pebble Island, W.F.I
000061	Evans	Richard Gregory	Doyle Farm E.F.I
000062	Evans	Tracy	Pebble Island W.F.I
000063	Fiddes	Julia Bertrand	Smylies Farm E.F.I
000064	Finlayson	Neil Roderick	North Arm, E.F.I
000065	Ford	Paul Edward	Goose Green E.F.I
000066	Gilding	Melanie Carol	Port Louis, E.F.I
000067	Gilding	Peter Bernard	Port Louis, E.F.I
000068	Giles	Gilbert	Chartres W.F.I
000069	Gleadell	Marklin John	Walker Creek, E.F.I
000070	Goodwin	Margo Jane	North Arm, E.F.I
000071	Goodwin	Neil Alexander William	North Arm, E.F.I
000072	Goss	Margaret Rose	Horseshoe Bay, E.F.I
000073	Goss	Peter	Horseshoe Bay, E.F.I
000074	Greenland	Bonita Doreen	Darwin House, E.F.I
000075	Greenland	Kenneth David	Darwin House, E.F.I
000076	Grierson	Hew McInnes	Blue Beach San Carlos EFI
000077	Grimmer	Keith	The Dunes Fitzroy River
000078	Grimmer	Marilyn	The Dunes Fitzroy River
000079	Halford	Rodney John	Casa Verde San Carlos E.F.I
000080	Halford	Sara Jayne	Casa Verde San Carlos E.F.I
000081	Halford	Sharon	Casa Verde San Carlos E.F.I
000082	Halliday	Joyce Isabella Patience	Fox Bay Village, W.F.I
000083	Halliday	Kenneth William	Fox Bay Village, W.F.I
000084	Hansen	Ian	Main Point, W.F.I
000085	Hansen	Lionel Raymond	Hill Cove, W.F.I
000086	Hansen	Rose Idina	Hill Cove, W.F.I
000087	Hansen	Susan Ann	Main Point, W.F.I
000088	Harvey	Jen	Hill Cove, W.F.I
000089	Harvey	Valerie Ann	Hill Cove, W.F.I
000090	Harwood	Reuben Joseph	Fitzroy Farm E.F.I
000091	Heathman	Ailsa	Estancia, E.F.I
000092	Heathman	Ewart Tony	Estancia, E.F.I
000093	Hewitt	Sara Marie	Home Farm Douglas EFI
000094	Hill	Jennifer Eileen	Stoney Ridge, W.F.I
000095	Hirtle	Anthony	Peaks Farm, W.F.I
000096	Hirtle	Doris Linda	Port Howard, W.F.I
000097	Hirtle	Odette Susan	Port Howard, W.F.I
000098	Hirtle	Samantha Lee	Peaks Farm, W.F.I
000099	Hirtle	Susan Mary	Peaks Farm, W.F.I
000100	Hobman	Anola Zoey	Port Howard, W.F.I
000101	Hobman	John Malcolm	Goose Green E.F.I
000102	Hobman	Juan Jose Eleuterio	Goring Station W.F.I
000103	Hobman	Vivien	Goose Green E.F.I
000104	Jaffray	Alexander	Lively Island, E.F.I
000105	Jaffray	Eileen	North Arm, E.F.I
000106	Jaffray	Elliott Jessie	Lively Island, E.F.I
000107	Jaffray	Ian	North Arm, E.F.I
000108	Jennings	Jacqueline	Pebble Island, W.F.I
000109	Jones	John Hugh	Race Point Farm, E.F.I
000110	Jones	Michael David	Head Of Bay, E.F.I
000111	Jones	Michelle	Race Point Farm, E.F.I
000112	Jones	Sheila Janice	Head Of Bay, E.F.I
000113	Jonson	Amy Elizabeth	Goose Green E.F.I
000114	Knight	Justin Robert Campbell	Coast Ridge, W.F.I
000115	Knight	Keith Andrew	Coast Ridge, W.F.I
000116	Knight	Nigel Arthur	Coast Ridge, W.F.I
000117	Larsen	Ronald Ivan	Speedwell Island, E.F.I
000118	Larsen	Yvonne	Speedwell Island, E.F.I

000119	Lee	Christopher	Port Howard, W.F.I
000120	Lee	Elizabeth	Goose Green, E.F.I
000121	Lee	John Alfred	Goose Green, E.F.I
000122	Lee	Leslie James	Café Goose Green EFI
000123	Lee	Mervyn Richard	North Arm E.F.I
000124	Lee	Myles	Port Howard W.F.I
000125	Lee	Tanya	Lorenzo Farm E.F.I
000126	Lee	Trudi Dale	Café Goose Green EFI
000127	Leo	Brenda May	NAAFI, MPA, E.F.I
000128	Livermore	Darren	Fitzroy Farm, E.F.I
000129	Lloyd	Melvyn John	Point View Goose Green E.F.I
000130	Lloyd	Valerie Ann	Point View Goose Green E.F.I
000131	Lowe	Adrian Stewart	Murrell Farm, E.F.I
000132	Lowe	Lisa Helen	Murrell Farm, E.F.I
000133	Lowe	Susan Elizabeth	Port Howard Lodge WFI
000134	Luxton	Jennifer Mary	Sea Lion Main Island, E.F.I
000135	Luxton	William Robert	Chartres, W.F.I
000136	MacDonald	Alexander Colin	Goose Green E.F.I
000137	Marsh	Alastair Roy	Shallow Harbour, W.F.I
000138	Marsh	Anna Deirdre	Fox Bay, W.F.I
000139	Marsh	Gavin Nicholas	Fox Bay, W.F.I
000140	Marsh	Helen Rose	Rincon Ridge, W.F.I
000141	Marsh	June Helen	Rincon Ridge, W.F.I
000142	Marsh	Kevin Roy	Shallow Harbour, W.F.I
000143	Marsh	Leon Peter	Rincon Ridge, W.F.I
000144	Marsh	Marlane Rose	Shallow Harbour, WFI
000145	Marsh	Patricia Ann	Lakelands, W.F.I
000146	Marsh	Robin Frank	Lakelands, W.F.I
000147	May	Christopher Raymond	George Island, E.F.I
000148	McGhie	James	Stoney Ridge, W.F.I
000149	McGhie	Jodie Kim	Port North, W.F.I
000150	McGhie	Roy	Port North, W.F.I
000151	McGhie	Thomas Forsyth	Saunders Island, W.F.I
000152	McGill	Lorraine Iris	Carcass Island, W.F.I
000153	McGill	Robin Perry	Carcass Island, W.F.I
000154	McKay	Fraser Roderick	Teal River, W.F.I
000155	McKay	Isabella Alice	Hill Cove, W.F.I
000156	McKay	Josephine Ann	Sheffield Farm, W.F.I
000157	McKay	Kenneth Andrew	Sheffield Farm, W.F.I
000158	McKay	Penelope Rose	Goring Station W.F.I
000159	McKay	Roy Derek	Sheffield Farm W.F.I
000160	McLeod	Albert John	Camilla Creek E.F.I
000161	McLeod	Isabella Frances Diana	Fitzroy E.F.I
000162	McLeod	John (1)	Dunvegan Cabin E.F.I
000163	McLeod	Madeline Jean	Dunvegan Cabin E.F.I
000164	McLeod	Sarah Rose	Camilla Creek E.F.I
000165	McPhee	June Iris	Brookfield, E.F.I
000166	McPhee	Kenneth John	Brookfield, E.F.I
000167	McPhee	Mark	Brookfield, E.F.I
000168	McPhee	Sheila Margaret	Kingsford Valley Farm EF I
000169	McPhee	Terence Owen	Kingsford Valley Farm EFI
000170	McPhee	Trudi Lynette	Brookfield, E.F.I
000171	Middleton	Kerry Ann	Goose Green E.F.I
000172	Miller	Betty Larsen	North Arm E.F.I
000173	Miller	Catherine McLeod	Fox Bay Village, W.F.I
000174	Miller	James Albert	Fox Bay Village, W.F.I
000175	Miller	Philip Charles	Cape Dolphin, E.F.I
000176	Miller	Sheena Melanie	Cape Dolphin, E.F.I
000177	Minnell	Donna Marie	Moss Side, E.F.I
000178	Minnell	Michael Robert	Moss Side, E.F.I

000179	Morrison	Gerald	Goose Green, E.F.I
000180	Morrison	John	Port Howard, W.F.I
000181	Morrison	Kathleen Iris	Goose Green, E.F.I
000182	Murphy	Roy David	Port Howard, W.F.I
000183	Napier	Lily	West Point Island W.F.I
000184	Napier	Roderick Bertrand	West Point Island, W.F.I
000185	Newman	Glynnis Karen	Goose Green E.F.I
000186	Nightingale	Charlene	West Lagoons, W.F.I
000187	Nightingale	Peter Richard	West Lagoons, W.F.I
000188	Peck	Farrah Louise	Shallow Bay W.F.I
000189	Peck	Paul	Shallow Bay, W.F.I
000190	Phillips	Carol Joan	Hope Cottage, E.F.I
000191	Phillips	Paul David	Hope Cottage E.F.I
000192	Phillips	Shula Louise	Hope Cottage E.F.I
000193	Phillips	Terence	Hope Cottage, E.F.I
000194	Pitaluga	Jene Ellen	Gibraltar Station, E.F.I
000195	Pitaluga	Nicholas Alexander Robinson	Salvador, E.F.I
000196	Pitaluga	Robin Andreas McIntosh	Gibraltar Station, E.F.I
000197	Platt	Claire	Lakelands Farm W.F.I
000198	Pole-Evans	Anthony Reginald	Saunders Island, W.F.I
000199	Pole-Evans	Carole Suzan	Saunders Island W.F.I
000200	Pole-Evans	David Llewellyn	Saunders Island, W.F.I
000201	Pole-Evans	Louise Suzan	Saunders Island E.F.I
000202	Pole-Evans	Shirley Helen	Many Branch, W.F.I
000203	Pole-Evans	Suzan	Saunders Island, W.F.I
000204	Pole-Evans	William Reginald	Many Branch, W.F.I
000205	Poncet	Dion Michael	Beaver Island, W.F.I
000206	Poncet	Jerome Pierre	Beaver Island, W.F.I
000207	Poncet	Leiv Sigismond	Beaver Island, W.F.I
000208	Porter	Joan	Shallow Harbour, WFI
000209	Reeves	Ronald James	Port Howard, W.F.I
000210	Reid	Emily Margaret	North Arm, E.F.I
000211	Robertson	Ann	Port Stephens, W.F.I
000212	Robertson	Dion Sebastian	Port Stephens W.F.I
000213	Robertson	Paul Jonathan	Port Stephens, W.F.I
000214	Robertson	Peter Charles	Port Stephens, W.F.I
000215	Ross	William Henry	Walker Creek E.F.I
000216	Sackett	Pauline	Fitzroy Farm E.F.I
000217	Shepherd	Colin David	Goose Green, E.F.I
000218	Short	Andrez Peter	Swan Inlet, E.F.I
000219	Short	Elaine Elizabeth	Bleaker Island, E.F.I
000220	Short	John Mark	Port Howard, W.F.I
000221	Short	Robert Charles	Bleaker Island, E.F.I
000222	Short	Robert George	Wineglass Station E.F.I
000223	Sinclair	Serena Samantha	Doyle Farm E.F.I
000224	Sinclair	Simon Keith	Fitzroy Farm E.F.I
000225	Smith	Derek	Rincon Grande E.F.I
000226	Smith	George Patterson	Port Louis E.F.I
000227	Smith	Jenny Lorraine	Port Louis E.F.I
000228	Smith	Julia Trinidad	Rincon Grande E.F.I
000229	Smith	Susan	Blue Beach, E.F.I
000230	Smith	Terence George	North Arm, E.F.I
000231	Steen	Gail	Paragon House Lafonia E.F.I
000232	Steen	Vernon Robert	Paragon House Lafonia E.F.I
000233	Stevens	Caris Kirsten	Port Sussex, E.F.I
000234	Stevens	Liam Bodie	Port Sussex, E.F.I
000235	Stevens	Richard James	Port Sussex, E.F.I
000236	Stevens	Toni Donna	Port Sussex, E.F.I
000237	Strange	Ian John	New Island
000238	Street	David Charles	Plot 13A Fitzroy Ridge EFI

000239	Street	Edith Mary	Plot 13A Fitzroy Ridge EFl
000240	Taylor	Christopher John	19 Goose Green, E.F.I
000241	Tellez	Rodolfo	Goose Green E.F.I
000242	Thom	John Currie	Fitzroy Farm E.F.I
000243	Thorsen	Gloria Penelope	Teal Inlet, E.F.I
000244	Thorsen	Kristiane Annergret Helena	Teal Inlet E.F.I
000245	Towersey	Diane	Port Stephens, W.F.I
000246	Turner	Arthur Leonard Pitaluga	Rincon Grande, E.F.I
000247	Turner	Elaine Ellen	Rincon Grande, E.F.I
000248	Tuson	Olwyn Carol	Saunders Island, W.F.I
000249	Velasquez	Arleen	Johnsons Harbour E.F.I
000250	Velasquez	Oscar Hernan	Johnsons Harbour E.F.I
000251	Watson	Glenda Joyce	Long Island, E.F.I
000252	Watson	Neil	Long Island, E.F.I
000253	White	Allan Paul George	Pebble Island, W.F.I
000254	Whitney	Daneila Grace	Mount Kent Farm, E.F.I
000255	Whitney	Dennis	Fitzroy Farm, E.F.I
000256	Whitney	Tyrone	Home Farm, E.F.I
000257	Wilkinson	David Clive Walter	Dunnose Head W.F.I
000258	Wilkinson	Rosemary	Dunnose Head, W.F.I

Register of Electors for Stanley Constituency at 1 May 2009

000001	Adams	John Harvey	21 Ross Road East
000002	Adams	Marjorie Rose	21 Ross Road East
000003	Adeoye	Anneliese Rose	25 Shackleton Drive
000004	Alazia	Andrew	36 Callaghan Road
000005	Alazia	Anita Jayne	29 Brandon Road
000006	Alazia	Freda	22 Fitzroy Road
000007	Alazia	Freda Evelyn	17 Jersey Road
000008	Alazia	James Andrew	22 Fitzroy Road
000009	Alazia	Jason Neville	5 Villiers Street
000010	Alazia	Sandra Marie	36 Callaghan Road
000011	Alazia	Yvonne	Flat4 1A Moody Street
000012	Alazia-McLaughlin	Colleen	3 Narrows View
000013	Aldridge	Caroline Mary	2 McKay Close
000014	Aldridge	Kenneth John	2 McKay Close
000015	Aldridge	Nina Ann	2 Mountain View
000016	Aldridge	Stephen John	13 Hansen Hill
000017	Allan	John	39 Ross Road
000018	Allan	Joyce Ena	39 Ross Road
000019	Allan	Michael Charles	39 Ross Road
000020	Allan	Sarah Louise	39 Ross Road
000021	Almonacid	Orlando	1 Villiers Street
000022	Anderson	Carol Anne	22 Endurance Avenue
000023	Anderson	Eddie	22 Endurance Avenue
000024	Anderson	Elizabeth Nellie	42 Davis Street
000025	Anderson	Jamie Falkland	18 Murray Heights
000026	Anderson	Jenny	8 Goss Road
000027	Anderson	Lynda June	6b St Mary's Walk
000028	Anderson	Margaret Kathleen	18 Murray Heights
000029	Anderson	Mildred Nessie	8b St Marys Walk
000030	Anderson	Paul James	9 Fieldhouse Close
000031	Anderson	Reginald Stanford	18 Murray Heights
000032	Anderson	Richard Louis	7 Yates Place
000033	Anderson	Stephen Robert	Lookout Lodge
000034	Anderson	Tony James	8 Goss Road
000035	Anderson	Tony James	2 'H' Jones Road
000036	Anderson	William John Stanley	6b St Mary's Walk
000037	Anderson-Prior	Claudette	1 Goss Road
000038	Anderson-Smith	Georgina Carol	4 Philomel Street
000039	Anthony	Enid Elizabeth	6 Dairy Paddock Road
000040	Anthony	Geraldine Sylvia	FIGO
000041	Appleby	Amelia	3 Watson Way
000042	Arkhipkin	Alexander Ivanovich	27 Goss Road
000043	Bahamonde Salazar	Luis Alberto	Flat 2 Hebe Street
000044	Baker	Alison Margaret	12 Endurance Avenue
000045	Barker	Jane Elizabeth Diana	5 Pitaluga Place
000046	Barker	Philip Craig	5 Pitaluga Place
000047	Barkman	Kirsty Michelle	16 Fieldhouse Close
000048	Barkman	Teslyn Siobahn	16 Fieldhouse Close
000049	Barlow	Andrea Joanna Ampuero	4 Rowlands Rise
000050	Barlow	Martyn Liam	4 Rowlands Rise
000051	Barnes	Anya Deirdre	8 Eliza Crescent
000052	Barnes	Dierdre	8 Discovery Close
000053	Barnes	Karen Rose	26 Ross Road West
000054	Barnes	Marlene Estela	2a Brisbane Road
000055	Barnes	Marshall	8 Discovery Close
000056	Barnes	Paul	26 Ross Road West
000057	Barton	Alison Mary	6 Villiers Street

000058	Barton	Arthur John	6 Villiers Street
000059	Barton	David Arthur	6 Villiers Street
000060	Bates	Barbara	8 Watson Way
000061	Bates	James William	8 Watson Way
000062	Beckett	Vivien Delia	2 Discovery Close
000063	Bedford	Kita Muriel	13 Jersey Road
000064	Benjamin	Anita Helen	11 Biggs Road
000065	Benjamin	Robin Eric	19 Goss Road
000066	Benjamin	Sheena Marie	No 1 Church House Flats
000067	Bermtsen	Brenda Diann Joanna	6 McKay Close
000068	Bermtsen	Cecilia Del Rosario	14 St Marys Walk
000069	Bermtsen	Christian Olaf Alexander	15a James Street
000070	Bermtsen	Falkland	10 Fitzroy Road
000071	Bermtsen	Gene Stanley	8 Fieldhouse Close
000072	Bermtsen	Iain Kenneth	2 Dean Street
000073	Bermtsen	John Alexander	Flat 1 7 Jeremy Moore Ave
000074	Bermtsen	Kenneth Frederick	1 Racecourse Road East
000075	Bermtsen	Lucas Delhi John	Lookout Lodge
000076	Bermtsen	Matthew John	6 Pioneer Row
000077	Bermtsen	Olaf Christian Alexander	35 Eliza Crescent
000078	Bermtsen	Patrick	10 A James Street
000079	Bermtsen	Rachel Ena	15a James Street
000080	Bermtsen	Saphena Anya Jane	8 Jersey Road
000081	Bermtsen	Sarah Jane	11 Fitzroy Road
000082	Bermtsen	Trevor John	6 McKay Close
000083	Bermtsen	Trina Mary Shirlene	1b Capricorn Road
000084	Bermtsen	Valdamar Lars	14 St. Marys Walk
000085	Besley-Clark	Barbara June	16 Ross Road West
000086	Besley-Clark	Norman	16 Ross Road West
000087	Betts	Arlette	Lafone House Ross Rd East
000088	Betts	Coral Elizabeth	3 Allardyce Street
000089	Betts	Daniel William	7 Jeremy Moore Avenue
000090	Betts	Dion James	7 Jeremy Moore Avenue
000091	Betts	Donald William	7 Jeremy Moore Avenue
000092	Betts	George Winston Charles	35 Ross Road West
000093	Betts	Ian	1 Villiers Street
000094	Betts	Lucia Elizabeth	35 Ross Road West
000095	Betts	Michael George	35 Ross Road West
000096	Betts	Owen	14 Fieldhouse Close
000097	Betts	Peter James	50a Davis Street
000098	Betts	Priscilla Violet Morrison	14 Fieldhouse Close
000099	Betts	Severine	19 Scoresby Close
000100	Betts	Shirley Rose	7 Jeremy Moore Avenue
000101	Betts	Stephen	7 Jeremy Moore Avenue
000102	Betts	Trudi Ann	50a Davis Street
000103	Betts	Tyrone Trevor	7 Short Street
000104	Biggs	Ailie Christine	16 Endurance Avenue
000105	Biggs	Alastair Gordon	Trehayle 50 John Street
000106	Biggs	Althea Maria	3 Dairy Paddock Road
000107	Biggs	Christopher David	40 Ross Road
000108	Biggs	Coleen Margot	9 Moody Street
000109	Biggs	Daniel Craig	16 Endurance Avenue
000110	Biggs	Edith Joan	Trehayle 50 John Street
000111	Biggs	Frances	16 Endurance Avenue
000112	Biggs	Kyle Alexander	16 Endurance Avenue
000113	Biggs	Leslie Frederick	3 Dairy Paddock Road
000114	Biggs	Lucas Sebastian	16 Endurance Avenue
000115	Biggs	Marian June	30 Ross Road East
000116	Biggs	Michael Elfed	21 Fitzroy Road
000117	Biggs	Patrick	30 Ross Road East

000118	Biggs	Peter Julian Basil	16 Endurance Avenue
000119	Biggs	Richard John	30 Ross Road East
000120	Biggs	Thomas C A	17 Jersey Road
000121	Biles	Kathleen Anne	14 Kent Road
000122	Biles	Keith Robert	14 Kent Road
000123	Binnie	Linda Rose	6 Fieldhouse Close
000124	Binnie	Ronald Eric	6 Fieldhouse Close
000125	Binnie	Susana	3 Brandon Road
000126	Birmingham	Alexandra Sally	4 Drury Street
000127	Birmingham	John	4 Drury Street
000128	Bishop	Nigel Ian	5 Jersey Road
000129	Blackley	Candy Joy	4 Barrack Street
000130	Blackley	Maurice	The Lodge Market Garden
000131	Blackley	Shane David	4 Barrack Street
000132	Blake	Alexander Charles	38 Eliza Crescent
000133	Blake	Anthony Thomas	14 Watson Way
000134	Blake	Larissa Celly	12 Ross Road West
000135	Blake	Lionel Geoffrey	1 Ross Road
000136	Blake	Sally Gwynfa	1 Ross Road
000137	Blake	Thomas Patrick	12 Ross Road West
000138	Blizard	Malvina Mary	51 Fitzroy Road
000139	Blyth	Paz Neri	4 a Jeremy Moore Avenue
000140	Bolt	Dennis John	4 Watson Way
000141	Bonner	Alan Paul	8 Pioneer Row
000142	Bonner	Avril Margaret Rose	4 Felton Court
000143	Bonner	Donald William	Chauffeur Cottage
000144	Bonner	Ewan Shane	28 Jersey Road
000145	Bonner	Hayley Trina	41 Ross Road West
000146	Bonner	Keith James	4 Felton Court
000147	Bonner	Linda Jane	4A Ross Road West
000148	Bonner	Lindsay Jane	6 Ian Campbell Drive
000149	Bonner	Nicholas	4A Ross Road West
000150	Bonner	Paul Roderick	5 John Street
000151	Bonner	Richard James	8 Murray Heights
000152	Bonner	Stevie Coppell	Whyteways James Street
000153	Bonner	Timothy	41 Ross Road West
000154	Bonner	Vera Ann	5 John Street
000155	Bonner	Vera Joan	Chauffeurs Cottage
000156	Booth	Jessie	Racecourse Cottage
000157	Booth	Myriam Margaret Lucia	7 Philomel Street
000158	Booth	Stuart Alfred	Racecourse Cottage
000159	Bound	Joan	10 Barrack Street
000160	Bowles	Norma Evangeline	1A Villiers Street
000161	Bowles	Sarah	9 Drury Street
000162	Bowles	William Edward	1A Villiers Street
000163	Bowles	William George Troyd	9 Drury Street
000164	Bragger	Edward Laurence	14 Jeremy Moore Avenue
000165	Bragger	Stacey John	19 Davis Street
000166	Brickle	Paul	32 Fitzroy Road
000167	Brock	Juanita Lois	20 Drury Street
000168	Brooks	Cheryl Rose	The Flat 29 Fitzroy Road
000169	Brown	Dinah May	Colonia Cottage 34 John St
000170	Browning	Edwina	96 Davis Street
000171	Browning	Gavin	Lookout Lodge
000172	Browning	Henry Stanbury	Lookout Lodge
000173	Browning	Joan Lucy Ann	5 Villiers Street
000174	Browning	Nathan David	3 Dairy Paddock Road
000175	Browning	Rex	35 Davis Street
000176	Browning	Richard William	96 Davis Street
000177	Browning	Trevor Osneith	5 Villiers Street

000178	Brownlee	Andrew Samuel	19 Ross Road East
000179	Brownlee	Lynn Frances	19 Ross Road East
000180	Brownlee	Michael Stewart	19 Ross Road East
000181	Brownlee	Samantha Louise	19 Ross Road East
000182	Buckett	Kimberley Louise	49 Fitzroy Road
000183	Buckett	Ronald Peter	49 Fitzroy Road
000184	Buckett	Roy Peter	Lookout Lodge
000185	Buckett	Susan Vera	Mullet Creek, E.F.I
000186	Buckland	Carole Lynda Jane	3 Davis Street West
000187	Buckland	Darlene Joanna	5 James Street
000188	Buckland	Kristly Lesley Anne	45 Callaghan Road
000189	Buckley-Whitney	Helena Jane	2 Pioneer Row
000190	Budd	Dennis Raymond	5 Ian Campbell Drive
000191	Budd	Grant William	1 Ian Campbell Drive
000192	Budd	Pamela Joan	5 Ian Campbell Drive
000193	Budd	Stacey Louise Steen	1 Ian Campbell Drive
000194	Burns	Mary Anne	34 Davis Street
000195	Burston	Catherine	91 Davis Street
000196	Burston	Stephen Leslie	91 Davis Street
000197	Burston	Thomas Stephen	94 Davis Street
000198	Bury	Ian Thomas	63 Davis Street
000199	Butcher	Michael George	3A Dairy Paddock Road
000200	Butcher	Trudi	3A Dairy Paddock Road
000201	Butler	Charmaine Sarah	Jersey Flats
000202	Butler	Elsie Maud	10 Thatcher Drive
000203	Butler	George Joseph	1A Moody Street
000204	Butler	Jonathan Jeffers	3 Jeremy Moore Avenue
000205	Butler	Laurence Jonathan	2 Davis Street East
000206	Butler	Lucy Mary Rose Ellen Doreen	1a Moody Street
000207	Butler	Margaret Orlanda	5 Short Street
000208	Butler	Orlanda Betty	2 Davis Street East
000209	Buxton	Nicole Gabrielle	9 Ian Campbell Drive
000210	Cameron	Jane Diana Mary Keith	Old Bakery Fitzroy Road
000211	Campos Guala	Jessica Paola	9A Sullivan Street
000212	Cant	Christopher David	24 Goss Road
000213	Cant	Phillip Martin	24 Goss Road
000214	Cantlie	Derek William	Kent Road
000215	Cantlie	Janet Louise	Kent Road
000216	Carey	Anthony Michael	19 Ross Road West
000217	Carey	Gladys	19 Ross Road West
000218	Carey	Martin Rex	4 Hansen Hill
000219	Carey	Mary Ann Margaret	18 Ross Road West
000220	Carey	Sarah Jane	8 Ross Road
000221	Carey	Terence James	18 Ross Road West
000222	Cartwright	Stephen	39 Ross Road West
000223	Castle	David Peter	26 John Street
000224	Castle	Isobel	26 John Street
000225	Ceballos	Eulogio Gabriel	28 Endurance Avenue
000226	Ceballos	Isabel	12 Brisbane Road
000227	Ceballos-Anderson	Alastair Jaime	40 Ross Road
000228	Chaloner	Anthony Ross	8 Endurance Avenue
000229	Chaloner	Karl Iain Roderick	Flat 10 6 Jersey Road
000230	Chaloner	Sheila Catherine	Flat 10 6 Jersey Road
000231	Chapman	Elsie Mary	7 Drury Street
000232	Chapman	Paul	28 Brandon Road
000233	Chapman	Samantha Helen	28 Brandon Road
000234	Chater	Jane	3 Short Street
000235	Chater	Thomas Frederick	3 Short Street
000236	Chater	William John	7 Biggs Road
000237	Cheek	Gerald Winston	9 Biggs Road

000238	Cheek	Janet Lynda	35 Ross Road East
000239	Cheek	Marie	9 Biggs Road
000240	Cheek	Rosalind Catriona	32 Goss Road East
000241	Cheema	Ahmad Masood	17 Callaghan Road
000242	Christie	Darren James	2 Philomel Place
000243	Christie	Phillippa Josephine	2 Philomel Place
000244	Clapp	Kevin Christopher	1 Murray Heights
000245	Clark	Douglas James	112 Davis Street
000246	Clark	Hector	27 Eliza Crescent
000247	Clark	Jonathan Andrew	Flat 5 Waverley House
000248	Clark	Joyce Kathleen	27 Eliza Crescent
000249	Clarke	Aaron Charles	7 Fitzroy Road
000250	Clarke	Angela Sindy	1B Capricorn Road
000251	Clarke	Angeline Gloria	1 Callaghan Road
000252	Clarke	Anika Doreen	2 Arch Green
000253	Clarke	Camilla Marie	8 Drury Street
000254	Clarke	Christopher	5 Discovery Close
000255	Clarke	David James	17 Ross Road West
000256	Clarke	Derek Simon	23 Jeremy Moore Avenue
000257	Clarke	Doreen	17 Ross Road West
000258	Clarke	Felicity Marie	5 Brandon Road
000259	Clarke	Gwynne Edwina	17 Jeremy Moore Avenue
000260	Clarke	Ian	Lookout Lodge Stanley
000261	Clarke	Isabel Joan	12 Fieldhouse Close
000262	Clarke	James Martin	3 'H' Jones Road
000263	Clarke	Jeremy Ian Thomas	7 Fitzroy Road
000264	Clarke	Joan Patricia Marion	Flat 2 6 Racecourse Road
000265	Clarke	Jonathan Terence	3A Fitzroy Road
000266	Clarke	Joseph Gwyn	Lookout Lodge
000267	Clarke	Luke Anthony	39 Fitzroy Road
000268	Clarke	Margaret Ann	3 H Jones Road
000269	Clarke	Marvin Thomas	7 Fitzroy Road
000270	Clarke	Ronald John	17 Ross Road West
000271	Clarke	Rudy Thomas	8 Drury Street
000272	Clarke	Stefen Michael	1 Callaghan Road
000273	Clarke	Stephen Boyd	12 Fieldhouse Close
000274	Clarke	Terence John	17 Jeremy Moore Avenue
000275	Clarke	Tracey Clare	23 Jeremy Moore Avenue
000276	Clarke	Trudi Ann	7 Fitzroy Road
000277	Clarke	Violet Rose	23 Murray Heights
000278	Clasen	Wayne Ian Summers James	17 Davis Street
000279	Clausen	Andrea Patricia	13 Jeremy Moore Avenue
000280	Clausen	Denzil George Gustavus	13 Jeremy Moore Avenue
000281	Clausen	Melanie	54 Davis Steet
000282	Clausen	Sophie Marina	Stanley Dairy
000283	Claxton	Margaret	28 Ross Road East
000284	Clayton	Brian	Dorada
000285	Clayton	Jade Anne	16 St Mary's Walk
000286	Clement	Gary	9 Snake Street
000287	Clement	Jane	Gift Shop Flat, Villiers St
000288	Clement	Lee	25 Hansen Hill
000289	Clement	Sara Jane	10 Snake Street
000290	Clement	Wayne	10 Snake Street
000291	Clifford	Cherie Yvonne	30 Davis Street
000292	Clifford	John Owen	30 Davis Street
000293	Clifford	Terri-Sue	30 Davis Street
000294	Clifton	Darwin Lewis	53 Davis Street
000295	Clifton	Marie	10 Police Cottages
000296	Clifton	Melvyn	5 Villiers Street
000297	Clifton	Neil	11 Hansen Hill

000298	Clifton	Stephen Peter	61 Fitzroy Road
000299	Clifton	Terence Charles	3 Ross Road West
000300	Clifton	Teresa Ann	12 Callaghan Road
000301	Clifton	Valerie Ann	61 Fitzroy Road
000302	Cockwell	Jennifer Marie	90 Davis Street
000303	Cockwell	John Richard	14 Ross Road West
000304	Cockwell	Maurice Adam	90 Davis Street
000305	Cockwell	Samuel George	14 Ross Road West
000306	Cofre	Anya Evelyn	37 Eliza Crescent
000307	Cofre	Ashton Laura	28 Ross Road West
000308	Cofre	Elvio Miguel	37 Eliza Crescent
000309	Collins	Brian Richard	41 Davis Street
000310	Collins	Christopher Allan	7 John Street
000311	Collins	Hazel	41 Davis Street
000312	Collins	Steven Paul	7 John Street
000313	Connolly	Kevin Barry	1 King Street
000314	Cotter	Gillian Naomi	9 Jeremy Moore Avenue
000315	Cotter	Jacqueline Ann	13 Murray Heights
000316	Cotter	Mary Jane	9 Jeremy Moore Avenue
000317	Cotter	Timothy Stewart	9 Jeremy Moore Avenue
000318	Courtney	Anthony Clive	30 Goss Road
000319	Courtney	Julie Doris	30 Goss Road
000320	Coutts	Charles Lindsay	33 Ross Road
000321	Coutts	John	36 Ross Road West
000322	Coutts	Marie Anne	36 Ross Road West
000323	Coutts	Olga	33 Ross Road
000324	Crabb	Elizabeth Ann	34A Davis Street
000325	Crowie	Alan John	17 Ian Campbell Drive
000326	Crowie	Ana Bonita	72 Davis Street
000327	Crowie	Chester Robert	35 Callaghan Road
000328	Crowie	Clare Frances	6 Rowlands Rise
000329	Crowie	Dave Mark	10 James Street
000330	Crowie	David Martin	Lookout Lodge
000331	Crowie	David Sean	51 Callaghan Road
000332	Crowie	Michelle	1 Discovery Close
000333	Crowie	Nicola Jane	35 Callaghan Road
000334	Crowie	Peter James	21 Murray Heights
000335	Crowie	Rachael	10 James Street
000336	Crowie	Robert John	35 Callaghan Road
000337	Crowie	Roxanne	72 Davis Street
000338	Cruickshank	Alan	6 Fitzroy Road East
000339	Cruickshank	Moira	6 Fitzroy Road East
000340	Curtis	Alfred William Hamilton	6 Brandon Road West
000341	Curtis	Barbara Joan	6 Brandon Road West
000342	Curtis	Bonnie Elizabeth Hamilton	6 Biggs Road
000343	Curtis	James William Hamilton	6 Ross Road
000344	Davies	Anthony Warren	7 Callaghan Road
000345	Davies	Colin George	15 Ross Road West
000346	Davies	Eileen Wynne	15 Ross Road West
000347	Davies	Jacqueline Nancy	7 Callaghan Road
000348	Davies	Richard Andrew	4 Fitzroy Road East
000349	Davies	Samantha	48 Davis Street
000350	Davies	Sarah	4 Fitzroy Road East
000351	Davies	Sian Karen	7 Callaghan Road
000352	Davis	Doreen Susan	11 Callaghan Road
000353	Davis	Ellen Rose	5 Murray Heights
000354	Davis	Maurice	39 Davis Street
000355	Davis	Nicholas	11 Callaghan Road
000356	Davis	Roy George Victor	6 Narrows View
000357	Davis	Stacey Elizabeth	2 Rowlands Rise

000358	Davis	William James	4 Yates Place
000359	Davis	Yona	40 Ross Road
000360	Davy	Patrick Alex Field	Flat3 3 Jeremy Moore Av
000361	Dent	Janice Vanessa	19 Hansen Hill
000362	Dent	Stephen John	6 Capricorn Road
000363	Dickson	Iris	2 Dairy Paddock Road
000364	Dickson	Michael Keith	12 Dairy Paddock Road
000365	Dickson	Ronald Edward	2 Dairy Paddock Road
000366	Diggle	Jean Katherine	12 Jersey Road
000367	Diggle	Roger John	12 Jersey Road
000368	Dobbys	Kathleen Gay	60 Davis Street
000369	Dodd	Alison	1 Pioneer Row
000370	Dodd	Mark Thomas	1 Pioneer Row
000371	Dodd	Nigel Keith	1 Pioneer Row
000372	Drysdale	Karen	1 Watson Way
000373	Duncan	Doreen	5 Thatcher Drive
000374	Duvall	Kenneth William	9 Murray Heights
000375	Eagle	Rex Edward	13/14 Eliza Crescent
000376	Earnshaw	Jacqueline Elizabeth	37 Ross Road West
000377	East	Justin Clive Richard	1 Fieldhouse Close
000378	East	Michelle Jane	8 Dairy Paddock Road
000379	Eccles	Bernard Leslie	18 Jeremy Moore Avenue
000380	Eccles	Matthew James	18 Jeremy Moore Avenue
000381	Eccles	Moira Cameron	18 Jeremy Moore Avenue
000382	Edwards	Emma Jane	41 Ross Road East
000383	Ellick	Joanne Marie	11 McKay Close
000384	Elliot	Elizabeth Rose	15 Callaghan Road
000385	Elliot	Henry James	15 Callaghan Road
000386	Elliot	Samuel Robert	15 Callaghan Road
000387	Ellis	Cyril	24 Ross Road East
000388	Ellis	Lucy	11 James Street
000389	Ellis	Paul	43 John Street
000390	Ellis	Sally Jean	43 John Street
000391	Ellis	Valerie	24 Ross Road East
000392	Elsby	Barry	Moody Brook House
000393	Elsby	Rosalind Alice	Moody Brook House
000394	Eriksen	Fiona Alison	5 Racecourse Road
000395	Evans	Michelle Paula	Murray Heights
000396	Evans	Susan Maureen	45 Ross Road East
000397	Ewing	Gordon	4 Jeremy Moore Avenue
000398	Ewing	Irene	4 Jeremy Moore Avenue
000399	Eynon	Carol	8 Villiers Street
000400	Eynon	David John	8 Villiers Street
000401	Faria	Basil Harry	3a Brisbane Road
000402	Faria	Maria Anne	3a Brisbane Road
000403	Faria	Mary Ann	6a St Mary's Walk
000404	Faria	Paul	22 Hansen Hill
000405	Faria	Susana Caroline Berntsen	22 Hansen Hill
000406	Felton	Faith Dilys	41 Callaghan Road
000407	Felton	Sonia Ellen	14 Scoresby Close
000408	Felton-Eagle	Trudi Eileen	13/14 Eliza Crescent
000409	Ferguson	Ellen Rose	51 Callaghan Road
000410	Ferguson	Finlay James	51 Callaghan Road
000411	Ferguson	John William	47 Ross Road East
000412	Ferguson	Robert John Andrew	47 Ross Road East
000413	Ferguson	Rose	6 Thatcher Drive
000414	Ferguson	Sian Yvonne	1 Sullivan Street
000415	Ferguson	Stephanie Janet	47 Ross Road East
000416	Ferguson	Thelma	4a St Mary's Walk
000417	Fiddes	Douglas Graham	Stables Moody Brook

000418	Fiddes	Gardner Walker	3 Watson Way
000419	Fiddes	Mary McKinnon Livingstone	28 Davis Street
000420	Fiddes	Melody Christine	3 Watson Way
000421	Fiddes	Robert	28 Davis Street
000422	Finlay	Andrew John	7 John Street
000423	Finlay	Shiralee	7 John Street
000424	Finlayson	Iris Heather	3 Capricorn Road
000425	Finlayson	Kimberly Elizabeth	26 Ross Road East
000426	Finlayson	Marc Ian	19 James Street
000427	Finlayson	Marilyn Christine	24 James Street
000428	Finlayson	Peter	24 James Street
000429	Finlayson	Phyllis	6 Brandon Road
000430	Finn	Natalie Anne	12 McKay Close
000431	Fisher-Smith	Julie Anne	8 Fieldhouse Close
000432	Floyd	Amanda Susan	4b Ross Road West
000433	Floyd	Michael	7 Pitaluga Place
000434	Floyd	Michael Anthony	7 Pitaluga Place
000435	Floyd	Steven Paul	26 Hansen Hill
000436	Fogerty	Richard Edwin John	Stone Cottage Airport Road
000437	Ford	Alison Jane Marie	9 Jersey Road
000438	Ford	Arthur Henry	6 Drury Street
000439	Ford	Cara Michelle	5 Philomel Street
000440	Ford	Christopher James	6 Felton Court
000441	Ford	Colin Stewart	15 Kent Road
000442	Ford	Colleen Mary	12 Davis Street
000443	Ford	Daniel Timothy	15 Kent Road
000444	Ford	Darrel Michael	54 Davis Street
000445	Ford	David	3 Beaver Road
000446	Ford	Debbi Louisa	6 Felton Court
000447	Ford	Donna Marie	22 Murray Heights
000448	Ford	Gerard Allan	12 Hansen Hill
000449	Ford	Jonathan	3 Pitaluga Place
000450	Ford	Julie Ann	3 Pitaluga Place
000451	Ford	Leann Caroline	15 Kent Road
000452	Ford	Leonard	9 Jersey Road
000453	Ford	Mandy	1 James Street
000454	Ford	Marvyn Neil	26 Shackleton Drive
000455	Ford	Neil Fraser	6 Drury Street
000456	Ford	Simon	1 James Street
000457	Ford	Tanya Louise	24 James Street
000458	Forrest	Jennifer Carol	16 Kent Road
000459	Forrest	Michael John	16 Kent Road
000460	Forster	Amanda	9 Fieldhouse Close
000461	Forster	Gwyneth May	10 Drury Street
000462	Forster	James	10 Drury Street
000463	Forster	Lynne	19 Biggs Road
000464	Fowler	Alan Claude	34 Fitzroy Road
000465	Fowler	Daniel Martin	2 Glasgow Road
000466	Fowler	John Andrew Thomas	9 Philomel Street
000467	Fowler	Vanessa Kay	34 Fitzroy Road
000468	Fowler	Veronica Mary	2 Glasgow Road
000469	France	Graham Brian	7 Snake Street
000470	France	Ian Peter	7 Snake Street
000471	France	Jane Aileen Marie	7 Snake Street
000472	Freeman	Carl Francis	Maiden Haven Cottage
000473	Freeman	Dianne May	Maiden Haven Cottage
000474	Freeman	Tracy	26 Hansen Hill
000475	Freer	Edward Craig	56 John Street
000476	Freer	Pamela Jane	56 John Street
000477	Freer	Stephen Paul James	56 John Street

000478	French	Breda Marie	33 Eliza Crescent
000479	French	Robert Alan	33 Eliza Crescent
000480	Fullerton	Mary Ellen	1 Yates Place
000481	George	Kevin Charles	26 Ross Road East
000482	Gilbert	Christopher Paul	11 Campbell Drive
000483	Gilbert	Judith Elizabeth	22 Jeremy Moore Avenue
000484	Gilbert	Mark Ian	22 Jeremy Moore Avenue
000485	Gilbert	Neil Robert	22 Jeremy Moore Avenue
000486	Gilbert	Robert Ernest	22 Jeremy Moore Avenue
000487	Gilbert	Sharon	11 Campbell Drive
000488	Gilson-Clarke	Dustin James	26 Endurance Avenue
000489	Gilson-Clarke	Toni Jane	26 Endurance Avenue
000490	Gisby	Annie	37 Ross Road East
000491	Gleadell	Ian Keith	2 Yates Place
000492	Goodwin	Bonita Colleen	21 Eliza Crescent
000493	Goodwin	Christopher Sturdee	Lookout Lodge
000494	Goodwin	Colin Valentine	86 Davis Street
000495	Goodwin	Derek Samuel	21 Eliza Crescent
000496	Goodwin	Emily Rose	7 Brisbane Road
000497	Goodwin	Gareth Kevin	15 Hansen Hill
000498	Goodwin	Hazel Rose	7 Thatcher Drive
000499	Goodwin	June Elizabeth	86 Davis Street
000500	Goodwin	Mandy Hazel Minnell	31 Ross Road West
000501	Goodwin	Margaret Ann	3 'H' Jones Road
000502	Goodwin	Marie-Bernard Therese	15 Hansen Hill
000503	Goodwin	Rachel Karen	31 Ross Road West
000504	Goodwin	Robin	31 Ross Road West
000505	Goodwin	Robin Christopher	27 Callaghan Road
000506	Goodwin	Simon James	8 Hansen Hill
000507	Goodwin	Una	27 Callaghan Road
000508	Goodwin	William John Maurice	7 Brisbane Road
000509	Gordon	Robert James Alexander	16 Hansen Hill
000510	Goss	Annagret	16 Jeremy Moore Avenue
000511	Goss	Carole-ann	20 Murray Heights
000512	Goss	Corina Rose	14 Pioneer Row
000513	Goss	Dorothy Ellen	4 Discovery Close
000514	Goss	Eric Miller	2 Fitzroy Road East
000515	Goss	Ian Ernest Earle	98 Davis Street
000516	Goss	Jane Alexander	98 Davis Street
000517	Goss	Michael Peter	11 Beaver Road
000518	Goss	Morgan Edmund	16 Jeremy Moore Avenue
000519	Goss	Roy Shepherd	8 Ross Road
000520	Goss	Sandra Kathleen	11 Kent Road
000521	Goss	Shirley Ann	2 Fitzroy Road East
000522	Goss	Simon Peter Miller	11 Kent Road
000523	Goss	Susan Diann	98 Davis Street
000524	Goss	William Henry (jnr)	7 Brandon Road
000525	Gough	Ivan Carl	8 John Street
000526	Gough	Phyllis Candy	8 John Street
000527	Gough	Tanzy Jayne	8 John Street
000528	Grant	Milly	9 Thatcher Drive
000529	Gray	Patricia May	22 Ross Road West
000530	Green	David William	Lois Cottage John Street
000531	Greenland	James Andrew William	24 Murray Heights
000532	Greenland-Elbakidze	Natasha Bonita	Flat 4, 30 Jersey Road
000533	Greenough	Geoffrey	2 Watson Way
000534	Greenough	Wanda Rose	2 Watson Way
000535	Grimmer	Edward	21 Hansen Hill
000536	Hadden	Alexander Burnett	27 Fitzroy Road
000537	Hadden	Sheila Peggy	27 Fitzroy Road

000538	Hall	Harriet	16 Hansen Hill
000539	Halliday	Cathy Anne	5 Drury Street
000540	Halliday	Jeffrey James	9a Philomel Place
000541	Halliday	Julie Ann	9a Philomel Street
000542	Halliday	Priscilla Alison	12 St Marys Walk
000543	Halliday	Raynor	9 Brisbane Road
000544	Hancox	Emily Clare	5 McKay Close
000545	Hancox	Lynette	Jhelum House, 9 RRW
000546	Hancox	Rachel Mary	5 McKay Close
000547	Hancox	Robert James	Jhelum House 9 RRW
000548	Hansen	Douglas John	6 Fitzroy Road
000549	Hansen	Keva Elizabeth	1 Dairy Paddock Road
000550	Hansen	Terence Joseph	41 Eliza Crescent
000551	Hardcastle	Eileen Beryl	7 Ross Road East
000552	Hardcastle	Simon Brook	7 Ross Road East
000553	Harris	Angela Jane	5a Ross Road East
000554	Harris	Anna Vladimirovna	Lookout Lodge
000555	Harris	Christopher James	5 Ross Road East
000556	Harris	Dennis Sefton	19 Callaghan Road
000557	Harris	Heather	3 Ross Road East
000558	Harris	Jill Yolanda Miller	19 Fitzroy Road
000559	Harris	Karl Henry	5a Ross Road East
000560	Harris	Leeann Watson	10 Dairy Paddock Road
000561	Harris	Leslie Sidney	19 Fitzroy Road
000562	Harris	Michael Ronald	3 Ross Road East
000563	Harris	Ralph Aaron	10 Dairy Paddock Road
000564	Harris	Wendy Ann	19 Callaghan Road
000565	Harvey	Muriel Elizabeth Elsie	2 King Street
000566	Harvey	Sheila	8 Barrack Street
000567	Harvey	William	21 Fitzroy Road
000568	Hawksworth	Christopher	6b Gleadell Close
000569	Hawksworth	David	25 Eliza Crescent
000570	Hawksworth	Elane Marie	7 Discovery Close
000571	Hawksworth	Mary Catherine	5A Brisbane Road
000572	Hawksworth	Ryan	7 Discovery Close
000573	Hawksworth	Terence	5A Brisbane Road
000574	Hayward	Marjorie	30 Eliza Cove Road
000575	Hayward	Neville	29 Fitzroy Road
000576	Hayward	Pauline May	29 Fitzroy Road
000577	Hayward	Peter Dennis	30 Eliza Cove Road
000578	Heathcock	Andrew James	7 Drury Street
000579	Heathman	Malcolm Keith	15 Eliza Cove Road
000580	Heathman	Mandy Gail	15 Eliza Cove Road
000581	Heathman	Nyree	7 Allardyce Street
000582	Hemming	Graeme John	10 Murray Heights
000583	Henry	Alan Richard	8 Beaver Road
000584	Henry	Patricia Denise	8 Beaver Road
000585	Henry-Roberts	Dominic Patrick Alexander	5 Narrows View
000586	Hernandez Manterola	Miguel Angel	3 Murray Heights
000587	Hernandez Trevello	Maria Elena	3 Murray Heights
000588	Hewitt	Christine Alison Elizabeth	YMCA
000589	Hewitt	Frances Agnes	5 Thatcher Drive
000590	Hewitt	Gary George	3 Hebe Place
000591	Hewitt	Margaret Ann	3 Hebe Place
000592	Hewitt	Tara Marie	3 Hebe Place
000593	Hills	Richard William	KEMH
000594	Hirtle	Christine	5 Capricorn Road
000595	Hirtle	Debbie Ann	2b Capricorn Road
000596	Hirtle	Leonard Lloyd	2 Ian Campbell Drive
000597	Hirtle	Michael Barry	2 Ian Campbell Drive

000598	Hirtle	Rose Ann Shirley	4 Villiers Street
000599	Hirtle	Zane Eric	12 Drury Street
000600	Hobman	Anilda Marilu	5 Police Cottages
000601	Hobman	David Gonzalo	Flat4 30 Fitzroy Road
000602	Hobman	Luis Alfonzo	5 Police Cottages
000603	Howatt	Derek Frank	4 Racecourse Road
000604	Howatt	Suzanna Margaret	4 Racecourse Road
000605	Howe	Adam Marcus Timothy	36 Davis Street
000606	Howe	Alexander Luke Desmond	36 Davis Street
000607	Howe	Alison Delia	36 Davis Street
000608	Howe	Paul Anthony	36 Davis Street
000609	Howe	Thomas Craig Samuel	36 Davis Street
000610	Howells	Anne Stephanie	112a Davis Street
000611	Howells	Roger	112a Davis Street
000612	Hoy	Dawn	2 Dean Street
000613	Humphreys	Bruce Adam	7 Dean Street
000614	Humphreys	Dennis James	7 Dean Street
000615	Humphreys	Hannah Elaine	6a Jeremy Moore Avenue
000616	Hutton	Elizabeth Isabella	3 John Street
000617	Hutton	Philip	3 John Street
000618	Igao	Alejandro Neri	13 Scoresby Close
000619	Igao	Noel Neri	10 Goss Road
000620	Igao	Pauline Lynx	10 Goss Road
000621	Inglis	Alison Anne MacKenzie	9 Short Street
000622	Irvine	Andrew Grant McKenzie	9 McKay Close
000623	Jackson	Kathleen	23 Fitzroy Road
000624	Jackson	Malcolm	23 Fitzroy Road
000625	Jackson	Mark Malcolm	5 Drury Street
000626	Jacobsen	Alistair	1A Philomel Street
000627	Jacobsen	Catherine Joan	1A Philomel Street
000628	Jacobsen	Cathy	8 Fitzroy Road
000629	Jacobsen	Tanzi	14 Scoresby Close
000630	Jaffray	Arlette Sharon	7 Jersey Road
000631	Jaffray	Ashley Derek	24 Endurance Avenue
000632	Jaffray	Catriona Mhairi	24 Hansen Hill
000633	Jaffray	Derek Charles	2 Arch Green
000634	Jaffray	Estelle Anita	11 Snake Street
000635	Jaffray	Eva Lynn	47 Callaghan Road
000636	Jaffray	Frank Alexander	1 Gleadell Close
000637	Jaffray	Gerard Alan	47 Callaghan Road
000638	Jaffray	Helen Rose	84 Davis Street
000639	Jaffray	Ingrid Joyce	9 Fitzroy Road
000640	Jaffray	Jacqueline Ann	17 Watson Way
000641	Jaffray	Janet	3 Fitzroy Road East
000642	Jaffray	John	3 Fitzroy Road East
000643	Jaffray	John Summers	84A Davis Street
000644	Jaffray	John Willie	21 Watson Way
000645	Jaffray	June Elizabeth	17 Ross Road East
000646	Jaffray	Kenneth Ian	7 Jersey Road
000647	Jaffray	Lisa Jane	5 Hebe Street
000648	Jaffray	Phyllis	21 Watson Way
000649	Jaffray	Shaun Melvin	24 Endurance Avenue
000650	Jaffray	Stephen James	5 James Street
000651	Jaffray	Tanya Fiona	21 Hansen Hill
000652	Jaffray	Terence Roy	24 Hansen Hill
000653	Jaffray	Terri-Ann	24 Endurance Avenue
000654	Jaffray	Tony	84 Davis Street
000655	Jaffray	Tracy	3 Fitzroy Road East
000656	Jennings	Hamish Warren	9 Davis Street
000657	Jennings	Nancy Elizabeth	7 Philomel Street

000658	Jennings	Stephen	5 Fitzroy Road
000659	Johnson	Christopher David	11 Rowlands Rise
000660	Johnson	Lily Ann	5 Hebe Street
000661	Johnson	Michael Neil	30 Jersey Road
000662	Johnston	Lisa Marie	33 Davis Street
000663	Jones	David Richard	6 Allardyce Street
000664	Jones	Deena Marie	7 Discovery Close
000665	Jones	Doreen Evlyn Margaret	6 Allardyce Street
000666	Jones	Evan Glynn	19 Biggs Road
000667	Jones	Karen Diana	5 Anderson Drive
000668	Jones	Kevin Richard	3a Brandon Road
000669	Jones	Mark Henry	5 Anderson Drive
000670	Jones	Yvonne Malvina	Flat 1 6 Racecourse Road
000671	Jonson	Nicole Frances	Flat 6, 7 Jeremy Moore Ave
000672	Jordan	Cara Jane	12 Goss Road
000673	Jordan	Ian Phillip	4 Letsby Avenue MPA
000674	Joshua	Josephine Mary	7 Gleadell Close
000675	Joshua	Larry Arthur	7 Gleadell Close
000676	Joshua	Roanna Eileen	6 Police Cottages
000677	Keane	Alva Rose Marie	18 Davis Street
000678	Keane	Olaf James	18 Davis Street
000679	Keane	Thomas James	18 Davis Street
000680	Keenleyside	Charles Desmond	3 Pioneer Row
000681	Keenleyside	Manfred Michael Ian	2 Snake Street
000682	Keenleyside	Nanette Barbara	2 Snake Street
000683	Kenny	Erling	20 James Street
000684	Kidd	John Nathan	7 Ross Road West
000685	Kidd	Lillian Rose Orissa	7 Ross Road West
000686	Kiddle	Robert Karl	Flat 2 1 Moody Street
000687	Kilmartin	Claire Elfreda	34 John Street
000688	Kilmartin	Kevin Seaton	3 Davis Street East
000689	Kilmartin	Nicola Ruth	3 Davis Street East
000690	King	Anna Constance Eve	34 Ross Road
000691	King	Cherilyn Julie	15 Jersey Road
000692	King	Desmond George Buckley	38 Davis Street
000693	King	Glynis Margaret	20 Hansen Hill
000694	King	Michelle Beverley	51 Ross Road East
000695	King	Peter Thomas	10 Jeremy Moore Avenue
000696	King	Robert John	22/24 Davis Street
000697	King	Rosemarie	10 Jeremy Moore Avenue
000698	King	Roxanne McCarthy	39 Fitzroy Road
000699	Kirkham	Campbell Joseph	5 Capricorn Road
000700	Knight	Margaret Anne	6 Yates Place
000701	Knight	Shirley Louvain Patricia	8 McKay Close
000702	Kultschar	John William	4 Davis Street East
000703	Kultschar	Richard Paul	Flat 8 6 Jersey Road
000704	Kultschar	Yvonne Rosina	4 Davis Street East
000705	Ladron De Guevara Vilches	Carmen Benilda	22/24 Davis Street
000706	Ladron Guevara	Simon	22/24 Davis Street
000707	Laffi	Atilio Segundo	3 Brisbane Road
000708	Laffi	Kathleen Mary	3 Brisbane Road
000709	Lang	Colin David	2 Brisbane Road
000710	Lang	David Geoffrey	28 Goss Road
000711	Lang	James Patrick	2 Davis Street
000712	Lang	Leah Falalimpa	2 Davis Street
000713	Lang	Patrick Andrew	8A Moody Street
000714	Lang	Sandra Shirleen	3 Yates Place
000715	Lang	Theresa Margaret	28 Goss Road
000716	Lang	Velma Emily	8A Moody Street
000717	Lang	Wendy Diane	2 Brisbane Road

000718	Larsen	Ellen	6A Moody Street
000719	Lazo	Javier Waldemar Sanchez	80 Davis Street
000720	Lazo	Joanna Rose	80 Davis Street
000721	Lee	Alfred Leslie	11 Drury Street
000722	Lee	Beverley Christina	1a Capricorn Road
000723	Lee	Carole	15 Ian Campbell Drive
000724	Lee	Gladys	11 Drury Street
000725	Lee	Karen Jane	14 Davis Street
000726	Lee	Mandy John	15 James Street
000727	Lee	Owen Henry	4 Pioneer Row
000728	Lee	Rodney William	15 Ian Campbell Drive
000729	Lee	Victoria Jane	Y M C A
000730	Legg	Robert Keith	48 Davis Street
000731	Lennie	Gordon Carnie	9 Narrows View
000732	Lewis	David James	3 Ian Campbell Drive
000733	Lewis	James	2B St. Marys Walk
000734	Lewis	Jason	9 Short Street
000735	Lewis	Pamela Irene	3 Ian Campbell Drive
000736	Leyland	Frank	10 Brandon Road
000737	Leyland	Vera	10 Brandon Road
000738	Liddle	Alison Catherine	7 Fitzroy Road East
000739	Limburn	Monica	1 Moody Street Flat 3
000740	Livermore	Anton	82 Davis Street
000741	Livermore	Isla Karen	Flat 3 30 Jersey Road
000742	Livermore	Kirsty Nicole	5 Marmont Row
000743	Lloyd	Christopher Sturdee	12 McKay Close
000744	Loftus	Geoffrey	15 Biggs Road
000745	Loftus	Sara	15 Biggs Road
000746	Loveridge	Daniel Nolan	11 Short Street
000747	Loveridge	Marie Pearl	11 Short Street
000748	Lowe	Katrina Louise	5 McKay Close
000749	Luxton	Anna	1A Pioneer Row
000750	Luxton	Michael	1A Pioneer Row
000751	Luxton	Nicola	1A Pioneer Row
000752	Luxton	Robin	1 Jersey Road
000753	Luxton	Stephen Charles	7 Narrows View
000754	Luxton	Sybil Grace	38 John Street
000755	Luxton	Wendy Jennifer	1 Jersey Road
000756	Luxton	Winifred Ellen	15 Fitzroy Road
000757	Luxton	Zoe	2 Hansen Hill
000758	Lyse	Linda Margaret	65 Fitzroy Road
000759	Macaskill	Angus Lindsay	8 Jeremy Moore Avenue
000760	Macaskill	Jeanette May	8 Jeremy Moore Avenue
000761	Macaskill	John	34 Ross Road West
000762	Macaskill	Robert John	1 Brisbane Road
000763	Macaskill	Tracey Jayne	1 Brisbane Road
000764	MacDonald	Andrew James	29 Callaghan Road
000765	MacDonald	Colin George	Flat 2 6 Jersey Road
000766	MacDonald	Derek George	Flat 6 7 Jeremy Moore
000767	MacDonald	Irene	Flat 2 6 Jersey Road
000768	Maddocks	Robert Charles	11 Murray Heights
000769	Marsh	Samantha Ann	7 Jersey Road
000770	Maskell-Bott	John Malcolm	26 Goss Road
000771	Maskell-Bott	Sarah	26 Goss Road
000772	May	Angela Jane	11 Jersey Road
000773	May	Brian Roy	21 Jeremy Moore Avenue
000774	May	Bruce Raymond	9 Kent Road
000775	May	Connie	9 Kent Road
000776	May	Donna Monica	17 Davis Street
000777	May	Heather	1 Glasgow Road

000778	May	Jonathan Roy	12 Jeremy Moore Avenue
000779	May	Lindsey Olga	9 Callaghan Road
000780	May	Lucinda Vikki	12 Jeremy Moore Avenue
000781	May	Monica	21 Jeremy Moore Avenue
000782	May	Roger	11 Jersey Road
000783	May	Tiphonie	9 Callaghan Road
000784	May	William Albert	1 Glasgow Road
000785	McBain	Arthur	29 Goss Road
000786	McBain	Rhoda Margaret	29 Goss Road
000787	McCallum	Bettina Kay	14 Drury Street
000788	McCallum	Christopher John	8A Jeremy Moore Avenue
000789	McCallum	Tanya	8A Jeremy Moore Avenue
000790	McCallum	Timothy Andrew	14A Drury Street
000791	McCormick	Dale Ronald	24 Eliza Crescent
000792	McCormick	Pauline Margaret Ruth	29 Callaghan Road
000793	McCormick	Richard Paul	29 Callaghan Road
000794	McCormick	Tamara Ann	29 Callaghan Road
000795	McCormick	Wayne Stanley James	12 Endurance Avenue
000796	McGill	Cara Jane	16 Scoresby Close
000797	McGill	Darrel Ian	20 Jeremy Moore Avenue
000798	McGill	David William	Gardeners Cottage South
000799	McGill	Derek Gary	12 Scoresby Close
000800	McGill	Diane Beverley	2 James Street
000801	McGill	Doris Mary	32 Davis Street
000802	McGill	Gary	15 Brandon Road
000803	McGill	Glenda	1C Capricorn Road
000804	McGill	Heather Margaret	Gardeners Cottage South
000805	McGill	Ian Peter	1C Capricorn Road
000806	McGill	Len Stanford	2 James Street
000807	McGill	Teresa Rose	26 Ross Road East
000808	McKay	Christine	6 Drury Street
000809	McKay	Clara Mary	20 Ross Road West
000810	McKay	Heather Valerie	16 Eliza Crescent
000811	McKay	Jeannie Paullina	2 Allardyce Street
000812	McKay	Jennifer Coral	24 Eliza Crescent
000813	McKay	John David Toby	51 Callaghan Road
000814	McKay	Leona Ann	30 Jersey Road
000815	McKay	Mandy Rose	51 Callaghan Road
000816	McKay	Melvyn Andrew	55 Davis Street
000817	McKay	Michael John	8 Dairy Paddock Road
000818	McKay	Neil	60 Davis Street
000819	McKay	Paul Anthony	Flat 1 Moody Street
000820	McKay	Peter John	21 Ross Road West
000821	McKay	Rex	16 Eliza Crescent
000822	McKay	Shelley Jane	7 Villiers Street
000823	McKay	William Robert	20 Ross Road West
000824	McKee	Miranda	12 Watson Way
000825	McKee	Richard Buick	12 Watson Way
000826	McKenzie	Alice Maude	11 Thatcher Drive
000827	McKenzie	Charles Alexander Albert	11 Thatcher Drive
000828	McLaren	Caroline Mary	12 Allardyce Street
000829	McLaren	Kevin Derek Charles	3D Jersey Road
000830	McLaren	Tony Eugene Terence	12 Allardyce Street
000831	McLeod	David	49 Callaghan Road
000832	McLeod	Glenda Otadoy	49 Callaghan Road
000833	McLeod	Henry Donald Alexander	Stanley
000834	McLeod	Ian	55 Davis Street
000835	McLeod	Ian James	30 Endurance Avenue
000836	McLeod	Janet Wensley	75 Davis Street
000837	McLeod	Janice	2 Ross Road West

000838	McLeod	Joan May	1A Moody Street
000839	McLeod	John (2)	23 Hansen Hill
000840	McLeod	Mally	55 Davis Street
000841	McLeod	Margaret Ann	13 Fitzroy Road East
000842	McLeod	Michael William	5 Short Street
000843	McLeod	Pearl Mary Ann	18 Brandon Road
000844	McLeod	Robert	75 Davis Street
000845	McLeod	Robert John	2 Ross Road West
000846	McLeod	Valorie Marcela	30 Endurance Avenue
000847	McMullen	June	8 Brandon Road
000848	McMullen	Lucille Anne	6A John Street
000849	McMullen	Matthew John	5 Fieldhouse Close
000850	McMullen	Tony	8 Brandon Road
000851	McPhee	Denise	4 Brandon Road West
000852	McPhee	Justin Owen	4 Brandon Road West
000853	McPhee	Patrick	31 Ross Road East
000854	McRae	Charlotte Melize	28 Jersey Road
000855	McRae	David Michael	3 Philomel Place
000856	McRae	Elvis Richard	Lookout Lodge
000857	McRae	Gloria Linda	2 H Jones Road
000858	McRae	Kerry Jane	10 Watson Way
000859	McRae	Michael	10 Watson Way
000860	McRae	Richard Winston	6 Jersey Road
000861	Middleton	Brian	13 McKay Close
000862	Middleton	Caren	5 Beaver Road
000863	Middleton	Caroline Ann	7 James Street
000864	Middleton	Charlotte Anne	33 Callaghan Road
000865	Middleton	Dennis Michael	Dolphin Cottage
000866	Middleton	Joan Eliza	8 James Street
000867	Middleton	Leif Miles Prindle	5 St Mary's Walk
000868	Middleton	Leonard	67 Fitzroy Road
000869	Middleton	Megan Shirley Rebecca	7 James Street
000870	Middleton	Nevin Alexander	5 Beaver Road
000871	Middleton	Phillip John	5 St Marys Walk
000872	Middleton	Sharon Elizabeth	Dolphin Cottage
000873	Middleton	Stephanie Anne	13 McKay Close
000874	Middleton	Teraaka Phillip Prindle	5 St. Mary's Walk
000875	Middleton	Yvonne Allison	50 Davis Street
000876	Miller	Andrew Nigel	7 Villiers Street
000877	Miller	Bruce Graham	4 Allardyce Street
000878	Miller	Carol	Marine Cottage
000879	Miller	Gail Marie	6A Brisbane Road
000880	Miller	Janet Mary	Market Garden Airport Rd
000881	Miller	Jayne Elizabeth	27 Davis Street
000882	Miller	Jeanette	4 Allardyce Street
000883	Miller	Simon Roy	Marine Cottage
000884	Miller	Steven Geoffrey	3 Anderson Drive
000885	Miller	Timothy John Durose	Market Garden Airport Rd
000886	Mills	Terence Kenneth	43 Callaghan Road
000887	Minnell	Adrian James	45 Callaghan Road
000888	Minnell	Hazel Eileen	5 Yates Place
000889	Minnell	Michelle Rose	1 Brandon Road
000890	Minnell Goodwin	Joanne Hazel Rose	9 Murray Heights
000891	Minto	Alistair Daen	Lookout Lodge
000892	Minto	Barbra Pennisi	9 Fitzroy Road
000893	Minto	Dilys Rose	18 Endurance Avenue
000894	Minto	Graham Stewart	9 Fitzroy Road East
000895	Minto	Patrick Andrew	3B Jersey Road
000896	Minto	Timothy Ian	18 Endurance Avenue
000897	Miranda	Augusto	31 Davis Street

000898	Miranda	Carmen	11 Hansen Hill
000899	Miranda	Ramon	3 Drury Street
000900	Miranda	Winifred Dorothy	3 Drury Street
000901	Mitchell	Leon John	10 Police Cottages
000902	Moffatt	Angela	20 Ross Road East
000903	Moffatt	James	20 Ross Road East
000904	Moffatt	Jay	5 Gleadell Close
000905	Moffatt	Sean	20 Ross Road East
000906	Molkenbuhr	Lee Charles	19 Sullivan Street
000907	Molkenbuhr	Sara Jayne	8 Ian Campbell Drive
000908	Morris	Alana Marie	4 Callaghan Road
000909	Morris	David	4 Callaghan Road
000910	Morris	Jason Paul	59 Fitzroy Road
000911	Morris	Pamela Ruth	7 John Street
000912	Morris	Trevor Alan	17 Brandon Road
000913	Morrison	Doreen Emily	82 Davis Street
000914	Morrison	Edgar Ewen	15 Murray Heights
000915	Morrison	Fayan	54 John Street
000916	Morrison	Graham Stewart	34A Davis Street
000917	Morrison	Jacqueline Denise Anita	13 Ian Campbell Drive
000918	Morrison	Joan Margaret	3 Felton Court
000919	Morrison	Joleen Coleen	3 Felton Court
000920	Morrison	Keiran Kenneth	13 Ian Campbell Drive
000921	Morrison	Kenneth	13 Ian Campbell Drive
000922	Morrison	Lena	108 Davis Street
000923	Morrison	Leslie Theodore Norman	108 Davis Street
000924	Morrison	Lewis Ronald	12 Callaghan Road
000925	Morrison	Marcus Lewis	20 Murray Heights
000926	Morrison	Michael John	10 Fitzroy Road East
000927	Morrison	Nanette Rose	46 Davis Street
000928	Morrison	Nigel Peter	3 Felton Court
000929	Morrison	Paul Roderick	3 Racecourse Road East
000930	Morrison	Richard Lowry	1 Biggs Road
000931	Morrison	Ronald Terence	6b St Mary's Walk
000932	Morrison	Roxanne	13 Ian Campbell Drive
000933	Morrison	Russell John Allan	9 Discovery Close
000934	Morrison	Stewart	46 Davis Street
000935	Morrison	Susan Margaret	10 Fitzroy Road East
000936	Morrison	Tamara	13 Ian Campbell Drive
000937	Morrison	Valerie Ann	6a Jeremy Moore Avenue
000938	Morrison	Violet Sarah	5 Racecourse Road
000939	Morrison	William Roderick Halliday	54 John Street
000940	Murphy	Andrew Paul	2 King Street
000941	Murphy	Ann Susan	2 King Street
000942	Murphy	Bessie	4A St Mary's Walk
000943	Neilson	Barry Marwood	23 Ross Road
000944	Neilson	Edward Sydney	23 Ross Road
000945	Neilson	Harold Ian	74 Davis Street
000946	Neilson	Margaret	23 Ross Road
000947	Newell	Joseph Orr	3 Villiers Street
000948	Newell	Trudi Malvina	3 Villiers Street
000949	Newman	Andrew Raymond	51 Ross Road East
000950	Newman	Marlene	11 Jeremy Moore Avenue
000951	Newman	Tansy Fiona	5 Jersey Road
000952	Newman	Terence	24 Endurance Avenue
000953	Nightingale	Karl Richard	1 Sullivan Street
000954	Norman	Heather Thelma	6a Pioneer Row
000955	Nutter	Arthur Albert	9 Brandon Road
000956	Nutter	Josephine Lesley	9 Brandon Road
000957	O'Dean	Barry Charles	Lookout Lodge

000958	Ojeda Gallardo	Roberto Miguel Alejandro	9A Sullivan Street
000959	Olmedo	Alex	6 Anderson Drive
000960	Ormond	Christina Helen	6 Goss Road
000961	Ormond	Kevin Michael Patrick J	6 Goss Road
000962	Ormond	Krysteen Alison	6 Goss Road
000963	Ormond	Terrienne Helen	2 Gleadell Close
000964	Owen	Sally	1 Biggs Road
000965	Oyarzo	Henry Hernan Guala	3 Allardyce Street
000966	Paice	Corrinne	3 Racecourse Road
000967	Paice	Craig Arthur	3 Racecourse Road
000968	Parke	James Fred	25 Ross Road West
000969	Parke	Janet Margaret	25 Ross Road West
000970	Patterson-Smith	Ian Colin	F.I.G.O
000971	Pauloni	Hilary Maud	63 Fitzroy Road
000972	Paver	Bernadette Marguerite	Moody Brook House
000973	Payne	Dilys Agnes	2 Racecourse Road East
000974	Payne	Joanne Francis	2 Racecourse Road East
000975	Payne	Samantha Jane	2 Racecourse Road East
000976	Payne	St.John Peter	2 Racecourse Road East
000977	Peck	Burnerd Brian	4 Thatcher Drive
000978	Peck	Carol Margaret	9 Rowlands Rise
000979	Peck	Christine	21 Jersey Road
000980	Peck	David John	15 Villiers Street
000981	Peck	David Patrick	78 Davis Street
000982	Peck	Davina Margaret	Lady Hunt House
000983	Peck	Eleanor Margaret	10 Davis Street
000984	Peck	Gordon Pedro James	34 Eliza Crescent
000985	Peck	Harwood John Charles	26 Eliza Crescent
000986	Peck	James	2 Barrack Street
000987	Peck	Maureen Heather	78 Davis Street
000988	Peck	Patrick William	78 Davis Street
000989	PED		6 Beaver Road
000990	Ped	Mila Boybanting	6 Beaver Road
000991	Pennisi	Gladys Elisabeth	9 Fitzroy Road East
000992	Perkins	Vivienne Esther Mary	33 John Street
000993	Perry	Hilda Blanche	6A St Marys Walk
000994	Perry	Thora Virginia	2 Thatcher Drive
000995	Peters	Patricia Ann	2 Murray Heights
000996	Pettersson	April Samantha	3 Anderson Drive
000997	Pettersson	Derek Richard	3 Anderson Drive
000998	Pettersson	Trudi Ann	3 Anderson Drive
000999	Phillips	David Dawson	35 Fitzroy Road
001000	Phillips	Elisa	35 Fitzroy Road
001001	Phillips	Lynda	16 Brandon Road
001002	Pitt	Myra	6A Pioneer Row
001003	Plato	Martin Neil	2 Hebe Place
001004	Plato	Wendy Ann	2 Hebe Place
001005	Plunkett	Mark Penson	22 Endurance Avenue
001006	Pole-Evans	Amy Rose	4 McKay Close
001007	Pole-Evans	John	16 Ross Road East
001008	Pole-Evans	Lisa	74 Davis Street
001009	Pole-Evans	Martin	12 Murray Heights
001010	Pole-Evans	Michael Anthony	4 McKay Close
001011	Pollard	Andrew Keith	2 Hansen Hill
001012	Pollard	Elizabeth Eve	23 Ross Road East
001013	Pollard	John	23 Ross Road East
001014	Pollard	Mark John	8 Fitzroy Road
001015	Pompert	Joost Herman Willem	11 Ross Road West
001016	Poncet	Lars Nigel	2 Brandon Road West
001017	Poncet	Sally Elizabeth	2 Brandon Road West

001018	Poole	Andrea Joan	52 John Street
001019	Poole	Christopher William	52 John Street
001020	Poole	Ella Josephine	17 Ian Campbell Drive
001021	Poole	Evelyn May	31 Fitzroy Road
001022	Poole	Jody May	13 Hansen Hill
001023	Poole	Juliet Hazel	8 Anderson Drive
001024	Poole	Michael James	19 Davis Street
001025	Poole	Nancy Margaret	52 John Street
001026	Poole	Raymond John	52 John Street
001027	Poole	Ross William	52 John Street
001028	Poole	Steven Charles	8 Anderson Drive
001029	Poole	Toby Raymond	19 Davis Street
001030	Poole	William John	31 Fitzroy Road
001031	Porter	Marcus James	5 Jeremy Moore Avenue
001032	Pratlett	Patricia Carol Ann	10 A James Street
001033	Prindle-Middleton	Stella Margaret	5 St Mary's Walk
001034	Pring	Bernadette Jane Spencer	5A Ross Road West
001035	Pring	Geoffrey Alan	5A Ross Road West
001036	Prior	Malcolm	1 Goss Road
001037	Quinto Salluca	Luis Alberto	56 Davis Street
001038	Reddick	Keith John	By-Pass Road
001039	Reeves	Carolyn Wendy	2 Moody Street
001040	Reeves	Jill Edith	3 Jeremy Moore Avenue
001041	Reeves	Michael	8 Jersey Road
001042	Reid	Ann	Lois Cottage John Street
001043	Reid	Beverley Rose	12 James Street
001044	Reid	Colleen Rose	9 Fitzroy Road East
001045	Reid	Elizabeth Jayne	6 Capricorn Road
001046	Reid	John Alexander	1 Hebe Street
001047	Reid	Paula	5 Biggs Road
001048	Reid	Reynold Gus	5 Biggs Road
001049	Reid	Simon Gus	9 Fitzroy Road East
001050	Reid D'Avino	Pamela Ruth	14 Jersey Road
001051	Reive	Roma Endora Mary	8A St Marys Walk
001052	Rendell	Michael	8 Ross Road West
001053	Rendell	Nicholas Simon Oliver	8 Ross Road West
001054	Rendell	Phyllis Mary	8 Ross Road West
001055	Richards	Shirley	8A James Street
001056	Roberts	Cheryl Ann Spencer	49 Ross Road East
001057	Roberts	David Anthony	1 Mountain View
001058	Roberts	Jill Christine	5 Narrows View
001059	Roberts	Laura May	4 Kent Road
001060	Roberts	Lynn	3 Gleadell Close
001061	Roberts	Peter James	49 Ross Road East
001062	Roberts	Simon Theodore Nathaniel	5 Narrows View
001063	Robertson	Janet	11 Ross Road West
001064	Robson	Alison Emily	15 Villiers Street
001065	Robson	Cherry Rose	5 Philomel Street
001066	Robson	Gerard Michael	1 Philomel Place
001067	Robson	Jodie	1 Philomel Place
001068	Robson	Miranda Gay	6 Brisbane Road
001069	Robson	Patricia Jayne	18 Ross Road East
001070	Robson	Phyllis Ann	1 Philomel Place
001071	Robson	Raymond Nigel	6 Brisbane Road
001072	Robson	William Charles	18 Ross Road East
001073	Ross	Allan John	1 Short Street
001074	Ross	Christine Aislinn	23 Watson Way
001075	Ross	Claudio Javier Ampeuro	10 Murray Heights
001076	Ross	Glenn Stephen	23 Watson's Way
001077	Ross	Janet	23 Watson's Way

001078	Ross	Kerri-Anne	23 Watson Way
001079	Ross	Kevin John	19 Jersey Road
001080	Ross	Lachlan Neil	14 Fieldhouse Close
001081	Ross	Marie	3 Beaver Road
001082	Ross	Rebecca Jane	3 Beaver Road
001083	Ross	Roy	19 Jersey Road
001084	Ross	Shirley Vyona	1 Short Street
001085	Rowland	Charlene Rose	19 Jeremy Moore Avenue
001086	Rowland	John Christopher	19 Jeremy Moore Avenue
001087	Rowland	Sarah Anne	9 Hansen Hill
001088	Rowlands	Daisy Malvina	39 John Street
001089	Rowlands	Dorinda Roberta	Camber House
001090	Rowlands	Jane Louise	13 Callaghan Road
001091	Rowlands	Neil	Camber House
001092	Rowlands	Robert John	13 Callaghan Road
001093	Rozee	Betty Ellen	16 Davis Street
001094	Rozee	Derek Robert Thomas	16 Davis Street
001095	Rozee	Karen Michella	16 Davis Steet
001096	Rozee	Shona Mary	5 Pitaluga Place
001097	Sackett	Albert John	25A Ross Road East
001098	Sackett	Jacqueline	11 Rowlands Rise
001099	Sackett	Michael John Carlos	25A Ross Road East
001100	Sanchez Ladron De	Karen Pamela	Flat 8 6 Jersey Road
001101	Sawle	Felicity Anne Hermione	Seaview Cott. Ross Road
001102	Sawle	James Christopher	Seaview Cott. Ross Road
001103	Sawle	Judith Margaret	Seaview Cott. Ross Road
001104	Sawle	Richard	Seaview Cott. Ross Road
001105	Senociain Short	Kylie Deborah	Flat 7 6 Jersey Road
001106	Seron	Jose Segundo	M/V Tamar Byron Marine
001107	Shcherbich	Zhanna Nikolaevna	27 Goss Road
001108	Shepherd	Anne Jenine	10 Hansen Hill
001109	Shepherd	Darren Harold	10 Hansen Hill
001110	Shepherd	Ramsey	4 Discovery Close
001111	Shillitoe	Helena De Fatima	The Brook Moody Brook
001112	Shillitoe	Stephen Bruce	13 Ross Road East
001113	Short	Alison	9 Pioneer Row
001114	Short	Brenda	11 Barrack Street
001115	Short	Celia Soledad	7 Pitaluga Place
001116	Short	Christina Ethel	12 Brandon Road
001117	Short	Clint Andrez	4 James Street
001118	Short	Derek Patrick	53 Callaghan Road
001119	Short	Emily Christina	1 Fitzroy Road East
001120	Short	Gavin Phillip	Flat 7 6 Jersey Road
001121	Short	George Godfrey Ivan	7 Yates Place
001122	Short	Isobel Rose	1 Brandon Road
001123	Short	Jason	1 Brandon Road
001124	Short	Lindsay Marie	4 James Street
001125	Short	Marc Peter	1 Racecourse Road
001126	Short	Marion	7 Yates Place
001127	Short	Marlene Cindy	9 Pitaluga Place
001128	Short	Montana Tyrone	4 Dairy Paddock Road
001129	Short	Nabil George	21 Murray Heights
001130	Short	Patrick Warburton	1 Brandon Road
001131	Short	Peter Robert	1 Fitzroy Road East
001132	Short	Richard Edward	9 Pitaluga Place
001133	Short	Riley Ethroe	11 Barrack Street
001134	Short	Sara Jane	Murray Heights
001135	Short	Tamara Colette	6 Murray Heights
001136	Short	Vilma Alicia	4 Dairy Paddock Road
001137	Simmonds	Donald Rodney Falkland	48 Davis Street

001138	Simpson	Bertha Veronica	8 Rowlands Rise
001139	Simpson	James Alexander Bruce	7 Racecourse Road
001140	Simpson	James Garry	7 Racecourse Road
001141	Simpson	John Frederick	8 Rowlands Rise
001142	Simpson	Mirabel Hermione	7 Racecourse Road
001143	Sinclair	Veronica Joyce	21 Ross Road West
001144	Skene	Greta Winnora Miller	22 Ross Road East
001145	Smallwood	Akira Ali	105 Davis Street
001146	Smallwood	Margo Ameer	105 Davis Street
001147	Smallwood	Michael Anthony	105 Davis Street
001148	Smith	Andrew John	4 Philomel Street
001149	Smith	Anthony David	38 Ross Road
001150	Smith	Caroline	2 Ross Road West
001151	Smith	Colin David	6 James Street
001152	Smith	Crystal Rose	1a Capricorn Road
001153	Smith	Elenore Olive	3 Brisbane Road
001154	Smith	Eric	Flat 2 1 Moody Street
001155	Smith	Gerard Alexander	8 Barrack Street
001156	Smith	Gina Ruth Mary	3 John Biscoe Road
001157	Smith	Heather	19 Watson Way
001158	Smith	Ian Lars	5 Brandon Road
001159	Smith	Ileen Rose	28 Ross Road West
001160	Smith	James Terence	3 Fitzroy Road West
001161	Smith	Jennifer Ethel	6 Watson Way
001162	Smith	John	28 Ross Road West
001163	Smith	John Derek	1a Capricorn Road
001164	Smith	Martyn James	6A Ross Road West
001165	Smith	Michael Edmund	39 Eliza Crescent
001166	Smith	Natalie Marianne	6 James Street
001167	Smith	Nora Kathleen	5 Fitzroy Road East
001168	Smith	Osmund Raymond	3 Brisbane Road
001169	Smith	Paul	8 Ian Campbell Drive
001170	Smith	Paulette Rose	KEMH
001171	Smith	Robin Charles	19 Watson Way
001172	Smith	Roy Alan	11 Brandon Road
001173	Smith	Tyssen John Richard	3 John Biscoe Road
001174	Socodo	Pheobe Esther	16 Jersey Road
001175	Spicer	Mark Anthony	16 St Mary's Walk
001176	Spicer	Susan	16 St. Marys Walk
001177	Spink	Roger Kenneth	The Brook Moody Brook
001178	Spinks	Malvina Ellen	8 Yates Place
001179	Spruce	Helena Joan	29 Ross Road West
001180	Spruce	Mark Felton	29 Ross Road West
001181	Spruce	Terence George	29 Ross Road West
001182	Steen	Allan Graham	21 St Mary's Walk
001183	Steen	Barbara Ingrid	39 Ross Road West
001184	Steen	Karen Lucetta	32 Fitzroy Road
001185	Steen	Kimberley Joanna	24 Murray Heights
001186	Stenning	Anna Rusalka	5b Ross Road West
001187	Stenning	Timothy Charles	5b Ross Road West
001188	Stephenson	Jason	4 Davis Street
001189	Stephenson	Joan Margaret	Moody Valley House
001190	Stephenson	Katrina	4 Davis Street
001191	Stephenson	Zachary	4 Davis Street
001192	Stevens	Adrian John	Lady Hunt House John St
001193	Stevens	Paul Theodore	6 Dairy Paddock Road
001194	Stevens	Ricardo Theodore	9 James Street
001195	Stevens	Valerie Ann	6 Dairy Paddock Road
001196	Stewart	Celia Joyce	14 Allardyce Street
001197	Stewart	Daniel Duane	12 Scoresby Close

001198	Stewart	Hulda Fraser	24 Ross Road West
001199	Stewart	Ian Bremner	34 Ross Road East
001200	Stewart	Irene Anne	6 Discovery Close
001201	Stewart	Kenneth Barry	Flat 5 6 Jersey Road
001202	Stewart	Pam Ellen	18 Endurance Avenue
001203	Stewart	Robert William	6 Discovery Close
001204	Stewart	Sheila Olga	34 Ross Road East
001205	Stewart-Reid	Carol Ellen Eva	1 Hebe Street
001206	Strange	Maria Marta	The Dolphins Snake Street
001207	Strange	Matthew	6B Ross Road West
001208	Strange	Shona Marguerite	6B Ross Road West
001209	Stroud	Mark Adrian	10 Sullivan Street
001210	Sullivan	Jonathan Francis	Mullet Creek
001211	Summers	Brian	1 Ross Road East
001212	Summers	Deborah	14 Pioneer Row
001213	Summers	Dorothy Constance	42 Eliza Crescent
001214	Summers	Edith Catherine	5 Dean Street
001215	Summers	Irvin Gerard	1 Anderson Drive
001216	Summers	Jacqueline	11 Pioneer Row
001217	Summers	Jonathan Derek	5 Allardyce Street
001218	Summers	Judith Orissa	1 Ross Road East
001219	Summers	Lynn Jane	20 Jeremy Moore Avenue
001220	Summers	Michael Kenneth	6A Brisbane Road
001221	Summers	Michael Victor	11 Pioneer Row
001222	Summers	Naomi Christine	4 Anderson Drive
001223	Summers	Nichola Jane	3 Philomel Place
001224	Summers	Owen William	5 Brandon Road
001225	Summers	Rowena Elsie	5 Allardyce Street
001226	Summers	Roy	32 Eliza Crescent
001227	Summers	Sheila	1 Anderson Drive
001228	Summers	Sybella Catherine Ann	1 Ross Road West
001229	Summers	Sylvia Jean	8 Racecourse Road
001230	Summers	Terence	1 Ross Road West
001231	Summers	Tony	8 Racecourse Road
001232	Summers	Veronica	5 Brandon Road
001233	Sutcliffe	Lindsey Claire	17 Brandon Road
001234	Sutcliffe	Michael Ian	Lookout Lodge
001235	Sutherland	John Gall	3 Mountain View
001236	Sytchov	Vladimir	1 Felton Court
001237	Sytchova	Natalia Mikhaylovna	1 Felton Court
001238	Taylor	Anne Louise	4 Drury Street
001239	Taylor	Graham	55 Fitzroy Road
001240	Taylor	Ruth Eleanor	55 Fitzroy Road
001241	Teale	Colin Edwin	8 Brisbane Road
001242	Teale	Jeannette	8 Brisbane Road
001243	Tellez	Arturo	Flat 4 1 Jeremy Moore Ave
001244	Thain	John	8 Davis Street
001245	Thain	Stephanie Ann	8 Davis Street
001246	Thom	David Anderson	47 Fitzroy Road
001247	Thom	Dorothy Irene	47 Fitzroy Road
001248	Thom	Norma Ann	92 Davis Street
001249	Thomas	Jacqueline Joyce	11 Callaghan Road
001250	Thomas	Justin Paul	11 Callaghan Road
001251	Thorsen	Carol Margaret	17 Scoresby Close
001252	Thorsen	David Moller	17 Scoresby Close
001253	Triggs	David William	3 Fieldhouse Close
001254	Triggs	Diane	3 Fieldhouse Close
001255	Triggs	Donna Louise	14a Brandon Road
001256	Triggs	Michael David	3 Fieldhouse Close
001257	Tuckwood	John Rodney	1 Drury Street

001258	Turner	Betty Ann	8 Fitzroy Road East
001259	Turner	Howard Guy	8 Fitzroy Road East
001260	Turner	Joanne Elizabeth	61 Fitzroy Road
001261	Turner	Melvyn George	36 John Street
001262	Turner	Ronald	K E M H
001263	Tyrrell	Garry Bernard	1 Beaver Road
001264	Tyrrell	Gina Michelle	1 Beaver Road
001265	Valler	Glyndwr Huw	Flat 6 1 Jeremy Moore Ave
001266	Velasquez	Evan Oscar	16 Brandon Road
001267	Vidal Roberts	Leona Lucila	1 Mountain View
001268	Vilchez Valverde	Maria Yhovana	56 Davis Street
001269	Villalon	Hector Ricardo	28 Davis Street
001270	Villegas	Caroline	7 Fieldhouse Close
001271	Villegas	Pedro Francisco	7 Fieldhouse Close
001272	Vincent	Janette Mary	10 Endurance Avenue
001273	Vincent	Matthew Stephen	10 Endurance Avenue
001274	Vincent	Stephen Lawrence	10 Endurance Avenue
001275	Wade	June Rose Elizabeth	17 Murray Heights
001276	Wallace	Fraser Barrett	10 John Street
001277	Wallace	Helen Jean	Flat 4 30 Fitzroy Road
001278	Wallace	Ian	23 Callaghan Road
001279	Wallace	James Barrett	38 Ross Road West
001280	Wallace	Maria Lilian	38 Ross Road West
001281	Wallace	Michael Ian	23 Callaghan Road
001282	Wallace	Stuart Barrett	38 Ross Road West
001283	Wallace	Una	23 Callaghan Road
001284	Wallace-Nannig	Fiona Alice	2 Mink Park
001285	Ward	Alison Denise	9 Anderson Drive
001286	Ward	Dennis James	9 Anderson Drive
001287	Watson	Andrew James	6 Rowlands Rise
001288	Watson	Ben	7 Moody Street
001289	Watson	Joanne	6 Rowlands Rise
001290	Watson	Paul	20 Endurance Avenue
001291	Watson	Ruth Jane	20 Endurance Avenue
001292	Watt	Stephen Robert	11 Narrows View
001293	Watt	Sylvia Ann	11 Narrows View
001294	Watts	Patrick James	13 Brisbane Road
001295	Webb	Gary Colin	58 Davis Street
001296	Webb	Loretta Isobel	58 Davis Street
001297	White	Judy Marie	Flat 1 3 Jeremy Moore Av
001298	White	Kathleen Elizabeth	9 Thatcher Drive
001299	Whitney	Frederick William	1 Police Cottages 9 Ross Rd
001300	Whitney	Henry Leslie	4 Thatcher Drive
001301	Whitney	Jason	15 Ross Road East
001302	Whitney	Kurt Ian	2 Pioneer Row
001303	Whitney	Lana Rose	22 Eliza Crescent
001304	Whitney	Susan Joan	1 Police Cottages 9 Ross Rd
001305	Wilkinson	Alistair Graham	5 Felton Court
001306	Wilkinson	Johan	5 Felton Court
001307	Wilkinson	Robert John	2A Brisbane Road
001308	Wilks	Bruce Allan	11 Fieldhouse Close
001309	Wilks	Susan Jean	11 Fieldhouse Close
001310	Williams	Christian Leonard Edward	5 McKay Close
001311	Williams	Glen	33 Ross Road East
001312	Williams	Lee Perry Adrian John	17 Ian Campbell Drive
001313	Williams	Margaret Elizabeth	33 Ross Road East
001314	Williams	Marlene Rose	23 Ross Road West
001315	Williams	Ray Allen	2 Murray Heights
001316	Williamson	Kathleen Laura	5 McKay Close
001317	Wilson	Stephen John	1 Davis Street West

001318	Wilson	Tara	1 Davis Street West
001319	Wylie	Ashley Craig Robert	1 Jersey Road
001320	Wylie	Julian Richard	1 McKay Close
001321	Zuvic-Bulic	Kuzma Mario	Holdfast House, Holdfast Rd
001322	Zuvic-Bulic	Saul Kuzma	16A Ross Road West
001323	Zuvic-Bulic	Sharon Marie	Holdfast House, Holdfast Rd
001324	Zuvic-Bulic	Zoran Mario	Holdfast House Holdfast Rd

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THE FALKLAND ISLANDS GAZETTE

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Vol. CXVIII

31 May 2009

No. 7

Appointments

Trudi Ann Betts, Auxiliary Nurse, Health and Social Services Department, 01.05.09.

Valerie Anne Morrison, Auxiliary Nurse, Health and Social Services Department, 01.05.09.

Kerri-Anne Ross, Learning Support Assistant, Education Department, 04.05.09.

Carol Rosina Cant, Learning Support Assistant, Education Department, 04.05.09.

Betty Ann Turner, Social Work Assistant, Health and Social Services Department, 11.05.09.

Maria Peck, Receptionist, Education Department, 14.05.09.

Miranda McKee, Health Visitor, Health and Social Services Department, 18.05.09.

Helen Lunn, Health Visitor, Health and Social Services Department, 18.05.09.

Completion of Contract

Katherine Ann Law, Theatre Sister, Health and Social Services Department, 30.04.09.

Laura Ceballos Candamio, Official Veterinary Surgeon, Department of Agriculture, 30.04.09.

Nigel Eaton, Meat Hygiene Inspector, Department of Agriculture, 30.04.09.

Charlotte Melizza McRae, Carer, Health and Social Services Department, 13.05.09.

Robert William Whitely, Fisheries Observer, Fisheries Department, 14.05.09.

Silje Ramsvatn, Fisheries Observer, Fisheries Department, 14.05.09.

Emma Sibley, Staff Nurse, Health and Social Services Department, 22.05.09.

Jacqueline Bailey, Senior Staff Nurse, Health and Social Services Department, 27.05.09.

Renewal of Contract

Jacqueline Bailey, Senior Staff Nurse, Health and Social Services Department, 28.05.09.

Promotion

Roberto Miguel Ojedo, from Fitter to Qualifying Mechanic, Falkland Islands Government Air Service, 01.05.09.

Resignation

Natasha Bonita Greenland-Elbakidze, Police Constable, Royal Falkland Islands Police Force, 17.05.09.

Anne Louise Taylor, Science Teacher, Falkland Islands Community School, Education Department, 27.05.09.

Angeline Gleria Clarke, Assistant Taxation Officer, Taxation Department, 29.05.09.

NOTICES

No. 29 29 April 2009

Appointment of Trustee of Museum and National Trust

**Museum and National Trust Ordinance
section 4(1)**

1. Section 4(1) of the Museum and National Trust Ordinance (Title 34.2) provides that the Governor may appoint members to the Museum and National Trust.

2. In exercise of my powers under section 4(1) I appoint Mirabel Hermione Simpson to be a Trustee of the Museum and National Trust.

3. This appointment has effect from 1 May 2009, and continues in effect for a period of three years expiring on 30 April 2012, unless terminated sooner.

Dated 29 April 2009

A. E. HUCKLE,
Governor.

No. 30 29 April 2009

**Appointment of Member of Planning and Building
Committee**

**Planning Ordinance 1991
(section 5(2))**

1. Section 5(2) of the Planning Ordinance (Title 55.3) provides that the Governor shall appoint members of the Planning and Building Committee.

2. In exercise of my powers under section 5(2) I appoint Heather Thelma Norman to be a member of the Planning and Building Committee.

3. This appointment has effect from 1 May 2009, and continues in effect for a period of three years expiring on 30 April 2012, unless terminated sooner.

Dated 29 April 2009

A. E. HUCKLE,
Governor.

No. 31 30 April 2009

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint:-

Cpl Steve GASCOIGNE – D8432788

to be a temporary Customs Officer from 03.05.09 to 03.09.09.

Dated 30 April 2009

R. J. KING,
Collector of Customs.

No. 32 10 May 2009

Island Shipping Limited (In Liquidation)

Following consideration of the auditor's report and in the absence of any objection from any interested party, in the case of "Island Shipping Limited (in Liquidation)", I hereby grant the formal release of Peter Richard Copp, liquidator of the above mentioned company.

Dated 10 May 2009

A. E. HUCKLE,
Governor.

No. 33 28 May 2009

**Legislative Assembly of the Falkland Islands
Customs Ordinance 2003
(section 113)**

**Customs Resolution of the Legislative Assembly
No 1 of 2009**

It is resolved by the Legislative Assembly, under section 113 of the Customs Ordinance 2003 (No 9 of 2003) that:-

(a) the Customs Order (Title 26.1.2) is amended to increase the customs duties payable for alcoholic drinks and tobacco products as follows:-

on beer from 27p to 28p per litre;
on wines from 70p to 72p per litre;
on fortified wines from 82p to 84p per litre;
on spirituous beverages from £5.60 to £5.77 per litre;
on spirits from £10.23 to £10.54 per litre;
on cigars from £213.46 to £219.86 per kilo;
on cigarettes from £215.22 to £236.74 per kilo; and
on tobacco from £140.30 to £144.51 per kilo,

(b) this amendment of the Customs Order comes into force on 29 May 2009.

Dated 28 May 2009

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.



THE FALKLAND ISLANDS GAZETTE

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30 June 2009

No. 8

Appointments

David Morris, Night Security Officer, Health and Social Services Department, 01.06.09.

John Edward Dobson, Senior Dental Officer, Health and Social Services Department, 01.06.09.

Completion of Contract

Sally Owen, Dental Officer, Health and Social Services Department, 30.04.09.

Lynn Kelly, Physiotherapist, Health and Social Services Department, 17.06.09.

Charlotte Melizza McRae, Stores Assistant Clerk, Health and Social Services Department, 26.06.09.

Renewal of Contract

Sally Owen, Dental Officer, Health and Social Services Department, 01.05.09.

Retirement

Michael Elfed Biggs, Plant Operator/Handyman, Public Works Department, 30.06.09.

NOTICES

No. 34

29 May 2009

Stanley Rates Ordinance (Title 66.1) sections 30 and 31

Notice is hereby given of increases in charges imposed under the provisions of sections 30 and 31 of the Stanley Rates Ordinance with effect from 1 July 2009 as follows:-

1. Measured water supply:-
 - 1.1 Falkland Islands Government premises including FIPASS from £4.05 to £4.17 per tonne
 - 1.2 Ministry of Defence premises from £5.45 to £5.61 per tonne
 - 1.3 Other non-domestic premises from £2.00 to £2.06 per tonne
2. Minimum annual charge for measured water supply to all premises at paragraph 1 above - from £28.00 to £30.00
3. Service Charge^(a):-
 - 3.1 Domestic premises from £348.00 to £372.00 per annum
 - 3.2 Reduced charge for domestic premises occupied by persons of retirement pension age or over^(b) from £174.00 to £186.00 per annum

4. Refuse charges in respect of non-domestic premises:-
- 4.1 For each small bin supplied from £112.00 to £123.00 per annum
- 4.2 For each large bin supplied from £336.00 to £370.00 per annum

Dated 29 May 2009

K. PADGETT,
Director of Finance.

(a) The Service Charge is payable by 30 September each year but payment can be made by 12 equal monthly instalments of £31.00 with effect from July each year (£15.50 per month for persons of retirement pension age or over).

The payment by instalment method is applicable to tenants of Government housing by an addition to the monthly rent.

To relieve tenants of Government housing on low income the Service Charge will be treated in the same manner as rent under the Rent Rebate Scheme.

A Service Charge Rebate Scheme is available upon application to relieve other householders on low income

The full Service Charge is payable on all vacant properties.

(b) Age 64 or over or age 60 or over if a widow or widower.

No. 35

2 June 2009

**Falkland Islands Development Corporation Ordinance
section 7(1)**

**Appointment of Rural Business Association and
Chamber of Commerce Nominated Members to
Falkland Islands Development Corporation Board**

1. Section 7(1)(d) and (f) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides that the Governor may appoint members to the Falkland Islands Development Corporation Board nominated by the Rural Business Association and by the Falkland Islands Chamber of Commerce.

2. In exercise of my powers under section 7(1)(d) and (f) I appoint:-

Anthony Thomas Blake, nominated by the Rural Business Association, with effect from 13 April 2009 for two years terminating on 13 April 2011; and

Michael John Forrest, nominated by the Falkland Islands Chamber of Commerce, with effect from 13 June 2009 for two years terminating on 13 June 2011,

to be members of the Falkland Islands Development Corporation Board.

3. These appointments have effect and continue in effect as indicated in article 2, unless terminated sooner.

Dated 2 June 2009

A. E. Huckle,
Governor.

No. 36

4 June 2009

**Customs Ordinance 2003
section 7**

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint Sgt Simon Anthony William RICHARDS – K8403243 to be a temporary Customs Officer from 24.05.09 to 30.09.09.

Dated 4 June 2009

R. J. KING,
Collector of Customs.

No. 37

9 June 2009

**S.F.S. Navegantes Limited
Company Number: 8740**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 9 June 2009

J. C. ROWLAND,
Registrar of Companies.

No. 38

9 June 2009

**Atlafishery Limited
Company Number: 9744**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 9 June 2009

J. C. ROWLAND,
Registrar of Companies.

No. 39

9 June 2009

CKI Seafoods Limited
Company Number: 12790

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 9 June 2009

J. C. ROWLAND,
Registrar of Companies.

No. 40

9 June 2009

CKI Sartaxens Limited
Company Number: 12803

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 9 June 2009

J. C. ROWLAND,
Registrar of Companies.

No. 41

10 June 2009

Electricity Supply Regulations (Title 31.1.1)
(regulation 10)

Notice is hereby given in accordance with regulation 10 of the Electricity Supply Regulations that the price of electricity will be decreased from 19p to 17.5p per unit with effect from 1 July 2009.

Dated 10 June 2008

A. E. HUCKLE,
Governor.

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THE FALKLAND ISLANDS GAZETTE

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31 July 2009

No. 9

Appointments

Lars Nigel (Jeremy) Poncet, Senior Gardener, Government House, 20.07.09.

Anna Luxton, Physiotherapist, Health and Social Services Department, 20.07.09.

Alexander Charles Henry, HGV Driver/General Assistant, Public Works Department, 23.07.09.

Completion of Contract

Lesley Wilson, Staff Nurse, Health and Social Services Department, 08.07.09.

Jacqueline Esther Allen, Biomedical Scientist, Health and Social Services Department, 17.07.09.

Patricia Mary Walsh, Staff Nurse, Health and Social Services Department, 31.07.09.

Renewal of Contract

Phillip Kelly, Senior Staff Nurse, Health and Social Services Department, 23.04.09.

Jacqueline Esther Allen, Biomedical Scientist, Health and Social Services Department, 18.07.09.

Retirement

Helen Jean Wallace, Senior Clerk, Royal Falkland Islands Police, 31.07.09.

Derek Patrick Short, Head Gardener, Government House, 31.07.09

Transfer

Peter Betts, from Refueller/Handyman to Aircraft Fitter, Falkland Islands Government Air Service, 01.07.09.

Joanna Phyllis Bryson, from Temporary Clerk to Senior Clerk, Public Works Department, 01.07.09.

Kimberley Joanna Steen, from Customs and Immigration Officer, Customs and Immigration Department, to Temporary Clerk, Public Works Department, 06.07.09.

Julie Anne Fisher-Smith, from Senior Clerk, Public Works Department to Assistant Taxation Officer, Taxation Department, 06.07.09.

NOTICES

No. 42

30 June 2009

Tax - Extra Statutory Concession 15 Associated companies –

relaxation of the definition of 'Relative'

Section 28 of the Taxes Ordinance 1997 states the corporation tax rates and threshold amount. The threshold amount is £1,000,000 and all profits below this amount are taxed at a lower corporation tax rate. The threshold amount is reduced using a fraction which is dependent on the number of Associated companies of a company. The

definition of an Associated company is given at section 28(6) and section 210 applies.

The scope of section 210 is very wide and section 210(5) attributes the rights and powers of a person's 'associates' when determining whether he has control of a company. 'Associates' includes relatives and section 211(2) and (3) define a relative as a husband or wife, parent or remoter forebear, child or remoter issue and brother or sister. Thus, two companies are 'associated' when there is common control; and related individuals holding separate companies can find that those companies are associated for the purposes of section 28. This reduces the threshold amount taxable at the lower rate for both of them.

The Tax Office will, by concession, treat the definition of relative in section 211(3) for the purposes of section 28 as including only a husband or wife or child who is a minor. This concession applies only in respect of companies where there is no substantial commercial interdependence between them.

Dated 30 June 2009

L. F. HUNTER,
Company Taxation Officer.

No. 43

2 July 2009

**Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Title 68.1)**

Take Notice that MARTIN RONALD CANT of Stanley, Falkland Islands died on the 15th day of November 2008 intestate.

Whereas CAROL ROSINA CANT has applied for Letters of Administration to administer the estate of the said deceased in the Falkland Islands.

Notice is hereby given pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Dated 2 July 2009

C. J. KING,
Registrar, Supreme Court.

No. 44

14 July 2009

Index of Retail Prices

The calculation of the Index for the quarter ended 30 June 2009 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
30.09.08	140.160	11.150	4.332
31.12.08	141.080	9.229	0.656
31.03.09	137.110	5.283	(2.814)
30.06.09	137.190	2.121	0.058

Dated 14 July 2009

L. LYSE,
for Director of Finance.

No. 45

20 July 2009

**Novo Airiños Stanley Limited
Company Number: 13481**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on the 20th day of July 2009.

Dated 20 July 2009

J. C. ROWLAND,
Registrar of Companies.

No. 46

29 July 2009

Application for Naturalisation

Notice is hereby given that MONICA XIMENA NAVARRO SALGADO is applying to His Excellency the Governor for naturalisation. Any person who knows of any reason why naturalisation should not be granted is invited to send a written and signed statement of the facts to the Immigration Officer, Customs and Immigration Department, Stanley no later than 21 August 2009.

Dated 29 July 2009

C. W. REEVES,
Immigration Officer.



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31 August 2009

No. 10

Appointments

Tiphonie May, Fisheries Observer, Fisheries Department, 03.08.09.

Daniel Craig Biggs, Exercise Referral Practitioner, Education Department, 24.08.09.

Completion of Contract

Audrey Mary Paans, Travelling Teacher, Education Department, 31.08.09.

Raymond John Felstead, Primary Teacher, Education Department, 31.08.09.

Philip Michael John Wright, History Teacher, Education Department, 31.08.09.

Michelle Davis, Special Needs Teacher, Education Department, 31.08.09.

Jennifer Karen Sol, Art Teacher, Education Department, 31.08.09.

Clifford John Mace, Science Teacher, Education Department, 31.08.09.

Kate Alison Williams, Primary Teacher, Education Department, 31.08.09.

Redundancy

Peter Thomas King, Government Secretary, Secretariat, 31.08.09.

Resignation

Helen Jean Wallace, Senior Clerk, Royal Falkland Islands Police, 31.07.09.

Derek Patrick Short, Head Gardener, Government House, 31.07.09.

Marion Jane Round, Primary Teacher, Education Department, 17.07.09.

Donald Kirk, Handyman, Public Works Department, 20.08.09.

NOTICES

No. 47

17 August 2009

Supreme Court of the Falkland Islands Notice under the Administration of Estates Ordinance (Title 68.1)

Take Notice that MELVYN GEORGE TURNER of Stanley, Falkland Islands died on the 30th day of April 2009 intestate.

Whereas CELIA JOYCE STEWART and RONALD TURNER have applied for Letters of Administration to administer the estate of the said deceased in the Falkland Islands.

Notice is hereby given pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Dated 17 August 2009

C. J. KING,
Registrar, Supreme Court.

**Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Title 68.1)**

Take Notice that RICARDO THEODORE STEVENS of Stanley, Falkland Islands died on the 27th day of July 2009 intestate.

Whereas NICHOLAS DAVID STEVENS has applied for Letters of Administration to administer the estate of the said deceased in the Falkland Islands.

Notice is hereby given pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Dated 18 August 2009

C. J. KING,
Registrar, Supreme Court.

Notice of Approved Immigration Applications

It is notified for general information that the following immigration applications were approved by the Governor in Executive Council:-

on 13 November 2008:-

<u>Falkland Islands Status</u>	<u>Pledge taken</u> (effective date of Status)
Valerie Janet Padgett	14 July 2009
Keith Padgett	25 August 2009

on 23 July 2009:-

<u>Falkland Islands Status</u>	<u>Pledge taken</u> (effective date of Status)
Darren Richard Plato	25 August 2009

Dated 25 August 2009

P. T. KING,
Principal Immigration Officer.

**Taxes Ordinance 1997
section 57B(2)
Amendment to Approved List of Charities**

Notice is hereby given that the following charity has been approved by the Governor by way of addition to the approved list of charities for tax deduction purposes:-

Help for Heroes

Dated 26 August 2009

D. F. W. PICKUP,
Attorney General.

Note: Section 57A of the Taxes Ordinance provides for deductions from income for tax purposes of donations of £50 or more made to registered charities in any calendar year provided written evidence from the charity of the total amount of donations made to the charity in the calendar year are provided to the Commissioner of Taxes. Approved charities are bodies which are registered as a charity under the Charities Act 1960 as it applies to the Falkland Islands and any body of persons or trust the name of which appears on the approved list of charities. The bodies "on the approved list" are charities established overseas which are not registered under the Charities Act 1960 in the Falkland Islands. They have been approved for tax deduction purposes.

**Immigration Ordinance 1999
section 3**

Appointment of Acting Principal Immigration Officer

1. Section 3(1) of the Immigration Ordinance provides that the Governor shall appoint a Principal Immigration Officer.

2. In exercise of my powers under section 3(1) I appoint Rosalind Catriona Cheek to carry out duties of Principal Immigration Officer, with effect from 1 September 2009.

3. The appointment is to continue in effect until appointment of the Director of Community Safety, unless terminated sooner.

Dated 28 August 2009

A. E. HUCKLE,
Governor.

Erratum

Gazette No. 9 of Volume CXVIII dated 31 July 2009. In "Retirement" details given for Helen Jean Wallace and Derek Patrick Short were incorrect, the correct details appear in this Gazette.



THE
FALKLAND ISLANDS GAZETTE
Extraordinary

PUBLISHED BY AUTHORITY

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25 September 2009

No. 11

NOTICES

No. 52

25 September 2009

PROCLAMATION

FALKLAND ISLANDS CONSTITUTION
sections 33(1), 34(1), and 38(1)

PROCLAMATION TO:
DISSOLVE THE LEGISLATIVE ASSEMBLY
PROVIDE FOR A GENERAL ELECTION and
PROVIDE FOR A SITTING OF THE LEGISLATIVE
ASSEMBLY

(Proclamation No. 1 of 2009)

1 Section 34(1) of the Constitution provides that the Governor may dissolve the Legislative Assembly by proclamation published in the Gazette.

2 Section 33(1) of the Constitution provides that the Governor will appoint a date for a general election to be held after dissolution of the Legislative Assembly, by proclamation published in the Gazette. The date for the general election may be not more than 70 days after the date of dissolution.

3 Section 38 of the Constitution provides that the Governor may appoint a date for sitting of the Legislative Assembly by proclamation published in the Gazette.

4. I proclaim that —

(a) the Legislative Assembly is dissolved;

(b) I appoint Thursday 5 November 2009 as the date for a general election to be held, and

(c) I appoint 9am on Tuesday 10 November 2009 at the Court and Council Chamber, Town Hall, Stanley, as the time, date, and place of the next sitting of the Legislative Assembly.

Dated 25 September 2009

A. E. HUCKLE,
Governor.

No. 53

25 September 2009

WRIT OF ELECTION

To: the Returning Officer for the Stanley Constituency

IN THE NAME OF HER MAJESTY ELIZABETH THE SECOND By the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen Head of the Commonwealth Defender of the Faith

BY HIS EXCELLENCY ALAN EDDEN HUCKLE,
 Governor of the Falkland Islands to the Returning Officer for the Stanley Constituency Greeting

WHEREAS the Legislative Assembly of the Falkland Islands has this day been dissolved by me by Proclamation pursuant to section 34(1) of the Falkland Islands Constitution

AND WHEREAS by way of Proclamation the fifth day of November 2009 has been appointed as the date on which a General Election is to be held within the Falkland Islands

NOW THEREFORE, I ALAN EDDEN HUCKLE do COMMAND THAT, due notice being first given you do cause election to be made according to law of such numbers of members of the Legislative Assembly as is requisite for the Stanley Constituency

AND THAT you return this writ endorsed as provided by law on or before the sixth day of November 2009

GIVEN under my hand and the Public Seal of the Falkland Islands at Government House Stanley this 25th day of September in the year of Our Lord Two Thousand and Nine

A. E. HUCKLE,
Governor.

No. 54

25 September 2009

WRIT OF ELECTION

To: the Returning Officer for the Camp Constituency

IN THE NAME OF HER MAJESTY ELIZABETH THE SECOND By the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Her other Realms and Territories Queen Head of the Commonwealth Defender of the Faith

BY HIS EXCELLENCY ALAN EDDEN HUCKLE, Governor of the Falkland Islands to the Returning Officer for the Camp Constituency Greeting

WHEREAS the Legislative Assembly of the Falkland Islands has this day been dissolved by me by Proclamation pursuant to section 34(1) of the Falkland Islands Constitution

AND WHEREAS by way of Proclamation the fifth day of November 2009 has been appointed as the date on which a General Election is to be held within the Falkland Islands

NOW THEREFORE, I ALAN EDDEN HUCKLE do COMMAND THAT, due notice being first given you do cause election to be made according to law of such numbers of members of the Legislative Assembly as is requisite for the Camp Constituency

AND THAT you return this writ endorsed as provided by law on or before the sixth day of November 2009

GIVEN under my hand and the Public Seal of the Falkland Islands at Government House Stanley this 25th day of September in the year of Our Lord Two Thousand and Nine

A. E. HUCKLE,
Governor.

No. 55

25 September 2009

NOTICE OF GENERAL ELECTION 5 NOVEMBER 2009

STANLEY AND CAMP CONSTITUENCIES

1. Section 51 of the Electoral Ordinance (Title 30.1) requires the Returning Officer to give notice of an election to be published in the Gazette which complies with the provisions of that section.

2. I give notice of a general election as follows:

Number of elected members

(a) five persons are to be elected as members of the Stanley constituency; and

(b) three persons are to be elected as members of the Camp constituency.

Nomination papers

(a) nomination papers may be obtained from the office of the Returning Officer on any weekday from today until Thursday 15 October 2009, between the following times —

(i) 8.15am to 11.45am;

(ii) 1.15pm to 4.15pm;

(b) the location of the office of the Returning Officer for the purposes of collection of nomination papers and the return of completed nomination papers is —

upstairs in the Secretariat Building, Thatcher Drive, Stanley (telephone: 28450, e-mail: t.thorogood@sec.gov.fk or u.wallace@sec.gov.fk)

(c) the last day for completed nomination papers to be delivered to the Returning Officer is Thursday 15 October 2009;

(d) the office of the Returning Officer will be staffed between 8.15 am and 4.30pm on the last day for delivery of completed nomination papers;

(e) 4.30pm is the latest hour by which nomination papers must be delivered to the office of the Returning Officer on the last day for delivery of completed nomination papers.

Polling day

(a) Thursday 5 November 2009 is polling day;

(b) voting will occur on polling day between the following hours —

10am and 6pm in the Stanley constituency;

9am and 4pm in the Camp constituency.

Dated 25 September 2009

T. R. THOROGOOD,
Returning Officer,
Stanley and Camp Constituencies.

ELECTORAL ORDINANCE 1988

**APPOINTMENT OF
ACTING RETURNING OFFICER
STANLEY AND CAMP CONSTITUENCIES**

1. Section 47(1) of the Electoral Ordinance provides that the Governor, acting with discretion, shall appoint a person to be the returning officer for each constituency. Section 47(2) provides that wherever there is a vacancy in the appointment of a returning officer in respect of a constituency, the Chief Executive shall be the returning officer in respect of that constituency until an appointment of another person is made in respect of that constituency under 47(1).

2. I appoint Keith Padgett to be Acting Returning Officer for the purposes of the 2009 General Election, to carry out the functions of Returning Officer, for both the Stanley and Camp constituencies, at any time when the Chief Executive is unable to carry out the function of Recording Officer because of absence from the Falkland Islands, or any other reason.

Dated 25 September 2009

A. E. HUCKLE,
Governor.

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THE FALKLAND ISLANDS GAZETTE

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30 September 2009

No. 12

Appointments

Ronald John MacLennan Baird, Legislative Drafter, Attorney General's Chambers, 24.08.09.

Carol Rosina Cant, Part-time Learning Support Assistant, Education Department, 31.08.09.

Lisa Marie Martin, Senior Clerk, Royal Falkland Islands Police, 31.08.09.

Pamela Beggs, Business Studies/ICT Teacher, Education Department, 01.09.09.

Samantha Louise Brownlee, Graduate Trainee, Secretariat, 01.09.09.

Victoria Caldwell, Science Teacher, Education Department, 01.09.09.

Clare Marie Cockwell, Telephone Teacher, Education Department, 01.09.09.

Benjamin Lee Lovett, History Teacher, Education Department, 01.09.09.

Kathryn McGeachie, Special Needs Teacher, Education Department, 01.09.09.

Carolyn Anne Montgomerie, Head of Human Resources, Human Resources Department, 01.09.09.

Linda Margaret Rice, Primary Teacher, Education Department, 01.09.09.

Jodie Ann Symons, Art Teacher, Education Department, 01.09.09.

James Gregory Woodward, Travelling Teacher, Education Department, 01.09.09.

Georgina Anderson-Smith, Learning Support Assistant, Education Department, 23.09.09.

Gary McGill, Plant Operator/Handyman, Quarry Section, Public Works Department, 28.09.09.

Completion of Contract

Juan Sanchez-Carrascosa Suarez, Pharmacist, Health and Social Services Department, 27.06.09.

Jacqueline Adams, Primary Class Teacher, Education Department, 31.08.09.

Shirley Adams-Leach, Music Teacher, Education Department, 31.08.09.

Alastair Crawford Baldwin, Head Teacher, Falkland Islands Community School, Education Department, 31.08.09.

Nicholas Charles Barrett, Head Teacher, Infant and Junior School, Education Department, 31.08.09.

Michael Richard Barton, Spanish Teacher, Education Department, 31.08.09.

Sandra Joyce Campbell, Settlement Teacher, Education Department, 31.08.09.

Anna Gillham, Travelling Teacher, Education Department, 31.08.09.

Carolyn Anne Montgomerie, Senior Personnel Officer, Human Resources Department, 31.08.09.

Wendy Patricia Reynolds, Travelling Teacher, Education Department, 31.08.09.

Norman Arthur Valentine, Design and Technology Teacher, Education Department, 31.08.09.

Nicola Jane Granger, Accountant, Treasury, 06.09.09.

Robin David Granger, Chief Internal Auditor, Treasury, 06.09.09.

Patricia Lynn Gale, Social Worker, Health and Social Services Department, 09.09.09.

Renewal of Contract

Juan Sanchez-Carrascosa Suare, Pharmacist, Health and Social Services Department, 01.09.09.

Jacqueline Adams, Primary Class Teacher, Education Department, 01.09.09.

Shirley Adams-Leach, Music Teacher, Education Department, 01.09.09.

Alastair Crawford Baldwin, Head Teacher, Falkland Islands Community School, Education Department, 01.09.09.

Nicholas Charles Barrett, Head Teacher, Infant and Junior School, Education Department, 01.09.09.

Michael Richard Barton, Spanish Teacher, Education Department, 01.09.09.

Sandra Joyce Campbell, Settlement Teacher, Education Department, 01.09.09.

Anna Gillham, Travelling Teacher, Education Department, 01.09.09.

Wendy Patricia Reynolds, Travelling Teacher, Education Department, 01.09.09.

Norman Arthur Valentine, Design and Technology Teacher, Education Department, 01.09.09.

Nicola Jane Granger, Accountant, Treasury, 07.09.09.

Robin David Granger, Chief Internal Auditor, Treasury, 07.09.09.

NOTICES

No 57

25 August 2009

Notice of Approved Immigration Applications

It is notified for general information that the following immigration applications were approved by the Governor in Executive Council:-

on 13 November 2008:-

<u>Falkland Islands Status</u>	<u>Effective date of Status</u>
Valerie Janet Padgett	14 July 2009
Keith Padgett	25 August 2009

on 23 July 2009:-

<u>Falkland Islands Status</u>	<u>Effective date of Status</u>
Darren Richard Plato	25 August 2009

Dated 25 August 2009

P. T. KING,
Principal Immigration Officer.

No. 58

1 September 2009

**Appointment of Member of Planning and Building Committee
Planning Ordinance 1991
(section 5(2))**

1. Section 5(2) of the Planning Ordinance (Title 55.3) provides that the Governor shall appoint members of the Planning and Building Committee.

2. In exercise of my powers under section 5(2) I appoint Brian Summers to be a member of the Planning and Building Committee.

3. This appointment has effect from 31 August 2009, and continues in effect for a period of three years expiring on 31 August 2012, unless terminated sooner.

Dated 1 September 2009

A. E. HUCKLE,
Governor.

No. 59

7 September 2009

**Island Management Services Limited
Company Number: 9111**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 7 September 2009

J. C. ROWLAND,
Registrar of Companies.

No. 60

7 September 2009

**Southwind Fisheries Limited
Company Number: 10838**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 7 September 2009

J. C. ROWLAND,
Registrar of Companies.

No. 61

9 September 2009

**Atlafishery Limited
Company Number: 9744**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on the 9th day of September 2009.

Dated 9 September 2009

J. C. ROWLAND,
Registrar of Companies.

No. 62

16 September 2009

**Appointment of Trustees
Media Trust Ordinance
(section 4(1))**

In exercise of my powers under section 4(1) of the Media Trust Ordinance (Title 59.1) I appoint the following persons to be a Trustee of the Media Trust for a period of four years from today's date-

Amelia Appleby;
Derek Clarke;
Lucy Ellis; and
Ruth Taylor.

Dated 16 September 2009

A. E. HUCKLE,
Governor.

No. 63

24 September 2009

**Immigration (Permanent Residence Permits)
Regulations 2009
(section 25)**

The annual quota for the grant of permanent residence permits under regulation 25 of the Immigration (Permanent Residence Permits) Regulations 2009 is 44 permits.

This annual quota has effect for the quota year 2009/2010, and continues in effect for subsequent quota years until amended or removed by further notice.

Dated 24 September 2009

A. E. HUCKLE,
Governor.

Errata

Gazette No. 10 of Volume CXVIII dated 31 August 2009. Notice 49 contained incorrect information, the notice is reproduced as corrected in this Gazette as Notice 57.

Extraordinary Gazette No. 11 of Volume CXVIII dated 25 September 2009. Notice 55 contained incorrect email addresses, the correct email addresses for the Returning Officer are: tthorogood@sec.gov.fk and uwallace@scc.gov.fk.

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**THE
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Extraordinary**

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21 October 2009

No. 13

NOTICES

No 64

9 October 2009

Appointment of Polling Places

IN EXERCISE of my powers under section 59(1) of the Electoral Ordinance (Title 30.1) I appoint the following places to be polling places:-

Government Agent's Office, Fox Bay East;
School, Goose Green; and
Court and Council Chamber, Town Hall, Stanley.

Dated 9 October 2009

A. E. HUCKLE,
Governor.

NOTE: Voters in either constituency may cast their votes at any of the above polling places.

No. 65

9 October 2009

Mobile Polling Direction

IN EXERCISE of my powers under section 61(1) of the Electoral Ordinance (Title 30.1) I appoint the following places to be visited by a mobile polling team:-

Place, Location, Date and Approximate Times

Hope Cottage, Social Club, 5 November 2009, 1000hours to midday;

Hill Cove, Social Club, 3 November 2009, 0900 hours to 1100 hours; and

Port Howard, Port Howard Lodge, 3 November 2009, 1400 hours to 1600 hours.

Dated 9 October 2009

A. E. HUCKLE,
Governor.

NOTE:

(1) Each mobile polling team leader will endeavour to ensure that every place listed is visited by a team on the relevant dates and between the times specified.

(2) If it is necessary to vary the dates or times specified (for example because of bad weather), that will be announced over FIRS, giving as much notice as is reasonably possible.

(3) If a person is not able to vote during a visit by a mobile polling team then they can vote at an appointed polling place (Fox Bay, Goose Green, or Stanley) on Polling Day, 5 November, during polling hours.

Electoral Ordinance (Title 30.1)**Notification of Nominations, etc
Camp Constituency**

In accordance with section 70 of the Electoral Ordinance, I give notice that a poll will be taken on Thursday 5 November 2009 at Goose Green, Fox Bay East and the Town Hall Stanley for the election of three members to the Legislative Assembly for the Camp Constituency.

Mobile polling teams will visit Hill Cove and Port Howard on West Falkland; and Hope Cottage on East Falkland in the five business days ending with Thursday 5 November 2009 for the same purpose.

The candidates who have been nominated and are standing for Election are as follows:-

Candidate: **EDWARDS Roger Anthony**
Address: Lake Sullivan Farm
Description: Male

Proposer: Michael Robert Alazia
Seconder: Leon Peter Marsh
Supporters: Mandy Gwyneth Alazia
Helen Rose Marsh
Stephen Charles Dickson
Emily Margaret Reid

Candidate: **HALFORD Sharon**
Address: San Carlos
Description: Retired

Proposer: Terence Owen McPhee
Seconder: Daniela Grace Whitney
Supporters: Margaret Rose Goss
Daniel Donnelly
Kenneth Andrew McKay
Isabella Alice Innes

Candidate: **HANSEN Ian**
Address: Main Point Farm, West Falkland
Description: Farmer

Proposer: Joyce Elizabeth Donnelly
Seconder: David Llewellyn Pole-Evans
Supporters: Valerie Ann Harvey
Diane Joan Betts
Peter Richard Nightingale
Gavin Nicholas Marsh

Candidate: **LUXTON William Robert**
Address: Chartres
Description: Retired Farmer
Proposer: Grizelda Susan Cockwell
Seconder: Juan Jose Eleuterio Hobman
Supporters: Penelope Rose McKay
Gavin Nicholas Marsh
Benjamin William Cockwell
Patricia Anne Marsh

Candidate: **STEVENS Richard James**
Address: Port Sussex
Description: Farmer

Proposer: Ailsa Heathman
Seconder: Ewart Tony Heathman
Supporters: Susan Smith
Hew McInnes Grierson
Terrance Owen McPhee
Sheila Margaret McPhee

Candidate: **WILKINSON David Clive Walter**
Address: 24 Goss Road, Stanley
Description: Farmer

Proposer: Roy McGhie
Seconder: Neil Watson
Supporters: Glenda Joyce Watson
Terence Phillips
George Robert Alazia
Jodie Kim McGhie

Dated 15 October 2009

K. PADGETT,
Acting Returning Officer.

Electoral Ordinance (Title 30.1)**Notification of Nominations, etc
Stanley Constituency**

In accordance with section 70 of the Electoral Ordinance, I give notice that a poll will be taken on Thursday 5 November 2009 at the Town Hall Stanley for the election of five members to the Legislative Assembly for the Stanley Constituency.

A mobile polling team will visit the King Edward VII Memorial Hospital, the Jack Hayward Housing, St Mary's Walk and Yates Place Stanley, on 5 November 2009 at a time or times to be fixed.

The candidates who have been nominated and are standing for Election are as follows:-

Candidate: **BESLEY-CLARK Norman**
Address: 16 Ross Road West, Stanley
Description: Photographer

Proposer: Andrew Keith Pollard
Seconder: Gordon Pedro James Peck
Supporters: Felicity Marie Clarke
Alexander Burnett Hadden
Tony Jaffray
Roxanne McCarthy King

Candidate: **BIRMINGHAM John**
Address: Drury Street, Stanley
Description: Mr

Proposer: Frances Biggs
Seconder: Patrick Warburton Short
Supporters: Valdamar Lars Berntsen
Peter Robert Short
Alexandra Sally Birmingham
Eileen Wynne Davies

Candidate: **CHEEK Janet Lynda**
Address: 35 Ross Road East, Stanley
Description: _____

Proposer: Rose Ann Shirley Hirtle
Seconder: Sheila Olga Stewart
Supporters: Alex Olmedo
Margaret Ann Goodwin
Leona Lucila Vidal Roberts
Stephen Charles Luxton

Candidate: **CLAUSEN Andrea Patricia**
Address: Stanley, Falkland Islands
Description: _____

Proposer: Derek Frank Howatt
Seconder: Stella Margaret Prindle-Middleton
Supporters: Justin Owen McPhee
Arthur John Barton
Paul Brickle
June Elizabeth Jaffray

Candidate: **COTTER Jacqueline Ann**
Address: 13 Murray Heights
Description: Miss

Proposer: Anthony Thomas Blake
Seconder: Fiona Alice Wallace-Nannig
Supporters: Clare Frances Crowie
Terence John Clarke
Michael William McLeod
Daniel Martin Fowler

Candidate: **EDWARDS Emma Jane**
Address: 41 Ross Road East Stanley
Description: Teacher

Proposer: Veronica Mary Fowler
Seconder: Gerard Alan Jaffray
Supporters: Zane Eric Hirtle
Kirsty Michelle Barkman
Georgina Anderson-Smith
Alison Jane Marie Ford

Candidate: **GOSS Eric Miller**
Address: Stanley
Description: Male

Proposer: Anthony Michael Carey
Seconder: Isabel Rose Short
Supporters: Severine Betts
Monica May
Sybella Catherine Ann Summers
Stewart Morrison

Candidate: **ROBERTSON Janet**
Address: Stanley
Description: _____

Proposer: Paul Brickle
Seconder: Richard Andrew Davies
Supporters: Richard Edwin John Fogerty
Karen Jane Lee
Carol Ellen Eva Stewart-Reid
Julian Richard Wylie

Candidate: **ROSS Glenn Stephen**
Address: Stanley
Description: Mr

Proposer: Robert John Rowlands
Seconder: Leslie Sydney Harris
Supporters: Robin Luxton
Terri-Anne Jaffray
Carol Margaret Peck
Elvio Miguel Cofre

Candidate: **SAWLE Richard**
Address: Stanley
Description: Male

Proposer: James Moffatt
Seconder: Andrew Samuel Brownlee
Supporters: Nigel Peter Morrison
Dereck Charles Jaffray
Angela Moffatt
Patricia Denise Henry

Candidate: **SHORT Gavin Phillip**
Address: Stanley
Description: Mr

Proposer: Montana Tyrone Short
Seconder: Mark Felton Spruce
Supporters: Donald William Betts
Shirley Rose Betts
Sheila Catherine Chaloner
Joan Lucy Ann Browning

Candidate: **SUMMERS Michael Victor**
Address: 11 Pioneer Row, Stanley
Description: Mr

Proposer: Sarah Jane Clement
Seconder: Lisa Marie Johnston
Supporters: Jacqueline Summers
Wayne Clement
Alan Paul Bonner
Ian Betts

Dated 15 October 2009

K. PADGETT,
Acting Returning Officer.

No. 68

21 October 2009

Electoral Ordinance (Title 30.1)

General Election 5 November 2009

In accordance with section 100(1) of the Electoral Ordinance, the following persons have been appointed to be election officials for the purpose of the General Election as indicated:-

Stanley Constituency:

Mrs J Parke	Presiding Officer
Mr N Dodd	Polling Clerk
Mrs A Dodd	Polling Clerk
Mr M Poole	Polling Clerk

Miss M Middleton	Polling Clerk
Mrs K Stephenson	Polling Clerk
Mrs I Ewing	Polling Clerk
Mr G Ewing	Polling Clerk
Miss J Smith	Polling Clerk
Mrs B Bates	Polling Clerk
Mr S Dent	Polling Clerk
Mrs C Jaffray	Polling Clerk
Ms C King	Polling Clerk
Miss V Sinclair	Polling Clerk
Mrs L Roberts	Polling Clerk
Mrs M Butler	Polling Clerk
Mrs L Harris	Polling Clerk
Miss E Reid	Polling Clerk
Mrs A Ward	Polling Clerk

KEMH and Sheltered Housing Mobile Team:

Mrs S Betts	Team Leader
Mr G Ewing	Polling Clerk

Camp Constituency:

Mrs J Parke	Presiding Officer
Mr N Dodd	Polling Clerk
Mrs A Dodd	Polling Clerk
Mr M Poole	Polling Clerk
Miss M Middleton	Polling Clerk
Mrs K Stephenson	Polling Clerk
Mrs I Ewing	Polling Clerk
Mr G Ewing	Polling Clerk
Miss J Smith	Polling Clerk
Mrs B Bates	Polling Clerk

Mr S Dent	Polling Clerk
Mrs C Jaffray	Polling Clerk
Ms C King	Polling Clerk
Miss V Sinclair	Polling Clerk
Mrs L Roberts	Polling Clerk
Mrs M Butler	Polling Clerk
Mrs L Harris	Polling Clerk
Miss E Reid	Polling Clerk
Mrs A Ward	Polling Clerk

Fox Bay East:

Mr K Halliday	Presiding Officer
---------------	-------------------

Goose Green:

Mrs D Aldridge	Presiding Officer
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Mobile West Falkland:

Mrs C Ormond	Team Leader
Ms T Ormond	Polling Clerk

Mobile East Falkland:

Mr S Dent	Team Leader
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Dated 20 October 2009

K. PADGETT,
Acting Returning Officer.



THE FALKLAND ISLANDS GAZETTE

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31 October 2009

No. 14

Appointments

Dominique Jane Franks, Staff Nurse, Health and Social Services, 31.07.09.

Odette Susan Hirtle, Gardener, Government House, 03.08.09.

Sarah Jane Robinson, Staff Nurse, Health and Social Services, 31.08.09.

Lisa Jane Amey, Staff Nurse, Health and Social Services, 03.09.09.

Sharon Joyce Kelly, Social Worker, Health and Social Services, 03.09.09.

Andrew Phillip Lee, Director of Procurement and Efficiency, Secretariat, 07.09.09.

Felicity Marie Clarke, Part-time Clerk, Treasury, 28.09.09.

Caris Kirsten Stevens, Junior Technical Assistant, Design Office, Public Services Department, 01.10.09.

John Morrison, Mason/Skilled Handyman, Property and Municipal Section, Public Services Department, 12.10.09.

Gemma Marie Wilson, Staff Nurse, Health and Social Services, 15.10.09.

Tanzi Jacobsen, Store Person, Plant and Vehicle Section, Public Services Department, 26.10.09.

Completion of Contract

Bernard John Meehan, Fisheries Protection Officer, Fisheries Department, 04.10.09.

Renewal of Contract

Bernard John Meehan, Fisheries Protection Officer, Fisheries Department, 05.10.09.

Resignation

Carol Margaret Thorsen, Senior Clerk, Education Department, 09.10.09.

Stacey Jane McKay, Midday Meals Supervisor, Health and Social Services, 23.10.09.

Transfer

Arthur John Barton, from Director of Fisheries to Director of Natural Resources, 01.10.09.

Phyllis Mary Rendell, from Director of Minerals and Agriculture to Director of Minerals, 01.10.09.

Manfred Michael Ian Keenleyside, from Director of Public Works to Director of Public Services, 01.10.09.

Keith Padgett, from Director of Finance to Director of Corporate Resources, 01.10.09.

NOTICES

No. 69

29 September 2009

Dorada Marine Limited **Company Number: 11098**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months

from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 29 September 2009

J. C. ROWLAND,
Registrar of Companies.

No. 70

29 September 2009

Sigma Marine Limited
Company Number: 11936

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 29 September 2009

J. C. ROWLAND,
Registrar of Companies.

No. 71

12 October 2009

Temporary Appointment of Licensing Authority
Dangerous Goods Ordinance
(section 3)

1. Section 3 of the Dangerous Goods Ordinance (Title 36.1) provides that the Governor shall appoint a person to be the Licensing Authority for the purposes of the Ordinance.
2. In exercise of my powers under section 3, I appoint Robert John King to carry out the duties of the Licensing Authority, with effect from the date of this appointment.
3. I further appoint any person acting in the office of Collector of Customs in the absence of the substantive post holder, to carry out the duties of the Licensing Authority.
4. This appointment is to continue in effect until appointment of the Director of Community Safety, unless terminated sooner.

Dated 12 October 2009

A. E. HUCKLE,
Governor.

No. 72

14 October 2009

Environmental Impact Assessment
BHP Billiton Petroleum (Falklands) Corporation

An environmental impact assessment has been submitted to the Falkland Islands Government by BHP Billiton Petroleum (Falklands) Corporation with regard to a planned exploration drilling programme to

take place to the South-East of the Falkland Islands. The Non-Technical Summary is reproduced in this Gazette. In addition, copies of the Assessment in its entirety can be obtained on CD-ROM from the Department of Mineral Resources, Ross Road, Stanley (telephone 27322 or email rcordeiro@mineralresources.gov.fk).

Printed copies are available for reading at the Mineral Resources Department, the Environmental Planning Department and in the Public Library, Stanley.

Printed copies are also available at the following Camp locations: Fox Bay, Port Howard, Hill Cove and Goose Green.

Additionally, copies can also be downloaded from the following website:

<http://energy.rpsgroup.com/Public/bhpbillitonEIS/>

Written representations in relation to the Environmental Impact Assessment must be received within 42 days of the date of publication to the Department of Mineral Resources, Ross Road, Stanley. The applicant, BHP Billiton Petroleum (Falklands) Corporation, has 28 days to respond to comments received.

Dated 14 October 2009

P.M. RENDELL
Director of Mineral Resources.

No. 73

21 October 2009

Appointment of Temporary Customs Officer

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following persons to be temporary Customs Officers:-

Corporal Sean CORCORAN – F8444385 from 01 September 2009 to 31 January 2010;

Sergeant Neil WILSON – P8409341 from 01 September 2009 to 31 January 2010;

WO2 Deborah LAPWORTH – W0476736 from 01 September 2009 to 31 March 2010;

Dated 21 October 2009

R. J. KING,
Collector of Customs.

No. 74

27 October 2009

Death in Service

It is with deep regret that His Excellency the Governor reports the death in service of Mr Jonathan Andrew Clark, Marine Officer, Fisheries Department on 29 August 2009.

No. 75

27 October 2009

Death in Service

It is with deep regret that His Excellency the Governor reports the death in service of Mr Leslie Frederick Biggs, Carpenter, Property and Municipal Section, Public Services Department on 24 September 2009.

No. 76

27 October 2009

Index of Retail Prices

The calculation of the Index for the quarter ended 30 September 2009 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
31.12.08	141.080	9.229	0.656
31.03.09	137.110	5.283	(2.814)
30.06.09	137.190	2.121	0.058
30.09.09	136.830	(2.376)	(0.262)

Dated 27 October 2009

L. LYSE,
for Director of Corporate Resources.

No. 77

28 October 2009

Application for Permanent Residence

Notice is hereby given that Nicolas Huin has applied to the Principal Immigration Officer to be granted a Permanent Residence Permit.

Any person who knows of any reason why this permit should not be granted should send a written and signed statement of the facts, giving grounds for their objection, to the Immigration Officer, Customs and Immigration Department, Stanley by 21 November 2009.

Dated 28 October 2009

C. W. REEVES,
Immigration Officer.

No. 78

31 October 2009

**Stanley Town Plan – First Alteration
Planning Ordinance 1991
(section 22(3))**

Notice is hereby given that the First Alteration of Stanley Town Plan was approved by the Governor in Executive Council on 25 June 2009 as required under section 22(3) of the Planning Ordinance 1991. The document may be viewed at www.epd.gov.fk. Copies are also available on request from the Environmental Planning Department, PO Box 611, St Mary's Walk, Stanley; telephone 28480 or email epdfg@mail.com.

Dated 31 October 2009

A. M. PAYNE,
Environmental Planning Officer.

**Environmental Impact Assessment
BHP Billiton Petroleum (Falklands) Corporation**

Non Technical Summary

Background

BHP Billiton Petroleum (Falklands) Corporation (BHPBP(F)C) holds 14 exploration and production licences offshore the Falkland Islands in the South Atlantic after signing contracts with Falkland Oil and Gas Limited (FOGL). BHPBP(F)C holds a 51% interest in the acreage and is the designated operator. The remaining 49% is held by FOGL.

BHPBP(F)C plans to drill two exploration wells (Loligo and Toroa) in the PL028 and PL015 license areas. The proposed wells lie to the east and south-east of the Falkland Islands at a distance of 215 kilometres (Loligo) and 107 kilometres (Toroa) from the nearest landfall (Figure 1).

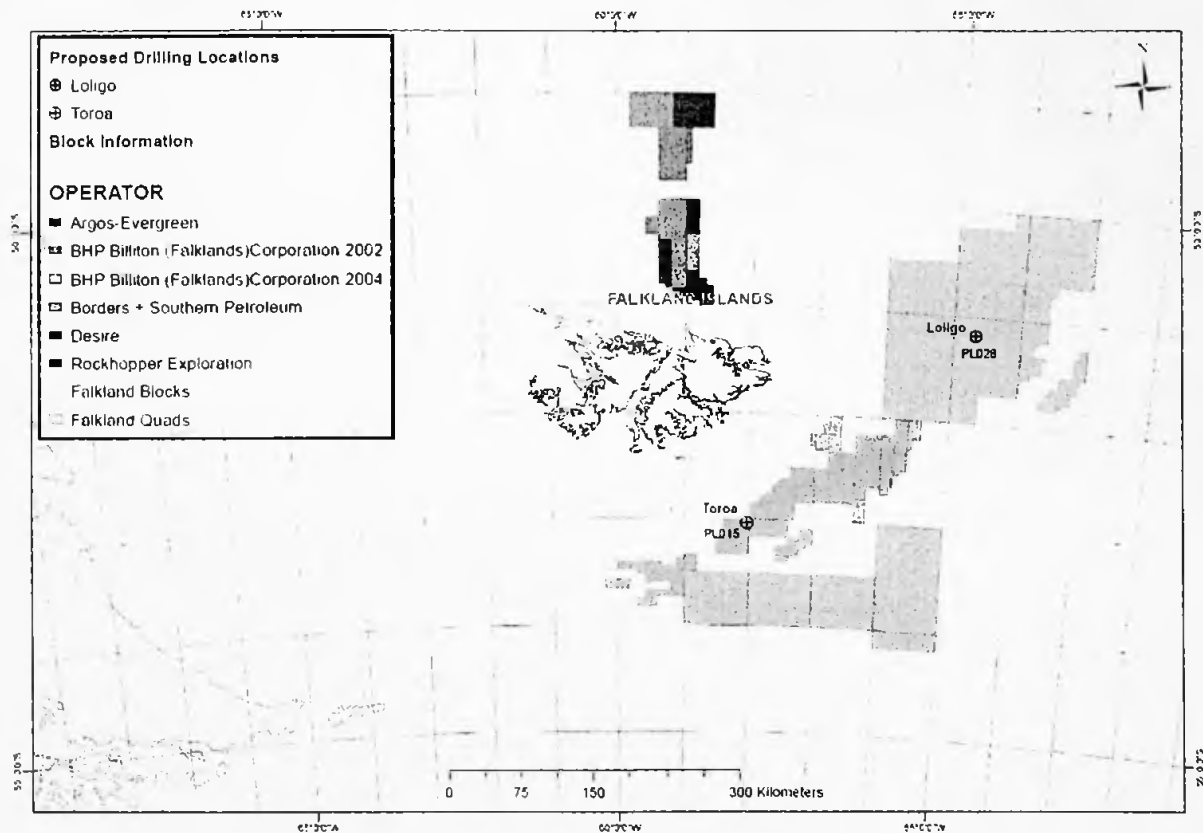


Figure 1: Loligo and Toroa Exploration Well Location Map

It is likely that the proposed exploration wells will be drilled using a semi-submersible drilling rig with anchors. Start dates for drilling the wells will be determined when a suitable rig has been secured.

Operations at the well sites are expected to last up to 75 days and water-based muds will be used to drill the wells.

Following drilling and evaluation, the wells will be plugged and abandoned.

All chemicals to be used during the drilling have been selected to minimise the potential environmental impacts as much as possible. The vast majority (by volume) of planned chemicals have a Harmonised Offshore Chemical Notification Scheme category of 'E' (which are of low aquatic toxicity, readily biodegradable and non-bioaccumulative) and are naturally occurring products (e.g. barite) that are either biologically inert or readily dispersible or biodegradable.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

There has previously been little information available on the benthic environment of this area and environmental surveys were carried out in December 2008 to January 2009 to provide current data, water column profiles, sediment analysis and identification of benthic species.

The benthic sampling that was undertaken indicated that naturally uncontaminated sediments with typical or low background concentrations of metals and hydrocarbons occur in the proposed well locations. The macrofauna data recorded were as expected, being relatively homogeneous in terms of the number species. The benthic environment was also considered to be relatively homogenous.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. Other types of fisheries include finfish, ray and longline. The Falkland Islands' Government annual Fisheries Statistics volume 11 (1997–2006) show that the proposed drill locations in question have no fishing interests for the key commercial target species. There are some significant fisheries interests on the landward side of the licence area, which would indicate that there is also low to medium vulnerability to disturbance from vessel movements to and from the licence area.

Marine mammal records from the seismic surveys carried out in the licence blocks PL015 and PL028 (June 2007), where a Marine Mammal Observer was stationed on board the seismic vessel, the following marine mammal species were recorded; Fin whale, Minke whale, Southern Right whale, Peale's dolphin, Dusky dolphin and Fur seal. However, fewer than 2-8 individuals of each species were observed. Due to the migratory nature of cetaceans, it is possible that other cetacean species may move through the licence areas. Overall however, the area is not considered to be of high sensitivity for cetaceans.

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. A search of the BirdLife International website for the International Union for Conservation of Nature Red List aves in the Falkland Islands, found 10 species as either 'Endangered' or 'Vulnerable'. Species recorded at their peak within the licence area are the King penguin (June to September), Rockhopper penguin (September to November), Magellanic penguin (November to April) and various species of albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the nearshore areas outside of the licence blocks.

Based on recorded distributions, the licence area to the east and south-east of the Falkland Islands is not of major significance for any of the recorded seabird species.

Impacts and Management Measures

There are no significant environmental sensitivities within the licence areas, however, seabirds and marine mammals may migrate through the area. There are no key fisheries interests within the licence blocks PL015 and PL028. The benthic (seafloor) habitat is considered to be a relatively homogenous environment with no habitats of conservation significance found during the survey in December 2008 to January 2009 of the licence blocks.

Outside of the licence areas, the near shore and coastal environments are considered to be sensitive to any forms of pollution.

The results of the environmental impact assessment of the drilling programme indicate that there are potential impacts which relate to waste management. Minimising the potential impact caused by waste issues can be achieved by implementing policies such as reuse, segregation and storage. Negative impacts will arise from onshore disposal; especially should this be at the Falklands where the capacity will be limited. Economic effects from the project are likely to be positive.

The sources of potential impacts include drill cuttings disposal, the risk of large offshore and near-shore oil spills, international transfer of solid and hazardous wastes and use of resources (i.e. fuel and potable water) should they be sourced from the Falklands. All other sources of potential impacts were deemed to be of low significance.

The potential impacts of these operations will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.
- Applying international best practice and established UK standards to operations, particularly in offshore chemical use and emissions reporting (Environmental Emissions Monitoring System, EEMS).

- Using water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Establishing and implementing a project specific Oil Pollution Emergency Plan and carrying out training of key personnel in spill response. BHPBP(F)C are members of Oil Spill Response Ltd which provide outside assistance in the case of a major spill.
- Implementing a detailed waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the re-use of materials and establish the Best Practicable Environmental Option for storage, treatment, transfer and disposal of waste materials.
- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and meteorological and oceanographic conditions.

Conclusions

In conclusion, despite the high sensitivity and international importance of the Falkland Islands' waters, there is clear dedication to carrying out these operations to a high environmental standard. Given the current operational commitments and proposed mitigation measures, it is considered that the proposed operations can be undertaken without significant impacts to the Falkland Islands' environment.

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THE FALKLAND ISLANDS GAZETTE Extraordinary

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11 November 2009

No. 15

NOTICES

No. 79

5 November 2009

Electoral Ordinance (Title 30.1)

Election of Legislative Assembly Members Camp Constituency

I the undersigned, Timothy Rupert Thorogood being the Returning Officer at this Election of three members for the Legislative Assembly for the Camp Constituency do hereby give notice of the result of the General Election as follows:-

Votes cast.- 638	Spoilt.- 1
EDWARDS Roger Anthony	148 votes
HALFORD Sharon	147 votes
HANSEN Ian	93 votes
LUXTON William Robert	147 votes
STEVENS Richard James	57 votes
WILKINSON David Clive Walter	46 votes

Rejected ballot papers

(1) want of an official mark	0
(2) voting for more candidates than voter is entitled to	0
(3) writing or mark by which voter could be identified	0
(4) unmarked	0
(5) void for uncertainty	1

I therefore declare:

1. EDWARDS Roger Anthony
2. HALFORD Sharon
3. LUXTON William Robert

to be duly elected to serve on the Legislative Assembly for the Camp Constituency, until the dissolution of the Legislative Assembly for the General Election in 2013.

Dated 5 November 2009

T. R. THOROGOOD,
Returning Officer

No. 80

5 November 2009

Electoral Ordinance (Title 30.1)

Election of Legislative Assembly Members Stanley Constituency

I the undersigned, Timothy Rupert Thorogood being the Returning Officer at this Election of five members for the Legislative Assembly for the Stanley Constituency do hereby give notice of the result of the General Election as follows:-

Votes cast.- 4351	Spoilt.- 2
BESLEY-CLARK Norman	249 votes

BIRMINGHAM John	250 votes
CHEEK Janet Lynda	452 votes
CLAUSEN Andrea Patricia	139 votes
COTTER Jacqueline Ann	187 votes
EDWARDS Emma Jane	474 votes
GOSS Eric Miller	252 votes
ROBERTSON Janet	95 votes
ROSS Glenn Stephen	491 votes
SAWLE Richard	770 votes
SHORT Gavin Phillip	590 votes
SUMMERS Michael Victor	402 votes

Rejected ballot papers

(1) want of an official mark	0
(2) voting for more candidates than voter is entitled to	2
(3) writing or mark by which voter could be identified	0
(4) unmarked	0
(5) void for uncertainty	0

I therefore declare:

1. SAWLE Richard
2. SHORT Gavin Phillip
3. ROSS Glenn Stephen
4. EDWARDS Emma Jane
5. CHEEK Janet Lynda

to be duly elected to serve on the Legislative Assembly for the Stanley Constituency, until the dissolution of the Legislative Assembly for the General Election in 2013.

Dated 5 November 2009

T. R. THOROGOOD,
Returning Officer.



THE
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20 November 2009

No. 16

NOTICES

No 81

16 November 2009

Companies (Amendment) Ordinance 2006

RBC LIMITED
Registered Number 12091

Notice is hereby given pursuant to section 175 of the Companies Act 1985 (in its application to the Falkland Islands pursuant to the Companies (Amendment) Ordinance 2006) (the "Act") that on the 16th November 2009 the above-named company approved a payment of £300,319 out of capital for the purpose of purchasing 225,352 of its own ordinary shares of £1 each, that the statutory declaration of the directors and the auditors' report required by section 173 of the Act are available for inspection at the Company's registered office, 56 John Street, Stanley, and that any creditor of the Company may at any time within the 5 weeks immediately following the aforementioned date apply to the Court under section 176 of the Act for an order prohibiting the payment.

By Order of the Board

Dated 16 November 2009

A. AUSTIN,
Director, McGrigors Nominee Company (Falklands) Ltd,
(Company Secretary).

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30 November 2009

No. 17

Appointments

David Moller Thorsen, Temporary Mechanic, Plant and Vehicle Section, Public Services Department, 01.11.09.

Jane Elizabeth Diana Barker, Senior Clerk (Finance), Education Department, 02.11.09.

Andrew David Black, Fisheries Observer, Natural Resources Department, 02.11.09.

Katherine Law, Theatre Sister, Health and Social Services Department, 02.11.09.

Joan May McLeod, Midday Meals Supervisor, Health and Social Services Department, 05.11.09.

Steven Ian Mason, Police Constable, Royal Falkland Islands Police, 11.11.09.

Richard Howard Moorehouse, Police Constable, Royal Falkland Islands Police, 11.11.09.

Carol Anne Anderson, Office Manager, Secretariat, 13.11.09.

Colleen Rose Reid, Kitchen Assistant, Health and Social Services Department, 16.11.09.

Completion of Contract

John Malcolm McArthur, Senior Agriculture Advisor, Natural Resources Department, 10.11.09.

Renewal of Contract

John Malcolm McArthur, Senior Agriculture Advisor, Natural Resources Department, 11.11.09.

Promotion

Helen Kniveton, Senior Staff Nurse, Health and Social Services Department, 01.11.09.

Jennifer Ann Smith, Senior Staff Nurse, Health and Social Services Department, 01.11.09.

Resignation

Anita Helen Benjamin, Office Manager, Secretariat, 18.11.09.

NOTICES

No. 82

3 November 2009

Immigration Ordinance 1999

section 3

Appointment of Acting Principal Immigration Officer

1. Section 3(1) of the Immigration Ordinance 1999 provides that the Governor shall appoint a Principal Immigration Officer.

2. In exercise of my powers under section 3(1), I appoint David Francis William Pickup to carry out the duties of the Principal Immigration Officer.

3. This appointment has effect from 7 November 2009, and continues in effect until 28 November 2009, unless terminated sooner.

Dated 3 November 2009

A. E. HUCKLE,
Governor.

Customs Ordinance 2003**Appointment of Temporary Customs Officer**

In exercise of the powers conferred by section 7(3) of the Customs Ordinance 2003, I hereby appoint the following person to be a temporary Customs Officer:-

WO2 Robin BELL – L8122781 from 17 September 2009 to 18 January 2010.

Dated 5 November 2009

R. J. KING,
Collector of Customs

**Fortuna Holdings Limited
Company Number: 10031**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 6 November 2009

J. C. ROWLAND,
Registrar of Companies

**CKI-Sartaxens Limited
Company Number: 12803**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on the 9th day of September 2009.

Dated 9 November 2009

J. C. ROWLAND,
Registrar of Companies

**CKI-Seafoods Limited
Company Number: 12790**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on the 9th day of September 2009.

Dated 9 November 2009

J. C. ROWLAND,
Registrar of Companies

**Falkland Hydrocarbons Limited
Company Number: 8627**

Take notice that in accordance with the provisions of section 652 of the Companies Act 1985 and the requirements of the said section having been complied with the above named company will be removed from the Register of Companies upon the expiry of three months from the publication of this notice in the Gazette unless good cause do be shown as to why such action should not be taken.

Dated 13 November 2009

J. C. ROWLAND,
Registrar of Companies

**Supreme Court of the Falkland Islands
Notice under the Administration of Estates Ordinance
(Title 68.1)**

Take notice that Ricardo Theodore Stevens of Stanley, Falkland Islands died on the 27th day of July 2009 intestate.

Whereas Mandy Lee has applied for Letters of Administration to administer the estate of the said deceased in the Falkland Islands.

Notice is hereby given pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Falkland Islands who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Dated 16 November 2009

C. J. KING,
Registrar, Supreme Court

**Media Trust Ordinance
section 4****Appointment of Trustee**

In exercise of my powers under section 4(1) of the Media Trust Ordinance (Title 59.1), I appoint Mrs Cheryl Roberts to be a Trustee of the Media Trust and also, as provided for in paragraph 2 of Schedule 2 of the above mentioned Ordinance, to serve as Chairman of the Trust, for a period of four years from today's date.

Dated 16 November 2009

A. E. HUCKLE,
Governor

Register of Members' Interests

The information contained in this Register is provided by every member of the Legislative Council and the Attorney General in accordance with Rule 18 and 18A of the Falkland Islands Legislative Council Standing Rules and Orders.

The information is current to 30 November 2009.

Information to be provided

Every member of the Legislative Council and the Attorney General is required to notify the Clerk of Councils of the following registrable interests.

1. Remunerated directorships and whether or not in companies incorporated in the Falkland Islands, including directorships which are unremunerated, but where remuneration is paid through another company in the same group.
2. Remunerated employment, office or profession.
3. Clients in respect of whom the Member holds a general retainer or in respect of whom he has in the last 12 months, or expects in the next 12 months, to provide services for payment where a Member of the public might reasonably think that the Member's conduct in or in relation to the business of the Legislative Council might have been or might be influenced by the client's interests.
4. Sponsorships. Any form of sponsorship or financial or material support of a Member which involves any payment, benefit or advantage whether to the Member or any other person with whom the Member is closely connected.
5. Gifts, benefits and hospitality.
6. Overseas visits relating to or arising out of membership of the Legislative Council where the cost of any such visit has not been borne wholly by the Member or out of the Falkland Islands public funds.
7. Any gifts or material benefits or advantages received by the Member or the Member's spouse from or on behalf of overseas Governments, organisations or persons.
8. Land or property of a substantial value or from which a substantial income is gained.
9. The names of companies or other bodies in which the Member has, to his knowledge either with or on behalf of his spouse and children under the age of 18 years, a beneficial interest in shareholding of a nominal value greater than one percent of the issued share capital or less than one percent or more than £25000.00
10. Any relevant interest not covered by one of the main categories which falls within the purpose of the Register (which is to provide information on any pecuniary benefit which a Member receives and which might reasonably be thought by others to influence his or her actions, speeches or votes in the Legislative Council **OR** which the Member considers might be thought by others to influence his or her actions in a similar manner, even though the Member receives no financial benefit.

Notification of registrable interests

Every Member of the Legislative Council and the Attorney General notified the following interests.

Janet Lynda Cheek

1. Director Consolidated Fisheries Ltd incorporated in the Falkland Islands
2. Member of the Legislative Assembly
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. House and Land 35 Ross Road East
Shared ownership of land alongside the San Carlos River, small income to local charities (SAMA and Stephen Jaffray Funds)
9. Kelper Stores Ltd
Consolidated Fisheries Ltd
10. Director Kelper Stores Ltd (Unremunerated)
Trustee Falklands Conservation
Trustee South Georgia Heritage Trust
Trustee Falkland Islands Museum Trust
Loan to Fortuna Ltd

Emma Jane Edwards

1. None
2. Falkland Islands Government: Education (Geography teacher) Police (Reserved Police Officer)
Member of the Legislative Assembly
Falkland Islands Museum & National Trust (Parttime Museum Assistant)
Bluff Cove Lagoon Tours (Parttime Tour Guide)
3. Falkland Islands Government
Falkland Islands Museum & National Trust
Bluff Cove Lagoon Tours
4. Argos: Sponsored Masters Degree 1998-99
5. Nil
6. SSL Management Meetings UK
7. Nil
8. 41 Ross Road East
9. Nil
10. Nil

Roger Anthony Edwards

1. Director Consolidated Fisheries Ltd
Director Meredith Fishing Co Ltd
2. Owner Lake Sullivan Farm
Member of Legislative Assembly
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Owner Lake Sullivan Farm
8 Sullivan Street
9. Director Consolidated Fisheries Ltd
Director Meredith Fishing Co Ltd
10. Royal Navy Pension, UK Paymaster General

Sharon Halford

1. Nil
2. Member of the Legislative Assembly
Falkland Islands Government Pension
3. Nil
4. Nil
5. Nil

6. Nil
7. Nil
8. Half share Casaverde, San Carlos
9. Nil
10. Nil

William Robert Luxton

1. Chartres Sheep Farming Co. Ltd
Chartres River Properties Ltd
Consolidated Fisheries Ltd
2. Member of the Legislative Assembly
Director of Chartres Sheep Farming Co. Ltd
Director of Chartres River Properties Ltd
Pension from Chartres Sheep Farming Co. Ltd
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Chartres farm
27 Ross Road West
House – Zante, Greece
9. Consolidated Fisheries Ltd
10. Nil

Glenn Ross

1. Nil
2. Falkland Islands Government: Power Station Manager
(Chartered Electrical Engineer). Member of the
Legislative Assembly
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. A share in a section of the San Carlos River value at
the time of purchase £5000 – no income at this time.
23 Watson Way
9. Shares in Desire Petroleum present value
approximately £7200
10. Stanley Golf Club
Civil Service – Power & Electrical Section

Richard Sawle

1. Nil
2. Member of the Legislative Assembly
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Seaview Cottage
House in the UK
9. Nil
10. Unremunerated Directorship of:
Seaview Ltd
Polar Ltd
Seaview Logistics Ltd
Member of the Falkland Islands Motorcycle
Association
Hold one share in Seaview Ltd and Seaview Logistics
Ltd
Pension (value £6,000 per annum) paid by Seaview
Logistics Ltd on Mr Sawle's behalf into a FIG pension
fund until the age of 65.

Gavin Phillip Short

1. Nil
2. Cable & Wireless - Employee
Falkland Islands Security Services – Security Officer
Member of the Legislative Assembly
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. Nil
9. Nil
10. General Employees Union
Falkland Islands Security Services
Tenant of Falkland Islands Government Housing

Tim Thorogood

1. Nil
2. Chief Executive, FIG
3. Nil
4. Nil
5. As a result of Alison Thorogood's employment with
Cable & Wireless, Mr Thorogood benefits from the
staff benefits package in relation to
telecommunications provisions.
6. Nil
7. As a result of Alison Thorogood's employment with
Cable & Wireless, Mr Thorogood benefits from the
staff benefits package in relation to
telecommunications provisions.
8. Broad Park, Rhossili, Swansea, SA3 1PL, UK
9. Nil
10. Alison Thorogood is employed by Cable & Wireless

Keith Padgett

1. Nil
2. Director of Finance, FIG
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil
8. 3 Biggs Road, Stanley
9. Nil
10. Nil

David Francis William Pickup

1. Nil
2. Attorney General, FIG
3. Nil
4. Nil
5. Nil
6. Nil
7. Nil (UK Civil Service Pension)
8. None in Falkland Islands
2 Properties in UK – London and Hereford
1 Property in Thailand – Hua Hin
9. Nil
10. Nil

Keith Biles

1. Nil
2. Pensioner – Standard Chartered Bank Overseas Staff
Pension Fund
Speaker of the House, Legislative Assembly
3. Nil
4. Nil

5. Nil
6. Nil
7. Nil
8. Joint Owner- House and Land 14 Kent Road
Joint Owner – House and Land New House Farm, East Falklands
9. Nil
10. Unremunerated – Company Secretary – Energise Group Ltd, Falkland Islands Chamber of Commerce
Director (trustee) Falklands Conservation (a UK Limited Company and Registered Charity)
Minority Share Holder: Energise Group Ltd, Falkland Islands Holdings Ltd (a quoted UK Limited Company)
Pecuniary Interest: Décor Services Ltd

Dated 24 November 2009

C. PRIOR,
Clerk of the Legislative Assembly.

No. 91

25 November 2009

Police Ordinance
section 4(2)

Designation of Acting Chief Police Officer

1. Section 4(2) of the Police Ordinance 2000 provides that in the absence of the Chief Police Officer the Governor may designate another police officer to carry out the duties of the Chief Police Officer.

2. In exercise of my powers under section 4(2), I designate Len Stanford McGill to be Acting Chief Police Officer to carry out the duties of the Chief Police Officer in the rank of Inspector whenever the substantive holder of the post of Chief Police Officer is absent from the Falkland Islands, or is by illness or for any other reason incapable or unavailable to carry out those duties, except in relation to the handling of such complaints procedures and disciplinary proceedings as I may from time to time notify him.

3. This appointment has effect from 27 November 2009, and continues in effect until appointment to the substantive post of Chief Police Officer is made, unless terminated sooner.

Dated 25 November 2009

A. E. HUCKLE,
Governor.

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NOTICES

No. 92

14 December 2009

**Environmental Impact Statement Addenda
Desire Petroleum Plc. and Rockhopper Exploration**

Environmental Impact Statement Addenda have been submitted to the Falkland Islands Government by Desire Petroleum Plc. and Rockhopper Exploration, for offshore drilling proposals in the North Falkland Basin, as requested by Executive Council. The Non-Technical Summaries are reproduced in this Gazette. In addition, copies of the Addenda in their entirety can be obtained on CD-ROM from the Department of Mineral Resources, Ross Road, Stanley (telephone 27322 or email rcordeiro@mineralresources.gov.fk).

Written representations in relation to the Environmental Impact Addenda must be received by 4.30pm on 8 January 2010 to the Department of Mineral Resources, Ross Road, Stanley.

Dated 14 December 2009

P. M. RENDELL,
Director of Mineral Resources.

**Environmental Impact Statement Addenda
Desire Petroleum Plc**

Non Technical Summary

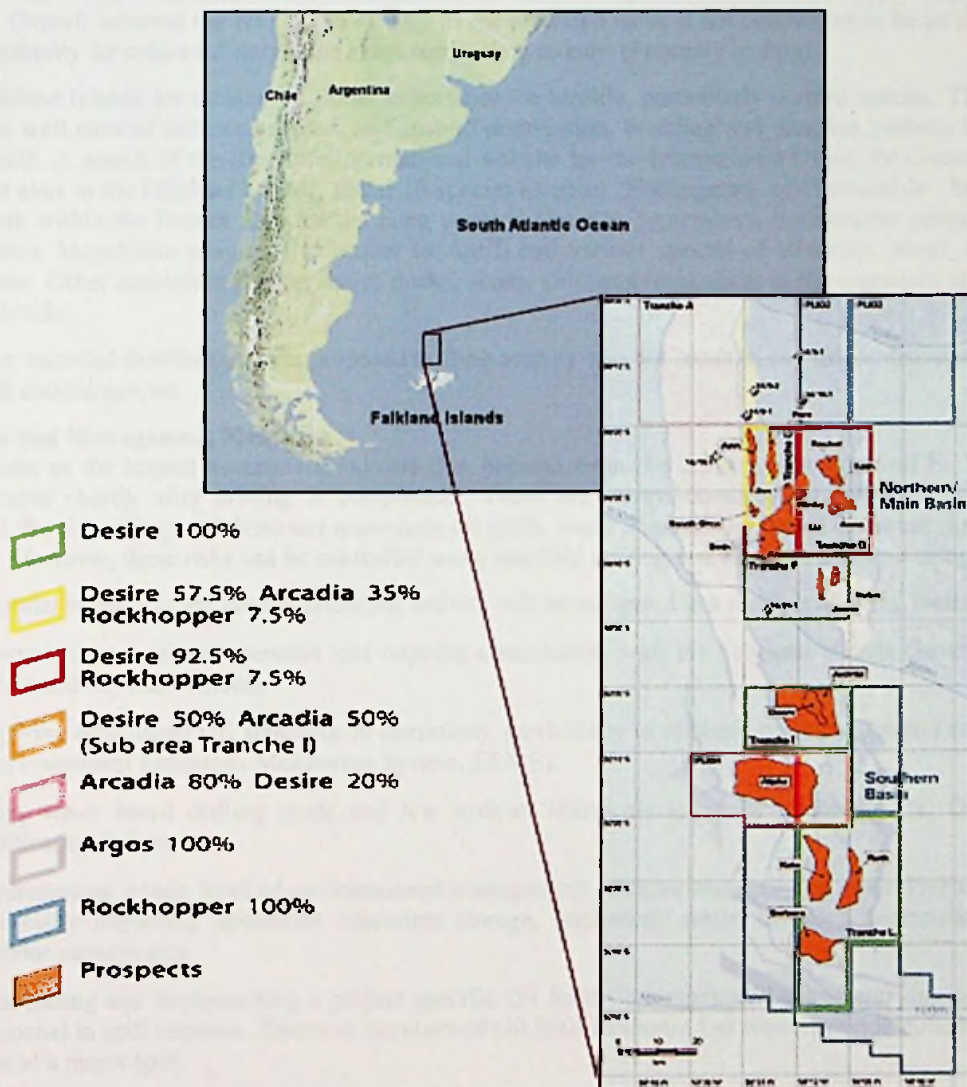
Background

Desire Petroleum Plc (hereafter referred to as 'Desire') is a UK company founded in 1996 dedicated to exploring for oil and gas in the North Falkland Basin. The company participated in the first round of drilling offshore the Falkland Islands in 1998 and now operates six Production Licences in the North Falkland Basin (PL003, PL004, PL005, PL006, PL007 and PL034).

In 2005, Desire submitted an Environmental Impact Statement (EIS) for drilling in PL003 and PL004, and in 2009 a further EIS was submitted for drilling in PL006, PL007 and PL034. Both were granted approval on the condition that an Operational Addendum be prepared (to include details of the drilling contractor, drilling unit, location and number of wells to be drilled and proposed dates of operation) and submitted to the Falkland Islands Government (FIG) for comment prior to the commencement of the proposed drilling operations.

Desire plans to drill up to six wells in its Production Licence areas using Diamond Offshore's Ocean Guardian semi-submersible drill rig. Figure 1.1 shows the Desire Production License areas in relation to the other operators license areas in the Falkland.

Figure 1: Location Map Showing Desire's Production Licence Areas



Drilling operations are anticipated to commence in February 2010. It is estimated that the rig will be on location for between 18 days and 30 days at each well, dependant on well depth.

Following drilling and evaluation, the wells will be plugged and abandoned.

It is currently proposed to test the wells if hydrocarbons are encountered. Well testing involves bringing hydrocarbons to the surface in order to assess the characteristics of the reservoir. As there are no facilities to store or export the hydrocarbons, they are burnt on the rig using specialist well test equipment. If tested, the rig will be on location for an additional 7 to 10 days.

It is proposed to use water based mud to drill the wells. All chemicals to be used during the drilling have been selected to minimise the potential environmental impacts as much as possible. The vast majority (by volume) of planned chemicals are naturally occurring products (e.g. barite) that are either biologically inert or readily dispersible or biodegradable. Other chemicals are selected based on drilling performance and environmental acceptability to ensure low toxicity and high biodegradability.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. Other types of fisheries include finfish, ray and longline. However, the main fisheries areas are to the west of the exploration area for *Illex argentinus* and to the south west of the Falkland Islands for *Loligo gahi*.

The following species of cetacean may be sighted within the vicinity of the proposed drilling locations during the dates of the exploration campaign: Sei whale, minke whale, sperm whale, long-finned pilot whale and hourglass dolphin. Due to the migratory nature of cetaceans however, it is probable that other cetacean species may also be present. Overall however the area in the vicinity of the proposed wells is not considered to be an area of particularly high sensitivity for cetaceans during the proposed drilling months (February to July).

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. A search of the BirdLife International website for the International Union for Conservation of Nature Red List aves in the Falkland Islands, found 10 species as either 'Endangered' or 'Vulnerable'. Species recorded at their peak within the licence area are the King penguin (June to September), Rockhopper penguin (September to November), Magellanic penguin (November to April) and various species of albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the nearshore areas outside of the licence blocks.

Based on recorded distributions, the proposed drilling activity will not result in any major disturbances to any of the recorded seabird species.

Impacts and Management Measures

The results of the impact assessment indicate that impacts from the drilling operation will be low and probably undetectable shortly after drilling is completed. There are environmental risks associated with drill cuttings disposal, the risk of large offshore and near-shore oil spills, waste disposal and use of resources (i.e. fuel and potable water). However, these risks can be controlled using standard drilling practices and good planning.

The potential impacts of the proposed drilling activity will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.
- Applying established UK standards to operations, particularly in offshore chemical use and emissions reporting (Environmental Emissions Monitoring System, EEMS).
- Using water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Establishing and implementing a project specific Oil Spill Contingency Plan and carrying out training of key personnel in spill response. Desire is members of Oil Spill Response Ltd which provide outside assistance in the case of a major spill.
- Implementing a waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the re-use of materials and establish procedures for the storage, treatment, transfer and disposal of waste materials. It is envisaged that normal waste will be disposed of on the Falkland Islands

with hazardous transferred to the UK for safe disposal via Marchwood MOD sailing. This has yet to be confirmed.

- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and meteorological and oceanographic conditions.

Conclusions

In conclusion, despite the high sensitivity and international importance of the Falkland Islands' waters, there is clear dedication to carrying out these operations to a high environmental standard. Given the current operational commitments and proposed mitigation measures, it is considered that the proposed operations can be undertaken without significant impacts to the Falkland Islands' environment.

**Environmental Impact Statement Addenda
Rockhopper Exploration**

Non Technical Summary

Background

Rockhopper Exploration plc (hereafter referred to as 'Rockhopper') is a UK company set up in 2004 to explore for oil and gas in the Falkland Islands. Rockhopper is the operator of four Production Licences (PL) in the North Falkland Basin; PL023, PL024, PL032 and PL033. PL032 and PL033 were previously licensed to Shell. Rockhopper also holds an interest in licences PL003 and PL004, operated by Desire Petroleum plc.

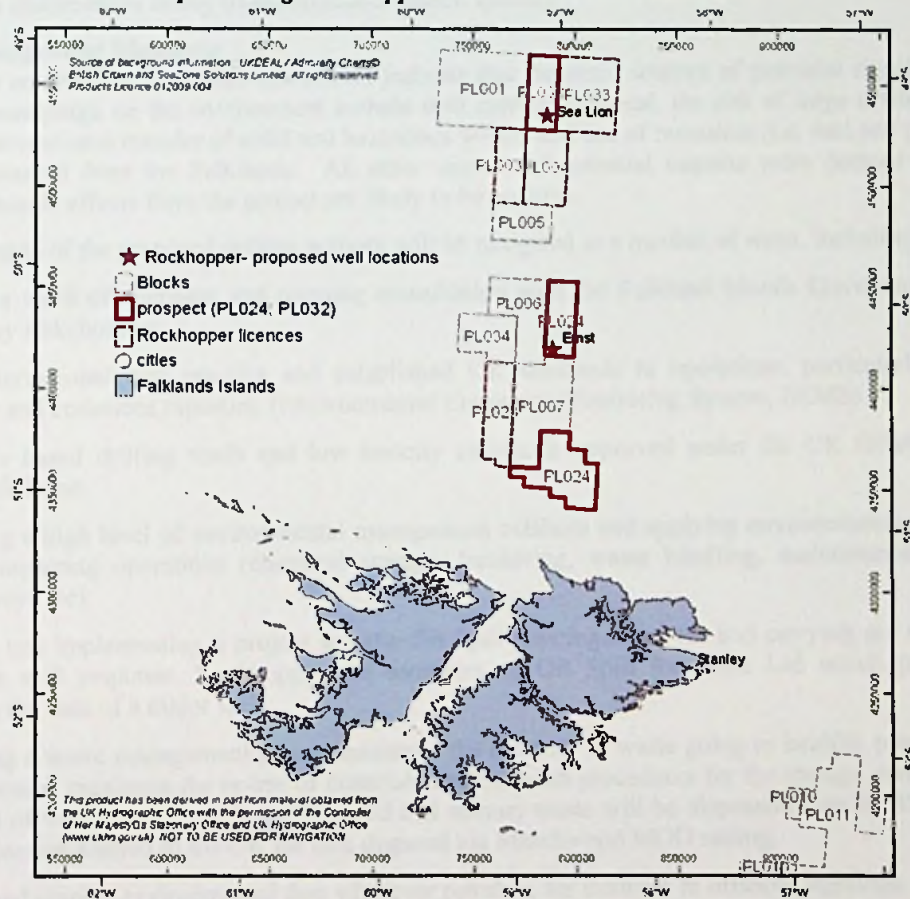
PL023 and PL024

In November 2004 two new licences covering 16 blocks and a total area of 4,200 km² in the southernmost part of the North Falkland Basin were awarded to Rockhopper. The initial term (Phase 1) was for 3 years and under the terms of the licences Rockhopper moved to the second Exploration Term (Phase 2) in November 2007. During Phase 1 Rockhopper fulfilled their licence commitment to collect a minimum of 640 km of two dimensional (2D) seismic data. At the end of Phase 1, 50% of the licence area was relinquished and the company moved to Phase 2, under which additional seismic data has been acquired and Rockhopper are committed to drilling at least one exploration well.

PL032 and PL033

Licences PL032 and PL033 were granted to Rockhopper in May 2005, covering an area of some 1620 km². The blocks were previously held and drilled by Shell. Rockhopper have a one well commitment across licences PL032 and PL033 under an initial licence term which has been extended from 5 to 8 years.

Figure1 Location Map Showing Rockhopper Production Licence Areas



In March 2009, Rockhopper submitted an Environmental Impact Statement (EIS) for exploration drilling in PL032 and PL033, and a further EIS for exploration drilling in PL023 and PL024. Both were granted approval on the condition that an Operational Addendum is prepared (to include details of the drilling contractor, drilling unit, location and number of wells to be drilled and proposed dates of operation) and submitted to the Falkland Islands Government (FIG) for comment prior to the commencement of the proposed drilling operations.

Rockhopper plans to drill two wells – Sea Lion in Block 14/10 and Ernest in Block 26/6 - using Ocean Guardian semi-submersible drill rig operated by Diamond Offshore drilling contractor. Figure 1 highlights the Rockhopper's relevant Production License areas in relation to the other license areas in the Falkland.

Existing Environment

The Patagonian Shelf, on which the Falkland Islands sit, is of regional and global significance for marine resources. It comprises rich assemblages of seabirds, marine mammals, fish, squid and plankton populations.

The main fisheries resources in the Falkland Islands are the squid species, *Illex argentinus* and *Loligo gahi*. Other types of fisheries include finfish, ray and longline. However, the main fisheries areas are to the west of the exploration area for *Illex argentinus* and to the south west of the Falkland Islands for *Loligo gahi*.

The following species of cetacean may be sighted within the vicinity of the proposed drilling locations during the dates of the exploration campaign: Sei whale, minke whale, sperm whale, long-finned pilot whale and hourglass dolphin. Due to the migratory nature of cetaceans however, it is probable that other cetacean species may also be present. Overall however the area in the vicinity of the proposed wells is not considered to be of particularly high sensitivity for cetaceans.

The Falkland Islands are an area of global importance for birdlife, particularly seabird species. The avifauna of the region is well studied and documented, and seabird distribution, breeding and foraging patterns have been studied extensively. A search of the BirdLife International website for the International Union for Conservation of Nature Red List of threatened bird species in the Falkland Islands, found 10 species as either 'Endangered' or 'Vulnerable'. Species recorded at their peak within the licence area are the King penguin (June to September), Rockhopper penguin (September to November), Magellanic penguin (November to April) and various species of albatross, petrel, fulmar, prion and shearwater. Other seabirds including shags, ducks, skuas, gulls and terns occur in the near shore areas outside of the licence blocks. Based on recorded distributions, the proposed routine drilling activity will not result in major disturbances to any of the recorded seabird species.

Impacts and Management Measures

The results of the environmental impact assessment indicate that the main sources of potential significant impacts from the drilling campaign on the environment include drill cuttings disposal, the risk of large offshore and near-shore oil spills, international transfer of solid and hazardous wastes and use of resources (i.e. fuel and potable water) should they be sourced from the Falklands. All other sources of potential impacts were deemed to be of low significance. Economic effects from the project are likely to be positive.

The potential impacts of the proposed drilling activity will be mitigated in a number of ways, including:

- Maintaining a spirit of openness and ongoing consultation with the Falkland Islands Government (FIG), the public and key stakeholders.
- Applying international best practice and established UK standards to operations, particularly in offshore chemical use and emissions reporting (Environmental Emissions Monitoring System, EEMS).
- Use of water based drilling muds and low toxicity chemicals approved under the UK Offshore Chemical Notification Scheme.
- Implementing a high level of environmental management offshore and applying environmental procedures for potentially impacting operations (chemical storage, bunkering, waste handling, maintenance programmes, seafloor surveys etc).
- Establishing and implementing a project specific Oil Spill Contingency Plan and carrying out training of key personnel in spill response. Rockhopper are members of Oil Spill Response Ltd which provide outside assistance in the case of a major spill.
- Implementing a waste management plan to minimise the quantity of waste going to landfill, prevent unsuitable disposal of waste, maximise the re-use of materials and establish procedures for the storage, treatment, transfer and disposal of waste materials. It is envisaged that normal waste will be disposed of on the Falkland Islands with hazardous transferred to the UK for safe disposal via Marchwood MOD sailing.
- Collecting and sharing environmental data wherever possible, for example in offshore sightings, seabed surveys and meteorological and oceanographic conditions.

Conclusions

In conclusion, despite the high sensitivity and international importance of the Falkland Islands' waters, there is clear dedication to carrying out these operations to a high environmental standard. Given the current operational

commitments and proposed mitigation measures, it is considered that the proposed operations can be undertaken without significant impacts to the Falkland Islands' environment.

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THE FALKLAND ISLANDS GAZETTE

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Vol. CXVII

31 December 2009

No. 19

Appointments

Brian Anderson, Part-time Relief Warden, Health and Social Services Department, 19.11.09.

Kelly Melody Fiddes, Sports Attendant, Leisure Centre, 01.12.09.

Dmitri Vladimirovich Sytchov, Customs and Immigration Officer, Customs and Immigration Department, 01.12.09.

Karen Margaret Drysdale, Taxation Officer, Taxation Office, 07.12.09.

Resignations

Cynthia Dawn Oliver, Clerk/Cashier, Post Office, 15.12.09.

Amanda Susan Floyd, Auxiliary Nurse, Health and Social Services Department, 23.12.09.

Sarah Jane Berntsen, Part-time Clerk, Health and Social Services Department, 24.12.09.

Gary McGill, Plant Operator/Handyman, Quarry Section, Public Services Department, 30.12.09.

Retirement

Barry Marwood Neilson, Standby Power Station Operator, Power and Electrical, Public Services Department, 01.12.09.

Transfer

Jason Neville Alazia, from Plant Operator/Handyman, Highways Section, to Plant Operator/Handyman, Quarry Section, Public Services Department, 07.12.09.

NOTICES

No. 93

1 December 2009

United Kingdom Statutory Instruments

Notice is hereby given that the following United Kingdom Statutory Instrument has been published in the United Kingdom by The Stationery Office Limited and is available to view at www.opsi.gov.uk:-

2009 No 3008 – The Burma (Restrictive Measures) (Overseas Territories) Order 2009.

Dated 1 December 2009

B. I. STEEN,
for Attorney General.

No. 94

7 December 2009

Island Management Services Limited Company Number: 9111

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on 7 December 2009.

Dated 7 December 2009

J. C. ROWLAND,
Registrar of Companies.

No. 95

7 December 2009

**Southwind Fisheries Limited
Company Number: 10838**

Notice is hereby given that the above named company was dissolved pursuant to section 652 of the Companies Act 1985 on 7 December 2009.

Dated 7 December 2009

J. C. ROWLAND,
Registrar of Companies.

No. 96

11 December 2009

**Appointment of Charities Commissioner
Interpretation and General Clauses Ordinance
(section 76)
Charities Act 1960
(section 1)**

1. Section 76 of the Interpretation and General Clauses Ordinance (Title 67.2) and section 1 of the Charities Act 1960 in its application to the Falkland Islands provide for the Governor to appoint a charities commissioner.

2. In exercise of my powers under section 76 of the Interpretation and General Clauses Ordinance and section 1 of the Charities Act 1960 in its application to the Falkland Islands, I appoint the holder of the post of Attorney General to be charities commissioner.

3. This appointment has effect from the date given below, and continues in effect whilst the post of Attorney General remains instituted, unless terminated sooner.

Dated 11 December 2009

A. E. HUCKLE,
Governor.

No. 97

11 December 2009

**Appointment of Chair and Members
of the Public Accounts Committee
Falkland Islands Constitution Order 2008
(section 81)**

1. Section 81(1) (a) of the Falkland Islands Constitution Order 2008 provides for the Governor to appoint a chairman and two other members of the Public Accounts Committee, after consultation with the elected members of the Legislative Assembly.

2. In exercise of my powers under section 81(1)(a), following consultation with the elected members of the Legislative Assembly, I appoint to the Public Accounts Committee:-

- (a) Stuart Barrett Wallace as chairman;
- (b) David Geoffrey Lang as a member; and
- (c) Michael John Forrest as a member.

3. These appointments have effect from 1 February 2010 for two years, expiring on 31 January 2012, unless terminated sooner.

Dated 11 December 2009

A. E. HUCKLE,
Governor.

No. 98

11 December 2009

**Commencement Notice
Public Accounts Committee Ordinance 2009
(section 2)**

1. Section 2 of the Public Accounts Committee Ordinance 2009 provides that the Ordinance commences on a date to be fixed by the Governor by notice published in the Gazette.

2. I give notice that the Ordinance will come into force on 1 February 2010.

Dated 11 December 2009

A. E. HUCKLE,
Governor.

No. 99

14 December 2009

**Appointment of Members to Police Committee
Police Ordinance 2000
(section 10(2))**

1. Section 10(2) of the Police Ordinance 2000 (Title 56.1) provides for the Governor to appoint two members to the Police Committee as nominated by elected members of the Legislative Assembly from among their number.

2. In exercise of my powers under section 10(2), as nominated by members of the Legislative Assembly from among their number, I appoint to the Police Committee:-

- (a) Gavin Phillip Short; and
- (b) William Robert Luxton.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 100

14 December 2009

**Appointment of Chair and Member to
Health and Medical Services Committee
Public Health Ordinance
(section 2)**

1. Section 2(2) and (3) of the Public Health Ordinance (Title 61.1) provides for the Governor to appoint a chairman and member to the Health and Medical Services

Committee as nominated by elected members of the Legislative Assembly from among their number.

2. In exercise of my powers under section 2(2) and (3), as nominated by members of the Legislative Assembly from among their number, I appoint to the Health and Medical Services Committee:-

- (a) Sharon Halford as chairman; and
- (b) Janet Lynda Check as member.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 101

14 December 2009

**Appointment of Chair and Vice-Chair to
Fisheries Committee
Fisheries (Conservation and Management) Ordinance
(section 7)**

1. Section 7(1) and (2) of the Fisheries (Conservation and Management) Ordinance (Title 39.1) provides for the Governor to appoint a chairman and vice-chairman to the Fisheries Committee as nominated by elected members of the Legislative Assembly from among their number.

2. In exercise of my powers under section 7(1) and (2), as nominated by members of the Legislative Assembly from among their number, I appoint to the Fisheries Committee:-

- (a) Gavin Phillip Short as chairman; and
- (b) Glenn Stephen Ross as vice-chairman.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 102

14 December 2009

**Appointment of Chair and Member to
Falklands Landholdings Corporation Board
Falklands Landholdings Corporation Ordinance
(section 4(1))**

1. Section 4(1)(a) and (b) of the Falklands Landholdings Corporation Ordinance (Title 45.8) provides for the Governor to appoint a chairman and one other member to the Falklands Landholdings Corporation Board as nominated by elected members of the Legislative Assembly from among their number.

2. In exercise of my powers under section 4(1)(a) and (b), as nominated by members of the Legislative Assembly

from among their number, I appoint to the Falklands Landholdings Corporation Board:-

- (a) Glenn Stephen Ross as chairman; and
- (b) William Robert Luxton as member.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 103

14 December 2009

**Appointment of Chair and Member to
Falkland Islands Development Corporation Board
Falkland Islands Development Corporation Ordinance
(section 7(1))**

1. Section 7(1)(a) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides for the Governor to appoint a chairman and one other member to the Falkland Islands Development Corporation Board as nominated by elected members of the Legislative Assembly from among their number.

2. In exercise of my powers under section 7(1)(a), as nominated by members of the Legislative Assembly from among their number, I appoint to the Falkland Islands Development Corporation Board:-

- (a) William Robert Luxton as chairman; and
- (b) Gavin Phillip Short as member.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 104

14 December 2009

**Appointment of Chair and Member to
Board of Education
Education Ordinance
(section 5(3))**

1. Section 5(3) of the Education Ordinance (Title 29.1) provides for the Governor to appoint a chairman and one other member to the Board of Education from among elected members of the Legislative Assembly.

2. In exercise of my powers under section 5(3), I appoint to the Board of Education:-

- (a) Janet Lynda Check as chairman; and
- (b) Glenn Stephen Ross as member.

3. These appointments have effect from 26 November 2009, and continue in effect whilst the appointees remain elected members of the Legislative Assembly, unless terminated sooner.

Dated 14 December 2009

A. E. HUCKLE,
Governor.

No. 105

16 December 2009

**Approved list of charities
Taxes Ordinance
(section 57B(2))**

1. Section 57B(2) of the Taxes Ordinance (Title 69.1) provides for a list of eligible charities to be approved by the Governor for the purposes of section 57A of the Taxes Ordinance.

2. I give notice that the following list of eligible charities has been approved for tax deduction purposes (any previous approved list and amendment to it is now wholly replaced:-

UK Charity name and charity number

Falklands Conservation 1073859
Great Ormond Street Hospital 235825
Haig Fund 207318
United Kingdom Falkland Islands Trust 282786
Wireless for the Blind 1078287
Royal British Legion 219279
Corona Worldwide (Stanley Branch) 204802
New Island Conservation Trust 1047676
EveryChild 1089879
Plan International UK 276035
South Atlantic Medal Association 1982 (SAMA (82))
1118842
National Society for the Prevention of Cruelty to
Children 216041
Motor Neurone Disease Association 294354
Worldwide Fund for Nature 1081247
Royal Society for the Protection of Birds 207076
National Trust 205846
Cancer Research UK 1089464
Falklands Veterans Foundation 1094950
Services Sound and Vision Corporation 233480
Help for Heroes 1120920
International Agency for the Prevention of Blindness
1100559

Dated 16 December 2009

A. E. HUCKLE,
Governor.

Note: Section 57A of the Taxes Ordinance provides for deductions from income for tax purposes of donations of £50 or more made to registered charities in any calendar year. Written evidence from the charity of the total amount of donations made to the charity in the calendar year must be provided to the Commissioner of Taxes. Approved charities are:- (a) bodies which are registered as a charity under the Charities Act 1960 as it applies to the Falkland Islands; and (b) any body of persons or trust which appears on the approved list of charities. The bodies "on the approved list" are charities established overseas which are not registered under the

Charities Act 1960 in the Falkland Islands. They have been approved for tax deduction purposes.

No. 106

21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 37)**

Notice of Total Allowable Effort – Finfish Fishery
Notice is hereby given of the Total Allowable Effort set in respect of the following fishery:-

Fishery: Finfish

Species: All finfish species except Skate (*Rajidae*) and
Toothfish (*Dissostichus eleginoides*)

Period: 1 January – 31 December 2010

Total Allowable Effort: 68 (Vessel Units)

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 107

21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 37)**

Notice of Total Allowable Effort – Restricted Finfish Fishery
Notice is hereby given of the Total Allowable Effort set in respect of the following fishery:-

Fishery: Restricted Finfish

Species: All finfish species except Hake (*Merluccius spp.*),
Skate (*Rajidae*) and Toothfish (*Dissostichus
eleginoides*)

Period: 1 January – 31 December 2010

Total Allowable Effort: 47.5 (Vessel Units)

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 108

21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 37)**

Notice of Total Allowable Effort – Skate Fishery
Notice is hereby given of the Total Allowable Effort set in respect of the following fishery:-

Fishery: Skate

Species: All species of Skate (*Rajidae*)

Period: 1 January – 31 December 2010

Total Allowable Effort: 22 (Vessel Units)

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 109 21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 37)**

**Notice of Total Allowable Effort –
Squid and Restricted Finfish Fishery**

Notice is hereby given of the Total Allowable Effort set in respect of the following fishery:-

Fishery: Squid and Restricted Finfish

Species: *Illex argentinus*, *Martialia hyadesi*, all finfish species except Hake (*Merluccius spp.*), Skate (*Rajidae*) and Toothfish (*Dissostichus eleginoides*)

Period: 1 March – 31 May 2010

Total Allowable Effort: 5 (Vessel Units)

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 110 21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 37)**

Notice of Total Allowable Effort – Squid Fishery

Notice is hereby given of the Total Allowable Effort set in respect of the following fishery:-

Fishery: Squid (*Loligo gahi*)

Species: *Loligo gahi*

Period: 24 February – 14 April 2010

Total Allowable Effort: 26.26 (Vessel Units)

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 111 21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 38)**

**Notice of Total Allowable Catch
Restricted Finfish – Pelagic**

Notice is hereby given of the Total Allowable Catch set in respect of the following fishery:-

Fishery: Restricted Finfish – Pelagic

Species: Southern Blue Whiting (*Micromesistius australis*)
Hoki (*Macruronus magellanicus*)

Period: 1 January – 31 December 2010

Total Allowable Catch: 6000 metric tonnes

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 112 21 December 2009

**Fisheries (Conservation and Management) Ordinance
(section 38)**

Notice of Total Allowable Catch – Toothfish Fishery

Notice is hereby given of the Total Allowable Catch set in respect of the following fishery:-

Fishery: Toothfish - Longline

Species: Toothfish (*Dissostichus eleginoides*)

Period: 1 January – 31 December 2010

Total Allowable Catch: 1200 metric tonnes

Dated 21 December 2009

A.J. BARTON,
Director of Natural Resources.

No. 113 21 December 2009

Applications for Permanent Residence

Notice is hereby given that:-

Sylvia Allen,
John Henry,
Angela Del Carmen Wastavino Hernandez,
Monica Leyht, and
Steve Massam

have applied to the Principal Immigration Officer to be granted a Permanent Residence Permit.

Any person who knows of any reason why permits should not be granted should send a written and signed statement of the facts, giving grounds for their objection, to the Immigration Officer, Customs and Immigration Department, Stanley by 29 January 2010.

Dated 21 December 2009

C. W. REEVES,
Immigration Officer.

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Price: Two pound and seventy-five pence.

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THE
FALKLAND ISLANDS GAZETTE
Supplement

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Vol. 20

28 February 2009

No.1

The following are published in this Supplement –

**Offshore Petroleum (Licensing)(Amendment) Regulations 2009 (SR&O No 1 of 2009);
and**

**Immigration (Suspension of Issue of Permanent Residence Permits) Order 2009 (SR&O
No 2 of 2009).**

SUBSIDIARY LEGISLATION

MINERALS

Offshore Petroleum (Licensing)(Amendment) Regulations 2009

S. R. & O. No: 1 of 2009

Made: 6 February 2009

Published: 28 February 2009

Coming into force: in accordance with regulation 3

IN EXERCISE of my powers under section 7(1) of the Offshore Minerals Ordinance (No 16 of 1994), I make the following regulations —

1. Title

These regulations are the Offshore Petroleum (Licensing)(Amendment) Regulations 2009.

2. Amendment of the Offshore Petroleum (Licensing) Regulations 2000

These regulations amend the Offshore Petroleum (Licensing) Regulations 2000 (No 20 of 2000).

3. Commencement

(1) Subject to this regulation, these regulations come into force on publication in the Gazette.

(2) Regulations 4, 5 and 6(a) are deemed to have come into force on 18 April 2008.

(3) Regulation 6(b) is deemed to have come into force on 28 September 2007.

4. Invited applications

Regulation 6(1)(b) is amended by omitting paragraph (i).

5. Schedule 1

Schedule 1 (form of application for a production licence) is amended by omitting paragraph 4 and substituting —

“4. Number(s) of the block(s) and details of part block(s) in respect of which the application is made.”

6. Schedule 2

Schedule 2 (model clauses for production licences in controlled waters) is amended —

(a) in clause 2 by omitting “comprising block(s) No.” and substituting “making up the block(s) or a part or parts of block(s) numbered”;

(b) in clause 3 —

(i) by omitting “insert here either “three” or “five”” and substituting “insert here a figure from three to eight”;

(ii) by omitting “three years” and substituting “five years”; and

(c) by revoking Schedule 2 and substituting Schedule 2 set out in the schedule to these regulations.

7. Transitional

Regulation 6(b)(ii) has effect in relation to relevant current licences.

Schedule

“Schedule 2

(clause 10(1))

ACREAGE RENTS

1. The Licensee will pay to the Governor, without any deduction, annual rents —

(a) in respect of the first licence held by the Licensee, of \$30,000 during the initial term and second exploration term;

(b) in respect of the second and each further licence held by the Licensee, of \$10,000 during the initial term and the second exploration term;

(c) of \$375,000 in relation to a discovery area; and

(d) of \$375,000 for every square kilometre of a production field (but no rent is payable in respect of a production field in relation to which royalty is payable).

2. The annual rents must be paid —

(a) in advance, the first payment being due on the grant of this Licence and subsequent payments being due on each anniversary of the Licence; and

(b) be paid to the Falkland Islands Government bank account in the Falkland Islands or in London as notified by the Falkland Islands Government Director of Finance.”

Made 6 February 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations amend the Offshore Petroleum (Licensing) Regulations 2000 by:-

1. removing the prohibition on licensing of part blocks; and
2. amending the model clauses to:-
 - (i) provide for the initial term of a licence to be granted for a maximum period of eight years (increased from a period of five years);
 - (ii) provide for the second exploration term of a licence to be increased from three to five years; and
 - (iii) reflect a reduction in licensing fees which have, as a matter of practice, been charged for a number of years.

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Suspension of Issue of Permanent Residence Permits) Order 2009

S.R. & O. No: 2 of 2009

Made: 6 February 2009

Published: 28 February 2009

Coming into force: 31 March 2009

IN EXERCISE of my powers under section 18A(1) of the Immigration Ordinance (Title 52.2), I make the following order —

1. Title

This order is the Immigration (Suspension of Issue of Permanent Residence Permits) Order 2009.

2. Commencement

This order comes into force on 31 March 2009.

3. Suspension of issue of permanent residence permits

The operation of section 18 of the Immigration Ordinance is suspended from the date of commencement of this order until 31 July 2009.

6 February 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above order)

The operation of section 18 of the Immigration Ordinance, which provides for the issue of permanent residence permits, is suspended until 31 March 2009.

This order extends that suspension until 31 July 2009.

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**THE
FALKLAND ISLANDS GAZETTE**

Supplement

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Vol. 20

31 March 2009

No. 2

The following is published in this Supplement –

Designation (West Falkland)(Various Buildings) Order 2009 (SR&O No 3 of 2009).

SUBSIDIARY LEGISLATION

PLANNING AND BUILDING

Designation (West Falkland)(Various Buildings) Order 2009

S. R. & O. No: 3 of 2009

Made: 13 March 2009

Published: 31 March 2009

Coming into force: on publication

IN EXERCISE of my powers under section 65(1) of the Planning Ordinance (Title 55.3), I make the following Order —

1. Title

This Order is the Designation (West Falkland)(Various Buildings) Order 2009.

2. Commencement

This Order comes into force on publication in the Gazette.

3. Designation

The buildings listed in the Schedule are designated as buildings of special architectural and historic interest.

SCHEDULE

Cape Meredith Light, Albemarle, West Falkland; and
Main House, Shearing Shed, and Sealer's House, West Point Island.

Made 13th March 2009

A. E. Huckle,
Governor

EXPLANATORY NOTE
(not forming part of the Order)

This Order designates the buildings listed in the Schedule as buildings of special architectural and historic interest. Planning permission is required for their demolition, alteration or extension.

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Price: Two pounds

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THE
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Supplement

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Vol. 20

30 April 2009

No. 3

The following are published in this Supplement –

Coins Order 2009 (SR&O No 4 of 2009);

Licensing (Amendment) Bill 2009; and

Livestock (Amendment) Bill 2009.

SUBSIDIARY LEGISLATION

CURRENCY

Coins Order 2009

S. R. & O. No: 4 of 2009

Made: 14 April 2009

Published: 30 April 2009

Coming into force: on publication

IN EXERCISE of my powers under section 22 of the Currency Ordinance 1987 (Title 25.1), I make the following Order —

1. Title

This Order is the Coins Order 2009.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. New coins

(1) The minting and issue of the coins described and specified in the Schedule to this Order are authorised.

(2) The Schedule specifies —

(a) the denomination, fineness, weight, diameter, quality, shape, edge and number of the coins authorised by paragraph (1);

(b) the tolerance or remedy which may be permitted in respect of variations from the standard weight, diameter and fineness of the coins; and

(c) the design of the obverse and reverse of the coins.

4. Deemed denomination of Crown coins and their value as legal tender

For the purposes of the Ordinance —

(a) Cupro-Nickel Crown coins and Sterling silver Crown coins authorised by this Order are deemed to be of 25 pence denomination;

(b) Gold one fifth Crown coins authorised by this Order are deemed to be of £1 denomination;

(c) Gold one twenty-fifth Crown coins authorised by this Order are deemed to be of 20 pence denomination; and

(d) Gold one sixty-fourth Crown coins authorised by this Order are deemed to be of 10 pence denomination,

and those coins are legal tender in the Falkland Islands in the amount of their deemed denomination.

Made 14th April 2009

A.E. Huckle,
Governor.

SCHEDULE

Specifications of coins of the Falkland Islands: Bicentenary of the birth of Charles Darwin 2009

Type	Cupro-nickel	Silver Proof	Gold Proof	Gold Proof	Gold Proof
<i>Denomination</i>	1 Crown	1 Crown	1/5 th Crown	1/25 th Crown	1/64 th Crown
<i>Weight (grams)</i>	28.28	28.28	6.22	1.24	0.5
<i>Diameter (millimetres)</i>	38.60	38.60	22.00	13.92	11.00
<i>Fineness</i>	Cu 75% Ni 25%	925 Sterling silver	999.9 Gold	999.9 Gold	999.9 Gold
<i>Quality</i>	Brilliant Uncirculated	Proof	Proof	Proof	Proof
<i>Shape</i>	Round	Round	Round	Round	Round
<i>Edge</i>	Milled	Milled	Milled	Milled	Milled
<i>Edition Limit for each reverse design</i>	Unlimited	10,000	2,000	5,000	10,000
<i>Mint</i>	Pobjoy Mint Ltd.				
<i>Remedy</i>	Variations to be allowed of the tolerance permitted by the Pobjoy Mint Ltd.				
<i>Obverse design</i>	The uncouped portrait of Her Majesty the Queen by Ian Rank-Broadley surrounded by the inscription "QUEEN ELIZABETH II FALKLAND ISLANDS 2009".				
<i>Reverse design</i>	A portrait of Charles Darwin. The wording 'CHARLES R DARWIN' appears in the surround and the denomination at the base.				

Licensing (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Licensing Ordinance
4. Licensing justices
5. New section 5A inserted

LICENSING (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: on publication)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Licensing Ordinance 1994 (Title 48.2)

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Licensing (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Licensing Ordinance

This Ordinance amends the Licensing Ordinance.

4. Licensing justices

Section 5(4) is repealed.

5. New section 5A inserted

The following section is inserted after section 5 —

“5A. Delegation of licensing to the clerk of the Summary Court

(1) If the conditions set out in subsection (2) are satisfied in relation to an application, the clerk of the Summary Court may grant —

- (a) a renewal of a licence under section 9;
- (b) a transfer of a licence under section 10;
- (c) a protection order under section 12;
- (d) an extension of permitted hours on a special occasion under section 48; or
- (e) an occasional licence under section 83.

(2) The conditions which must be satisfied for the purposes of subsection (1) are that —

- (a) any notice required to be given in relation to the application has been properly given;
- (b) the chief police officer has notified the clerk that there is no objection to the granting of the application; and
- (c) any conditions to be attached to the licence or order have been agreed by the applicant.”

OBJECTS AND REASONS

The Bill amends the Licensing Ordinance to enable the clerk of the Summary Court to grant specified applications under the Ordinance, provided certain conditions are satisfied.

Of the five categories of application specified, (a) to (c) were covered by an amendment to the Ordinance made in 2002; (d) and (e) are added by this Bill.

All five categories are placed within a new section 5A of the Ordinance for ease of comprehension.

Livestock (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Livestock Ordinance
4. New section 23 substituted
5. New section 24 substituted
6. New Schedule substituted

LIVESTOCK (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: on publication)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Livestock Ordinance (Title 5.3).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Livestock (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication.

3. Amendment of Livestock Ordinance

This Ordinance amends the Livestock Ordinance.

4. New section 23 substituted

Section 23 is repealed and the following section substituted —

“23. Annual returns

(1) A farmer must, on or before 30 June each year, complete and send to the Director of Agriculture a return containing the information specified in the approved form.

(2) The Director of Agriculture may publish information contained in a return submitted under subsection (1) unless it consists of the income of the farmer or any other person.

(3) Subsection (2) has effect in relation to an annual return submitted at any time after commencement of the Ordinance.”

5. New section 24 substituted

Section 24 is repealed and the following section substituted —

“24. Form

The form set out in the Schedule, or such other form as may be approved by the Director of Agriculture, must be used in relation to the annual return required under section 23.”

6. New Schedule substituted

The Schedule is revoked and the Schedule set out in the Schedule to this Ordinance is substituted.

SCHEDULE

SUBSTITUTED SCHEDULE

“SCHEDULE

Section 23

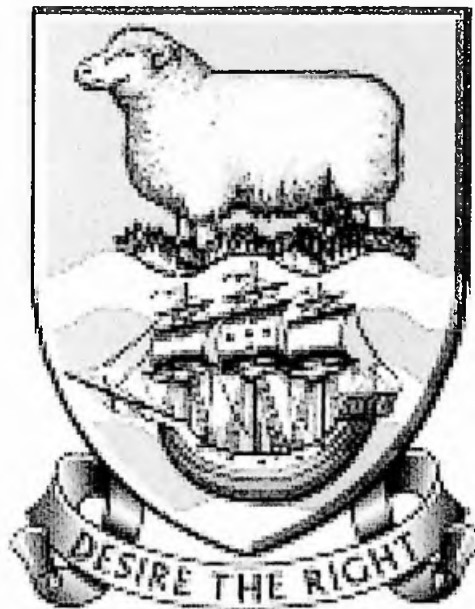
Annual return for the year ending 31 May 2...

FARM NAME: _____

AREA (ha): _____

FALKLAND ISLANDS LIVESTOCK ORDINANCE

Form 4 (section 40)



2007/2008

IMPORTANT NOTICE

Failure to complete and return this form by 30 June 2008 can, under Livestock Ordinance, section 20, result in a fine of £200 per day for each day overdue.

**A glossary of terms and guidance notes for use with the
'Falkland Islands LIVESTOCK ORDINANCE
(Form 4, section 40)' returns.**

There has always been some discrepancy of terms when filling in the forms. Not all farmers will agree with this glossary, but for the purpose of filling in the forms and to obtain uniformity, please categorise animals as stated below. The explanations will go in the order in which they appear on the form.

SHEEP

Mature Ram: Any entire (not castrated) male sheep past its first shearing.

Hogget: A young sheep after weaning but prior to its first shearing.

Shearling: A sheep after its first shearing but before its second shearing.

Wether: A castrated male sheep.

Ewes Mated: This count should include all ewes mated in the year, including any shearlings and hoggets

Shearling ewes: This count should only include shearlings not mated

Ewe hoggets: This count should only include hoggets not mated

Mature Ewes not mated: This count should include all ewes over 2 years of age not mated in the year

Cast Sheep: Any sheep that have been selected for disposal after 31st May but before the main shearing next season.

Ewes mated the previous year to produce this year's lambs: This should be the same as that stated on last years form under Number of breeding ewes.

SHEARING and WOOL

Main Shearing: All shearing done during the recognised shearing season. E.g. Sheep shorn prior to slaughter should not be entered. They would be entered in the box asking for the '**Number of sheep shorn throughout the year that contribute to the other wool category**'.

All information required under '**WOOL CLIP**' should be from your bale book.

WOOL SALES FOR LAST CALENDAR YEAR: should be figures derived from your sales invoices. You are requested to examine these and show the Net Value of Wool Sold Between 01/01/06 and 31/12/06 (sterling) as the net Falkland Islands value to the farm of wool produced in the year.

CATTLE

Bulls: Entire (not castrated) male cattle over 1 year of age.

Cows: Any female cattle over 1 year of age.

Steers: Castrated male cattle over one year of age. All steers must go under the beef cattle heading.

Calves: All male and female cattle under one year of age.

Enter cattle as '**DAIRY**' or '**BEEF**'. E.g. If your business is mainly beef, but you have a few "house cows" that are being milked, then those cows should go under '**DAIRY**'. Their calves would also go under '**DAIRY**' if the intention is to have them as replacement dairy cows, or '**BEEF**' if they are to be grown on for slaughter, sold for finishing or used as breeding animals for the beef herd.

HORSES

Stallions: Entire male horses over 1 year of age.

Geldings: Castrated male horses over 2 years of age.

Mares: Female horses over 2 years of age

Yearlings: Geldings and Mares between 12 months and 2 years of age.

Foals: All horses under 12 months old.

PIGS

Breeding stock: Animals whose main purpose is breeding, not slaughter.

Boars: Males kept for breeding.

Sows: Females kept for breeding that have had at least one litter.

Gilts: Females kept for breeding that have not yet had their first farrowing (given birth to a litter).

Finishing Stock: Animals that will ultimately be slaughtered for pork or bacon and were never intended for breeding.

Not weaned: Piglets still with their mothers.

Weaned: Any animals between weaning and slaughter.

FARM POPULATION

This refers to the number of people living on the farm.

Adult males: Any men over the age of 18 years regardless of whether they work on the farm or not.

Adult females: Any women over the age of 18 years regardless of whether they work on the farm or not.

Under 18's: Anyone (including all children), under the age of 18 years whether they work on the farm or not.

Labour: Out of the categories above, state the number of those people who work on the farm.

STOCK MOVEMENT

Any animal entered in either the disposed of or acquired categories should only be entered once because an animal can only be disposed of or acquired by any single farm once. These figures should not include any of the culls stated in earlier sections of the form. They will become a part of next year's 'disposals'.

If there is not enough space provided on the form to record all of your farm's stock movements, please attach a sheet detailing such information.

Lambs: Any sheep for slaughter under one year old.

Mutton: Any sheep for slaughter over one year old acceptable for human consumption.

Culls: Any animal slaughtered that is not for consumption.

Disposal to the Abattoir: All animals sent to the abattoir for slaughter.

For all animals the term 'Culls' means any animal selected for slaughter for a variety of reasons such as old age or breeding selection. In most cases, these animals will just be slaughtered and the carcasses disposed of in accordance with the current law on disposal. However, some animals selected for culling may be 're-directed' to a more profitable end (e.g. A 4 year old cow intended for breeding doesn't produce a calf or is a bad mother. She may be culled out for breeding selection but is suitable for slaughter for beef).

LAND UNDER CULTIVATION - This has been separated into Horticultural and Agricultural.

Horticultural: Typically crops such as potatoes, carrots, cabbages, cauliflowers, parsnips, salad vegetables, etc. This is asked for in approximate Kg's sold and is sub-divided into outdoor and indoor production.

Agricultural: Typically crops primarily grown for animal feed. A measure of approximate hectares is required.

Perennial: Pasture's are typically perennial because they grow year after year once they are prepared and sown, providing there is aftercare (fertilising, etc.)

Annual: These are crops that are sown each year and harvested/graze cropped.

FALKLAND ISLANDS LIVESTOCK ORDINANCE

Form 4 (section 40)

Farm Name		Owner	
Brand for horses and cattle		Earmark for Sheep	

SHEEP

No. of MATURE RAMS		No. of BREEDING EWES (all mated)	
No. of RAM HOGGETS		No. of EWES OVER 2 YRS (not mated)	
Total No. of RAMS			

No. of MATURE WETHERS		No. of SHEARLING EWES (not mated)	
No. of SHEARLING WETHERS		No. of EWE HOGGETS (not mated)	
No. of WETHER HOGGEST			
Total No. of Wethers		Total No. of EWES	

NO. of CAST SHEEP (stock to be disposed of before next shearing)	
--	--

TOTAL NUMBER OF SHEEP on the farm at 31.05.2008	
--	--

Number of Ewes mated in previous year to produce this year's lambs	
--	--

Lambs marked

No. of RAM LAMBS		Lambing percentage	
No. of EWE LAMBS		(Number of lambs divided by number of ewes mated multiplied by 100 = lambing percentage)	
No. of WETHER LAMBS			
TOTAL			

SHEARING

WOOL CLIP

No. of SHEEP SHORN at main shearing(s)

Hoggets		Main shearing(s) wool clip (greasy Kg's)	
Shearlings		Other wool	
Wethers		TOTAL	
Ewes		Wool Shipped (greasy Kg's)	
Rams		Number of Bales Shipped	
TOTAL		Wool held on farm (greasy Kg's)	

Number of other sheep shorn throughout the year that contribute to the 'other wool' category	
--	--

WOOL SALES FOR LAST CALENDAR YEAR

TOTAL WEIGHT OF WOOL SOLD BETWEEN 01 01 07 AND 31 12 07 (Kg's greasy)	
TOTAL WEIGHT OF WOOL SOLD BETWEEN 01 01 07 AND 31 12 07 (Kg's clean)	
TOTAL NET VALUE OF WOOL SOLD BETWEEN 01.01 07 AND 31 12 07 (STERLING)	

CATTLE (DAIRY)

Number of animals

CATTLE (BEEF)

Number of animals

Bulls		Bulls	
Cows (over 2 years)		Cows (over 2 years)	
Cows (under 2 years)		Cows (under 2 years)	
Steers (over 2 years)	→	Steers (over 2 years)	
Steers (under 2 years)	→	Steers (under 2 years)	
Calves (any under one year old)		Calves (any under one year old)	
Total at 31.05.2008		Total at 31.05.2008	

TOTAL NUMBER OF CATTLE AT 31.05.2008	
---	--

NUMBER OF COWS MATED IN PREVIOUS YEAR TO PRODUCE THIS YEAR'S CALVES	
--	--

HORSES**DOGS**

Stallions		Adult Bitches	
Geldings		Bitch pups (under one year)	
Mares		Adult Dogs	
Yearlings		Dog pups (under one year)	
Foals		Total DOGS at 31.05.2008	
Total HORSES at 31.05.2008			

POULTRY and FOWL

Number of birds

PIGS

Number of animals

Cockerels		Breeding Stock:	↓
Hens		Boars	
Pullets		Sows	
Total of above		Gilts	
		Total breeding stock	
Geese		Finishers:	↓
Ducks		Not weaned	
Turkeys		Weaned	
Other		Total Finishing stock	
		Total PIGS at 31.05.2008	

OTHER LIVESTOCK ie Goats. Please use the blank tables below to detail any other farming livestock as at 31.05.2008

FARM POPULATION as at 31.05.2008

Adult Males	Adult Females	Under 18's	Labour

STOCK MOVEMENT

Animals disposed of to the abattoir between 1.06.07 and 31.05.2008

SHEEP	Number of animals	CATTLE	Number of animals
Lambs (sheep under 1 year old)		Bulls	
Mutton (sheep over 1 year old)		Cows (over 2 years)	
Culls		Cows (under 2 years)	
TOTAL		Steers (over 2 years)	
		Steers (under 2 years)	
OTHER (please specify)	Number of animals	Calves (any cattle under 1 year)	
		Culls	
		TOTAL	
		PIGS	Number of animals
		Finished animals	
		Culls	
		TOTAL	

Other disposals

SHEEP	Number of animals	Purpose (mutton/dogs meat, sold for sheep replacement, culled for age or breeding selection, etc.)	Destination (if any)
Rams			
Lambs			
Mutton			
Hoggets			
Shearlings			
Others			
Culls			
TOTAL			

CATTLE	Number of animals	Purpose (beef/dogs meat, weaners, culled for age or breeding selection, etc.)	Destination (if any)
Bulls			
Cows (over 2 years)			
Cows (under 2 years)			
Steers (over 2 years)			
Steers (under 2 years)			
Calves (any cattle under 1 year)			
TOTAL			

PIGS	Number of animals	Purpose (pork, weaners, culled for age or breeding selection, etc.)	Destination (if any)
Boars			
Sows and Gilts			
Finished animals			
Weaners			
Culls			
TOTAL			

OTHER (please specify)	Number of animals	Purpose	Destination (if any)

Animals acquired/purchased between 1.06.07 and 31.05.2008

SHEEP	Number of animals	Purpose (breeding ewes, replacement wethers, etc.)	Origins
Rams			
Hoggets			
Shearlings			
Between 2 nd shearing & 6 years			
Over 6 years of age			
TOTAL			

CATTLE	Number of animals	Purpose (breeding stock, finishing, etc.)	Origins
Bulls			
Cows (over 2 years)			
Cows (under 2 years)			
Steers (over 2 years)			
Steers (under 2 years)			
Calves (any cattle under 1 year)			
TOTAL			

PIGS	Number of animals	Purpose (pork, finishing, breeding, etc.)	Origins
Boars			
Sows and Gilts			
Weaners			
TOTAL			

OTHER (please specify)	Number of animals	Purpose	Origins

LAND UNDER CULTIVATION

HORTICULTURAL

Outdoor Production		Indoor Production (glass house or polyhouse)	
Crop Type	Annual yield (approx. Kg's)	Crop Type	Annual yield (approx Kg's)

AGRICULTURAL

PERENNIAL CROP (pasture)	Number of hectares
Sown in the last 12 months	
Sown between 12 months and 5 years ago	
Sown between 5 and 10 years ago	
TOTAL hectares sown in the last 10 years	

ANNUAL CROP (forage/root)	
Crop Type	Hectares
TOTAL sown this year	

Please attach on a separate sheet any additional information that you have regarding any section of this form.

SERVICEABLE TRACTORS	
----------------------	--

I solemnly declare that the foregoing is, to the best of my knowledge and belief, a correct and accurate statement. (signature)

This return must be made to the Director of Agriculture on or before 30th June 2008."

OBJECTS AND REASONS

This Bill amends the Livestock Ordinance to —

- (a) permit, with effect from commencement of the Ordinance, the Director of Agriculture to publish information (other than income information) from a farmer's annual return;
- (b) permit the Director of Agriculture to approve a new form for an annual return; and
- (c) substitute a new Schedule with an amended annual return form.

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THE
FALKLAND ISLANDS GAZETTE
Supplement

PUBLISHED BY AUTHORITY

Vol. 20

12 June 2009

No. 4

The following are published in this Supplement –

Falkland Islands Status (Application Fee)(Amendment) Regulations 2007 (Correction) Order 2009 (SR&O No 6 of 2009);

Immigration (Fees) Regulations 2009 (SR&O No 7 of 2009);

Retirement Pensions (Contributions)(Exemptions) Order 2009 (SR&O No 8 of 2009);

Air Navigation (Fees) Regulations 2009 (SR&O No 9 of 2009);

Appropriation Ordinance 2009 (No 1 of 2009);

Finance Ordinance 2009 (No 2 of 2009);

Licensing (Amendment) Ordinance 2009 (No 3 of 2009);

Livestock (Amendment) Ordinance 2009 (No 4 of 2009); and

Supplementary Appropriation (2008-2009) Ordinance 2009 (No 5 of 2009).

SUBSIDIARY LEGISLATION

FALKLAND ISLANDS STATUS

**Falkland Islands Status (Application Fee)(Amendment) Regulations 2007 (Correction)
Order 2009**

S. R. & O. No. 6 of 2009

Made: 21 May 2009

Published: 12 June 2009

Coming into force: 31 May 2007

IN EXERCISE of my powers under section 93 of the Interpretation and General Clauses Ordinance (Title 67.2) I make the following order —

1. Title

This Order is the Falkland Islands Status (Application Fee)(Amendment)(Correction) Order 2009.

2. Commencement

This Order is deemed to have come into force on the same date as the Falkland Islands Status (Application Fee)(Amendment) Regulations 2007 (SR&O No 15 of 2007).

3. Correction of Falkland Islands Status (Application Fee)(Amendment) Regulations

Section 3 of the Falkland Islands Status (Application Fee)(Amendment) Regulations is corrected by omitting “2007” and substituting “1999(b)”

Made 21 May 2009

D. F. W. Pickup,
Attorney General.

EXPLANATORY NOTE

(not forming part of the above order)

This Order corrects a typographical error.

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Fees) Regulations 2009

S.R & O. No. 7 of 2009

Made: 3 June 2009

Published: 12 June 2009

Coming into force: 1 July 2009

IN EXERCISE of my powers under section 40(1)(d) of the Immigration Ordinance (Title 52.2), I make the following regulations —

1. Title

These regulations are the Immigration (Fees) Regulations 2009.

2. Commencement

These regulations come into force on 1 July 2009.

3. Fees

(1) The following application fees are payable under the Ordinance —

(a) for a residence permit, or for renewal or extension of a residence permit, under section 16;	£20.00
(b) for a work permit, or for renewal or extension of a work permit, under section 17;	£20.00
(c) for a permanent residence permit under section 18;	£200.00
(d) for a visa under section 5;	£20.00
(e) additional charge for each child included in an application for a visa;	£1.00.

(2) An officer recruited by the Falkland Islands Government from outside the Falkland Islands is exempt from the fees under paragraphs (1)(b), (d) and (e) in respect of a first application for a work permit or a visa.

Made 3 June 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations make new provision for the payment of application fees under the Immigration Ordinance (the fees were previously provided for under the Finance Ordinance 2002 (No 14 of 2002)).

The fees for the following types of application (including applications for renewal or extension where relevant) are increased from £15.00 to £20.00 —

- (a) residence permit;
- (b) work permit; and
- (c) visa.

An additional charge of £1.00 per child is introduced in relation to inclusion of a child in an application for a visa.

The fee for an application for a permanent residence permit is increased from £155.00 to £200.00.

The changes to the fees introduced by these regulations have effect from 1 July 2009.

SUBSIDIARY LEGISLATION

RETIREMENT PENSIONS

Retirement Pensions (Contributions)(Exemptions) Order 2009

S.R & O. No. 8 of 2009

Made: 3 June 2009

Published: 12 June 2009

Coming into force: on publication

IN EXERCISE of my powers under section 13A of the Retirement Pensions Ordinance (No 20 of 1996) I make the following order —

1. Title

This Order is the Retirement Pensions (Contributions)(Exemptions) Order 2009.

2. Commencement

This Order comes into force on publication

3. Extension of Retirement Pensions Contributions (Exemptions) Order

The Retirement Pensions Contributions (Exemptions) Order (SR&O No 4 of 2001) is deemed to have been extended to continue in effect until 30 June 2009.

Made 3 June 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above order)

The Retirement Pensions Contributions (Exemptions) Order (SR&O No 4 of 2001) provided exemptions from the payment of contributions under the Retirement Pensions Ordinance 1996 (No 20 of 1996) in relation to certain persons resident and employed in camp.

The order was stated to cease to have effect on 31 December 2003 unless extended by further order. It is apparent that it was intended that the order be extended, but that the extension was overlooked.

The effect of this order is to deem that the order was extended until 30 June 2009. After 30 June 2009, the exemptions in relation to the payment of retirement pensions contributions by persons resident and employed in camp will no longer have effect.

SUBSIDIARY LEGISLATION

CIVIL AVIATION

Air Navigation (Fees) Regulations 2009

S.R & O. No. 9 of 2009

Made: 3 June 2009

Published: 12 June 2009

Coming into force: 1 July 2009

IN EXERCISE of my powers under 149(1) of the Air Navigation (Overseas Territories) Order 2007 (SI No 2007/3468), I make the following regulations —

1. Title

These regulations are the Air Navigation (Fees) Regulations 2009.

2. Commencement

These regulations come into force on 1 July 2009.

3. Interpretation

(1) The Air Navigation (Overseas Territories) Order 2007 means the order as amended or replaced.

(2) A reference to the weight of an aircraft means the “maximum total weight authorised” as defined in article 156 of the Air Navigation (Overseas Territories) Order 2007.

4. Fees

The fees set out in the Schedule are payable —

(a) in connection with the functions carried out by the Department of Civil Aviation for which the department is designated by the Governor under the Air Navigation (Overseas Territories) Order 2007; and

(b) in connection with the functions carried out by the Department of Civil Aviation under the Air Navigation (Overseas Territories)(Environmental Standards) Order 2004 (SI No 2004/3337).

5. General provisions

The Director of Civil Aviation may —

(a) require payment of the relevant fee on application, or in advance of the issue of a licence, approval or other thing;

(b) if an application is withdrawn or refused, retain any fee required to cover the cost of the services undertaken before the application is withdrawn or refused, and return any balance of fee remaining;

(c) charge any additional costs incurred for services undertaken in connection with any application if the cost of the services exceed the fees paid in accordance with the Schedule.

6. Revocation

The Air Navigation (Fees for Certificates and Services) Regulations (SR&O No 8 of 2006) are revoked.

Schedule

PART 1

Licences for flight crew

(a) Private pilot's licence:	
issue	£77
renewal	£44
(b) Commercial pilot's licence:	
issue	£143
renewal	£77
(c) Airline transport pilot's licence:	
issue	£143
renewal	£77
(d) Flight navigator's licence:	
issue	£110
renewal	£66
(e) Flight radiotelegraphy operator's general licence:	
issue or renewal	£44
(f) Flight radiotelegraphy operator's restricted licence:	
issue or renewal	£44
(g) Flight radiotelegraphy operator's licence:	
issue or renewal	£44

(h) Certificate of validity of foreign licence:	
issue	£77
renewal or validation	£44
(i) Appointment of authorised examiner for aircraft type rating or instrument rating:	
appointment or re-appointment	£220

PART II
Airworthiness

(a) issue or renewal of certificate of airworthiness:	
(i) aircraft not exceeding 2,730kgs	£682
(ii) aircraft exceeding 2,730kgs but not exceeding 5,700kgs	£1,430
(iii) aircraft exceeding 5,700kgs but not exceeding 30,000kgs	£1,430
	plus £104.50 per 500kgs (or part of) exceeding 5,700kgs, up to a maximum of £6,600
(b) Permit to fly an aircraft without a certificate of airworthiness:	£220
(c) Certificate of airworthiness; change of category:	£220
(d) Approval of modifications, major repairs to aircraft, engines and equipment:	£220
(e) Certificate of approval of aircraft radio installation:	
issue	£132
renewal or amendment	£77
(f) Approval of maintenance organisation:	
issue	£1,650 for each site
Variation:	
(i) aircraft not exceeding 2,730kgs	£550

(ii) aircraft exceeding 2,730kgs	£660
(g) Aircraft maintenance engineer's licence (AMEL):	
issue	£143
renewal, variation, or inclusion of rating:	£77
(h) Certificate of validation of AMEL:	
issue	£77
renewal or variation	£44
(i) Approval of aircraft maintenance schedules:	
issue	£220
amendment or variation	£110
(j) Noise Certificate:	£132

PART III
Flight operations

(a) Application for air operator's certificate (AOC) or renewal of AOC:
The applicant must pay for the investigations required by the Department of Civil Aviation (DCA). The level of charges will be determined by the DCA based on the estimation of the number of days worked by one or more individuals attributable to investigation, as specified in Table 1.

Table 1

aircraft not exceeding 2 tonnes	4 days
aircraft exceeding 2 tonnes but not exceeding 15 tonnes	45 days
aircraft exceeding 15 tonnes	60 days

(b) Issue of AOC:

(i) aircraft not exceeding 2 tonnes	£2,915
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£4,532
(iii) aircraft exceeding 15 tonnes	£6,490

(c) Regulation of AOC:

If an application for AOC is granted, in addition to the issue fee, the operator will be charged for the regulatory oversight and monitoring of the AOC operation for each year or part of the year that the certificate remains valid. The level of charges will be determined by the DCA based on

the estimation of the number of days worked by one or more individuals attributable to regulatory oversight, as specified in Table 2.

Table 2

Not exceeding 2 tonnes	Maximum 4 days
Exceeding 2 tonnes but not exceeding 15 tonnes	Maximum 45 days
Exceeding 15 tonnes	Maximum 60 days

(d) Inclusion of additional aircraft types in the AOC:

(i) aircraft not exceeding 2 tonnes	£1,705
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,596
(iii) aircraft exceeding 15 tonnes	£2,915

(e) Annual charge for an AOC (for each aircraft type named on the certificate):

(i) aircraft not exceeding 2 tonnes	£1,430
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,145
(iii) aircraft exceeding 15 tonnes	£2,860

(f) Variation of an AOC:

(i) variation in the operating region	£715
(ii) permission to operate on a specified route outside the operating region specified in the certificate	£297
(iii) change in the company or trading name where the legal entity is unchanged	£77
(iv) change to any of the posts identified in an initial AOC application	£77

(f) Variable charges:

On the last day of each period of three months during the whole or part of which an AOC remains in force, the holder of the certificate must pay a charge according to the number of hours

(rounded to the nearest whole hour, with half hours being rounded up) flown by each aircraft operated pursuant under the certificate as follows:

passenger aircraft in which the number of passenger seats in the aircraft exceeds 20 but does not exceed 100	5 pence per hour per seat
--	---------------------------

Nothing in sub-paragraph (f) applies to aircraft fitted with 20 or less seats or aircraft that do not exceed 10 tonnes or which are on non-revenue flights.

For the purposes of paragraph (f) a flight hour is calculated from the time an aircraft becomes airborne to the time the aircraft touches down, as recorded in the aircraft's technical log.

(g) Special Operations:

(i) category II low visibility operations (with or without autoland initial)	£1,430
(ii) category III low visibility operations (with autoland initial)	£2,860
(iii) extended range twin engine operations or extended range operations:	
application	£3,575
each additional aircraft type	£1,705
(iv) minimum navigation performance specifications airspace or reduced vertical separation minima	£330

(h) Operations under an AOC exemption: £1,430

(i) Route licensing:

(i) application for route	£363
(ii) vetting of business financial plans	£1,320

(j) Approval of a scheme to avoid excessive flight crew fatigue £396

PART IV

Air traffic control and aerodromes

(a) Aerodrome licence:	
issue	£990
annual renewal (except government or military aerodromes)	£660

(b) Assessment of hazards to air navigation, obstructions etc (except government or military aerodromes):	£396
(c) Conversion of foreign air traffic control licences, ratings and aerodrome flight information service officer's licences:	£198
(d) Aerodrome validation of an aerodrome flight Information officer	£44

PART V
Fees not specified elsewhere

(a) Certificate of registration aircraft:	£264
(b) Reservation of registration mark:	£66
(c) Reservation of specific out of sequence registration mark:	£132
(d) Aircraft dealer's certificate:	£1,980
(e) Enquiry regarding entries in register of aircraft:	£33
(f) Provision of summary copy of register of aircraft:	£22
(g) Issue of a copy of any document issues under the Order (but not to exceed cost of original document):	£33
(h) For the approval of documents, inspections, investigations, tests, experiments and flight trials conducted in connection with any part of the Order, but not elsewhere specified:	Actual cost £99 minimum charge
(i) Any permission, approval, authorisation or exemption in respect of any part of the Order:	£165 plus investigation costs
(j) Additional charge when services are performed abroad:	Actual costs incurred
(k) De-registration advice to foreign regulatory authority or removal from register upon export:	£66
(l) Title search of the register in respect of an aircraft:	£99
(m) Where an aircraft is temporarily transferred to the	

register and a certificate of airworthiness in respect of that aircraft the fee payable:

- (i) in respect of such temporary transfer to the register; and
- (ii) in respect of that certificate of airworthiness,

is one half of the amount specified in these Regulations for registration of an aircraft or for a certificate of airworthiness as the case may be

- | | |
|---|---|
| (n) Investigation conducted in connection with any part of the Order (by reference to each individual working investigation): | £781 per day or
£99 per hour |
| Plus actual costs incurred, including but not limited to, transportation, accommodation and subsistence: | Travel days will
be charged at £396
per day |
| (o) grant of an aerodrome certificate to a minor aerodrome: | |
| initial | £60 |
| renewal | £20 |
| (p) Cancellation of a certificate of registration: | £66 |
| (q) Flight permission: | £10 |
| (r) Annual flight permission: | £200 |

Made 3 June 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations set the fees payable for functions carried out by the Civil Aviation Department under the Air Navigation (Overseas Territories) Order 2007 (SI No 2007/3468) and the Air Navigation (Overseas Territories)(Environmental Standards) Order 2004 (SI No 2004/3337).

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Appropriation Ordinance 2009

(No: 1 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Appropriation

Schedule

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

APPROPRIATION ORDINANCE 2009

(No: 1 of 2009)

(assented to: 3 June 2009)
(commencement: on publication)
(published: 12 June 2009)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2010.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Appropriation Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Appropriation

(1) The Director of Finance may withdraw the sum of £43,043,370 from the Consolidated Fund.

(2) Any sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2010 for the purpose of supplying the votes set out in the Schedule.

SCHEDULE

Number	Head of Service	Total Operating Budget	Less Internal Charges	Less Capital Charges	Net Operating Budget
		£	£	£	£
Operating Budget					
100	Aviation	2,498,320	44,270	245,700	2,208,350
150	Posts and Telecommunications	456,180	17,800	6,330	432,050
200	Health and Social Services	7,465,390	172,630	530,010	6,762,750
250	Education and Training	5,285,800	146,490	495,980	4,643,330
300	Customs and Immigration	336,810	1,420	3,670	331,720
320	Fisheries	5,236,120	263,100	40,330	4,932,690
350	Public Works Department	8,509,990	301,370	1,833,540	6,375,080
390	Fox Bay Village	173,180	400	5,110	167,670
400	Agriculture	1,001,370	16,620	31,140	953,610
451	AG's Chambers	568,460	2,150	1,620	564,690
452	Registry	78,140	1,400	380	76,360
453	Court Services	248,980	1,260	840	246,880
500	Falkland Islands Defence Force	373,630	9,420	47,720	316,490
551	Police & Prisons	671,240	11,430	26,090	633,720
552	Fire & Rescue Service	416,460	11,910	43,710	360,840
600	Central Administration	3,496,800	23,880	136,460	3,336,460
603	Investment Income & Public Debt	245,980	-	-	245,980
609	Taxation	303,860	3,820	2,800	297,240
620	Department of Mineral Resources	425,370	3,700	2,610	419,060
750	The Governor	195,720	8,350	5,800	181,570
800	Legislature	306,680	4,760	-	301,920
850	Falkland Islands Government Office - London	570,610	-	30,270	540,340
Total Operating Budget		38,865,090	1,046,180	3,490,110	34,328,800
Fund Transfers					
998	Programmed Expenditure for 2009/10	4,012,000	-	-	4,012,000
Transfer Payments					
999	Programmed Expenditure for 2009/10	4,702,570	-	-	4,702,570
Total Expenditure		47,579,660	1,046,180	3,490,110	43,043,370

Passed by the Legislature of the Falkland Islands on 28 May 2009.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Finance Ordinance 2009

(No: 2 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of British Nationality Ordinance
4. Amendment of Commissioners for Oaths Rules
5. Amendment of Companies and Private Partnership Ordinance
6. Amendment of Customs (Fees) Regulations
7. Amendment of Dogs Rules
8. Amendment of Elected Councillors' Allowances Ordinance
9. Amendment of Falkland Islands Status (Application Fees) Regulations
10. Amendment of Family Allowances Ordinance

11. Amendment of Firearms and Ammunition (Fees) Regulations Order
12. Amendment of Firearms and Ammunition Ordinance
13. Amendment of Fishery Products (Hygiene)(Fees) Regulations
14. Amendment of Land Charges Fees Rules
15. Amendment of Land (Non-residents)(Fees) Regulations
16. Amendment of Land Ordinance
17. Amendment of Notaries Public Rules
18. Amendment of Plant Importation Regulations
19. Amendment of Registration of Marriage Regulations
20. Amendment of Registration of United Kingdom Patents Ordinance
21. Amendment of Registration Regulations
22. Amendment of Retirement Pensions (Prescribed Rates) Regulations
23. Amendment of Road Traffic Ordinance
24. Amendment of Road Traffic (Provisional) Regulations Order
25. Amendment of Taxes Ordinance
26. Amendment of Vehicle Licence Labels Regulations
27. Repeal

Schedule 1: New Schedule A to Companies and Private Partnership Ordinance

Schedule 2: New Schedule to Fishery Products (Hygiene)(Fees) Regulations

Schedule 3: New Schedule 1 to Land Charges Fees Rules

Schedule 4: New Schedule 4 to Land Ordinance

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

FINANCE ORDINANCE 2009

(No: 2 of 2009)

(assented to: 3 June 2009)
(commencement: in accordance with section 2)
(published: 12 June 2009)

AN ORDINANCE

To increase various allowances, benefits, charges, contributions, fees, and penalties provided for under the laws of the Falkland Islands, and to make new provision in relation to certain charges, fees, and penalties.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Finance Ordinance 2009.

2. Commencement

- (1) This Ordinance comes into force on 1 July 2009, subject to subsections (2) and (3).
- (2) Section 8 will not come into force until further resolution of the Legislative Assembly.
- (3) Sections 22 and 25 come into force on 1 January 2010.

3. Amendment of British Nationality Ordinance

The Schedule to the British Nationality Ordinance (Title 52.1) is amended —

- (a) by omitting “Order” in each place where it occurs and substituting “Ordinance”;
- (b) in paragraph 1 by omitting paragraph (5).
- (c) in paragraph 2 by omitting “these Regulations” and substituting “this Ordinance”; and
- (d) in the table of fees —

(i) by repealing paragraphs 1 to 3 and substituting —

“1. Application under the Act, except an application under section 5, for registration as a British citizen, British Overseas Territories citizen, British Overseas citizen or British subject;

(a) Application relating to one person (adult or child)	£460.00
(b) Application relating to two or more children who have the same parent or parents (plus increase per additional child of £50.00)	£510.00

2. Application for naturalisation as a British citizen or British Overseas Territories citizen under sections 6 or 18 of the Act;

(a) Application relating to one person	£640.00
(b) Joint application from husband and wife or civil partners	£690.00”

(ii) in paragraph 4 by omitting “£385” and substituting “£395.00”; and

(iii) in paragraph 7 by omitting “£59” and substituting “£63.00”.

4. Amendment of Commissioners for Oaths Rules

Rule 2(1)(a) of the Commissioners for Oaths Rules (Title 22.1.1) is amended by omitting “£6.00” and substituting “£6.50”.

5. Amendment of Companies and Private Partnership Ordinance

The Companies and Private Partnership Ordinance (Title 18.1) is amended by repealing Schedule A and substituting the Schedule set out in Schedule 1.

6. Amendment of Customs (Fees) Regulations

The Customs (Fees) Regulations (SR&O No 10 of 2006) are amended —

- (a) in regulation 4 —

(i) by omitting “£46.00” in each place where it appears and substituting in each case “£49.00”;

(ii) by omitting “£228.00” in each place where it appears and substituting in each case “£240.00”;

(b) in regulation 4(3) —

(i) by omitting “£23.00” and substituting “£24.00”; and

(ii) by omitting “£114.00” and substituting “£120.00”.

7. Amendment of Dogs Rules

Rule 3 of the Dogs Rules (Title 5.2.1) is amended by omitting “£25” and substituting “£30.00”.

8. Amendment of Elected Councillors’ Allowances Ordinance

The Schedule to the Elected Councillors’ Allowances Ordinance (Title 19.2) is amended —

(a) in paragraph 3 by omitting “£3,477.50” and substituting “£3,773.00”;

(b) in paragraph 4 by omitting “£105” and substituting “£114.00”; and

(c) in paragraph 9 by omitting “£25” and substituting “£27.00”.

9. Amendment of Falkland Islands Status (Application Fees) Regulations

Regulation 2 of the Falkland Islands Status (Application Fees) Regulations (Title 52.3.2) is amended —

(a) in paragraph (1) by omitting “£180” and substituting “£200.00”; and

(b) in paragraph (2) by omitting “£130” and substituting “£140.00”.

10. Amendment of Family Allowances Ordinance

Section 3 of the Family Allowances Ordinances (Title 65.1) is repealed, and the following section substituted —

“3. Payment of Family Allowance

(1) An allowance is payable by the Postmaster at the maximum rate of £60.00 per month in respect of each child of a family.

(2) A child is not eligible in relation to the payment of family allowance —

(a) unless the child —

(i) has been ordinarily resident in the Falkland Islands for six months immediately before payment of the allowance;

- (ii) was born in the Falkland Islands less than six months before payment of the allowance; or
 - (iii) was born outside the Falkland Islands less than six months before payment of the allowance, to a mother who was ordinarily resident in the Falkland Islands at the time of the child's birth;
- (b) if the person to whom the allowance would belong to does not satisfy sub-section (3)(b), unless the child has Falkland Islands status;
- (c) if the child lives in the same household as a person who is exempted from the liability to pay income tax —
- (i) by virtue of a law of the Falkland Islands; or
 - (ii) by extra statutory concession from the Commissioner of Taxation.
- (3) An allowance is not payable if the person to whom the allowance would belong —
- (a) is entitled to an allowance, which the Director of Finance is satisfied is a similar allowance, in respect of the child, from the person's state or country of residence;
 - (b) does not have Falkland Islands status or a permanent residence permit, unless the child in respect of whom the allowance would be payable has Falkland Islands status.
- (4) An allowance is not payable if the annual income of the family household, for the calendar year before that in which the allowance would be payable, exceeded £46,500.
- (5) Half of the allowance is payable if the annual income of the family household for the calendar year before that in which the allowance would be payable, exceeded £31,000, but did not exceed £46,500.
- (6) If an allowance is not payable only by virtue of subsection (2)(a)(i), the allowance becomes payable retrospectively for the six month period as soon as the child has been ordinarily resident for six months.
- (7) The Governor may make regulations —
- (a) to determine what constitutes the income of a family household for the purposes of subsections (4) and (5); and
 - (b) to make further provision giving effect to this section.

11. Amendment of Firearms and Ammunition (Fees) Regulations Order

The Firearms and Ammunition (Fees) Regulations Order (Title 23.2.1) is amended —

(a) by omitting “£16.00” in each place where it appears and substituting in each case “£17.00”;

(b) in the Schedule —

(i) by omitting “£58.00” and substituting “£61.00”; and

(ii) by omitting “£32.00” and substituting “£33.50”.

12. Amendment of Firearms and Ammunition Ordinance

The Firearms and Ammunition Ordinance (Title 23.2) is amended by inserting the following section after section 4 —

“4A. Replacement licence

(1) This section applies to —

(a) a firearms and ammunition dealer’s licence issued under section 9; and

(b) a firearm licence issued under section 13.

(2) If a person who held a licence satisfies the Chief Police Officer that —

(a) the licence has been lost or defaced; and

(b) the person is entitled to continue to hold the licence;

the Chief Police Officer may issue a replacement licence.

(3) A fee of £6.50 is payable for the issue of a licence under subsection (2).

(4) A licence which has been defaced must be returned to the Chief Police Officer at the time that an application is made for a replacement licence.

(5) A person who has been issued with a replacement for a licence which has been lost must take all reasonable steps to return the original licence to the Chief Police Officer if the original licence is found.”

13. Amendment of Fishery Products (Hygiene)(Fees) Regulations

The Fishery Products (Hygiene)(Fees) Regulations (SR&O No 41 of 1998) are amended —

(a) by revoking regulation 2 and substituting —

“2. Payment of fees

(1) The fees specified in the Schedule are payable in connection with designation of a factory vessel or fishery product establishment under section 3 of the Ordinance.

(2) A reference to “the Regulations” in the Schedule is to the Fishery Products (Hygiene) Regulations 1998 (SR&O No 38 of 1998).”

(b) by revoking the Schedule and substituting the Schedule set out in Schedule 2.

14. Amendment of Land Charges Fees Rules

The Land Charges Fees Rules (SR&O No 3 of 1997) are amended by revoking Schedule 1 and substituting the Schedule set out in Schedule 3.

15. Amendment of Land (Non-residents)(Fees) Regulations

Regulation 3 of the Land (Non-residents)(Fees) Regulations (SR&O No 13 of 2007) is amended by omitting “£100” in each place where it appears and substituting in each case “£105.00”.

16. Amendment of Land Ordinance

The Land Ordinance (Title 45.2) is amended by repealing Schedule 2 and substituting the Schedule set out in Schedule 4.

17. Amendment of Notaries Public Rules

The Schedule to the Notaries Public Rules (Title 22.1.2) is amended —

(a) in paragraph 1 by omitting “£5.00” and substituting “£6.50”;

(b) by omitting “£85.00” in each place where it appears and substituting in each case “£90.00”;

(c) by omitting “£25.00” in each place where it appears and substituting in each case “£26.50”;

(d) in paragraph 3(a) by omitting “£30.00” and substituting “£31.50”;

(e) in paragraph 3(b) by omitting “£17.50” and substituting “£18.50”;

(f) by omitting “£12.50” in each place where it appears and substituting in each case “£13.00”; and

(g) in paragraph 5(b) by omitting “25p” and substituting “26 pence”.

18. Amendment of Plant Importation Regulations

Regulation 7 of the Plant Importation Regulations (Title 4.4.1) is amended —

(a) in paragraph (3)(a) by omitting “£3” and substituting “£3.30”;

(b) in paragraph (3)(b) by omitting “£100” and substituting “£110.00”; and

(c) by adding —

“(c) a permit for a single commercial import: £13.20 (regardless of the quantity of items imported by the applicant on the particular occasion).”

19. Amendment of Registration of Marriages Regulations

Section 18 of the Registration of Marriages Regulations (SR&O No 17 of 1999) is amended by—

- (a) by omitting “£20” in each place where it appears and substituting “£23.00”;
- (b) in paragraph (1)(b) by omitting “£50” and substituting “£59.00”;
- (c) by omitting “£15” in each place where it appears and substituting “£18.00”; and
- (d) in paragraph (1)(h) by omitting “£100” and substituting “£300.00”.

20. Amendment of Registration of United Kingdom Patents Ordinance

The Registration of United Kingdom Patents Ordinance (Title 43.1) is amended —

- (a) in section 3(d) by omitting “£200” and substituting “£400.00”; and
- (b) in section 7 by omitting “£30” and substituting “£35.00”.

21. Amendment of Registration Regulations

Schedule 2 of the Registration Regulations (Title 62.2.1) is amended by omitting paragraphs 1 to 4 and substituting —

“1. Certified copy of entry of birth	£12.00
2. Certified copy of entry of marriage	£23.00
3. Search of register of births, deaths or marriages within ten years (per name per register)	£12.00
4. Search of register of births, deaths or marriages; each additional year (per name per register)	£2.00
5. Certified copy of death certificate	£10.00
6. Registration of an instrument (includes birth)	£12.00”.

22. Amendment of Retirement Pensions (Prescribed Rates) Regulations

Regulation 5 of the Retirement Pensions (Prescribed Rates) Regulations (SR&O No 39 of 1996) is amended —

- (a) by omitting “£11.50” in each place where it appears and substituting in each case “£12.50”;

(b) by omitting “£23.00” in each place where it appears and substituting in each case “£25.00”; and

(c) in paragraph (3)(b) by omitting “£26.50” and substituting “£31.50”.

23. Amendment of Road Traffic Ordinance

The Road Traffic Ordinance (Title 63.1) is amended —

(a) in section 4(1) —

(i) in paragraph (a) by omitting “£45.00” and substituting “£47.50”;

(ii) in paragraph (b) by omitting “£104.00” and substituting “£109.50”;

(iii) in paragraph (c) by omitting “£160.00” and substituting “£168.50”;

(iv) in paragraph (d) by omitting “£38.00” and substituting “£40.00”; and

(b) in section 5(3) by omitting “£5.00” and substituting “£5.50”.

24. Amendment of Road Traffic (Provisional) Regulations Order

The Road Traffic (Provisional) Regulations Order (Title 63.1.1) is amended —

(a) in regulation 2(5) by omitting “£37.00” and substituting “£39.00”;

(b) in regulation 5(4) —

(i) by omitting “£25.00” in each place where it appears and substituting in each case “£26.50”;

(ii) in paragraph (c) by omitting “£12.00” and substituting “£12.50”; and

(c) by inserting the following regulation after regulation 5 —

“5A. Replacement driver’s licence

(1) If a person who held a driver’s licence satisfies the Chief Police Officer that—

(a) the licence has been lost or defaced; and

(b) the person is entitled to continue to hold the licence;

the Chief Police Officer may issue a replacement licence and endorse on the replacement licence any particulars endorsed upon the original licence.

(2) A fee of £10.50 is payable for the issue of a licence under paragraph (1).

(3) A licence which has been defaced must be returned to the Chief Police Officer at the time that an application is made for a replacement licence.

(4) A person who has been issued with a replacement for a licence which has been lost must take all reasonable steps to return the original licence to the Chief Police Officer if the original licence is found."

25. Amendment of Taxes Ordinance

Section 16(1) of the Taxes Ordinance (Title 69.1) is amended by omitting "£13,000" and substituting "£14,000".

26. Amendment of Vehicle Licence Labels Regulations

Regulation 5(2) of the Vehicle Licence Labels Regulations (SR&O No 33 of 1998) is amended by omitting "£5.00" and substituting "£5.50".

27. Repeal

Section 5 of the Finance Ordinance 2002 is repealed.

SCHEDULE 1

New Schedule A to Companies and Private Partnership Ordinance

(section 5)

"SCHEDULE A

(section 4)

<u>Description</u>	<u>Fee</u>
1. Registration of incorporation of a company	£352.00
2. Registration of change of name of a company	£70.00
3. Certificate of registration of a company (other than on incorporation)	£70.00
4. Registration of mortgage, debenture or other charge	£59.00
5. Company file search	£23.00
6. Certified copy of any document held on a company file (plus additional charge of 26 pence per page certified in addition to the first page)	£23.00
7. Filing an annual return; except in relation to a company which the Registrar is satisfied is not trading	£70.00
8. Filing an annual return for a company which the Registrar is satisfied is not trading	£12.00

9. Penalty for the late filing of an annual return	£200.00
10. Notification of change of director or change of registered office	£12.00
11. Penalty for the late notification of a change of director or change of registered office (more than 14 days)	£50.00
12. Penalty for the late notification of a change of company secretary (more than 14 days)	£50.00
13. Notification of increase in nominal capital	£10.00
14. Notification of change of company accounting reference date	£10.00
15. Filing of company accounts	£50.00
16. Return of allotment of shares	£10.00"

SCHEDULE 2
New Schedule to Fishery Products (Hygiene)(Fees) Regulations

(section 13)

“SCHEDULE

(regulation 2)

<u>Description</u>	<u>Fee</u>
1. Application for approval of factory vessel or fishery establishment (regulation 3 of the Regulations)	£545.00
2. Application for variation of approval (regulation 5 of the Regulations)	£100.00
3. Annual inspection by authorised officer (Section 1, Chapter V of the Schedule to the Regulations)	£220.00
4. Inspection on transshipment of product (Section 1, Chapter V of the Schedule to the Regulations)	£115.00
5. Additional charges for inspection under 3 or 4 where factory vessel is not in Stanley Harbour:	
(a) vessel in Port William	£50.00
(a) vessel in Berkeley Sound	£150.00

- | | |
|---|--------------------------------------|
| 6. Surcharge for services provided outside normal office hours
(for this purpose, normal office hours are 8am to 5pm
Monday to Friday, excluding public holidays) | additional
50% on all
charges” |
|---|--------------------------------------|

SCHEDULE 3
New Schedule 1 to Land Charges Fees Rules

(section 14)

“SCHEDULE 1

(rule 3)

<u>Description</u>	<u>Fee</u>
1. Registration, renewal, rectification or cancellation of entry in register (per name)	£6.00
2. Certificate of cancellation	£2.50
3. Entry of priority notice (per name)	£2.50
4. Inspection of entry (per entry)	£2.50
5. Office copy of entry, including plan (per copy)	£2.50
6. Search of index, including certificate of result (per name)	£12.00”

SCHEDULE 4
New Schedule 2 to Land Ordinance

(section 16)

“SCHEDULE 2

(section 9(3))

Part I

<u>Description</u>	<u>Fee</u>
1. Registration of order of the Court under section 9	£12.00
2. Registration of any other deed, instrument or document —	
(a) first deed, instrument or document presented on the same occasion and affecting land in the same ownership	£117.00
(b) subsequent deed, instrument or document presented on the same occasion affecting the same title, not being a deed subdividing land under the same title	£23.00

(c) power of attorney —	
(i) the first title for which it is to be registered	£47.00
(ii) every subsequent title	£18.00
(d) revocation of a power of attorney —	
(i) the first title for which it is to be registered	£12.00
(ii) every subsequent title	£6.00
(e) change of name deed —	
(i) the first title for which it is to be registered	£70.00
(ii) every subsequent title	£35.00
(f) severance of joint tenancy in equity	£29.00
(g) discharge of mortgage (for every title affected)	£12.00
(h) assent (for every title affected)	£12.00
3. Certified copy deed, instrument or document (plus additional charge of 26 pence per page certified in addition to the first page)	£12.00
4. Preparation of plan	£29.00
5. Certification of registration of deed, instrument or document	£12.00
6. Preparation of deed, instrument or document, except Crown Grant or Crown Lease; hourly rate (proportion of hourly rate to be paid for every part hour)	£59.00

Part II

(section 45)

1. Title search; hourly rate (proportion of hourly rate to be paid for every part hour)	£47.00
2. Production of register or index for inspection (for each one)	£12.00
3. Comparing deed with registered deed	£12.00"

Passed by the Legislature of the Falkland Islands on 28 May 2009.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Licensing (Amendment) Ordinance 2009

(No: 3 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Licensing Ordinance
4. Licensing justices
5. New section 5A inserted

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

LICENSING (AMENDMENT) ORDINANCE 2009

(No: 3 of 2009)

(assented to: 3 June 2009)
(commencement: on publication)
(published: 12 June 2009)

AN ORDINANCE

To amend the Licensing Ordinance 1994 (Title 48.2).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Licensing (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Licensing Ordinance

This Ordinance amends the Licensing Ordinance.

4. Licensing justices

Section 5(4) is repealed.

5. New section 5A inserted

The following section is inserted after section 5 —

“5A. Delegation of licensing to the clerk of the Summary Court

(1) If the conditions set out in subsection (2) are satisfied in relation to an application, the clerk of the Summary Court may grant —

- (a) a renewal of a licence under section 9;
- (b) a transfer of a licence under section 10;
- (c) a protection order under section 12;
- (d) an extension of permitted hours on a special occasion under section 48; or
- (e) an occasional licence under section 83.

(2) The conditions which must be satisfied for the purposes of subsection (1) are that —

- (a) any notice required to be given in relation to the application has been properly given;
- (b) the chief police officer has notified the clerk that there is no objection to the granting of the application; and
- (c) any conditions to be attached to the licence or order have been agreed by the applicant.”

Passed by the Legislature of the Falkland Islands on 28 May 2009.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Livestock (Amendment) Ordinance 2009

(No: 4 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Livestock Ordinance
4. New section 23 substituted
5. New section 24 substituted
6. New Schedule substituted

Schedule

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

LIVESTOCK (AMENDMENT) ORDINANCE 2009

(No: 4 of 2009)

(assented to: 3 June 2009)
(commencement: on publication)
(published: 12 June 2009)

AN ORDINANCE

To amend the Livestock Ordinance (Title 5.3).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Livestock (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication.

3. Amendment of Livestock Ordinance

This Ordinance amends the Livestock Ordinance.

4. New section 23 substituted

Section 23 is repealed and the following section substituted —

“23. Annual returns

(1) A farmer must, on or before 30 June each year, complete and send to the Director of Agriculture a return containing the information specified in the approved form.

(2) The Director of Agriculture may publish information contained in a return submitted under subsection (1) unless it consists of the income of the farmer or any other person.

(3) Subsection (2) has effect in relation to an annual return submitted at any time after commencement of the Ordinance.”

5. New section 24 substituted

Section 24 is repealed and the following section substituted —

“24. Form

The form set out in the Schedule, or such other form as may be approved by the Director of Agriculture, must be used in relation to the annual return required under section 23.”

6. New Schedule substituted

The Schedule is revoked and the Schedule set out in the Schedule to this Ordinance is substituted.

SCHEDULE

SUBSTITUTED SCHEDULE

“SCHEDULE

Section 23

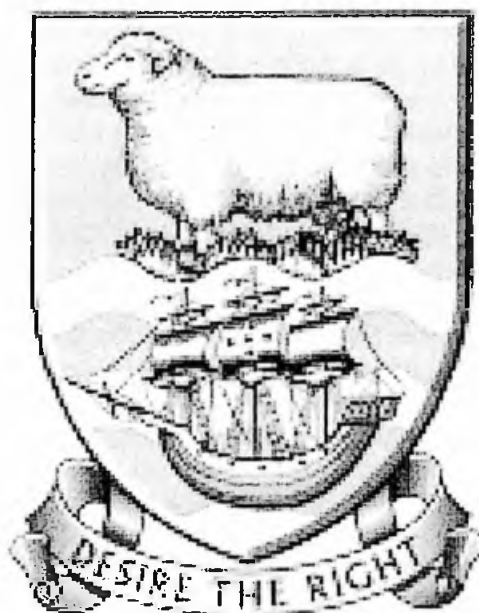
Annual return for the year ending 31 May 2...

FARM NAME: _____

AREA (ha): _____

FALKLAND ISLANDS LIVESTOCK ORDINANCE

Form 4 (section 40)



2007/2008

IMPORTANT NOTICE

Failure to complete and return this form by 30 June 2008 can, under Livestock Ordinance, section 20, result in a fine of £200 per day for each day overdue.

**A glossary of terms and guidance notes for use with the
'Falkland Islands LIVESTOCK ORDINANCE
(Form 4, section 40)' returns.**

There has always been some discrepancy of terms when filling in the forms. Not all farmers will agree with this glossary, but for the purpose of filling in the forms and to obtain uniformity, please categorise animals as stated below. The explanations will go in the order in which they appear on the form.

SHEEP

Mature Ram: Any entire (not castrated) male sheep past its first shearing.

Hogget: A young sheep after weaning but prior to its first shearing.

Shearling: A sheep after its first shearing but before its second shearing.

Wether: A castrated male sheep.

Ewes Mated: This count should include all ewes mated in the year, including any shearlings and hoggets

Shearling ewes: This count should only include shearlings not mated

Ewe hoggets: This count should only include hoggets not mated

Mature Ewes not mated: This count should include all ewes over 2 years of age not mated in the year

Cast Sheep: Any sheep that have been selected for disposal after 31st May but before the main shearing next season.

Ewes mated the previous year to produce this year's lambs: This should be the same as that stated on last years form under Number of breeding ewes.

SHEARING and WOOL

Main Shearing: All shearing done during the recognised shearing season. E.g. Sheep shorn prior to slaughter should not be entered. They would be entered in the box asking for the '**Number of sheep shorn throughout the year that contribute to the other wool category**'.

All information required under '**WOOL CLIP**' should be from your bale book.

WOOL SALES FOR LAST CALENDAR YEAR: should be figures derived from your sales invoices. You are requested to examine these and show the Net Value of Wool Sold Between 01/01/06 and 31/12/06 (sterling) as the net Falkland Islands value to the farm of wool produced in the year.

CATTLE

Bulls: Entire (not castrated) male cattle over 1 year of age.

Cows: Any female cattle over 1 year of age.

Steers: Castrated male cattle over one year of age. All steers must go under the beef cattle heading.

Calves: All male and female cattle under one year of age.

Enter cattle as '**DAIRY**' or '**BEEF**'. E.g. If your business is mainly beef, but you have a few "house cows" that are being milked, then those cows should go under '**DAIRY**'. Their calves would also go under '**DAIRY**' if the intention is to have them as replacement dairy cows, or '**BEEF**' if they are to be grown on for slaughter, sold for finishing or used as breeding animals for the beef herd.

HORSES

Stallions: Entire male horses over 1 year of age.

Geldings: Castrated male horses over 2 years of age.

Mares: Female horses over 2 years of age.

Yearlings: Geldings and Mares between 12 months and 2 years of age.

Foals: All horses under 12 months old.

PIGS

Breeding stock: Animals whose main purpose is breeding, not slaughter.

Boars: Males kept for breeding.

Sows: Females kept for breeding that have had at least one litter.

Gilts: Females kept for breeding that have not yet had their first farrowing (given birth to a litter).

Finishing Stock: Animals that will ultimately be slaughtered for pork or bacon and were never intended for breeding.

Not weaned: Piglets still with their mothers.

Weaned: Any animals between weaning and slaughter.

FARM POPULATION

This refers to the number of people living on the farm.

Adult males: Any men over the age of 18 years regardless of whether they work on the farm or not.

Adult females: Any women over the age of 18 years regardless of whether they work on the farm or not.

Under 18's: Anyone (including all children), under the age of 18 years whether they work on the farm or not.

Labour: Out of the categories above, state the number of those people who work on the farm.

STOCK MOVEMENT

Any animal entered in either the disposed of or acquired categories should only be entered once because an animal can only be disposed of or acquired by any single farm once. These figures should not include any of the culls stated in earlier sections of the form. They will become a part of next year's 'disposals'.

If there is not enough space provided on the form to record all of your farm's stock movements, please attach a sheet detailing such information.

Lambs: Any sheep for slaughter under one year old.

Mutton: Any sheep for slaughter over one year old acceptable for human consumption.

Culls: Any animal slaughtered that is not for consumption.

Disposal to the Abattoir: All animals sent to the abattoir for slaughter.

For all animals the term '**Culls**' means any animal selected for slaughter for a variety of reasons such as old age or breeding selection. In most cases, these animals will just be slaughtered and the carcasses disposed of in accordance with the current law on disposal. However, some animals selected for culling may be 're-directed' to a more profitable end (e.g. A 4 year old cow intended for breeding doesn't produce a calf or is a bad mother. She may be culled out for breeding selection but is suitable for slaughter for beef).

LAND UNDER CULTIVATION - This has been separated into Horticultural and Agricultural.

Horticultural: Typically crops such as potatoes, carrots, cabbages, cauliflowers, parsnips, salad vegetables, etc. This is asked for in approximate Kg's sold and is sub-divided into outdoor and indoor production.

Agricultural: Typically crops primarily grown for animal feed. A measure of approximate hectares is required.

Perennial: Pasture's are typically perennial because they grow year after year once they are prepared and sown, providing there is aftercare (fertilising, etc.)

Annual: These are crops that are sown each year and harvested/graze cropped.

FALKLAND ISLANDS LIVESTOCK ORDINANCE

Form 4 (section 40)

Farm Name		Owner	
Brand for horses and cattle		Earmark for Sheep	

SHEEP

No. of MATURE RAMS		No. of BREEDING EWES (all mated)	
No. of RAM HOGGETS		No. of EWES OVER 2 YRS (not mated)	
Total No. of RAMS			

No. of MATURE WETHERS		No. of SHEARLING EWES (not mated)	
No. of SHEARLING WETHERS		No. of EWE HOGGETS (not mated)	
No. of WETHER HOGGEST			
Total No. of Wethers		Total No. of EWES	

NO. of CAST SHEEP (stock to be disposed of before next shearing)	
--	--

TOTAL NUMBER OF SHEEP on the farm at 31.05.2008	
--	--

Number of Ewes mated in previous year to produce this year's lambs	
--	--

Lambs marked

No. of RAM LAMBS		Lambing percentage	
No. of EWE LAMBS		(Number of lambs divided by number of ewes mated multiplied by 100 = lambing percentage)	
No. of WETHER LAMBS			
TOTAL			

SHEARING

No. of SHEEP SHORN at main shearing(s)

Hoggets		Main shearing(s) wool clip (greasy Kg's)	
Shearlings		Other wool	
Wethers		TOTAL	
Ewes		Wool Shipped (greasy Kg's)	
Rams		Number of Bales Shipped	
TOTAL		Wool held on farm (greasy Kg's)	

WOOL CLIP

Number of other sheep shorn throughout the year that contribute to the 'other wool' category	
--	--

WOOL SALES FOR LAST CALENDAR YEAR

TOTAL WEIGHT OF WOOL SOLD BETWEEN 01.01.07 AND 31.12.07 (Kg's greasy)	
TOTAL WEIGHT OF WOOL SOLD BETWEEN 01.01.07 AND 31.12.07 (Kg's clean)	
TOTAL NET VALUE OF WOOL SOLD BETWEEN 01.01.07 AND 31.12.07 (STERLING)	

CATTLE (DAIRY)

Number of animals

CATTLE (BEEF)

Number of animals

Bulls		Bulls	
Cows (over 2 years)		Cows (over 2 years)	
Cows (under 2 years)		Cows (under 2 years)	
Steers (over 2 years)	→	Steers (over 2 years)	
Steers (under 2 years)	→	Steers (under 2 years)	
Calves (any under one year old)		Calves (any under one year old)	
Total at 31.05.2008		Total at 31.05.2008	

TOTAL NUMBER OF CATTLE AT 31.05.2008	
---	--

NUMBER OF COWS MATED IN PREVIOUS YEAR TO PRODUCE THIS YEAR'S CALVES	
--	--

HORSES**DOGS**

Stallions		Adult Bitches	
Geldings		Bitch pups (under one year)	
Mares		Adult Dogs	
Yearlings		Dog pups (under one year)	
Foals		Total DOGS at 31.05.2008	
Total HORSES at 31.05.2008			

POULTRY and FOWL

Number of birds

PIGS

Number of animals

Cockerels		Breeding Stock:	↓
Hens		Boars	
Pullets		Sows	
Total of above		Gilts	
		Total breeding stock	
Geese		Finishers:	↓
Ducks		Not weaned	
Turkeys		Weaned	
Other		Total Finishing stock	
		Total PIGS at 31.05.2008	

OTHER LIVESTOCK ie Goats. Please use the blank tables below to detail any other farming livestock as at 31.05.2008

FARM POPULATION as at 31.05.2008

Adult Males	Adult Females	Under 18's	Labour

STOCK MOVEMENT

Animals disposed of to the abattoir between 1.06.07 and 31.05.2008

SHEEP	Number of animals	CATTLE	Number of animals
Lambs (sheep under 1 year old)		Bulls	
Mutton (sheep over 1 year old)		Cows (over 2 years)	
Culls		Cows (under 2 years)	
TOTAL		Steers (over 2 years)	
		Steers (under 2 years)	
OTHER (please specify)	Number of animals	Calves (any cattle under 1 year)	
		Culls	
		TOTAL	
		PIGS	Number of animals
		Finished animals	
		Culls	
		TOTAL	

Other disposals

SHEEP	Number of animals	Purpose (mutton/dogs meat, sold for sheep replacement, culled for age or breeding selection, etc.)	Destination (if any)
Rams			
Lambs			
Mutton			
Hoggets			
Shearlings			
Others			
Culls			
TOTAL			

CATTLE	Number of animals	Purpose (beef/dogs meat, weaners, culled for age or breeding selection, etc.)	Destination (if any)
Bulls			
Cows (over 2 years)			
Cows (under 2 years)			
Steers (over 2 years)			
Steers (under 2 years)			
Calves (any cattle under 1 year)			
TOTAL			

PIGS	Number of animals	Purpose (pork, weaners, culled for age or breeding selection, etc.)	Destination (if any)
Boars			
Sows and Gilts			
Finished animals			
Weaners			
Culls			
TOTAL			

OTHER (please specify)	Number of animals	Purpose	Destination (if any)

Animals acquired/purchased between 1.06.07 and 31.05.2008

SHEEP	Number of animals	Purpose (breeding ewes, replacement wethers, etc.)	Origins
Rams			
Hoggets			
Shearlings			
Between 2 nd shearing & 6 years			
Over 6 years of age			
TOTAL			

CATTLE	Number of animals	Purpose (breeding stock, finishing, etc.)	Origins
Bulls			
Cows (over 2 years)			
Cows (under 2 years)			
Steers (over 2 years)			
Steers (under 2 years)			
Calves (any cattle under 1 year)			
TOTAL			

PIGS	Number of animals	Purpose (pork, finishing, breeding, etc.)	Origins
Boars			
Sows and Gilts			
Weaners			
TOTAL			

OTHER (please specify)	Number of animals	Purpose	Origins

LAND UNDER CULTIVATION

HORTICULTURAL

Outdoor Production

Indoor Production (glass house or polyhouse)

Crop Type	Annual yield (approx. Kg's)	Crop Type	Annual yield (approx Kg's)

AGRICULTURAL

PERENNIAL CROP (pasture)	Number of hectares
Sown in the last 12 months	
Sown between 12 months and 5 years ago	
Sown between 5 and 10 years ago	
TOTAL hectares sown in the last 10 years	

ANNUAL CROP (forage/root)	
Crop Type	Hectares
TOTAL sown this year	

Please attach on a separate sheet any additional information that you have regarding any section of this form.

SERVICEABLE TRACTORS	
----------------------	--

I solemnly declare that the foregoing is, to the best of my knowledge and belief, a correct and accurate statement. (signature)

This return must be made to the Director of Agriculture at the Department of Agriculture on or before 30th June 2008."

Passed by the Legislature of the Falkland Islands on 28 May 2009.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Supplementary Appropriation (2008-2009) Ordinance 2009

(No: 5 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedule

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

SUPPLEMENTARY APPROPRIATION (2008-2009) ORDINANCE 2009

(No: 5 of 2009)

(assented to: 3 June 2009)
(commencement: on publication)
(published: 12 June 2009)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £434,220 for the financial year ending 30 June 2009.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2008-2009) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Director of Finance may withdraw an additional sum of £434,220 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2009 in accordance with section 4 and the Schedule.

4. Replenishment of Contingencies Fund

If any sum has been withdrawn from the Contingencies Fund by the authority of Contingencies Warrants numbered 1, 2, 4 and 5 of 2008-2009, the Director of Finance will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE

Number	Head of Service	Amount £
	Operating Budget	
0100	Aviation	6,560
0200	Health & Social Services	249,500
0250	Education & Training	10,270
0452	Registry	10,000
0600	Central Administration	7,500
	Total Operating Budget	283,830
	Fund Transfers & Transfer Payments	
0999	Transfer Payments	150,390
	Total Supplementary Expenditure	434,220

Passed by the Legislature of the Falkland Islands on 28 May 2009.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. ANDERSON-PRIOR M.B.E.,
Clerk of the Legislative Assembly.

Published by the Attorney General's Chambers, Cable Cottage, Stanley, Falkland Islands
Price: Eight pound

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THE
FALKLAND ISLANDS GAZETTE
Supplement

PUBLISHED BY AUTHORITY

Vol. 20

17 June 2009

No. 5

The following is published in this Supplement –

Prison (Declaration) Order 2009 (SR&O No 10 of 2009)

SUBSIDIARY LEGISLATION

PRISONS

Prison (Declaration) Order 2009

S.R & O. No. 10 of 2009

Made:12 June 2009

Published:17 June 2009

Coming into force: on publication

IN EXERCISE of my powers under section 2(2) of the Prison Ordinance (Title 60.1), I make the following order —

1. Title

This order is the Prison (Declaration) Order 2009.

2. Commencement

This order comes into force on publication.

3. Prison

(1) The area of Stanley Police Station outlined in bold on the plan set out in the Schedule is declared to be a prison for the purposes of the Ordinance.

(2) The areas of Stanley Police Station which are not outlined in bold on the plan set out in the Schedule are declared to no longer be a prison, and any order which declared the areas to be a prison is revoked.

4. Young offender institution

(1) The following are declared to be a young offender institution for the purposes of the Ordinance —

(a) the cell numbered “7” on the plan set out in the Schedule;

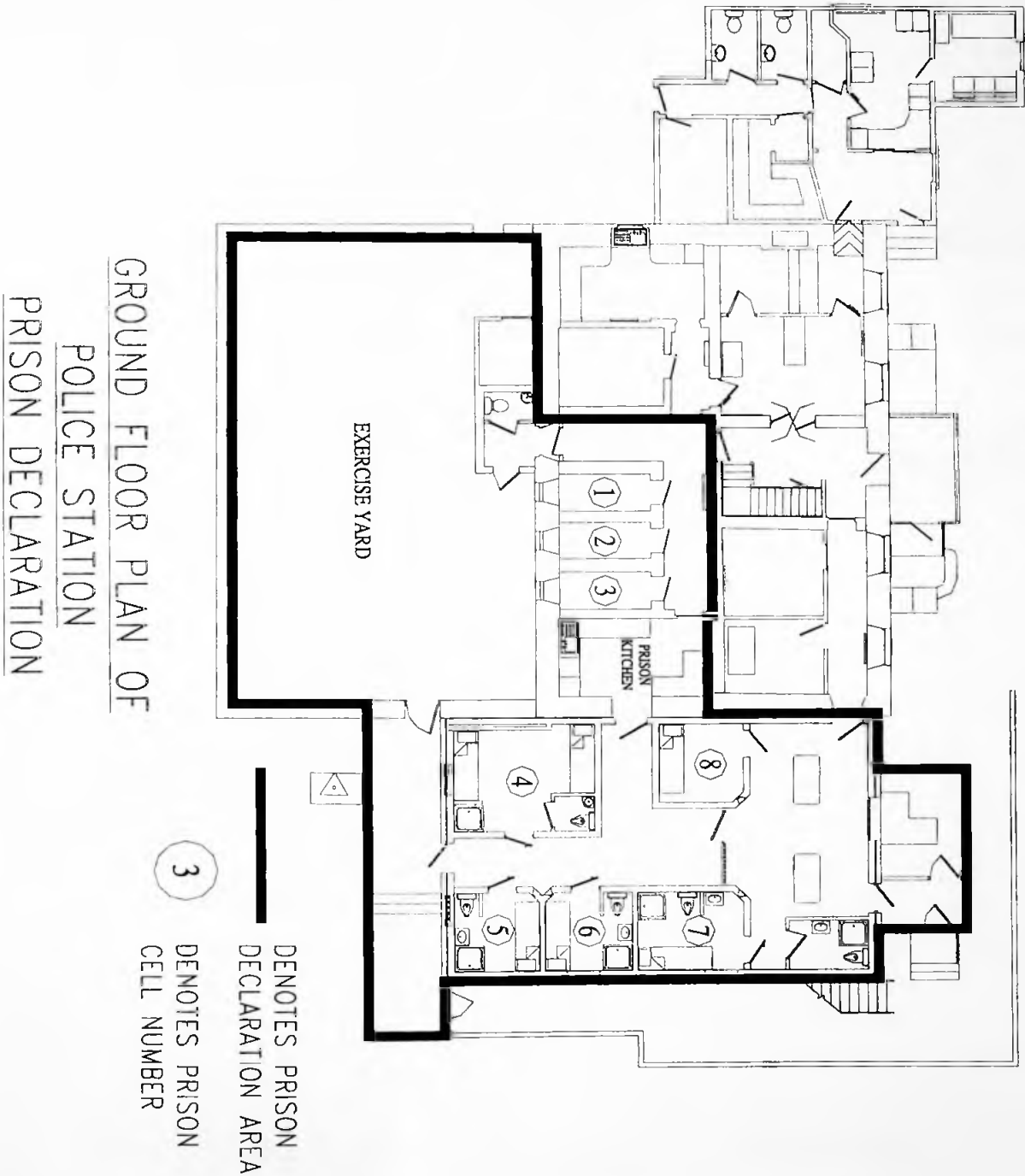
(b) any other cell on the plan set out in the Schedule, but only in the event that the detention of more than one young person is necessary; and

(c) any other areas on the attached plan which are required for the care of a young person being detained,

provided that adult prisoners and young persons being detained must, as far as reasonably possible, be kept apart.

(2) For the purposes of this article, "kept apart" means that all verbal and physical contact between adult prisoners and a young person being detained will be prevented, and all visual contact minimised, by all reasonable means available to prison and young offender institution staff, acting in compliance with relevant standing orders of the Officer in Charge of the prison.

SCHEDULE



Made 12 June 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the above order)

This order declares the new prison extension built onto Stanley Police Station to be a prison for the purposes of the Prison Ordinance.

The order also declares that the areas of Stanley Police Station which were previously a prison are no longer a prison, and revokes any relevant orders.

The order declares that certain cells and areas of Stanley Police Station are a young offender institution for the purposes of the Ordinance, but imposes a requirement that adult prisoners and young persons who have been detained are kept separate, and are not permitted to mix.

Published by the Attorney General's Chambers, Cable Cottage, Stanley, Falkland Islands
Price: Two pound

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**THE
FALKLAND ISLANDS GAZETTE**

Supplement

PUBLISHED BY AUTHORITY

Vol. 20

30 June 2009

No. 6

The following are published in this Supplement –

- Family Allowances (Amendment) Regulations (SR&O No 11 of 2009);**
- Customs (Import Prohibitions)(Fees) Regulations (SR&O No 12 of 2009);**
- Stanley Town Public Services (Amendment) Bill 2009;**
- Administration of Justice (Amendment) Bill 2009;**
- Family Allowances (Amendment) Bill 2009; and**
- Immigration (Amendment) Bill 2009.**

SUBSIDIARY LEGISLATION

SOCIAL SECURITY

Family Allowances (Amendment) Regulations 2009

S.R & O. No. 11 of 2009

Made: 26 June 2009

Published: 30 June 2009

Coming into force: 1 July 2009

IN EXERCISE of my powers under section 15 of the Family Allowances Ordinance (Title 65.1), I make the following regulations —

1. Title

These regulations are the Family Allowances (Amendment) Regulations 2009.

2. Commencement

These regulations come into force on 1 July 2009.

3. Amendment of Family Allowances Regulations

The Family Allowances Regulations (Title 65.1.1) are amended by adding the following regulations after regulation 18 —

“19. Household

(1) This regulation applies for the purposes of determining a household in connection with section 3(2)(c) of the Ordinance.

(2) “Household” includes persons living at the same address who share accommodation or facilities, including a person who is temporarily absent.

(3) Persons living in a hotel or similar commercial accommodation premises do not consist of one household only by virtue of sharing accommodation and facilities.

20. Family household income

(1) This regulation applies for the purposes of calculating the income of a family household in connection with subsections 3(4) and 3(5) of the Ordinance.

(2) “Family” has the meaning given in section 5 of the Ordinance.

(3) “Household” includes a partner of, and who is living with, the person to whom the allowance would be paid under section 8 of the Ordinance, but does not include a child of the family, a lodger or other household guest.

(4) "Income" has the same meaning as under the Taxes Ordinance (Title 69.1).

(5) "Partner" means one of a married couple, one of an unmarried couple, or one of a civil partnership.

(6) "Unmarried couple" means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or civil partnership."

Made 26 June 2009

P. L. Martinez,
Acting Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations amend the Family Allowance Regulations (Title 65.1.1.).

The provisions of the regulations follow on from amendments made to the Family Allowances Ordinance (Title 65.1) by the Finance Ordinance 2009 (No 2 of 2009), which introduced a system of means testing in connection with eligibility for allowance.

Regulation 3 adds new regulations 19 and 20.

The new regulation 19 makes provision in relation to what consists of a household for the purposes of eligibility for family allowance in connection with a person living in the household who is exempt from liability to pay income tax. Household has a broad meaning for these purposes.

The new regulation 20 makes provision in relation to the calculation of family household income in connection with the means testing for eligibility for family allowance.

For these purposes, income is given the same meaning as under the Taxes Ordinance (Title 69.1).

The family household income includes the income of the partner of the person who would receive the allowance, but does not include the income of other household members such as a child of the family or a lodger; household has a narrower meaning for these purposes.

SUBSIDIARY LEGISLATION

CUSTOMS

Customs (Import Prohibitions)(Fees) Regulations 2009

S.R & O. No. 12 of 2009

Made: 26 June 2009

Published: 30 June 2009

Coming into force: 1 July 2009

IN EXERCISE of my powers under section 162 of the Customs Ordinance (Title 26.1), I make the following regulations —

1. Title

These regulations are the Customs (Import Prohibitions)(Fees) Regulations 2009.

2. Commencement

These regulations come into force on 1 July 2009.

3. Fees

The fees below are payable in connection with the issue of licences by the Director of Agriculture under the following proclamations made under the Customs Ordinance in relation to the prohibition of imports —

(a) Importation of Animals etc Proclamation 2000 (No 2 of 2000) —

(i) licence for importation of animal – standard (per animal)	£110.00
(ii) licence for importation of animal – poultry/exotic pet (per licence)	£55.00
(iii) licence for importation of animal – poultry/exotic pet (annual)	£110.00
(iv) inspection and treatment on arrival – first 15 minutes (per animal)	£22.00
(v) inspection and treatment on arrival – per subsequent 15 minutes	£11.00
(vi) clearance from port of arrival – Mare Harbour (per importer)	£99.00
(vii) clearance from port of arrival – Stanley (per importer)	£22.00
(viii) inspection following house quarantine (per animal)	£11.00.

(b) Importation of Food and Animal Products from South America Proclamation 2001 (No 3 of 2001) —

(i) licence for the importation of animal/animal product (commercial – single importation)	£13.20
(ii) licence for the importation of animal/animal product (commercial – annual)	£110.00
(iii) licence for the importation of animal/animal product (non commercial)	£3.30.

Made 26 June 2009

P. L. Martinez,
Acting Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations make new provision for fees in connection with the issue of licences required under various Customs Proclamations which prohibit the importation of animals and animal products.

Stanley Town Public Services (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Stanley Town Public Services Ordinance

STANLEY TOWN PUBLIC SERVICES (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: on publication)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Stanley Town Public Services Ordinance (Title 66.2).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Stanley Town Public Services (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Stanley Town Public Services Ordinance

Section 16 of the Stanley Town Public Services Ordinance is repealed.

OBJECTS AND REASONS

The Bill would repeal the provision which prohibits the building of a house (other than the caretaker's house) within 100 feet of the boundary of Stanley cemetery.

Administration of Justice (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Administration of Justice Ordinance

ADMINISTRATION OF JUSTICE (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: on publication)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Administration of Justice Ordinance (Title 22.1).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Administration of Justice (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Administration of Justice Ordinance

Section 41(3) of the Administration of Justice Ordinance is amended by deleting “ex parte”.

OBJECTS AND REASONS

Section 41(3) enables the Chief Justice, and with the approval of the Chief Justice, an acting judge of the Supreme Court, to sit outside the Falkland Islands to deal with matters that are to be heard by the Supreme Court in Chambers (that is to say, in a private hearing). Under the section

as enacted, this was restricted to matters that would be heard “ex parte” in Chambers (where only one party attends the hearing). This Bill deletes “ex parte” so that the Supreme Court will be able to sit outside the Falkland Islands to deal with any matter that can be dealt with in Chambers.

This will facilitate the conduct of Supreme Court business by not requiring the Chief Justice (and on occasions Counsel) to travel to the Falkland Islands to conduct such a hearing. The Supreme Court will continue to sit in the Falkland Islands for all hearings that are to be heard in public.

Family Allowances (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Family Allowances Ordinance
4. New section 13 substituted
5. New section 13A inserted

FAMILY ALLOWANCES (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)

(commencement: on publication)

(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Family Allowances Ordinance (Title 65.1).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Family Allowances (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Family Allowances Ordinance

This Ordinance amends the Family Allowances Ordinance.

4. New section 13 substituted

Section 13 is repealed and the following section substituted —

“13. Offences in connection with payment of allowance

(1) If a person, for the purpose of obtaining payment of an allowance, whether to that person or to another person, or for any other purpose connected with this Ordinance —

- (a) makes a statement or representation which the person knows to be false;
- (b) provides, or knowingly causes or allows to be provided, a document or information which the person knows to be false in a material particular; or
- (c) withholds any information which is material,

the person is guilty of an offence.

(2) A person is guilty of an offence if —

- (a) there has been a change of circumstances affecting an entitlement of the person to an allowance under a provision of the Ordinance;
- (b) the person knows that the change affects the person’s entitlement to an allowance; and
- (c) the person fails to give prompt written notification of the change to the Postmaster.

(3) A person is guilty of an offence if —

- (a) there has been a change of circumstances affecting an entitlement of another person to an allowance under a provision of the Ordinance;
- (b) the person knows that the change affects an entitlement of the other person to an allowance; and
- (c) the person causes or allows the other person to fail to give a prompt written notification of the change to the Postmaster.

(4) For the purpose of this section, notification of a change is prompt only if it is given as soon as reasonably practicable after the change occurs.

(5) A person guilty of an offence under this section is liable on conviction to a fine not exceeding level 5 on the standard scale, or to a term of imprisonment not exceeding three months, or to both.”

5. New section 13A inserted

The following section is inserted after section 13 —

“13A. Penalty as alternative to prosecution

(1) This section applies where overpayment is recoverable from a person by the Postmaster under section 12 and it appears to the Postmaster that —

(a) the making of the overpayment was attributable to an act or omission of the person; and

(b) there are grounds for bringing proceedings against the person for an offence relating to the overpayment.

(2) The Postmaster may give the person a written notice —

(a) stating that the person is invited to agree to pay a penalty and that, if the person does so in the manner specified by the Postmaster, no proceedings will be brought against the person in connection with the overpayment; and

(b) containing information relating to the operation of this section as may be prescribed.

(3) The amount of the penalty is 30 per cent of the amount of the overpayment.

(4) If the person agrees in the specified manner to pay the penalty —

(a) the penalty is recoverable by the same methods as the overpayment is recoverable; and

(b) no proceedings will be brought against the person for an offence relating to the overpayment.

(5) The person may withdraw their agreement to pay the penalty by notifying the Postmaster, in the manner specified by the Postmaster, at any time during the period of 28 days beginning with the day on which the person agrees to pay it, and if the person does so—

(a) any of the penalty which has already been recovered will be repaid; and

(b) subsection (4)(b) does not apply.

(6) If, after the person has agreed to pay the penalty, it is decided under the Ordinance that the overpayment is not liable to be recovered, any penalty which has already been recovered will be repaid.

(7) If, after the person has agreed to pay the penalty, it is decided under the Ordinance that part of the overpayment is not liable to be recovered —

(a) any penalty which has already been recovered will be repaid; and

(b) subsection (4)(b) will no longer apply by reason of the agreement;

but if a new agreement is made under this section in relation to a revised overpayment, the amount already recovered by way of penalty, to the extent that it does not exceed the new penalty, may be treated as recovered under the new agreement instead of being repaid.

(8) A penalty payable under this section is payable in addition to repayment of the overpayment.

(9) In this section “overpayment” means —

- (a) a payment of allowance which should not have been made; or
- (b) an amount of allowance paid more than the entitlement to allowance.”

OBJECTS AND REASONS

The Bill would amend the Family Allowances Ordinance (Title 65.1).

The provisions of the Bill follow on from amendments made to the Family Allowances Ordinance by the Finance Ordinance 2009 (No 2 of 2009), which introduced a system of means testing in connection with eligibility for allowance.

Clause 4 substitutes a new section 13, which would have the effect of strengthening the power to prosecute in connection with the payment of family allowance and —

- (a) the provision of false statements or information by claimants or connected persons; and
- (b) a failure to report a change of circumstances affecting entitlement to allowance.

Clause 4 would also have the effect of increasing the maximum fine available on prosecution from £50 to a level 5 fine (currently £3,000).

Clause 5 adds a new section 13A, which would enable the Postmaster to invite a person to agree the payment of a penalty by a person in connection with overpayment of family allowance as an alternative to prosecution. The penalty would amount to 30 percent of the amount of overpaid allowance.

The repayment of the overpaid allowance is payable in addition to any penalty payment agreed.

Immigration (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Immigration Ordinance and transitional provisions
4. Interpretation
5. New section 18 substituted
6. Revocation of residence permits
7. New section 28 substituted
8. Transitional

Schedule

IMMIGRATION (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)

(commencement: 1 August 2009)

(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Immigration Ordinance (Title 52.2).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Immigration (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on 1 August 2009.

3. Amendment of Immigration Ordinance and transitional provision

(1) This Ordinance amends the Immigration Ordinance and makes transitional provision.

(2) The Ordinance is amended by —

(a) omitting “dependant” in each place where it occurs and substituting in each case “dependent”; and

(b) omitting “spouse” in each place where it occurs and substituting in each case “partner”.

4. Interpretation

Section 2(1) is amended by —

(a) repealing the definitions of “dependant”, “dependent child” and “spouse”; and

(b) inserting the following definitions in their appropriate alphabetical order —

““dependent” means a partner (whether or not a financially dependent partner), dependent child, or dependent relative, of a person;”

““dependent child” means a child, or legally adopted child, of a person or of the person’s partner, if the child is —

(a) under the age of 18;

(b) not a partner; and

(c) totally or substantially reliant on the person or the person’s partner for financial support;”

““dependent relative” means a relative of a person, who lives in the same household as the person, and who is wholly or substantially reliant on the person for financial support;”

““partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership;”

““unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or a civil partnership;”.

5. New section 18 substituted

Section 18 is repealed and the following section substituted —

“18. Permanent Residence Permits

(1) A permanent residence permit is a permit issued by the Principal Immigration Officer which permits the holder to —

(a) enter and depart from the Falkland Islands;

(b) reside in the Falkland Islands; and

(c) take any lawful employment or pursue any lawful business, trade, profession, or vocation in the Falkland Islands.

(2) A permanent residence permit has effect until it is revoked in accordance with section 23.

(3) The grant of a permanent residence permit by the Principal Immigration Officer will be in accordance with the system or systems prescribed by regulation.”

6. Revocation of permanent residence permits

(1) Section 23 is amended by omitting “the Governor” in each place it appears and substituting in each case “the Principal Immigration Officer”.

(2) Section 23(5) is amended by omitting “and the Principal Immigration Officer”.

(3) Section 23(6) is repealed, and the following subsection substituted —

“(6) If a person’s permanent residence permit is revoked under subsection (5), unless the person is granted leave to remain under some other provision of this Ordinance or is otherwise entitled to remain in the Falkland Islands, the person’s presence in the Falkland Islands becomes unlawful —

(a) at the expiration of the time within which the person may appeal against the revocation under section 28, if the person hasn’t already appealed against it;

(b) if the person appeals against the revocation within the time permitted, on the determination of the appeal, unless the revocation is quashed on determination of the appeal.”

7. New section 28 substituted

Section 28 is repealed and the following section substituted —

“28. Appeals in relation to permanent residence permits

(1) A person who is aggrieved by a refusal to grant a permanent residence permit to that person, or by a revocation of the person’s permanent residence permit, may appeal by making representations in writing to the Governor.

(2) The Governor will promptly consider any representations made under subsection (1) and notify the appellant and the Principal Immigration Officer of the decision on the appeal.

(3) If the Governor allows an appeal against the refusal of a permanent residence permit, the Principal Immigration Officer will grant a permanent residence permit to the appellant.

(4) If the Governor allows an appeal against the revocation of a permanent residence permit, the revoked permanent residence permit is deemed to never have been revoked.”

8. Transitional

(1) The transitional provisions set out in the Schedule have effect.

(2) The Governor may, by order, make such further transitional provision as is required to give effect to this Ordinance.

SCHEDULE

section 8

TRANSITIONAL PROVISIONS

A person is deemed to have been granted a permanent residence permit under section 18 of the Ordinance if, on 1 August 2009, the person satisfies one of the following paragraphs —

(a) the person —

(i) was previously named as a dependent (but not as a dependent child) on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 August 2009;

(b) the person —

(i) was previously named as a dependent child on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) had not reached the age of 18 before 25 January 2008 (but may have reached the age of 18 since then); and

(iii) is ordinarily resident in the Falkland Islands; or

(c) the person —

(i) was previously named as a dependent child on a permanent residence permit on a date before 25 January 2008 and the permanent residence permit remained valid on 25 January 2008 (although not necessarily in connection with that dependence);

(ii) had reached the age of 18 before 25 January 2008;

(iii) did not apply for a permanent residence permit before 25 January 2008;

(iv) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 August 2009; and

(v) is totally or substantially financially dependent on the person who held, and continues to validly hold, the permanent residence permit referred to in sub-paragraph (i).

OBJECTS AND REASONS

This Bill would amend the Immigration Ordinance (Title 52.2) to enable the introduction of a new system or systems for the grant of permanent residence permits; such system or systems to be prescribed by regulation.

The Bill also makes consequential and transitional provisions.

The amending Ordinance would commence on 1 August 2009. This date coincides with the date on which section 18 of the Ordinance, which provides for the grant of permanent residence permits; the operation of which has been suspended since 25 January 2008, is due to resume operation.

Clause 3 makes general provision as to the effect of the Ordinance. The clause also makes a general amendment to the Ordinance to correct the erroneously interchangeable use of the words “dependant” and “dependent” in the Ordinance, and to replace use of the word “spouse” with “partner”.

Clause 4 would amend the interpretation provisions of the Ordinance; to introduce new definitions of; dependent, dependent child, dependent relative, and partner (and consequently to introduce a new definition of unmarried partner), and to remove the definition of spouse, which becomes unnecessary.

Clause 5 would substitute a new section 18, which provides for the Principal Immigration Officer to grant permanent residence permits in accordance with a system or systems to be prescribed by regulation.

Clause 6 consists of consequential amendment to section 23, which makes provision for the revocation of permanent residence permits; the power of revocation would be given to the Principal Immigration Officer as a result of the new appeal provisions referred to below.

Clause 7 would substitute a new section 28, which makes provision for appeal to the Governor against the refusal to grant a permanent residence permit or the revocation of a residence permit. There is currently no system of appeal.

Clause 8 would introduce transitional provisions which are detailed in the *Schedule*.

The transitional provisions provide that a person is deemed to have been granted a permanent residence permit under section 18 if, at the time of commencement of the Bill, the person satisfies certain criteria.

The transitional provisions are intended to benefit persons who are, or have been, named as a dependent (including a dependent child) on a permanent residence permit, but who have lost that dependent status, or may lose that status in the future, and are unlikely to be able to successfully apply for a permanent residence permit under the proposed new system for the grant of permanent residence permits.



THE
FALKLAND ISLANDS GAZETTE
Supplement

PUBLISHED BY AUTHORITY

Vol. 20

31 July 2009

No. 7

The following are published in this Supplement –

Finance Ordinance 2009 (Correction) Order 2009 (SR&O No 13 of 2009);

Immigration (Suspension of Issue of Permanent Residence Permits)(No 2) Order 2009 (SR&O No 14 of 2009);

Family Allowances (Penalty Notice) Regulations (SR&O No 15 of 2009);

Capital Equalisation Fund Order 2009 (SR&O No 16 of 2009);

Stanley Town Public Services (Amendment) Ordinance 2009 (No 6 of 2009);

Administration of Justice (Amendment) Ordinance 2009 (No 7 of 2009); and

Family Allowances (Amendment) Ordinance 2009 (No 8 of 2009).

SUBSIDIARY LEGISLATION

FINANCE

Finance Ordinance 2009 (Correction) Order 2009

S. R. & O. No. 13 of 2009

Made: 15 July 2009

Published: 31 July 2009

Coming into force: 1 July 2009

IN EXERCISE of my powers under section 93 of the Interpretation and General Clauses Ordinance (Title 67.2) I make the following order —

1. Title

This order is the Finance Ordinance 2009 (Correction) Order 2009.

2. Commencement

This order is deemed to have come into force on 1 July 2009.

3. Correction of Finance Ordinance 2009

Section 3(c) is amended —

(a) by omitting “2” and substituting “1(2)”; and

(b) by omitting “these Regulations” and substituting “this regulation”.

Made 15th July 2009

D.F.W. Pickup,
Attorney General.

EXPLANATORY NOTE

(not forming part of the above order)

This order corrects typographical errors.

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Suspension of Issue of Permanent Residence Permits)(No 2) Order 2009

S.R & O. No: 14 of 2009

Made: 24 July 2009

Published: 31 July 2009

Coming into force: 1 August 2009

IN EXERCISE of my powers under section 18A(1) of the Immigration Ordinance (Title 52.2), I make the following order —

1. Title

This order is the Immigration (Suspension of Issue of Permanent Residence Permits)(No 2) Order 2009.

2. Commencement

This order comes into force on 1 August 2009.

3. Suspension of issue of permanent residence permits

The operation of section 18 of the Immigration Ordinance is suspended from the date of commencement of this order until 30 September 2009.

Made 24 July 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above order)

The operation of section 18 of the Immigration Ordinance, which provides for the issue of permanent residence permits, has previously been suspended until 31 July 2009.

This order, which comes into force on 1 August 2009, further suspends the operation of section 18 of the Immigration Ordinance until 30 September 2009.

SUBSIDIARY LEGISLATION

SOCIAL SECURITY

Family Allowances (Penalty Notice) Regulations 2009

S.R & O. No. 15 of 2009

Made: 27 July 2009

Published: 31 July 2009

Coming into force: on publication

IN EXERCISE of my powers under section 15 of the Family Allowances Ordinance (Title 65.1), I make the following regulations —

1. Title

These regulations are the Family Allowances (Penalty Notice) Regulations 2009.

2. Commencement

These regulations come into force on publication.

3. Penalty Notice

(1) If the Postmaster gives a person written notice under section 13A of the Ordinance, the notice must contain the following information —

(a) the penalty only applies to overpayment which is recoverable under section 12 of the Ordinance;

(b) the penalty only applies where it appears to the Postmaster that the making of the overpayment was attributable to an act or omission of the person and that there are grounds for bringing proceedings for an offence relating to the overpayment;

(c) the penalty is 30 per cent of the amount of the overpayment, is payable in addition to repayment of the overpayment, and is recoverable by the same methods as those by which the overpayment is recoverable;

(d) a person who agrees to a penalty may withdraw the agreement within 28 days (including the date of the agreement) by notifying the Postmaster in the manner specified by the Postmaster; if the person withdraws the agreement, any penalty that has already been recovered will be repaid and the person will no longer be immune from proceedings for an offence;

(e) if it is decided under the Ordinance that the overpayment is not recoverable or due, any of the penalty that has already been recovered will be repaid;

(f) if the amount of the overpayment is revised under the Ordinance, except as covered by a new agreement to pay a revised penalty, any of the penalty that has already been recovered will be repaid and the person will no longer be immune from proceedings for an offence; and

(g) the payment of a penalty does not give the person immunity from prosecution in relation to any other overpayment or any offence not relating to an overpayment.

(2) The notice must set out —

(a) the manner specified by the Postmaster by which the person may agree to pay the penalty; and

(b) the manner specified by the Postmaster by which the person may notify the withdrawal of the person's agreement to pay a penalty.

Made 27 July 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the above regulations)

These regulations set out what information must be included in a notice issued by the Postmaster under section 13A of the Family Allowances Ordinance (Title 65.1) in connection with the payment of a penalty as an alternative to a prosecution.

SUBSIDIARY LEGISLATION

PUBLIC FUNDS

Capital Equalisation Fund Order 2009

S.R & O. No. 16 of 2009

Made: 28 July 2009

Published: 31 July 2009

Coming into force: on publication

IN EXERCISE of my powers under section 11(2) of the Public Funds Ordinance (Title 19.7), I make the following order —

1. Title

This Order is the Capital Equalisation Fund Order 2009.

2. Commencement

This Order comes into force on publication.

3. Authorisation of payments out of Capital Equalisation Fund

(1) The Director of Finance may make payments out of the Capital Equalisation Fund not exceeding, in total, eight million, seven hundred and thirty seven thousand, four hundred and ten pounds (£8,737,410) as are required to fund the amendments to the capital programme detailed in the Schedule.

(2) The authorisation given in paragraph (1) authorises payments additional to those authorised by previous orders.

SCHEDULE

	Financial Year 2008/09 £	Financial Year 2009/10 £	Total £
0951 General		15,000	15,000
0953 Plant & Vehicles		694,000	694,000
0954 Roads	630,740	2,044,000	2,674,740
0955 Housing	(2,310)	270,000	267,690
0956 Government land and buildings	6,290	836,090	842,380
0957 Municipal Services	(20,000)	3,180,630	3,160,630
0958 Air Transportation	36,620	240,000	276,620
0960 Departmental assets	14,650	791,700	806,350
	<u>665,990</u>	<u>8,071,420</u>	<u>8,737,410</u>

Made 28th July 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above Order)

This Order, which is made with the approval of the Secretary of State, authorises the Director of Finance to make additional payments out of the Capital Equalisation Fund totalling £8,737,410.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Stanley Town Public Services (Amendment) Ordinance 2009

(No: 6 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Stanley Town Public Services Ordinance

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

STANLEY TOWN PUBLIC SERVICES (AMENDMENT) ORDINANCE 2009

(No: 6 of 2009)

(assented to: 27 July 2009)

(commencement: on publication)

(published: 31 July 2009)

AN ORDINANCE

To amend the Stanley Town Public Services Ordinance (Title 66.2).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Stanley Town Public Services (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Stanley Town Public Services Ordinance

Section 16 of the Stanley Town Public Services Ordinance is repealed.

Passed by the Legislature of the Falkland Islands on 24 July 2009.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Administration of Justice (Amendment) Ordinance 2009

(No: 7 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Administration of Justice Ordinance

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

ADMINISTRATION OF JUSTICE (AMENDMENT) ORDINANCE 2009

(No: 7 of 2009)

(assented to: 27 July 2009)

(commencement: on publication)

(published: 31 July 2009)

AN ORDINANCE

To amend the Administration of Justice Ordinance (Title 22.1).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Administration of Justice (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Administration of Justice Ordinance

Section 41(3) of the Administration of Justice Ordinance is amended by deleting “ex parte”.

Passed by the Legislature of the Falkland Islands on 24 July 2009.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Family Allowances (Amendment) Ordinance 2009

(No: 8 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Family Allowances Ordinance
4. New section 13 substituted
5. New section 13A inserted

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

FAMILY ALLOWANCES (AMENDMENT) ORDINANCE 2009

(No: 8 of 2009)

(assented to: 27 July 2009)
(commencement: on publication)
(published: 31 July 2009)

AN ORDINANCE

To amend the Family Allowances Ordinance (Title 65.1).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Family Allowances (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Amendment of Family Allowances Ordinance

This Ordinance amends the Family Allowances Ordinance.

4. New section 13 substituted

Section 13 is repealed and the following section substituted —

“13. Offences in connection with payment of allowance

(1) If a person, for the purpose of obtaining payment of an allowance, whether to that person or to another person, or for any other purpose connected with this Ordinance —

- (a) makes a statement or representation which the person knows to be false;
- (b) provides, or knowingly causes or allows to be provided, a document or information which the person knows to be false in a material particular; or
- (c) withholds any information which is material,

the person is guilty of an offence.

(2) A person is guilty of an offence if —

- (a) there has been a change of circumstances affecting an entitlement of the person to an allowance under a provision of the Ordinance;
- (b) the person knows that the change affects the person’s entitlement to an allowance; and
- (c) the person fails to give prompt written notification of the change to the Postmaster.

(3) A person is guilty of an offence if —

- (a) there has been a change of circumstances affecting an entitlement of another person to an allowance under a provision of the Ordinance;
- (b) the person knows that the change affects an entitlement of the other person to an allowance; and
- (c) the person causes or allows the other person to fail to give a prompt written notification of the change to the Postmaster.

(4) For the purpose of this section, notification of a change is prompt only if it is given as soon as reasonably practicable after the change occurs.

(5) A person guilty of an offence under this section is liable on conviction to a fine not exceeding level 5 on the standard scale, or to a term of imprisonment not exceeding three months, or to both.”

5. New section 13A inserted

The following section is inserted after section 13 —

“13A. Penalty as alternative to prosecution

(1) This section applies where overpayment is recoverable from a person by the Postmaster under section 12 and it appears to the Postmaster that —

- (a) the making of the overpayment was attributable to an act or omission of the person; and
 - (b) there are grounds for bringing proceedings against the person for an offence relating to the overpayment.
- (2) The Postmaster may give the person a written notice —
- (a) stating that the person is invited to agree to pay a penalty and that, if the person does so in the manner specified by the Postmaster, no proceedings will be brought against the person in connection with the overpayment; and
 - (b) containing information relating to the operation of this section as may be prescribed.
- (3) The amount of the penalty is 30 per cent of the amount of the overpayment.
- (4) If the person agrees in the specified manner to pay the penalty —
- (a) the penalty is recoverable by the same methods as the overpayment is recoverable; and
 - (b) no proceedings will be brought against the person for an offence relating to the overpayment.
- (5) The person may withdraw their agreement to pay the penalty by notifying the Postmaster, in the manner specified by the Postmaster, at any time during the period of 28 days beginning with the day on which the person agrees to pay it, and if the person does so—
- (a) any of the penalty which has already been recovered will be repaid; and
 - (b) subsection (4)(b) does not apply.
- (6) If, after the person has agreed to pay the penalty, it is decided under the Ordinance that the overpayment is not liable to be recovered, any penalty which has already been recovered will be repaid.
- (7) If, after the person has agreed to pay the penalty, it is decided under the Ordinance that part of the overpayment is not liable to be recovered —
- (a) any penalty which has already been recovered will be repaid; and
 - (b) subsection (4)(b) will no longer apply by reason of the agreement;
- but if a new agreement is made under this section in relation to a revised overpayment, the amount already recovered by way of penalty, to the extent that it does not exceed the new penalty, may be treated as recovered under the new agreement instead of being repaid.

(8) A penalty payable under this section is payable in addition to repayment of the overpayment.

(9) In this section “overpayment” means —

(a) a payment of allowance which should not have been made; or

(b) an amount of allowance paid more than the entitlement to allowance.”

Passed by the Legislature of the Falkland Islands on 24 July 2009.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

A. LIVERMORE C.P.M.,
Acting Clerk of the Legislative Assembly.

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THE
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The following are published in this Supplement –

Immigration (Amendment) Bill 2009; and

Family Allowance (Amendment)(No 2) Bill 2009.

Immigration (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Immigration Ordinance and transitional provisions
4. Interpretation
5. New section 18 substituted
6. Revocation of residence permits
7. New section 28 substituted
8. Transitional

Schedule

IMMIGRATION (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)

(commencement: 1 August 2009)

(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Immigration Ordinance (Title 52.2).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Immigration (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on 1 August 2009.

3. Amendment of Immigration Ordinance and transitional provision

(1) This Ordinance amends the Immigration Ordinance and makes transitional provision.

(2) The Ordinance is amended by —

(a) omitting “dependant” in each place where it occurs and substituting in each case “dependent”; and

(b) omitting “spouse” in each place where it occurs and substituting in each case “partner”.

4. Interpretation

Section 2(1) is amended by —

(a) repealing the definitions of “dependant”, “dependent child” and “spouse”; and

(b) inserting the following definitions in their appropriate alphabetical order —

““dependent” means a partner (whether or not a financially dependent partner), dependent child, or dependent relative, of a person;”

““dependent child” means a child, or legally adopted child, of a person or of the person’s partner, if the child is —

(a) under the age of 18;

(b) not a partner; and

(c) totally or substantially reliant on the person or the person’s partner for financial support;”

““dependent relative” means a relative of a person, who lives in the same household as the person, and who is wholly or substantially reliant on the person for financial support;”

““partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership;”

““unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or a civil partnership;”.

5. New section 18 substituted

Section 18 is repealed and the following section substituted —

“18. Permanent Residence Permits

(1) A permanent residence permit is a permit issued by the Principal Immigration Officer which permits the holder to —

(a) enter and depart from the Falkland Islands;

(b) reside in the Falkland Islands; and

(c) take any lawful employment or pursue any lawful business, trade, profession, or vocation in the Falkland Islands.

(2) A permanent residence permit has effect until it is revoked in accordance with section 23.

(3) The grant of a permanent residence permit by the Principal Immigration Officer will be in accordance with the system or systems prescribed by regulation.”

6. Revocation of permanent residence permits

(1) Section 23 is amended by omitting “the Governor” in each place it appears and substituting in each case “the Principal Immigration Officer”.

(2) Section 23(5) is amended by omitting “and the Principal Immigration Officer”.

(3) Section 23(6) is repealed, and the following subsection substituted —

“(6) If a person’s permanent residence permit is revoked under subsection (5), unless the person is granted leave to remain under some other provision of this Ordinance or is otherwise entitled to remain in the Falkland Islands, the person’s presence in the Falkland Islands becomes unlawful —

(a) at the expiration of the time within which the person may appeal against the revocation under section 28, if the person hasn’t already appealed against it;

(b) if the person appeals against the revocation within the time permitted, on the determination of the appeal, unless the revocation is quashed on determination of the appeal.”

7. New section 28 substituted

Section 28 is repealed and the following section substituted —

“28. Appeals in relation to permanent residence permits

(1) A person who is aggrieved by a refusal to grant a permanent residence permit to that person, or by a revocation of the person’s permanent residence permit, may appeal by making representations in writing to the Governor.

(2) The Governor will promptly consider any representations made under subsection (1) and notify the appellant and the Principal Immigration Officer of the decision on the appeal.

(3) If the Governor allows an appeal against the refusal of a permanent residence permit, the Principal Immigration Officer will grant a permanent residence permit to the appellant.

(4) If the Governor allows an appeal against the revocation of a permanent residence permit, the revoked permanent residence permit is deemed to never have been revoked.”

8. Transitional

(1) The transitional provisions set out in the Schedule have effect.

(2) The Governor may, by order, make such further transitional provision as is required to give effect to this Ordinance.

SCHEDULE

section 8

TRANSITIONAL PROVISIONS

A person is deemed to have been granted a permanent residence permit under section 18 of the Ordinance if, on 1 August 2009, the person satisfies one of the following paragraphs —

(a) the person —

(i) was previously named as a dependent (but not as a dependent child) on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 August 2009;

(b) the person —

(i) was previously named as a dependent child on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) had not reached the age of 18 before 25 January 2008 (but may have reached the age of 18 since then); and

(iii) is ordinarily resident in the Falkland Islands; or

(c) the person —

(i) was previously named as a dependent child on a permanent residence permit on a date before 25 January 2008 and the permanent residence permit remained valid on 25 January 2008 (although not necessarily in connection with that dependence);

(ii) had reached the age of 18 before 25 January 2008;

(iii) did not apply for a permanent residence permit before 25 January 2008;

(iv) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 August 2009; and

(v) is totally or substantially financially dependent on the person who held, and continues to validly hold, the permanent residence permit referred to in sub-paragraph (i).

OBJECTS AND REASONS

This Bill would amend the Immigration Ordinance (Title 52.2) to enable the introduction of a new system or systems for the grant of permanent residence permits; such system or systems to be prescribed by regulation.

The Bill also makes consequential and transitional provisions.

The amending Ordinance would commence on 1 August 2009. This date coincides with the date on which section 18 of the Ordinance, which provides for the grant of permanent residence permits; the operation of which has been suspended since 25 January 2008, is due to resume operation.

Clause 3 makes general provision as to the effect of the Ordinance. The clause also makes a general amendment to the Ordinance to correct the erroneously interchangeable use of the words “dependant” and “dependent” in the Ordinance, and to replace use of the word “spouse” with “partner”.

Clause 4 would amend the interpretation provisions of the Ordinance; to introduce new definitions of; dependent, dependent child, dependent relative, and partner (and consequently to introduce a new definition of unmarried partner), and to remove the definition of spouse, which becomes unnecessary.

Clause 5 would substitute a new section 18, which provides for the Principal Immigration Officer to grant permanent residence permits in accordance with a system or systems to be prescribed by regulation.

Clause 6 consists of consequential amendment to section 23, which makes provision for the revocation of permanent residence permits; the power of revocation would be given to the Principal Immigration Officer as a result of the new appeal provisions referred to below.

Clause 7 would substitute a new section 28, which makes provision for appeal to the Governor against the refusal to grant a permanent residence permit or the revocation of a residence permit. There is currently no system of appeal.

Clause 8 would introduce transitional provisions which are detailed in the *Schedule*.

The transitional provisions provide that a person is deemed to have been granted a permanent residence permit under section 18 if, at the time of commencement of the Bill, the person satisfies certain criteria.

The transitional provisions are intended to benefit persons who are, or have been, named as a dependent (including a dependent child) on a permanent residence permit, but who have lost that dependent status, or may lose that status in the future, and are unlikely to be able to successfully apply for a permanent residence permit under the proposed new system for the grant of permanent residence permits.

Family Allowance (Amendment)(No 2) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Payment of Family Allowance

FAMILY ALLOWANCE (AMENDMENT)(No 2) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: 1 January 2010)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Family Allowance Ordinance (Title 65.1) in connection with the means testing of allowance.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Family Allowance (Amendment)(No 2) Ordinance 2009.

2. Commencement

This Ordinance comes into force on 1 January 2010.

3. Payment of Family Allowance

Section 3 of the Family Allowance Ordinance is amended —

(a) by repealing subsections (4) and (5) and substituting —

“(4) An allowance is not payable if the annual income of the family household for the relevant year exceeded £46,500;

(5) Half of the allowance is payable if the annual income of the family household for the relevant year exceeded £31,000, but did not exceed £46,500;”

(b) by inserting, after subsection (5) —

“(5A) For the purposes of this section, “relevant year” means —

(a) in relation to an allowance payable in respect of the months January to June —

(i) the calendar year two years before the calendar year in which the allowance is payable; or

(ii) if nominated by the claimant in writing in the approved form, the calendar year before the calendar year in which the allowance is payable;

(b) in relation to an allowance payable in respect of the months July to December, the calendar year before the calendar year in which the allowance is payable; ”

OBJECTS AND REASONS

This Bill, if enacted, would amend the Family Allowances Ordinance (Title 65.1) and would come into force on 1 January 2010.

The Bill is required because the current scheme of assessment of eligibility for family allowance occurs on the basis of previous year’s income, and an administrative difficulty exists in processing allowances for payment on or soon after 1 January.

Clause 3 would amend section 3 of the Ordinance in connection with the means test for eligibility for payment of an allowance.

The Ordinance currently provides that the income of the family household for the calendar year before the year in which an allowance would be payable is the annual income on which the means test is based.

The amendment to section 3 would provide that the “relevant year” is the income year for the purpose of means testing.

A definition of “relevant year” would have effect so that —

(a) an allowance payable in respect of the months January to June is means tested on the family household income either —

(i) for the calendar year two years before the calendar year in which the allowance is payable; or

(ii) for the calendar year before the calendar year in which the allowance is payable, if the claimant makes a nomination for that purpose in a claim form; and

(b) an allowance payable in respect of the months July to December is means tested on the family household income for the previous calendar year.

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Public Accounts Committee Bill 2009.

Public Accounts Committee Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

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PUBLIC ACCOUNTS COMMITTEE BILL 2009

(No: of 2009)

(assented to: 2009)

(commencement: see section 2)

(published: 2009)

A BILL

for

AN ORDINANCE

To give the Public Accounts Committee established by section 81 of the Constitution additional functions, powers and duties; to provide for the Committee's procedures; and for related matters

BE IT ENACTED by the Legislature of the Falkland Islands —

PART I INTRODUCTORY PROVISIONS

1. Title

This Ordinance is the Public Accounts Committee Ordinance 2009.

2. Commencement

This Ordinance commences on a date to be fixed by the Governor by notice published in the Gazette.

3. Interpretation

In this Ordinance, unless the context otherwise requires —

“appointed member” means a member of the Public Accounts Committee who is appointed by the Governor, under section 81(1) of the Constitution;

“chairperson” means the member who is appointed by the Governor, under section 81(1) of the Constitution, as the chairman of the Committee;

“Committee” means the Public Accounts Committee established by section 81(1) of the Constitution;

“deputy chairperson” means the person who is appointed by the Committee, under section 4, to be its deputy chairperson;

“elected member” means a member of the Committee who is elected by the Legislative Assembly, under section 81(1) of the Constitution;

“Governor”, in sections 27(1) and 28, includes the Governor in his or her capacity as the Commissioner for South Georgia and the South Sandwich Islands;

“member” means a member of the Committee;

“registrable interest” means —

(a) in relation to an appointed member, an interest of which the member would be required under the Standing Orders of the Legislative Assembly to furnish particulars to the Clerk of the Legislative Assembly, if he or she were a member of the Assembly;

(b) in relation to an elected member, an interest of which he or she is required under those Standing Orders, as a member of the Assembly, to furnish particulars to the Clerk;

“secretary” means the secretary to the Committee appointed under section 9(1) by the Governor.

4. Deputy chairperson

(1) At its first meeting, and whenever there is subsequently a vacancy under this section, the Committee is to appoint one of its members to be its deputy chairperson.

(2) The deputy chairperson holds office until the expiry of the period for which he or she is appointed, or elected, as a member.

(3) However, a person ceases to be deputy chairperson on vacating a seat on the Committee, or on resigning as deputy chairperson by notice in writing under his or her hand addressed to the chairperson.

(4) The Committee may reappoint a member to be its deputy chairperson.

(5) While the chairperson is unable to exercise or discharge a function, power or duty under the Constitution, or under this or any other Ordinance, the deputy chairperson may do so on his or her behalf.

5. Disqualification for membership

(1) A person who is elected under section 58(1) of the Constitution as a member of the Executive Council is disqualified for membership of the Committee.

(2) An elected member of the Committee who is elected under section 58(1) of the Constitution as a member of the Executive Council vacates his or her seat on the Committee.

(3) An elected member of the Committee who is elected under section 60(1) of the Constitution as a member of the Executive Council vacates his or her seat on the Committee on attending two consecutive meetings of the Executive Council.

6. Period of appointment

A person is ordinarily appointed or elected as a member for a period of four years.

7. Members' interests

- (1) The secretary is to maintain a register of the registrable interests of the appointed members.
- (2) Before taking part in the proceedings of the Committee, an appointed member must complete and furnish to the secretary in writing, in the prescribed form or in such other form as the Governor may approve, the particulars of the member's registrable interests.
- (3) If there is a change in his or her particulars, an appointed member must as soon as reasonably practicable notify the secretary in writing of the details of the change.
- (4) On receiving particulars of an appointed member's registrable interests, or of any change in those particulars, the secretary is to —
 - (a) enter the particulars or the change in the register;
 - (b) deliver copies of the particulars or of the change to the Governor and to the chairperson; and
 - (c) publish the particulars or the change in the Gazette.
- (5) The register is to be available for public inspection at all reasonable times during office hours, at the office of the secretary.

8. Members' allowances

- (1) A member is entitled to be reimbursed his or her actual and reasonable travelling and accommodation expenses for each day on which the member attends a meeting of the Committee.
- (2) However —
 - (a) if the Governor by notice published in the Gazette sets a maximum amount or rate of travelling expenses or accommodation expenses, the member is not entitled to be reimbursed a greater amount or at a higher rate; and
 - (b) in any event, a member is not entitled to be reimbursed under this section any travelling or accommodation expenses to which he or she is entitled under the Elected Councillors' Allowances Ordinance.

9. Staff

- (1) The Governor may, with the agreement of the chairperson, appoint a public officer or some other person to be the secretary to the Committee.
- (2) The appointment as secretary of a person who is not a public officer shall be on such terms and conditions as the Governor and the chairperson agree.
- (3) The Governor may appoint other public officers as staff of the Committee.

(4) The secretary and other members of the staff are subject to the direction of the Committee, and are responsible to it through the chairperson.

10. Funds

The Committee's funds consist of money appropriated for the purpose by the Legislative Assembly.

PART II FUNCTIONS OF THE PUBLIC ACCOUNTS COMMITTEE

11. Additional functions

(1) In addition to the function specified in section 81(5) of the Constitution, the Committee has the following functions —

(a) to advise the Governor on appropriate arrangements for the auditing of accounts under section 80(1) of the Constitution, the respective priorities of audits under that subsection and the effectiveness of those audits;

(b) to examine and report to the Legislative Assembly on the accounts of all bodies that are for the time being specified in the Schedule, whether or not they are statutory bodies within the meaning of section 80(1) of the Constitution;

(c) to examine and report to the Assembly on all internal audit reports produced by the Internal Audit Department of the Government;

(d) to consider and report to the Assembly on the effectiveness of the regulation by the Government of bodies to whom the Assembly or the Government has granted franchises to provide services of a public nature; and

(e) to consider and report to the Governor on any other matter that the Governor may refer to the Committee.

(2) The functions of the Committee do not include —

(a) the consideration of matters of policy; or

(b) the examination of estimates of expenditure.

(3) In carrying out its functions —

(a) the Committee is to consider, in terms of economy, effectiveness and efficiency, the benefit derived from the expenditure of public money; and

(b) it may consider the adequacy of the Government's arrangements for the management of financial risk.

(4) The Governor may by Order amend the Schedule —

(a) by adding a body that receives or deals with public money; or

(b) by deleting a body (other than a statutory body within the meaning of section 80(1) of the Constitution).

12. Consultation with the Legislative Assembly

(1) Within six months after the commencement of this Ordinance, and within six months after the beginning of each subsequent year, the Committee is to submit to the Legislative Assembly in writing the Committee's intended programme for the year next following the one in which it is submitted.

(2) The submission must show how the Committee intends to apply its funds in carrying out the programme.

(3) In carrying out the programme for which a submission is made, the Committee is to consider any views expressed by the Legislative Assembly in respect of the programme.

13. Delivery of internal audit reports to Committee

The Internal Audit Department of the Government is to deliver to the secretary a copy of each internal audit report within seven days after the report is produced.

14. Response to Committee's report

(1) If the Committee, in reporting to the Legislative Assembly, recommends that the Government should or should not take a course of action, the Governor is to submit within six months a written response to the Assembly.

(2) The response is to state —

(a) whether the recommendation is accepted or rejected; and

(b) if a recommendation to take a course of action is accepted, how it is intended to take that course of action.

(3) The response may include any other relevant comments or explanations.

PART III PROCEEDINGS OF THE PUBLIC ACCOUNTS COMMITTEE

15. Convening of meetings

(1) The first meeting of the Committee is to be held within three months after the commencement of this Ordinance, at a time and place within the Falkland Islands to be appointed by the chairperson.

(2) The Committee is to hold subsequent meetings within the Falkland Islands at least once every six months.

(3) The Committee's meetings, other than its first meeting, shall be held at such times and places as it may agree or as the chairperson may appoint.

(4) The secretary is to send to each member, at least three clear days before each meeting —

(a) notice in writing of the time and place of the meeting;

(b) copies of the agenda and of the reports, background papers and other documents to be considered at the meeting.

16. Meetings ordinarily to be open to public

(1) The secretary is to give at least three clear days' public notice of —

(a) the time and place of each meeting of the Committee; and

(b) the fact that the documents mentioned in subsection (2) are available for public inspection at all reasonable times during office hours, at the office of the secretary.

(2) The secretary is to make available accordingly for public inspection, from the date of the notice, the reports, background papers and other documents that are to be considered at the meeting while, in the secretary's view, it is likely to be open to the public.

(3) The meetings of the Committee are to be open to the public, except as provided in section 21.

17. Quorum

At a meeting of the Committee, the quorum is three members of whom —

(a) one is the chairperson or deputy chairperson;

(b) one is an appointed member; and

(c) one is an elected member.

18. Procedure

(1) At a meeting of the Committee —

(a) the chairperson presides while present; and

(b) while the chairperson is not present, the deputy chairperson presides.

(2) A member who has a direct or indirect interest in any matter arising for consideration at a meeting of the Committee must disclose that interest to the Committee before taking part in its consideration of the matter.

(3) A member who is required by subsection (2) to disclose an interest must not take part in the Committee's consideration of the matter to which that interest relates without the prior leave of the person presiding.

(4) On any question arising for decision by the Committee —

(a) a member has one vote;

(b) the question is to be decided by a simple majority of the votes; and

(c) if there is an equality of votes, the person presiding has a casting vote.

(5) The secretary is to keep minutes of the Committee's meetings and of the decisions taken by it.

(6) Subject to the other provisions of this Ordinance, the Committee may regulate its own procedure.

PART IV HEARINGS

19. Summons to witness

(1) The Committee may exercise its powers under section 81(6) of the Constitution, to summon a person to appear before it and to provide information to it, by serving on the person a summons under this section.

(2) A summons under this section is to be in writing in the prescribed form.

(3) If a person on whom a summons is served under this section fails to appear before the Committee on the day and at the time and place specified in the summons; the chairperson may issue a warrant in the prescribed form, authorizing and directing a police officer to detain and bring the person before the Committee.

(4) If, without reasonable excuse, a person on whom a summons is served under this section —

(a) fails to appear before the Committee on the day and at the time and place specified in the summons; or

(b) fails to produce to the Committee on that day, and at that time and place, any document or publication that the summons requires the person to produce to the Committee,

he or she is liable to a fine determined by the Committee in accordance with section 29.

(5) Subsection (4) does not apply in respect of a document or publication in respect of which the Governor issues a certificate under section 28(1).

20. Evidence

(1) A person giving evidence to the Committee, whether or not on oath or affirmation, has the same privileges and immunities as if he or she were giving evidence in proceedings in the Supreme Court.

(2) The Committee may, when exercising its powers under section 81(6) of the Constitution to require a person to answer questions and to provide information to it, require the person to give evidence on oath or affirmation.

(3) For the purposes of this section, any member or the secretary may administer an oath or take an affirmation.

(4) If, without reasonable excuse, a person who is required to give evidence to the Committee —

(a) if required by the Committee to take an oath, refuses to do so or to make an affirmation instead of taking an oath; or

(b) refuses to answer any lawful and relevant question that is put by a member of the Committee,

that person is liable to a fine determined by the Committee in accordance with section 29.

(5) Subsection (4) does not require a person to provide to the Committee information in respect of which the Governor issues a certificate under section 28(1).

21. Exclusion of public

(1) The Committee is to exclude the public from its meetings when it is hearing or considering evidence of the following nature —

(a) evidence in respect of which the Governor has issued a certificate under section 28(2);

(b) evidence that relates to exempt information, as defined in section 2 of the Committees (Access to Information) Ordinance 2000; or

(c) evidence by a member of the Executive Council, where disclosure of the evidence would contravene the oath of secrecy to which section 64 of the Constitution refers.

(2) The Committee may exclude the public from its meetings when —

(a) it is hearing or considering evidence by a witness who has asked to give it in private; and

(b) the Committee is satisfied that the evidence is of a secret or confidential nature, and that it should be heard in private.

22. Recording of evidence

The secretary is to record evidence that is given to the Committee.

23. Publication of evidence

(1) The Committee is to publish evidence to which section 21 does not apply.

(2) Neither the Committee nor any member or other person may publish evidence to which section 21 applies without the consent of the Governor and of the Committee.

(3) Neither the Committee nor any member or other person may publish evidence to which section 21(2) refers without the consent of the witness concerned.

(4) A person who contravenes either of subsections (2) and (3) is liable to a fine determined by the Committee in accordance with section 29.

24. False evidence

If a person, in giving evidence to the Committee (whether or not on oath) knowingly or recklessly makes a statement that is false in a material particular, he or she is liable to a fine determined by the Committee in accordance with section 29.

25. Witnesses' expenses

(1) A person who appears before the Committee at its request, or is summoned to appear before the Committee, is entitled to be reimbursed his or her actual and reasonable travelling and accommodation expenses of doing so.

(2) However, if the Governor by notice published in the Gazette sets a maximum amount or rate of travelling expenses or accommodation expenses, the person is not entitled to be reimbursed a greater amount or at a higher rate.

PART V OTHER PROVISIONS

26. Copies of Committee's reports

(1) The secretary shall deliver to the Governor a copy of each report to which section 81(7) of the Constitution refers.

(2) The secretary shall deliver to the Clerk of the Legislative Assembly a copy of each report that the Committee makes to the Governor under section 11(1) of this Ordinance.

27. Service on Governor's staff and British forces

(1) If the Committee wishes to request or summon a member of the Governor's staff to attend before the Committee, the request or summons is to be delivered to the office of the Governor.

(2) If the Committee wishes to request or summon a member of Her Majesty's forces or of the civilian component of any of those forces to attend before the Committee, the request or summons is to be delivered to the headquarters of the Commander British Forces.

(3) A summons to which either of subsections (1) and (2) refers is served on the person to whom it is addressed when it is delivered in accordance with that subsection.

28. Public interest certificates

(1) The Governor may certify in writing for the purposes of this Ordinance that —

(a) the production of a specified document or publication to the Committee; or

(b) the provision of any specified information to the Committee,

is not in the interests of national security, or is likely to adversely affect the Government's relations with the United Kingdom Government or any other government.

(2) The Governor may certify in writing for the purposes of this Ordinance that the public disclosure of any specified evidence is not in the interests of national security, or is likely to adversely affect the Government's relations with the United Kingdom Government or any other government.

(3) The powers under this section, so far as they relate to the production of a document by the Governor, or to the provision of any information by the Governor, are exercisable by the Governor acting on the instructions of a Secretary of State.

(4) Where subsection (3) does not apply, the powers under this section are exercisable by the Governor acting in his or her discretion.

29. Immunity

No civil or criminal proceedings may be instituted against any member of the Committee for words spoken before the Committee, or written or published by the person as a member of the Committee, or by reason of any matter or thing brought by the person in the Committee by resolution, motion or otherwise.

30. Power of Committee to impose civil fines

(1) If the Attorney General refers the matter to the Committee, it may impose a fine, not exceeding the prescribed maximum fine, on a person who is liable to a fine under any of sections 19(4), 20(4), 23(4) and 24.

(2) The fine is recoverable by civil action in the Supreme Court at the suit of the Attorney General.

31. Orders

The Governor may make Orders for any of the following purposes —

- (a) prescribing, for the purposes of section 7, the form of particulars of registrable interests;
- (b) prescribing, for the purposes of section 19(1), the form of a summons to appear before the Committee;
- (c) prescribing, for the purposes of section 19(2), the form of a warrant authorizing and directing a police officer to detain and bring a person before the Committee; and
- (d) prescribing the maximum fine that the Committee may impose under section 29.

32. Committees (Access to Information) Ordinance 2000 not to apply

The Committees (Access to Information) Ordinance 2000 does not apply to the Committee.

SCHEDULE

(section 11)

BODIES WHOSE ACCOUNTS THE PUBLIC ACCOUNTS COMMITTEE IS TO EXAMINE

- 0. Falkland Islands Development Corporation
- 0. Falklands Landholdings Corporation
- 0. Falkland Islands Meat Company Limited
- 0. Falkland Islands Tourist Board
- 0. Falkland Islands Museum and National Trust
- 0. Media Trust.

OBJECTS AND REASONS

The Public Accounts Committee is an independent body established by section 81 of the Constitution of the Falkland Islands.

It consists of five members. The chairperson and two members must be persons who are not elected members of the Legislative Assembly. The other two must be elected members of the Assembly. The former are to be appointed by the Governor, after consultation with the elected members of the Assembly. The latter are to be chosen by the elected members of the Assembly.

The Constitution charges the Public Accounts Committee with examining and reporting to the Legislative Assembly, keeping the Governor informed, on all public accounts and audit reports that must be laid before the Assembly.

It also provides (in section 81(5)) that the Public Accounts Committee shall have such other functions and operate under such procedures as may be prescribed in or under an Ordinance of the Assembly.

Section 81 itself (in subsections (4) and (6)) allows the Public Accounts Committee to invite persons to assist it in its work and take part in its proceedings, and empowers it to summon persons to appear before it, answer questions and provide information to the Committee.

The objects of the present Bill are to give the Public Accounts Committee additional functions and powers, and to provide for its procedures.

The Bill is arranged in the following way —

Part I – Introductory provisions

Clause 1 gives the name by which it may be cited.

Clause 2 provides for the Bill to come into force on a day appointed by the Governor by a notice published in the Gazette

Clause 3 defines words that are used in the Bill

Clause 4 requires the members of the Committee, at their first meeting and whenever there is a subsequent vacancy, to appoint one of their number as deputy chairperson.

Clause 5 disqualifies elected members (other than temporary members) of the Executive Council for membership of the Committee. It also provides that an elected member of the Committee vacates his or her seat on attending two consecutive meetings of the Executive Council as a temporary elected member of the Council. Given the Committee's functions of examining and reporting to the Legislative Assembly on the Government's management of public money, it is considered inappropriate that members of the Council should sit on the Committee.

Clause 6 states that members of the Committee ordinarily hold office for four-year terms.

Clause 7 provides for the secretary to the Committee to maintain a register of appointed members' interests.

Before taking part in the proceedings of the Committee, an appointed member must give the secretary written particulars of those interests that would be registrable under the Standing Orders of the Legislative Assembly if he or she were an elected member of the Assembly.

An appointed member of the Committee must also give the secretary the details of any subsequent changes.

The particulars will be published, and the register will be open for public inspection.

Clause 8 entitles the members of the Committee to be reimbursed the actual and reasonable costs of travel and accommodation within the Falkland Islands when attending meetings. The Governor may by notice in the Gazette set maximum limits for reimbursement.

Members are not entitled under this clause to travelling and accommodation expenses for which they are entitled to reimbursement under the Elected Councillors' Allowances Ordinance.

Clause 9 provides for the Governor, with the agreement of the chairperson, to appoint a public officer or some other person as the secretary to the Committee. It also provides for the Governor to appoint other public officers as staff of the Committee.

Clause 10 provides that the funds of the Committee consist of money that the Legislative Assembly appropriates for the purpose.

Part II – Functions of the Public Accounts Committee

Clause 11 confers additional functions on the Committee. These are —

- (a) to advise the Governor on the arrangements and priorities for audits under section 80(1) of the Constitution, and the effectiveness of those audits;
- (b) to examine and report to the Legislative Assembly on the accounts of any bodies specified in the Schedule (whether or not they are statutory bodies);
- (c) to examine and report to the Assembly on all internal audit reports produced by the Internal Audit Department of the Government;
- (d) to consider and report to the Assembly on the effectiveness of the Government's regulation of bodies to whom public franchises have been granted; and
- (e) to consider and to report to the Governor on any other matter that the Governor refers to it.

The functions of the Committee will not include consideration of matters of policy or the examination of estimates of expenditure.

In carrying out its functions, it will consider the benefit to the public by way of "value for money", by reference to economy, effectiveness and efficiency. It may also consider the adequacy of the Government's arrangements for managing financial risk.

The Governor may by Order add to the Schedule a body that receives or deals with public money, or delete from the Schedule a body that is not a statutory body within the meaning of section 80(1) of the Constitution.

Clause 12 requires the Committee to submit to the Legislative Assembly annually its intended programme for the following year. The submission must show how the Committee intends to apply the money that has been appropriated for its use by the Assembly.

If the Assembly expresses its views in respect of the programme to which the submission relates, the Committee is to consider those views in carrying out the programme.

Clause 13 requires the Internal Audit Department to give copies of its internal audit reports to the secretary to the Committee.

Clause 14 requires the Governor to submit to the Legislative Assembly within six months a written response to any recommendations by the Committee, when reporting to the Assembly, as to a course of action to be taken or not to be taken by the Government.

The response is to state whether or not the Government accepts the recommendations. If it accepts a recommendation to take a course of action, it is to say how it intends to do so.

In a response, the Government may include any other relevant comments and explanations.

Part III – Proceedings of the Public Accounts Committee

Clause 15 requires the Committee to hold its first meeting in the Falkland Islands, within three months after the Bill comes into force, and subsequently to meet within the Falkland Islands at least once every six months.

Clause 16 requires the secretary to give public notice of each Committee meeting. The secretary is to make a copy of the agenda available for public inspection. In addition, the secretary must make available those reports, background papers and other documents that are to be considered at the meeting while, in the secretary's view, it is likely to be open to the public.

Meetings are to be open to the public except in the circumstances described in *clause 21* (below).

Clause 17 provides that a quorum for a meeting is three persons, of whom one is the chairperson or deputy chairperson, one is an appointed member and one is an elected member.

Clause 18 deals with the Committee's procedure.

At a meeting, a member must declare an interest in any matter under consideration before participating in it, and obtain the leave of the chairperson to participate. If it is necessary to decide a question by voting, each member will have one vote, the question will be decided by simple majority and the person presiding will (where necessary) have a casting vote. The secretary will keep minutes of meetings.

Subject to the provisions of the Bill, the Committee may regulate its own procedure.

Part IV – Hearings

Clause 19 enables the Committee to issue a formal summons, if it needs to do so, to compel a person to appear before the Committee and provide information.

If a person fails to appear in response to the summons, the Committee may issue a warrant, authorizing and directing any police officer to bring the person before the Committee.

A person who does not comply with a summons will be liable to a civil fine imposed by the Committee. However, it cannot compel the production of a document or publication in respect of which the Governor has issued a public interest certificate under *clause 28(1)* (below).

Clause 20 gives a witness appearing before the Committee the same privileges and immunities as a witness has in the Supreme Court.

It also empowers the Committee to require a witness to testify under oath or affirmation.

A person who refuses to take an oath or make an affirmation when required to do so, or refuses without reasonable excuse to answer lawful and relevant questions, will be liable to a civil fine. However, the Committee cannot compel a witness to provide information in respect of which the Governor has issued a public interest certificate under *clause 28(1)* (below).

Clause 21 empowers the Committee to exclude the public from its meetings when it is hearing evidence of the following nature —

- (a) evidence in respect of which the Governor has issued a public interest certificate under *clause 28(2)* (below);
- (b) evidence relating to exempt information under the Committees (Access to Information) Ordinance 2000;
- (c) evidence from a member of the Executive Council that would be in breach of his or her constitutional oath; and
- (d) at the request of a witness, evidence of a secret or confidential nature.

Clause 22 requires the secretary to record evidence taken by the Committee.

Clause 23 requires the Committee to publish evidence taken in its proceedings, other than evidence to which *clause 21* applies.

Evidence under *clause 21* may only be published if both the Governor and the Committee consent. If it is evidence that a witness has asked to give in private, it must not be published in any event unless the witness also consents. A person who contravenes *clause 23* will be liable to a civil fine.

Under *clause 24*, a person who knowingly or recklessly give false evidence to the Committee will be liable to a civil fine.

Clause 25 entitles persons who are requested or summoned to appear before the Committee to be reimbursed their actual and reasonable travel and accommodation costs within the Falkland Islands. The Governor may, by notice in the Gazette, set maximum limits for reimbursement.

Part V – Other provisions

Clause 26 provides for the secretary to deliver to the Governor copies of the Committee's reports to the Legislative Assembly and, conversely, to deliver to the Clerk of the Legislative Assembly copies of the Committee's reports to the Governor under *clause 11(1)*.

Clause 27 provides for the manner in which the Committee may request or summon a member of the Governor's staff (whether as Governor of the Falkland Islands or as the Commissioner for South Georgia and the South Sandwich Islands) or service personnel or civilian staff of the Crown's armed forces to appear before the Committee.

Clause 28 provides that the Governor may certify that —

- (a) the production of a specified document or publication to the Committee; or
- (b) the provision of specified information to the Committee; or
- (c) the public disclosure of specified evidence,

is not in the interests of national security, or is likely to affect adversely the Government's relations with the United Kingdom Government or another government.

Where the exercise of the power relates to the production of a document or provision of information by the Governor (whether as Governor or as the Commissioner for South Georgia and the South Sandwich Islands), it is exercisable on the instructions of a Secretary for State. In all other cases, it is exercisable by the Governor acting (as Governor or Commissioner) in his or her discretion.

Clause 29 provides that no civil or criminal proceedings may be instituted against any member of the Committee for anything spoken, written or published, or brought in the Committee, by the member.

Clause 30 empowers the Committee, on the reference of the Attorney General, to impose civil fines to enforce its process, not exceeding the maximum amount prescribed by Order by the Governor.

Clause 31 empowers the Governor, by Order, to prescribe forms and to set the maximum amount of a civil fine that the Committee may impose.

Clause 32 states that the Committees (Access to Information) Ordinance 2000 does not apply to the Committee.

The *Schedule* specifies bodies whose accounts the Committee is to examine.

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THE
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25 September 2009

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The following are published in this Supplement –

- Electoral (Disqualification for Election) Order 2009 (SR&O No 17 of 2009);**
- Immigration (Permanent Residence Permits) Regulations 2009 (SR&O No 18 of 2009);**
- Immigration (Amendment) Ordinance 2009 (No 9 of 2009);**
- Family Allowance (Amendment)(No 2) Ordinance 2009 (No 10 of 2009);**
- Public Accounts Committee Ordinance 2009 (No 11 of 2009); and**
- Supplementary Appropriation (2009-2010) Ordinance 2009 (No 12 of 2009).**

SUBSIDIARY LEGISLATION

ELECTIONS

Electoral (Disqualifications for Election) Order 2009

S. R. & O. No.17 of 2009

Made: 7 September 2009

Published: 25 September 2009

Coming into force: on publication

IN EXERCISE of my powers under section 5(3) of the Falkland Islands Constitution Order 2008 (S.I. 2008/2846), section 29(4)(b) of the Constitution and section 53(2A) of the Electoral Ordinance (Title 30.1), I make the following order —

1. Title

This order is the Electoral (Disqualifications for Election) Order 2009.

2. Commencement

This order comes into force on publication in the Gazette.

3. New section 53 of the Electoral Ordinance substituted

Section 53 of the Electoral Ordinance (Title 30.1) is repealed and the following section substituted —

“53. Disqualifications for election

(1) A person is qualified to be elected as a member of the Legislative Assembly if the person—

(a) is qualified under section 28 of the Constitution (qualifications for election); and

(b) is not disqualified under section 29 of the Constitution (disqualifications for election).

(2) All public offices are specified for the purposes of section 29(1)(c) (which provides for the removal of disqualification for election for the holders of specified public offices), apart from the following offices —

(a) the offices of —

Attorney General;

Chief Executive;

Chief Fire Officer;
Chief Justice;
Chief Medical Officer;
Clerk of Councils;
Collector of Customs;
Courts Administrator;
Crown Counsel;
Director of Civil Aviation;
Director of Community Safety;
Director of Corporate Resources;
Director of Health and Education;
Director of Mineral Resources;
Director of Natural Resources;
Director of Procurement and Efficiency;
Director of Public Services;
Environmental Planning Officer;
Financial Services Manager;
General Manager Falkland Islands Government Air Service;
Head of Executive Management;
Head of Human Resources;
Head of Policy;
Justice of the Court of Appeal;
Major Projects Director;
Officer Commanding Falkland Islands Defence Force;
Postmaster;
President of the Court of Appeal;
Principal Auditor;
Principal Crown Counsel;
Registrar General;
Senior Crown Counsel;
Senior Magistrate; and
Taxation Officer;

- (b) all offices in the Royal Falkland Islands Police Force, other than as a reserve police officer;
- (c) the office of General Manager in the Falkland Islands Development Corporation (and this office is deemed to be a public office in accordance with section 29(4)(b) of the Constitution); and
- (d) all offices in the service of Her Majesty's Government in right of the United Kingdom.
- (3) The Governor may amend subsection (2) by order to vary the offices listed in that subsection."

Made 7th September 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the order)

Section 29(1)(c) of the Constitution provides that among those disqualified for election to the Legislative Assembly are the holders of public offices except as may be specified by Ordinance.

Section 53(2) of the Electoral Ordinance (Title 30.1) specifies all public offices other than those on a list set out in that subsection for the purposes of the corresponding provision in the former Constitution. In other words, only the holders of the public offices listed in section 53(2) are disqualified and all other public officers are qualified for election.

Section 53(2A) provides that the Governor may amend the list of offices set out in section 53(2) by means of an order and this order does that in order to bring the list of offices up to date and reflect changes in the structure of the Falkland Islands Government.

Since the existing version of section 53 reflects the previous version of the Constitution, this order also uses transitional provisions in the Falkland Islands Constitution Order 2008 to bring section 53 into line with the new version of the Constitution.

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Permanent Residence Permits) Regulations 2009

S.R & O. No. 18 of 2009

ARRANGEMENT OF PROVISIONS

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19. Notification of applications
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21. Consideration of applications
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30. Repeal

Schedule 1 – Points system

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Schedule 4 – Determination of application

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Permanent Residence Permits) Regulations 2009

S.R & O. No. 18 of 2009

Made: 23 September 2009

Published: 25 September 2009

Coming into force: 1 October 2009

IN EXERCISE of my powers under section 40(1)(d) of the Immigration Ordinance (Title 52.2), I make the following regulations —

1. Title

These regulations are the Immigration (Permanent Residence Permits) Regulations 2009.

2. Commencement

These regulations come into force on 1 October 2009.

3. Interpretation

In these regulations —

“applicant” includes the principal applicant and a dependent included in an application;

“application” means an application made under these regulations for the grant of a permanent residence permit;

“certified copy” means a copy of a document which has been certified as a true copy of the document by —

(a) a solicitor, justice of the peace, notary public, or similar person; or

(b) the authority that issued the document;

“dependent” means a partner (whether or not a financially dependent partner), or a dependent child, of a person;

“dependent child” has the same meaning as given under section 2(1) of the Ordinance;

“earned income” has the same meaning as given under section 206 of the Taxes Ordinance (Title 69.1);

“medical inspector” has the same meaning as given under section 2(1) of the Ordinance;

“partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership, who is living with the other party in the relationship;

“points system” means the system of points awarded in relation to the satisfaction of certain criteria, which is provided for in regulation 23;

“points threshold” has the meaning given in regulation 24;

“principal applicant” means the person who is stated to be the principal applicant on an application form for a permanent residence permit;

“quota” has the meaning given in regulation 25;

“quota year” has the meaning given in regulation 25(2);

“unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or of a civil partnership, the relationship having existed for at least three years; and

“year” means a consecutive period of 12 months.

4. System for grant of permanent residence permits

(1) These regulations set out the system for the grant of permanent residence permits.

(2) The system is made up of—

(a) essential criteria to be satisfied by each applicant in connection with an application;

(b) a points system as the main basis for determining an application following satisfaction of the criteria referred to in paragraph (a);

(c) an exceptional basis for refusing an application under regulation 22(3).

(3) The system is intended as a consistent and transparent way to implement the Falkland Islands government immigration policy in relation to permanent immigration.

5. Who may apply for a permanent residence permit as principal applicant

(1) A person who has reached the age of 18 may apply for a permanent residence permit as a principal applicant if the following criteria are met—

(a) the person is ordinarily resident in the Falkland Islands on the date of application;

(b) the person was ordinarily resident in the Falkland Islands for three years immediately before the date of the application; and

(c) the person has carried out an assessment against the points system which indicates that the relevant points threshold is met by the application.

(2) A person who has reached the age of 18 and is the partner of a person with Falkland Islands status, or is the partner of a person who holds a permanent residence permit, may apply for a permanent residence permit as a principal applicant if the following criteria are met —

(a) the person is ordinarily resident in the Falkland Islands on the date of application; and

(b) the person was ordinarily resident in the Falkland Islands for three years immediately before the date of the application.

(3) A person who is under the age of 18 and is a child of a person with Falkland Islands status, or is a child of a person who holds a permanent residence permit, may apply for a permanent resident permit as a principal applicant if the following criteria are met —

(a) the person is ordinarily resident in the Falkland Islands on the date of application; and

(b) the person was ordinarily resident in the Falkland Islands for three years immediately before the date of the application.

(4) A person who is under the age of 18 and does not fall within paragraph (3), may not ordinarily apply for a permanent residence permit as a principal applicant, but may do so with the written approval of the Principal Immigration Officer.

(5) A child who seeks approval under paragraph (4) to make an application is not subject to any requirements as to ordinary residence or the points system.

(6) A person cannot satisfy the requirement under this regulation of having been ordinarily resident in the Falkland Islands for three years immediately before the date of the application unless the person —

(a) was present in the Falkland Islands for the first six months of the first year of the three year period; and

(b) was not absent from the Falkland Islands for more than 100 days in total in a year during the three year period.

(7) A person's absence from the Falkland Islands is not taken into account —

(a) for the purposes of paragraph (6)(a) and (6)(b), if the principal reason for the person's absence is one of the following purposes —

(i) to receive medical treatment;

(ii) to undertake a course of education or training;

(iii) to support a dependent or relative who is absent from the Falkland Islands and whose principal reason for being absent from the Falkland Islands is for one of the purposes described in paragraphs (i) or (ii);

(iv) to undertake work or to conduct business outside of the Falkland Islands in connection with employment or business which is based in the Falkland Islands;

(b) for the purposes of paragraph (6)(a), if the principal reason for the person's absence is to take a holiday and the total absence (or absences, if more than one) for that purpose is not more than 30 days.

(8) Paragraphs (6) and (7) supplement the ordinary meaning of the phrase "ordinarily resident".

6. Who may be included in an application for a permanent residence permit

(1) A person may be included in an application for a permanent residence permit if the person is a dependent of the principal applicant.

(2) If a person is included in an application for a permanent residence permit as a dependent child but, before consideration of the application under regulation 21, the person ceases to be a dependent child, the application remains eligible for consideration, except in the circumstances described in paragraph (4).

(3) If a person is included in an application for a permanent residence permit as the principal applicant's partner but, before consideration of the application, the person ceases to be the principal applicant's partner, the application is no longer eligible for consideration.

(4) If a person is included in an application for a permanent residence permit as a dependent child by virtue of being a child, or legally adopted child, of the principal applicant's partner but, before consideration of the application, the partnership breaks down, the application is no longer eligible for consideration.

(5) The breakdown of a partnership relevant to an application must be notified as a material change in circumstances in accordance with regulation 28.

7. Form of application for permanent residence permit

An application for a permanent residence permit must be made on the relevant form set out in Schedule 2.

8. Method of application

(1) An application must be addressed to the Principal Immigration Officer, and posted or delivered to the Falkland Islands Government Immigration Office.

(2) An application must relate to one person only, unless the application includes one or more persons who are eligible to be included as a dependent under regulation 6.

9. Items to accompany application

(1) An application must be tendered with —

(a) the prescribed fee;

(b) any document or information required by the application form to be tendered with it to show that the principal applicant, and any dependent included in the application, satisfies the requirements of these regulations and meets the points which are claimed in the application;

(c) a satisfactory medical certificate for each applicant in accordance with regulation 15;

(d) a police certificate, or similar certificate, for each applicant in accordance with regulation 16;

(e) an English language certificate for a principal applicant required to submit a certificate, in accordance with regulation 17(4); and

(f) any other document or information which the applicant considers demonstrates that the applicant is eligible to be issued with a permanent residence permit in accordance with Falkland Islands government immigration policy.

(2) An application must be supported by original documents or certified copies, but if a certified copy is submitted, an immigration officer may request the original document.

(3) It is the responsibility of the principal applicant to ensure that all documents and information that the principal applicant, or a dependent included in the application, wishes to have considered in support of the application are provided when the application is made, and an immigration officer considering the application —

(a) is not obliged to seek any further documents or information;

(b) may determine the application on the basis of the documents and information provided.

(4) Nothing in paragraph (3) prevents an immigration officer from taking into account, when determining an application, any documents or information provided by an applicant, or any document or information otherwise obtained by the officer in connection with the application, at any time before the decision on the application is made.

10. Signing application

An application must be signed by —

(a) the principal applicant;

- (b) by any dependent included in the application who has reached the age of 18;
- (c) by a parent or guardian of the principal applicant if the principal applicant has not reached the age of 18.

11. English language application

- (1) English must be used to complete an application.
- (2) A document which is not in English which is submitted in support of an application, must be accompanied by an English translation that —
 - (a) contains sufficient information for the purposes of determining the application; and
 - (b) is certified as an accurate translation by a person who is independent from the applicant and who has sufficient knowledge of both languages to provide a translation.
- (3) An immigration officer may request a full translation of a document by a different translator if the officer is not satisfied with a translation provided under paragraph (2).
- (4) If a further translation of a document is requested by an immigration officer, the officer will give reasons for requesting a further translation.
- (5) The principal applicant is liable for the cost of providing English translations under this regulation.
- (6) The requirements of this regulation have not been met for the purposes of regulations 12 and 13 until a translation has been provided which satisfies the immigration officer receiving the application.

12. Date of application

The date of an application is the date on which —

- (a) the application is received by an immigration officer; and
- (b) the application complies with regulations 7 to 11.

13. Incomplete application

- (1) An application will be returned to the principal applicant if it is received by an immigration officer but does not comply with regulations 7 to 11, unless paragraph (2) applies.
- (2) If an application is received by an immigration officer which does not comply with regulations 7 to 11, but the application is only incomplete in a minor but easily corrected manner, the immigration officer may;
 - (a) hold the application and accompanying documents;

(b) notify the principal applicant that the application has not been accepted for consideration, but that it is being held for a specified time to enable the principal applicant to meet the outstanding requirements; and

(c) notify the principal applicant of the additional document or information to be provided to meet the outstanding requirements.

(3) An application will be returned to a person who has been given a specified time under paragraph (2) to comply with an outstanding requirement, but has failed to do so.

14. Application fee

(1) If an application is returned to the principal applicant in accordance with regulation 13(1), 13(3), or 15(8), the application fee will be returned with the application or refunded.

(2) An application fee is otherwise not refundable.

15. Health certificate

(1) A satisfactory health certificate must be submitted for each applicant.

(2) A health certificate must be issued by a medical inspector.

(3) A health certificate must state that, in the opinion of the issuing medical inspector, the person does not appear likely, because of the person's state of health, to impose a substantial financial or other burden on public resources which, in all the circumstances, it is unreasonable to expect them to bear.

(4) The burden referred to in paragraph (3) may be an existing burden or a future burden.

(5) A health certificate is satisfactory if it complies with paragraphs (2) and (3).

(6) A person commits an offence if, in connection with a medical examination for the purposes of obtaining a health certificate under this regulation, the person —

(a) gives information which the person knows to be false, does not believe to be true, or is reckless as to its falsehood or truth; or

(b) withholds information which is material to the issue of a certificate.

(7) A person convicted of an offence under paragraph (6) is liable to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding three months.

(8) If the applicant is not in the Falkland Islands, a medical inspector may make arrangements for a person to be physically examined by another medical practitioner on behalf of the medical inspector.

(9) A health certificate must not be more than three months old on the date of the application.

(10) If a medical inspector advises an immigration officer that a satisfactory health certificate which was lodged with an application must be withdrawn in relation to an applicant, the application to which the certificate relates is no longer eligible for consideration and will be returned to the principal applicant.

16. Police certificate

(1) A police certificate, or similar certificate, indicating the applicant's record of convictions, or lack of convictions, in the following countries, must be submitted for each applicant who has reached the age of 16 —

(a) for the Falkland Islands;

(b) for the applicant's country of citizenship if the applicant has lived in the country since reaching the age of 16;

(c) for each country that the applicant has lived in since reaching the age of 16 for more than 12 months in the 10 years before the date of the application; and

(d) for each country that the applicant has, on the application form, declared a criminal conviction in connection with.

(2) A certificate submitted in accordance with paragraph (1)(a) should be obtained as close to the date of application as reasonably practical, but must not be more than three months old on the date of application.

(3) A certificate submitted in accordance with paragraphs (1)(b), (1)(c), or (1)(d) must have been issued since the last occasion on which the applicant lived in the relevant country.

(4) Paragraph (1)(b) does not apply in relation to a country if —

(a) the authorities of the country will not generally provide such certificates; or

(b) an immigration officer determines that a requirement for submission of a certificate by an applicant would be unreasonable in the circumstances and the officer is satisfied that the applicant's good character can be established by other means.

17. Command of English language

(1) The principal applicant and any dependent partner included in an application must have a sufficiently good command of English language to meet the ordinary needs of life.

(2) Paragraph (1) does not apply in relation to a person who is under the age of 18 on the date of the application.

(3) An applicant is deemed to satisfy paragraph (1) if —

(a) the person's country of citizenship is one of the countries listed in Part 1 of Schedule 3; or

(b) the person has obtained one of the qualifications listed in Part 2 of Schedule 3.

(4) Unless an applicant satisfies paragraph (3), the application must be accompanied by a certificate issued by the Director of Education to the effect that the person has passed an English language test administered by, or on behalf of, the Education department in a form approved by the Principal Immigration Officer.

18. Accommodation

(1) An applicant must be satisfactorily accommodated in accordance with this regulation.

(2) Accommodation is satisfactory if —

(a) in the ordinary course of events the accommodation will be available to the applicant for at least six months after the date of the application; and

(b) it is not overcrowded.

(3) An immigration officer will determine whether accommodation is overcrowded having regard to the size of the accommodation and the number of persons living in it.

19. Notification of applications

(1) Before consideration of an application, an immigration officer will arrange for a notice of the application to be published in the Gazette and in a newspaper which circulates in the Falkland Islands.

(2) A notice published in accordance with paragraph (1) must —

(a) name each applicant, except an applicant who is included in an application as a dependent child; and

(b) advise members of the public that they have 21 days to notify the Principal Immigration Officer in writing of any knowledge they might have in relation to an applicant which might indicate that a permanent residence permit should not be granted to an applicant.

(3) An application will only be considered after the notice period given in paragraph (2)(b) has expired.

20. Action before determination of application

Before an application is determined, an immigration officer may require —

(a) an applicant to attend an interview with an immigration officer;

(b) an applicant to undergo a further medical examination;

(c) the principal applicant to produce any other document or information which the immigration officer believes is necessary to help in determining the application;

21. Consideration of applications

(1) Applications will be considered on a quarterly basis, during February, May, August and November.

(2) Applications will be considered in order of the date of the application.

(3) If a principal applicant or dependent included in an application is the subject of a criminal charge, the application will not be eligible for consideration until after the conclusion of the criminal proceedings, but if the proceedings are not concluded within a year of the date of the application, the application is deemed to have lapsed.

(4) If the points earning requirements set out in Schedule 1 or the points threshold are amended following the date of an application and the application remains eligible for consideration in accordance with regulation 26, the application will be considered on the basis of the requirements or the threshold which are in force on the date of consideration of the application.

(5) The principal applicant must be notified, as soon as reasonably possible after consideration of it, of a decision to refuse an application.

(6) The written notification given in accordance with paragraph (4) must include reasons for refusal of the application.

22. Determination of application

(1) The Principal Immigration Officer will grant a permanent residence permit if —

(a) a satisfactory health certificate has been submitted for each applicant in accordance with regulation 15;

(b) each applicant appears to be of good character;

(c) the principal applicant and a dependent partner included in the application meet the English language requirements of regulation 17;

(d) each applicant is satisfactorily accommodated in accordance with regulation 18;

(e) the application meets or exceeds any applicable points threshold; and

(f) the grant of the permit would not exceed any applicable quota.

(2) A person appears to be of good character for the purposes of paragraph (1)(b) if one of the following applies —

(a) the relevant police certificate or similar certificate submitted in relation to the person in accordance with regulation 16 does not include a conviction which is not spent in accordance with the rehabilitation of offenders provisions of the Criminal Justice Ordinance (Title 24.1);

(b) the relevant police certificate or similar certificate submitted in relation to the person in accordance with regulation 16 does include a conviction which is not spent in accordance with the rehabilitation of offenders provisions but the unspent conviction —

(i) is of a type set out in Schedule 4; or

(ii) is a conviction which can never be spent in accordance with the rehabilitation of offenders provisions and, in the opinion of the Principal Immigration Officer, the person may properly be considered to be of good character, having regard to the following factors —

(aa) the length of time since the date of conviction; and

(bb) the person's conduct since the date of conviction.

(3) Paragraph (1) does not apply, and the Principal Immigration Officer may refuse an application if, in the opinion of the Principal Immigration Officer, the character or conduct of the applicant gives rise to substantial grounds for believing that it would not be in the public interest to grant a permanent residence permit.

(4) The Principal Immigration officer must consult the Attorney General before refusing an application under paragraph (3).

(5) If an application is successful, a permanent residence permit will be granted in relation to the principal applicant and to each person included in the application.

(6) A permanent residence permit granted to a person included in the application as a dependent will continue in effect if the person is no longer a dependent, and a change in dependent status is not a valid ground for revoking a permanent residence permit.

(7) An application will be refused if an applicant included in it, whether the principal applicant or a dependent, does not meet the requirements of these regulations.

23. Points system

(1) The points system set out in Schedule 1 has effect.

(2) The points system may be amended by the Governor by notice published in the Gazette.

(3) If an application is made by a person under regulation 5(2), 5(3) or 5(4) the application is not assessed against the points system, and no points threshold applies.

(4) Criteria and bonus points for an offer of employment in a critical skills area may be determined by the Governor, and notified by publication in the Gazette.

(5) The Governor must consult the Chief Executive before determining criteria and bonus points for an offer of employment in a critical skills area.

(6) The Chief Executive will ordinarily offer advice annually to the Governor in connection with paragraph (5).

24. Points threshold

(1) The following points thresholds apply—

(a) 50 points in relation to an application which does not include a dependent partner;

(b) 60 points in relation to an application which includes an assessment of a dependent partner's points;

(c) any new or amended threshold as may be determined by the Governor and notified by publication in the Gazette.

(2) The thresholds set out in paragraph (1)(a) and (1)(b) or determined under paragraph 1(c) will be reviewed by the Governor in February 2010, and then annually.

(3) A new or amended threshold determined under paragraph (1)(c) will ordinarily take effect on 1 September, but may be determined to take effect at any time.

25. Quota for applications

(1) The Governor may determine an annual quota for the purposes of this regulation, which will be notified by publication in the Gazette.

(2) An annual quota operates from 1 September in any year to 31 August in the following calendar year.

(3) If a quota is in operation under this regulation, a permanent residence permit may only be granted if the grant of the permit would not exceed the quota, except in the circumstances described under paragraph (7).

(4) A dependent included in an application is subject to the annual quota.

(5) If a permanent residence permit cannot be granted only by virtue of this regulation, the application may remain eligible for consideration in accordance with regulation 26.

(6) The annual quota will ordinarily operate by allocation of one quarter of the annual quota for each consideration of applications in accordance with regulation 21, except that the Principal Immigration Officer may exercise discretion in the allocation of the quota in accordance with paragraphs (7) and (8).

(7) If an application would be approved but, because one or more dependents are included in the application, the grant of the number of permanent residence permits required under the application would exceed the quota allocated in accordance with paragraph (6) for the quarter in which the application is considered, quota from the next quarter may be brought forward to allow the grant of the permits if the annual quota will not be exceeded.

(8) If quota allocated in relation to a quarter under this regulation remains unused, the quota may be rolled over to the next quarter, except that annual quota may not be rolled over from one quota year to the next.

26. Lapse of application

(1) An application considered in accordance with regulation 21(1) which has not been refused under regulation 22 will be eligible for consideration in the following quarter and subsequent quarters in accordance with this regulation.

(2) An application is only eligible for consideration in four successive quarters, and is then deemed to have lapsed.

(3) If an application has lapsed, the principal applicant must be notified as soon as reasonably possible.

27. New application

(1) A person whose application is not eligible for consideration by virtue of regulation 6(3) or 6(4), or regulation 15(8) may, if the person is eligible to apply under these regulations, immediately make a new application.

(2) A person whose application is refused on the basis that the person is not of good character in accordance with regulation 22(1)(b) may make a new application no sooner than 12 months after the refusal was notified to the person.

(3) A person whose application is refused in accordance with regulation 22(3) may make a new application no sooner than five years after the refusal was notified to the person.

(4) A person whose application is refused on the basis that the person is not able to satisfy any other criteria may, if the person is eligible to apply under these regulations, make a new application at any time.

(5) A person whose joint application with another person is refused on the basis of criteria relating to the other person, the person may, if the person is eligible to apply under these regulations, immediately make a new application that does not include the other person.

(6) A person whose application is deemed to have lapsed under regulation 21(3) or regulation 26(2) may, if the person is eligible to apply under these regulations, immediately make a new application.

(7) An application fee is payable in relation to a new application made under the regulations, regardless of whether or not the applicant has previously made an application.

28. Change in circumstances

(1) A principal applicant must, as soon as reasonably possible, inform the Principal Immigration Officer in writing of any material change in circumstances that occurs after the date of the

application if the change in circumstances may affect the decision to grant a permanent residence permit.

(2) A person who has reached the age of 18 and who is included in an application as a dependent must, as soon as reasonably possible, inform an immigration officer of any material change in circumstances that occurs after the date of the application if the change in circumstances may affect the decision to grant a permanent residence permit.

(3) A failure to comply with the obligations set out in paragraphs (1) or (2) —

(a) amounts to withholding information for the purposes of section 32(1)(b) of the Ordinance; and

(b) means that a permanent residence permit granted is liable to be revoked under section 23(2)(a) of the Ordinance.

29. Transitional

The first consideration of applications under regulation 21 after these regulations come into force will occur in December 2009.

30. Repeal

The Permanent Residence Permit (Form of Application) Regulations (SR&O No 11 of 1995) are repealed.

SCHEDULE 1

(regulation 23)

POINTS SYSTEM

Criteria	Points
1. <u>Educational and professional qualifications</u>	
(a) Principal applicant:	10
(b) Dependent partner included in application:	5

Notes:

(1) Educational or professional qualifications which are eligible for points under this criterion means a qualification which is, or is equivalent to, at least level three in the National Qualifications Framework of the United Kingdom.

(2) An educational or professional qualification obtained outside the Falkland Islands or United Kingdom must be recognised as equivalent to level three in the National Qualifications Framework by the National Academic Assessment Recognition Centre of the United Kingdom.

2. Earned income

(a) Principal applicant:

(i) £16,000 or more, but less than £18,000	1
(ii) £18,000 or more, but less than £20,000	2
(iii) £20,000 or more but less than £22,000	3
(iv) £22,000 or more, but less than £24,000	4
(v) £24,000 or more, but less than £26,000	5
(vi) £26,000 or more, but less than £28,000	6
(vii) £28,000 or more, but less than £30,000	7
(viii) £30,000 or more, but less than £32,000	8
(iv) £32,000 or more, but less than £34,000	9
(x) £34,000 or more	10

(b) Dependent partner included in application:

As above (in addition to points earned by principal applicant)

Notes:

(1) Earned income means earned income averaged over the two most recent full calendar years before the date of the application.

3. Employment

(a) Principal applicant:	10
(b) Dependent partner included in application:	5

Notes:

(1) In relation to a principal applicant, employment means:-

- (a) a contract of employment that satisfies paragraphs (3) and (4); or
- (b) self employment that satisfies paragraph (5).

(2) In relation to a dependent partner included in an application, employment has the same meaning as under paragraph (1), except that it includes a written offer of employment, and the 12 months duration relates to the period from commencement of the employment offered.

(3) A contract of employment or, if a person has more than one contract of employment, the sum of the contracts, must relate to employment that produces an income:-

(a) in relation to the principal applicant, of at least £16,000 a year;

(b) in relation to a dependent partner included in an application, of at least £7,800 a year.

(4) A contract of employment must be of at least 12 months duration from the date of the application or, if a person has more than one contract of employment, the contracts must provide a continuous period of employment of at least 12 months from the date of the application.

(5) Self employment is only relevant for the purposes of this criterion if the self employed activity is evidenced to have produced the appropriate level of income under paragraph (3) by production of business accounts for the nearest full financial year before the date of the application.

(6) For the purposes of paragraph (3), income relating to employment which is not self employment means the basic annual salary payable under the contract or offer of employment, and any other payments guaranteed under the contract or offer on completion of the contractual term.

4. Work experience relevant to employment

Principal applicant:

(a) less than two years	1
(b) two years or more, but less than four years	2
(c) four years or more, but less than six years	4
(d) six years or more, but less than eight years	6
(e) eight years or more, but less than 10 years	8
(f) 10 years	10

Notes:

(1) If a person has more than one type of employment, points may only be claimed in relation to work experience relevant to the person's principal employment.

(2) Points may only be claimed for work experience in the ten years immediately before the date of the application.

5. Property Assets

Principal applicant:

£10,000 net property value,	1
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and for each additional £10,000 net property value 1
(including an additional nominal value of £10,000 added if the
property is in the Falkland Islands)

Notes:

- (1) The maximum number of points which may be claimed for this criterion is 15.
- (2) Property means land and buildings, and does not include moveable assets such as furnishings
- (3) Net value means that the value of the property will be calculated by deducting any outstanding mortgage or charge on the property.
- (4) A property which is jointly owned by the principal applicant and another person may be included to its full net value if the joint owner is the partner of the principal applicant and is included as the dependent partner in the application.
- (5) A property which is jointly owned by the principal applicant and another person who is not included as a dependent partner in the application may only be included to the net value of the principal applicant's share of the property.

6. Unencumbered cash assets

Principal applicant:

(a) £5,000 or more, but less than £10,000	1
(b) £10,000 or more, but less than £15,000	2
(c) £15,000 or more, but less than £20,000	3
(d) £20,000 or more, but less than £25,000	4
(e) £25,000 or more, but less than £50,000	6
(f) £50,000 or more, but less than £100,000	10
(g) £100,000 or more	15

Notes:

- (1) Unencumbered cash assets include bank deposits and company shares, but must not include any borrowings.
- (2) Cash assets which are jointly owned by the principal applicant and another person may be included if the joint owner is the partner of the principal applicant and is included as the dependent partner in the application.
- (3) Cash assets which are jointly owned by the principal applicant and another person who is not included as a dependent partner in the application may only be included to the value of the principal applicant's share of the cash.

7. Age

Principal applicant:

(a) 18 to 29	8
(b) 30 to 39	10
(c) 40 to 44	8
(d) 45 to 49	4
(e) 50	2

Notes:

(1) Age means age on the date of application, and a change of age after the date of application does not need to be notified under regulation 28 as a material change in circumstances.

8. Length of time resident in the Falkland Islands

Principal applicant:

Residence in (i) Stanley or Camp, or (ii) Mount Pleasant Airport, with a minimum period of residence in the Falkland Islands of 48 months (four years):

	(i) Stanley or Camp	(ii) Mount Pleasant Airport
(a) 48 months or more, but less than 60 months	2	1
(b) 60 months or more, but less than 72 months	4	2
(c) 72 months or more, but less than 84 months	6	3
(d) 84 months or more, but less than 96 months	8	4
(e) 96 months or more, but less than 108 months	10	5
(f) 108 months or more, but less than 120 months	14	7
(g) 120 months or more	20	10

Notes:

(1) A maximum of 20 points may be claimed in total in connection with residence under (i), or in connection with residence under both (i) and (ii).

(2) A maximum of 10 points may be claimed in total in connection with residence under (ii) only.

(3) Points may not be claimed for more than 120 months (ten years) residence in total.

(4) If a person's residence has switched between (i) and (ii), the following method may be used to calculate the points claimed:-

(a) calculate the number of months residence under (i) by totalling the number of days resident and dividing the figure by 30;

(b) calculate the number of months residence under (ii) by totalling the number of days resident, dividing the figure by 30 and then dividing it again by two;

(c) add the two sums together to claim the appropriate points under (i) in the table above.

(5) The person must have been resident in the Falkland Islands for a continuous period, excepting temporary absences.

9. Pension plan

Principal applicant: 5

Notes:

(1) The person must have been a member of a pension plan for at least two years immediately before the date of application.

(2) Payments under the statutory retirement pension scheme do not count as membership of a pension plan for the purposes of this criterion.

10. Employment in critical skills area

Principal applicant: 5

Notes:

(1) Critical skills areas may be prescribed in accordance with regulation 22. If no critical skills areas have been prescribed, no points may be claimed under this category.

11. Educational or professional qualification funded from the Falkland Islands

Principal applicant: 5

Notes:

(1) An educational or professional qualification which is eligible for points under this criterion means a qualification that:-

(a) was obtained through education or training that was funded, within 20 years of the date of the application, by the Falkland Islands Government or by a body based in the Falkland Islands; and

(b) is, or is equivalent to,:-

(i) at least certificate level in the Framework for Higher Education Qualifications of the United Kingdom; or

(ii) at least level four in the National Qualifications Framework of the United Kingdom.

(2) An educational or professional qualification obtained outside the Falkland Islands or United Kingdom must be recognised as equivalent to the relevant level by the Academic Assessment Recognition Centre of the United Kingdom.

12. Close family permanently resident

Principal applicant: 5

Notes:

(1) Close family means a person who is the adult sibling, adult child or parent of the principal applicant or of the principal applicant's partner.

(2) Permanently resident means that the family member has Falkland Islands status or a permanent residence permit and is ordinarily resident in the Falkland Islands on the date of the application.

13. South Atlantic Medal

(a) Principal applicant: 5

(b) Dependent partner included in application: 5

APPLICATION FORMS



GENERAL MIGRANTS POINTS BASED SYSTEM FORM 1
ADULT PRINCIPAL APPLICANT and DEPENDENT PARTNER

**APPLICATION FOR PERMANENT RESIDENCE PERMIT
FALKLAND ISLANDS**

▶ READ THIS FIRST

You must complete this Form 1 if you are either

- (a) an adult principal applicant applying for a permanent residence permit; or
- (b) a dependent partner included in the application of a principal applicant

A principal applicant must also complete the self assessment at Appendix B, unless you are the partner of a person who has Falkland Islands status, or of a person who holds a permanent residence permit.

If you are a dependent partner included in the application of a principal applicant, you are not required to complete a separate self assessment Appendix B.

Form 2 must be completed by a child of 16 years or older if they are:

- (a) a dependent child included in the application of a principal applicant; or
- (b) a child making an application as a principal applicant.

This form must be completed in English in black or blue ink.

Only complete this form after you have carefully read the General Guidance and Form Specific Guidance that are provided to assist you. In order to ensure that you complete this form correctly, it is also strongly recommended that you continuously refer to the guidance while you are completing this form.

The Principal Immigration Officer may take a decision on your application based on the information contained in your application, so please ensure you submit all relevant documents (see the supporting documents check list provided at Appendix A of this form)

It is better to explain why you do not have a document than to submit a false document. If it is discovered that you knowingly included false information or a false document in your application, your application will be refused and you may also be prosecuted for having committed an offence under the Immigration Ordinance.

It is strongly recommended for applicants to read very carefully Part 11 of the General Guidance regarding the definition of 'date of application' before completing any of the forms, as in certain areas it is of particular relevance to the information you are asked to provide.

Part 1 Your Personal Information **Read Form 1 Guidance, Part 1**

1.1 Enter your Falkland Islands personal identity number here

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1.2 State here whether you are applying as A principal applicant A dependent partner
(Put a cross (x) in the relevant box)

1.3 Preferred title Mr Ms Miss Mrs Other
(Put a cross (x) in the relevant box) (Specify)

1.4 Surname/s

1.5 First name/s

1.6 Other names

(including any other names you are known by and/or any other names that you have been known by)

1.7 Gender Male Female
(Put a cross (x) in the relevant box)

1.8 Partnership status (Put a cross (x) in the relevant box)
Single Married

Civil partner Unmarried partner

1.9 Date of birth

1.10 Place of birth

1.11 Country of birth

1.12 Country of citizenship

1.13 Are you also a citizen of any other country? (Put a (x) in the relevant box) Yes No

1.14 If 'Yes', provide details

Part 2 Passport Information **Read Form 1 Guidance, Part 2**

2.1 Current passport number 2.2 Issuing authority

2.3 Issue date 2.4 Expiry date

2.5 Is this your first passport? Yes No
(Put a (x) in the relevant box) If 'Yes', go to Part 3.

2.6 If 'No', give details of previous passports covering the last 10 years including where the passports are now

Part 3 Residency Information **Read Form 1 Guidance, Part 3**

- 3.1 Are you currently ordinarily resident in the Falkland Islands? Yes No
 (Put a cross (x) in the relevant box)
- 3.2 If 'Yes', provide the date when you became ordinarily resident in the Falkland Islands
- 3.3 If 'No', provide the approximate date on which you intend to become ordinarily resident in the Falkland Islands
- 3.4 If you are applying as a principal applicant, give details of all absences from the Falkland Islands in respect of the three years immediately before the date of application beginning with the most recent, otherwise go to Part 4

Principal country visited	Principal reason	Date of departure (DD/MM/YYYY)	Date of return (DD/MM/YYYY)	Total number of days absent

- (Put a cross (x) in the relevant box)
- 3.5 Are more absences shown on the additional information pages at Part 10? Yes No
- 3.6 Total number of days absent (including any shown on the additional information pages at Part 10) Days

Part 4 Your Residential Address and Contact Details **Read Form 1 Guidance, Part 4**

- | | |
|---|---|
| <p>4.1 Your residential address in the Falkland Islands</p> <div style="border: 1px solid black; height: 80px; width: 100%;"></div> | <p>4.2 Home (land line) telephone number</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>4.3 Mobile telephone number</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>4.4 E-mail address</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> |
| <p>4.5 Your current address if different from above</p> <div style="border: 1px solid black; height: 80px; width: 100%;"></div> | <p>4.6 Home (land line) telephone number</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>4.7 Mobile telephone number</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>4.8 E-mail address</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> |

Part 5a Your partner

5.1 If you have ticked the 'Single' box at 1.8 'Partnership status' above, or you are completing this form as a dependent partner of a principal applicant, go to Part 5b

If your partner is a person with Falkland Islands status or holds a permanent residence permit, complete Questions 5.2 to 5.11 and then go to Part 5b

Partner's details

5.2 Full name

5.3 Gender Male Female
(Put a cross (x) in the relevant box)

5.4 Place of birth

5.5 Date of birth

5.6 Country of birth

5.7 Country of citizenship

5.8 Current immigration status in the Falkland Islands

Temporarily resident

Permanent residence permit holder

Not resident

Has Falkland Islands status

5.9 If married, what was the date of your marriage?

5.10 If in a civil union, what was the date of your civil union?

5.11 If living together as un-married partners, state the number of years and months you have been living together in your partnership

Years	Months
-------	--------

5.12 Do you wish to include your partner in this application for a permanent residence permit? Yes No

5.13 Are you living together in a genuine partnership? (Put a cross (x) in the relevant box) Yes No

5.14 Does your partnership meet the regulated definition as set out in the General Guidance? (Put a cross (x) in the relevant box) Yes No

Note – 1. If as a principal applicant, you have answered 'Yes' to 5.12 to 5.14 above, your partner must also Complete a separate Form 1.

Note – 2. The ONUS is on the principal applicant to provide as much information as possible to show that they are living together with their partner in a genuine partnership.

Part 5b Your children

Note – 1. If you are completing this form as a principal applicant, you should only complete this part if you wish to include dependent children in your application, otherwise go to Part 6.

Note – 2. If you are completing this form as a partner included in the application of a principal applicant,

dependent children, if any, will have been included in the application of the principal applicant and you therefore do not need to complete this part of the form. Go to Part 6.

Note – 3. Any children included who are 16 years of age or older must also each complete a Form 2.

5.15 Please provide below, details of all dependent children that you wish to include in this application

Child 1

Surname/s	<input type="text"/>	First name/s	<input type="text"/>
Gender	Male <input type="checkbox"/> Female <input type="checkbox"/>	Country of citizenship	<input type="text"/>
(Put a cross (x) in the relevant box)			
Date of birth	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Age now	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Place of birth	<input type="text"/>	Country of birth	<input type="text"/>
Passport number	<input type="text"/>	Issuing authority	<input type="text"/>
Issue date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Expiry date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Child 2

Surname/s	<input type="text"/>	First name/s	<input type="text"/>
Gender	Male <input type="checkbox"/> Female <input type="checkbox"/>	Country of citizenship	<input type="text"/>
(Put a cross (x) in the relevant box)			
Date of birth	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Age now	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Place of birth	<input type="text"/>	Country of birth	<input type="text"/>
Passport number	<input type="text"/>	Issuing authority	<input type="text"/>
Issue date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Expiry date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Child 3

Surname/s	<input type="text"/>	First name/s	<input type="text"/>
Gender	Male <input type="checkbox"/> Female <input type="checkbox"/>	Country of citizenship	<input type="text"/>
(Put a cross (x) in the relevant box)			
Date of birth	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Age now	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>
Place of birth	<input type="text"/>	Country of birth	<input type="text"/>
Passport number	<input type="text"/>	Issuing authority	<input type="text"/>
Issue date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	Expiry date	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Child 4

Surname/s First name/s

Gender Male Female Country of citizenship
(Put a cross (x) in the relevant box)

Date of birth Age now

Place of birth Country of birth

Passport number Issuing authority

Issue date Expiry date

Note – If you need to provide details in respect of more dependent children, please use the additional information sheets provided at Part 9.

5.16 Provide here the total number of dependent children included in this application form

Part 6 Health Certificate Read Form 1 Guidance, Part 6

Note – You must complete this part if you are a principal applicant, otherwise go to Part 7.

6.1 Have you provided a health certificate for you and if applicable, your dependent partner and dependent children included in your application? (Put a cross (x) in the relevant box) Yes No

Note – If you have answered ‘No’, your application will be refused.

Part 7 Your Home in the Falkland Islands Read Form 1 Guidance, Part 7

Note – 1. You must complete this part if you are a principal applicant, otherwise go to Part 8.

Note – 2. The information that you are asked to provide here relates to where you ordinarily live in the Falkland Islands, the address of which you have already provided in Part 3, 4.2.

7.1 Description of your current accommodation House Flat
(Put a cross (x) in the relevant box) Mobile home Bedsit

Other – please describe

7.2 State total number of current occupants or intended occupants
10 years of age or older 1 year of age or older but under 10 years

7.3 Total number of rooms available (exceeding 4.6 square metres)

7.4 Size and occupancy of each room

Room 1

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 2

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 3

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 4

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

7.5 Do all occupants have access to a kitchen, toilet and washing facilities and (except where it is a bedsit) a separate living area? (put a cross (x) in the relevant box) Yes No

7.6 If 'No', provide further information here

7.7 Is the accommodation that you have outlined above (Put a cross (x) in the relevant box)
Owned by you and/or your partner? Leased or rented?

7.8 Is your accommodation available to you for a period of at least six months? (Put a cross (x) in the relevant box) Yes No

7.9 If 'No', provide the date on which your current lease or tenancy agreement will expire

7.10 Are the accommodation arrangements for you and your dependents going to change in the next six months? (Put a cross (x) in the relevant box) Yes No

7.11 If 'Yes', you must provide details of the intended address and answers as relevant to 7.1 to 7.9 above in relation to that changed accommodation on the additional sheets provided at Part 10.

Note – if you are unable to adequately demonstrate that you and your dependents, if applicable, are satisfactorily accommodated, your application will be refused.

Part 8 Your Command of English Language Read Form 1 Guidance, Part 8

8.1 As an adult principal applicant, or a dependent partner included in the application of a principal applicant, you must have a sufficiently good command of English language to meet the ordinary needs of life. Put a cross (x) in one box and, where appropriate, indicate how you are claiming that you satisfy this requirement

8.2 You are a citizen of one of the approved English speaking countries listed in the General Guidance Country

8.3 By having obtained one of the accepted qualifications as detailed in the General Guidance Qualification

8.4 By having passed the approved English language test administered by the Falkland Islands Education Service

Note – You must satisfy the English language requirement and, where applicable, provide documentary evidence, otherwise your application will be refused.

Part 9 Your Personal History

Read Form 1 Guidance, Part 9

9.1 List below the countries:

(a) which you have lived in, since the age of 16, for 12 months or more in the 10 years before the date of application; and

(b) of which you are a citizen and have lived in since reaching the age of 16.

Include countries where your residence has been broken by short absences.

Country	Date of arrival (DD/MM/YYYY)	Date of last departure (DD/MM/YYYY)

9.2 Do you have any criminal convictions in any country?

 Yes

 No

If 'Yes,' give details below. If 'No', go to Question 9.3

(put a cross (x) in the relevant box)

No	Country	Offence	Date sentenced (DD/MM/YYYY)	Sentence given
1				
2				
3				
4				
5				

Note – If you need to provide details in respect of further convictions, please use the additional information sheets provided at Part 9.

9.3 You must answer the following questions even if you have answered 'No' to question 9.2 above.

(Put a cross (x) in the relevant box for each question)

9.4 Have you ever been refused entry to any country?

 Yes

 No

9.5 Have you ever been deported, removed or otherwise required to leave any country?

 Yes

 No

9.6 Are you an undischarged bankrupt?

 Yes

 No

9.7 Have you ever been charged or indicted in any country with a criminal offence for which you have not yet been tried in court?

 Yes

 No

- 9.8 In time of either peace or war, have you even been involved, or suspected of involvement, in war crimes, crimes against humanity or genocide? Yes No
- 9.9 Have you even been involved in, supported or encouraged, terrorist activities in any country? Yes No
- 9.10 Have you ever, by any means or medium, expressed views that justify or glorify terrorist violence or that may encourage others to commit terrorist acts or other serious criminal acts? Yes No
- 9.11 Have you ever been a member of, or given support or adhered to any group of persons or their organisations which, at the time of membership, or of giving support or adherence, had objectives which were based on hostility against persons or groups of persons on the basis of colour, race, ethnic or national origin, or were based on a representation that persons of a particular race or colour are inherently inferior or superior to other races or colours? Yes No
- 9.12 If you have answered 'Yes' to any of the questions numbered 9.4 to 9.11 above, please provide details below.
If there is insufficient space, please continue using the additional information sheets at Part 10

Note – You and any dependents must satisfy the good character requirement, so you must ensure that you provide the required documents, otherwise your application will be refused.

- 10.1 Use these additional sheets if there is insufficient space in which to answer any of the questions contained in this form, or if there is any further information you wish to give in support of your application.

Additional Information – Page ____ of ____

I apply for a permanent residence permit in respect of the Falkland Islands

I understand the notes and questions in this form, and confirm that the information I have given about myself and any dependents included in this application is true and complete to the best of my knowledge.

I declare that the documents that I have supplied with this application are genuine, and the statements I have made with this application are truthful. I understand that the Principal Immigration Officer, or an immigration officer handling my application (or a trusted third party), may make reasonable checks to confirm the accuracy and authenticity of evidence I have provided and documents I have submitted with this application.

I confirm that if, before this application is decided, there is a material change in my circumstances or new information relevant to this application becomes available, I will inform the Principal Immigration Officer in writing as soon as reasonably possible.

I understand that, if the Immigration Service has reasonable cause to believe that any documents I have submitted with this application are forged, fraudulent, or not genuine, and the Immigration Service has sought to verify the documents but has not been able to verify them, if the points system applies to me, no points will be awarded for these documents even if the Immigration Service cannot prove they are not genuine.

I understand that:

- (a) it is an offence under the Immigration Ordinance to make a statement which I know to be or do not believe to be true, in order to obtain an immigration permit in respect of the Falkland Islands;
- (b) my application will be refused if I make such a statement; and
- (c) if I use a false document, lie, or withhold relevant information, my details may be passed to law enforcement agencies and I may be liable to prosecution.

Immigration Service advice

I accept that any advice given to me by the Falkland Islands Immigration Service before lodging this application was intended to assist me, and acting on that advice does not mean that my application for permanent residence will be approved.

Disclosure of information

I understand that the information I provide will be treated in confidence, but it may be disclosed to other government services, foreign governments and other bodies to enable the Immigration Service or those bodies to perform their functions. I also understand that the information provided by me may also be used for staff training purposes.

I also understand that the information provided by me, or other information made available to the Immigration Service, may be shared with any person included in my application (for example with my partner), for the sole purpose of considering my application. I am aware that if there is any information I do not want you to disclose to them I will tell you by providing a letter with my supporting documentation. If such requests prevent you from making legitimate enquiries, my application may be refused.

Applicant's signature

.....

Applicant's full name

Date of signing

D	D
---	---

M	M
---	---

Y	Y	Y	Y
---	---	---	---



Supporting Documents Check List

Appendix A must only be completed by the principal applicant.

Ensure you submit all relevant original or certified copies of the documents that you want the Principal Immigration Officer, or the immigration officer handling your application, to see when considering your application.

If you are a principal applicant, you should also supply the documents specified on the separate self assessment at Appendix B.

The Immigration (Permanent Residence Permit) Regulations 2009 state that it is the responsibility of the principal applicant to ensure that all documents and information that the principal applicant wishes to have considered in support of the application are provided when the application is made. The Principal Immigration Officer is not obliged to seek any further documents or information, and may determine the application on the basis of the documentation and information provided.

If you are unable to provide a document, please explain why. It is also better to explain why you do not have a document than to submit a false document. If it is discovered that you knowingly included false information or false documents in your application, your application will be refused and you may also be prosecuted for having committed an offence. Under the Immigration Ordinance.

Please complete this part of the form to help us make sure that we have received your documents and to keep a record of them while they are with us. Please tell us how many of each of the listed documents you have provided with your application.

Tick (✓) as appropriate **ALL APPLICANTS**

- Current passports or travel documents. If you are unable to provide originals, a certified copy of the personal details page will be accepted.
- Previous passports Number
- Birth certificates Number
- The application fee

Tick (✓) if appropriate **DOCUMENTS RELEVANT TO APPLICATION**

- Falkland Islands personal immigration movements records Number
- Marriage certificate or civil ceremony certificate Number
- Evidence of unmarried partnership Number
- Medical certificates Number
- Tenancy agreements, landlord's letters etc Number
- Police vetting certificates Number

- Trade/professional/educational qualifications certificates Number
- Evidence of earnings Number
- Evidence of current employment or offer of employment Number
- Evidence of work experience Number
- Title evidence of property/land ownership and valuations Number
- Cash assets – bank statements, share certificates etc Number
- Evidence of existing pension plan Number
- Educational/professional qualification funded from Falkland Islands Number
- Evidence of close family permanently resident Number
- Evidence of having been awarded a South Atlantic Medal Number
- Self Assessment Appendix B

Others (state which)

- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number
- Number



Self Assessment - Points System

► READ THIS FIRST

A principal applicant must complete this self assessment Appendix B, unless the principal applicant is the partner of a person with Falkland Islands status, or of a person holding a permanent residence permit.

Only complete this form after you have carefully read the Guidance that is provided to assist you. In order to ensure that you complete this form correctly, it is strongly recommended that you continuously refer to the Guidance while you are completing this form.

Please ensure you submit all relevant original or certified copies of the documents as indicated in the sections of the self assessment and other documents you consider relevant that you want the Principal Immigration Officer, or the immigration officer handling your application, to see when considering your application.

The Principal Immigration Officer or an immigration officer handling your application is not obliged to seek any further documents or information and may take a decision on your application on the basis of the information contained in your application and therefore please ensure you submit all relevant documents.

If you are unable to provide a document, please explain why. It is better to explain why you do not have a document than to submit a false document. If it is discovered that you knowingly included false information or false documents in your application, your application will be refused and you may also be prosecuted for having committed an offence under the Immigration Ordinance.

If there is insufficient space in which to answer any of the questions contained in this form, or of there is any further information you wish to give in support of your application, please use the additional information sheets provided at Part 21.

Part 1 Your Personal Information

1.1 Surname/s

1.2 First name/s

1.3 Date of birth

Part 2 Educational and Professional Qualifications

2.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of you having and eligible educational or professional qualification
 Yes No Go to Question 2.2 No Go to Part 3

2.2 Please provide below, details of the educational or professional qualification for which you wish to claim points

2.3 Country of award 2.4 State/province (if applicable)

2.5 Institution 2.6 Year of award

2.7 Duration of study Date From

Date To

2.8 Qualification 2.9 Grade (if applicable)

2.10 Put a cross (x) in the relevant box to indicate the method of verification of your qualification

(a) Your qualification is an eligible United Kingdom qualification

(b) Your qualification is not an eligible United Kingdom qualification but

i. it is one that has been assessed by the National Academic Assessment Recognition Centre of the United Kingdom (NARIC), as being, or equivalent to, at least level three in the National Qualifications Framework of the United Kingdom (NQF); **and**

ii. you have included a NARIC letter or certificate of comparability in your application

2.11 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of the qualification, for which you are claiming points

Original certificate Reference from awarding body Academic transcript

Note – 10 points can be claimed for a relevant educational or professional qualification

Part 3 Earned Income

3.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your averaged earned income

Yes

Go to Question 3.2

No

Go to Part 4

3.2 State the two most recent full calendar years for which you are claiming points on the basis of your averaged earned income

Year A

Year B

3.3 Provide in the table below, details of your total earned income in respect of calendar year A

Reference Number*	Source of income	Evidence of income claimed*	Income claimed £
A 1			
A 2			
A 3			
A 4			
A 5			
A 6			
A 7			
A 8			
*Mark the relevant reference number on each document provided in respect of each source of income			Total income, year A

3.4 Provide in the table below, details of your total earned income in respect of calendar year B

Reference Number*	Source of income	Evidence of income claimed*	Income claimed £
B 1			
B 2			
B 3			
B 4			
B 5			
B 6			
B 7			
B 8			
Total income, year B			

*Mark the relevant reference number on each document provided in respect of each source of income

3.5 State your total averaged earned income, based on the sum of the total earned income of the tables corresponding to Year A and Year B

£

3.6 Confirm the points you are claiming for total averaged earned income (Put a cross(x) in the relevant box)

- | | | |
|--|-------------|--------------------------|
| £16,000 or more, but less than £18,000 | (1 point) | <input type="checkbox"/> |
| £18,000 or more, but less than £20,000 | (2 points) | <input type="checkbox"/> |
| £20,000 or more, but less than £22,000 | (3 points) | <input type="checkbox"/> |
| £22,000 or more, but less than £24,000 | (4 points) | <input type="checkbox"/> |
| £24,000 or more, but less than £26,000 | (5 points) | <input type="checkbox"/> |
| £26,000 or more, but less than £28,000 | (6 points) | <input type="checkbox"/> |
| £28,000 or more, but less than £30,000 | (7 points) | <input type="checkbox"/> |
| £30,000 or more, but less than £32,000 | (8 points) | <input type="checkbox"/> |
| £32,000 or more, but less than £34,000 | (9 points) | <input type="checkbox"/> |
| £34,000 or more | (10 points) | <input type="checkbox"/> |

3.7 Put a cross (x) in the relevant box to confirm the documents you are submitting as evidence of average earned income, for which you are claiming points

- Official tax documents generated by the tax authority or your employer, showing statements of earnings upon which tax has been paid/is to be paid
- Documents showing value of taxable benefits in kind received

- Personal Bank statements showing payments made to you
- Payslips
- Letter from your employer/s confirming that you have received the exact amount you are claiming
- Company/business accounts which clearly show the net profit of the business
- Statements of annuity or private pension payments received
- Other – please specify
- Other – please specify
- Other – please specify

Note – A maximum of 10 points can be claimed in respect of earned income

Part 4 Employment

4.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your employment in the Falkland Islands

Yes Go to Question 4.2 No Go to Part 5

4.2 Provide in the tables as applicable, details of your contract or contracts of employment and details of self employment activity, that will provide you with continuous employment for at least 12 months from the date of application that will in aggregate, produce an income of at least £16,000 a year

A – Contracted employment

Reference Number*	Employer	Period of employment		Earned income £
		Date From DD/MM/YYYY	Date To, or indefinite DD/MM/YYYY	
C 1				
C 2				
C 3				
C 4				
C 5				
C 6				
Total earnings table A, contracted employment				

*Mark the relevant reference number on each document provided in respect of evidence and value of each employment

B – Self employed activity

Business Financial year		Date From DD/MM/YYYY	Date To DD/MM/YYYY	Gross Earned Income £
Reference number*	Description of Self Employed activity			
D 1				
D 2				
D 3				
D 4				
Total B, self employed activity				

*Mark the relevant reference number on each document provided in respect of evidence and value of each employment

4.3 State your total earned income based on the sum of table A and table B £

4.4 Put a cross (x) in the box to confirm the documents you are submitting as evidence of continuous employment for at least 12 months from the date of application and that will produce an income of at least £16,000 a year for which you are claiming points.

4.5 Put a cross (x) in the box to confirm you have evidence continuous employment for at least 12 months from the date of application, that will produce an income of at least £16,000 a year

Contract/s of employment

Statement/s from employer/s confirming period of employment and basic salary arrangements

Falkland Islands Government immigration work permit/s

Previous calendar year or business financial year statement/s of account/s

Other – Please specify

Note – 10 points can be claimed in respect of on- going employment

Part 5 Work Experience Relevant to Principal Employment

5.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of work experience relevant to your current principal employment

Yes Go to Question 5.2 No **Go to Part 6**

5.2 State the table 'C' or table 'D' reference number at 4.2 above, which identifies your current principal employment

Reference number

5.3 Description of your current principal employment
Reference number given at 5.3*

5.4 Date on which you commenced your current principal employment

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5.5 Provide below, details of your previous employments, going back for up to ten years before the date of application, for which you wish to claim points for work experience relevant to your current principal employment, commencing with the most recent

Reference number*

Name of employer

Your job title

Description of work involved

* Mark the relevant reference number on each document provided as evidence of experience relevant to your principal employment

Period of employment From

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To

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--	--	--	--

Reference number

Name of employer

Your job title

Description of work involved

Period of employment From

--	--

--	--

--	--	--	--

To

--	--

--	--

--	--	--	--

Reference number

Name of employer

Your job title

Description of work involved

Period of employment From

--	--

--	--

--	--	--	--

To

--	--

--	--

--	--	--	--

Reference number

Name of employer

Your job title

Description of work involved

Period of employment From

To

Reference number

Name of employer

Your job title

Description of work involved

Period of employment From

To

Reference number

Name of employer

Your job title

Description of work involved

Period of employment From

To

5.6 Confirm the points you are claiming for work experience relevant to your current principal employment
(Put a cross (x) in the relevant box)

Less than two years (1 point)

Two years or more, but less than four years (2 points)

- Four years or more, but less than six years (4 points)
- Six years or more, but less than eight years (6 points)
- Eight years or more, but less than ten years (8 points)
- Ten years (10 points)

5.7 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of work experience relevant to your principal employment, for which you are claiming points

- Contract/s of employment
- Statements or references from employer/s describing the nature of the work undertaken by you
- Evidence of the type of services provided by your self employed business
- Immigration work permit/s
- Other – please specify

Note – A maximum of 10 points can be claimed for work experience relevant to principal employment

Part 6 Property Assets

6.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your property assets

Yes Go to Question 6.2 No Go to Part 7

6.2 Provide in the table below, details of your property assets for which you wish to claim points

A – Property Assets in the Falkland Islands

Reference Number*	Description of property asset	Address/location	Date property acquired (DD/MM/YYYY)	Net Value £
E 1				
E 2				
E 3				
E 4				
Declared value of property assets A, in the Falkland Islands				
Plus nominal additional value of £10,000 if property assets listed above				10,000
Total claimable value of property assets in the Falkland Islands				

*Mark the reference number on each document provided in respect of each property asset

B – Property Assets other than in the Falkland Islands

Reference Number*	Description of property asset	Address/location	Date property acquired (DD/MM/YYYY)	Net Value £
F 1				
F 2				
F 3				
Declared value of property assets B, other than in the Falkland Islands				

*Mark the reference number on each document provided in respect of each property asset

6.3 State the total net value of your property assets in table A and table B above £

6.4 State the total number of points you are claiming in respect of property assets, at a points earning rate of 1 point for each £10,000 of net value up to a maximum of 15 points (£150,000)

Points claimed

6.5 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of owned property assets, for which you are claiming points

Title evidence

Statement of net value/s from approved property value assessor/s

Evidence of net purchase value if property acquired within three years before date of application

Other – please specify

Part 7 Unencumbered Cash Assets

7.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your unencumbered cash assets

Yes Go to Question 7.2 **No** Go to Part 8

7.2 Detail in the table, the unencumbered cash assets for which you are claiming points

Reference Number*	Name of investment organisation	Evidence of cash assets provided	Cash assets claimed £
G 1			
G 2			
G 3			
G 4			
G 5			
G 6			
G 7			
G 8			
Total unencumbered cash assets			

*Mark the reference number on each document provided in respect of each unencumbered cash asset

7.3 Put a cross (x) in the relevant box to confirm the points you are claiming in respect of your total unencumbered cash assets

£5,000 or more, but less than £10,000	(1 point)	<input type="checkbox"/>
£10,000 or more, but less than £15,000	(2 points)	<input type="checkbox"/>
£15,000 or more, but less than £20,000	(3 points)	<input type="checkbox"/>
£20,000 or more, but less than £25,000	(4 points)	<input type="checkbox"/>
£25,000 or more, but less than £50,000	(6 points)	<input type="checkbox"/>
£50,000 or more, but less than £100,000	(10 points)	<input type="checkbox"/>
£100,000 or more	(15 points)	<input type="checkbox"/>

7.4 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of unencumbered cash assets, for which you are claiming points

Personal bank deposit statement/s

Statements of share ownerships

Bond certificates

Other – please specify

Note – A maximum of 15 points can be claimed in respect of unencumbered cash assets

Part 8 Age

8.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your age

Yes **Go to Question 8.2** No **Go to Part 9**

8.2 State your age in years on the date of application Years

8.3 Confirm the points that you wish to claim on account of your age at the date of application

(Put a cross in the relevant box)

18 to 29 years (8 points) 30 to 39 years (10 points) 40 to 44 years (8 points)

45 to 49 years (4 points) 50 years (2 points)

8.4 Put a cross (x) in the box to confirm the documents you are submitting as evidence of your age on the date of application, for which you are claiming points

Birth certificate

Part 9 Length of Time Resident in the Falkland Islands

Note – You are only eligible to claim points under this part if you have been ordinarily resident in the Falkland Islands, excepting temporary absences, for a minimum period of four years (1,460 days) and can evidence where you have resided in the Falkland Islands

9.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of the time you have been living continuously in the Falkland Islands, excepting temporary absences, in either Stanley and/or Camp, or at Mount Pleasant before the date of application

Yes Go to Question 9.2 No Go to Part 10

9.2 State the date from when you have been living continuously in the Falkland Islands, excepting temporary absences

9.3 Provide in the table, details of your periods of absence from the Falkland Islands exceeding 60 days that you have had, if any, from either the date from when you have been living continuously in the Falkland Islands, or up to a maximum of 10 years, whichever is the lesser

Principal country visited	Principal reason	Date of departure DD/MM/YYYY	Date of return (DD/MM/YYYY)	Total number of days absent

9.4 Provide in the table, details of where you have lived in the Falkland Islands from when you began living continuously in the Falkland Islands, or up to a maximum of 10 years, whichever is the lesser, for which you are wishing to claim points

Reference number	Period of residency		Address/location	Number of Days	
	Date From DD/MM/YYYY	Date To DD/MM/YYYY		A Stanley and/or Camp	B Mount Pleasant
H1					
H2					
H3					
H4					

H5					
H6					
H7					
H8					
H9					
H10					
H11					
H12					
H13					
H14					
H15					
				Total A	
				Total B	

9.5 In order to calculate the number of months for which points may be claimed where an applicant has lived solely in Stanley and/or the Camp, you must complete the following calculation

Convert **Total A**, to months and decimal fraction by dividing by 30 = Months*

* if resulting number of months exceeds 120 months, insert 120.00 in the box

9.6 In order to calculate the number of months for which points may be claimed where an applicant has lived solely at Mount Pleasant, you must complete the following calculation

Convert **Total B**, to months and decimal fraction by dividing by 30 = Months*

* if resulting number exceeds 120 months, insert 120.00 in the box

9.7 In order to calculate the number of months for which points may be claimed where you have lived in Stanley and/or the Camp and also at Mount Pleasant, you must complete the following calculation

(a) Divide **Total B** months at 9.6 above by 2 Months

(b) Add **Total A** months at 9.5 to (a) above = Months*

* if resulting number exceeds 120 months, insert 120.00 in the box

9.8 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of

A Having lived solely in Stanley and/or Camp Go to 9.9

B Having lived solely at Mount Pleasant Go to 9.10

C Having lived in Stanley and/or Camp and Mount Pleasant Go to 9.11

9.9 Put a cross (x) in the relevant box to confirm the points you are claiming for time spent living solely in Stanley and/or Camp, then **go to 9.12**

48 months or more, but less than 60 months (2 points)

60 months or more, but less than 72 months (4 points)

72 months or more, but less than 84 months	(6 points)	<input type="checkbox"/>
84 months or more, but less than 96 months	(8 points)	<input type="checkbox"/>
96 months or more, but less than 108 months	(10 points)	<input type="checkbox"/>
108 months or more, but less than 120 months	(14 points)	<input type="checkbox"/>
120 months or more	(20 points)	<input type="checkbox"/>

9.10 Put a cross (x) in the relevant box to confirm the points you are claiming for time spent living **solely** at Mount Pleasant, then **go to 9.12**

48 months or more, but less than 60 months	(1 point)	<input type="checkbox"/>
60 months or more, but less than 72 months	(2 points)	<input type="checkbox"/>
72 months or more, but less than 84 months	(3 points)	<input type="checkbox"/>
84 months or more, but less than 96 months	(4 points)	<input type="checkbox"/>
96 months or more, but less than 108 months	(5 points)	<input type="checkbox"/>
108 months or more, but less than 120 months	(7 points)	<input type="checkbox"/>
120 months or more	(10 points)	<input type="checkbox"/>

9.11 Put a cross (x) in the relevant box to confirm the points you are claiming for time spent living in Stanley and/or Camp **and** at Mount Pleasant, then **go to 9.12**

48 months or more, but less than 60 months	(2 points)	<input type="checkbox"/>
60 months or more, but less than 72 months	(4 points)	<input type="checkbox"/>
72 months or more, but less than 84 months	(6 points)	<input type="checkbox"/>
84 months or more, but less than 96 months	(8 points)	<input type="checkbox"/>
96 months or more, but less than 108 months	(10 points)	<input type="checkbox"/>
108 months or more, but less than 120 months	(14 points)	<input type="checkbox"/>
120 months or more	(20 points)	<input type="checkbox"/>

9.12 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of your time spent living in the Falkland Islands, for which you are claiming points

Tenancy agreement/s supported by certificate/s of occupancy from landlord/s or previous landlord/s

- Title evidence where residence is owned by applicant
- Utility bills giving applicant's name and address
- Letter from employer where accommodation provided by employer
- Other – please specify
- Other – please specify

Part 10 Pension Plan

10.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of having a personal pension plan in place for a period of at least two years before the date of your application

Yes Go to Question 9.2 No Go to Part 12

10.2 State the name of pension plan provider

10.3 State the date on which your pension plan commenced

10.4 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of you having a personal pension plan in place for at least 2 years before the date of your application, for which you are claiming points

- Pension policy document
- Statement/s from pension plan provider
- Other – please specify

Note – A maximum of 5 points can be claimed in respect of a relevant pension plan.

Part 11 Job Offer in Critical Skills Area

Note - As of 01 October 2009, no critical skills areas have been prescribed and therefore no points may be claimed under this category.

Part 12 Educational or Professional Qualifications Funded from the Falkland Islands

12.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of you having an educational or professional qualification funded from the Falkland Islands within 20 years of the date of your application

Yes Go to Question 12.2 No Go to Part 13

12.2 Provide below, details of the educational or professional qualification for which you wish to claim points

12.3 Country of award 12.4 State/province (if applicable)

12.5 Institution 12.6 Year of award

12.7 Duration of study

From

To

12.8 Qualification

12.9 Grade (if applicable)

12.10 Put a cross (x) in the relevant box to indicate your method of verification of your qualification

(a) Your qualification is an eligible United Kingdom qualification

(b) Your qualification is not an eligible United Kingdom qualification but

i. it is one that has been assessed by the National Academic Assessment Recognition Centre of the United Kingdom (NARIC), as being, or equivalent to at least level three in the National Qualifications Framework of the United Kingdom (NQF); **and**

ii. you have included a NARIC letter/certificate in your application

12.11 Put a cross (x) in the relevant box to confirm the document that you have included as supporting evidence of the qualification for which you are claiming points

Certificate Reference from awarding body Original academic transcript

Note – 5 points can be claimed for a relevant educational or professional qualification

Part 13 Close Family Permanently Resident

13.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis that either you, or your partner who is included as a dependent in your application, have a close family member who is permanently resident in the Falkland Islands

Yes Go to Question 13.2 No Go to Part 14

Your Close Family Member's Details

13.2 Surname/s

13.3 First name/s

13.4 Gender Male Female
(Put a cross (x) in the relevant box)

13.5 Date of birth

13.6 Place of birth 13.7 Country of birth

13.8 Country of citizenship

13.9 Put a cross (x) in the relevant box to indicate your close family member's current immigration status in the Falkland Islands

Has Falkland Islands status

Holder of a permanent residence permit

13.10 Put a cross (x) in the relevant box that describe their relationship to you and/or if applicable, your dependent partner

Sibling (brother or sister) Parent Child

13.11 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of a close family member resident in the Falkland Islands, for which you are claiming points

Birth certificate/s

Marriage certificate/s

Falkland Islands immigration Service movement record/s

Falkland Islands status certificate

Falkland Islands permanent residence permit

Other – please specify

Part 14 South Atlantic Medal

14.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of you being a South Atlantic Medal holder

Yes Go to Question 14.2

No Go to Part 15

14.2 Are you a full member of the South Atlantic Medal Association?

Yes

No

14.3 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of you being a South Atlantic Medal holder

Confirmation of full membership of the South Atlantic Medal Association

Her Majesty's Armed Forces' personal Service record or certified extract

Certificate of service from relevant organisation, which gives details of your service in the Falkland Islands conflict

Other – please specify

Note – 5 points can be claimed for being the holder of a South Atlantic Medal

Part 15 Your Partner's Personal Details

15.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of points earning criteria available to you by reason of your partner being included in your application

Yes Go to Question 15.2

No Go to Part 16

15.2 Surname/s

15.3 First name/s

15.4 Date of birth

Part 16 Educational, or Professional Qualifications

16.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of you partner having an eligible educational or professional qualification

Yes Go to Question 16.2

No Go to Part 16

16.2 Provide below, details of your partner's educational or professional qualification for which you wish to claim points

16.3 Country of award 16.4 State/province (if applicable)

16.5 Institution 16.6 Year of award

16.7 Duration of study
From
To

16.8 Qualification 16.9 Grade (if applicable)

16.10 Put a cross (x) in the relevant box to indicate your method of verification of your partner's qualification

(a) Your partner's qualification is an eligible United Kingdom qualification

(b) Your partner's qualification is not an eligible United Kingdom qualification but
i. it is one that has been assessed by the National Academic Assessment Recognition Centre of the United Kingdom (NARIC), or equivalent to at least level three in the National Qualifications Framework of the United Kingdom (NQF); and
ii. you have included a NARIC letter or certificate of comparability in your application

16.11 Put a cross (x) in the relevant box to confirm the documents you are submitting as evidence of the qualification for which for which you are claiming points

Original certificate Reference from awarding body Academic transcript

Note – 5 points can be claimed for a relevant educational or professional qualification of your partner

Part 17 Earned Income

17.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your partner's average earned income
 Yes Go to Question 3.2 No Go to Part 4

17.2 Please state the two most recent full calendar years for which you are claiming points on the basis of your partner's averaged earned income
 Year A Year B

17.3 Provide in the table, details of your partner's total earned in respect of calendar year A

Reference Number*	Source of income	Evidence of income claimed*	Income claimed £
I 1			
I 2			
I 3			
I 4			
I 5			
I 6			
I 7			
I 8			
Total income, year A			

*Mark the relevant reference number on each document provided in respect of each source of income

17.4 Provide in the table below, details of your partner's total earned income in respect of year B

Reference Number*	Source of income	Evidence of income claimed	Income claimed £
J 1			
J 2			
J 3			
J 4			
J 5			
J 6			
J 7			
J 8			
Total income, year B			

*Mark the relevant reference number on each document provided in respect of each source of income

17.5 State here your partners total averaged earned income, based on the sum of table corresponding to Year A and Year B

17.6 Confirm the points being claimed for your partners total averaged earnings (Put a cross (x) in the relevant box)

£16,000 or more, but less than £18,000	(1 point)	<input type="checkbox"/>
£18,000 or more, but less than £20,000	(2 points)	<input type="checkbox"/>
£20,000 or more, but less than £22,000	(3 points)	<input type="checkbox"/>
£22,000 or more, but less than £24,000	(4 points)	<input type="checkbox"/>
£24,000 or more, but less than £26,000	(5 points)	<input type="checkbox"/>
£26,000 or more, but less than £28,000	(6 points)	<input type="checkbox"/>
£28,000 or more, but less than £30,000	(7 points)	<input type="checkbox"/>
£30,000 or more, but less than £32,000	(8 points)	<input type="checkbox"/>
£32,000 or more, but less than £34,000	(9 points)	<input type="checkbox"/>
£34,000 or more	(10 points)	<input type="checkbox"/>

17.7 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of your partner's averaged earned income, for which you are claiming points

Official tax documents generated by the tax authority or your partner's employer, showing statements of earnings upon which tax has been paid/is to be paid

Documents showing value of taxable benefits in kind received

Personal Bank statements showing payments made to you

Payslips

Letter from your employer/s confirming that you have received the exact amount you are claiming

Company/business accounts which clearly show the net profit of the business

Statements of annuity or private pension payments received

Other – please specify

Other – please specify

Other – please specify

Note – A maximum of 10 points can be claimed in respect of earned income

Part 18 Employment

18.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your partner's employment or an offer of employment in the Falkland Islands

Yes Go to Question 4.2 No Go to Part 5

18.2 Provide in the tables as applicable, details of your partner's contract(s) of employment, details of self employment activity, or offer(s) of employment that will provide your partner with continuous employment for at least 12 months that will, in aggregate, produce an income of at least £7,800 a year

A – Contracted/Offered employment

Reference Number*	Employer	Period of employment		Earned income £
		Date From DD/MM/YYYY	Date To or indefinite DD/MM/YYYY	
K 1				
K 2				
K 3				
K 4				
K 5				
K 6				
Total projected earnings A, contracted/offered employment				

*Mark the relevant reference number on each document provided in respect of evidence and value of each employment

B – Self employed activity

Business financial year				
Reference number*	Description of self employed activity	Date From DD/MM/YYYY	Date To DD/MM/YYYY	Gross Earned Income £
L 1				
L 2				
L 3				
L 4				
Total B, self employed activity				

*Mark the relevant reference number on each document provided in respect of evidence and value of each employment

18.3 State here, your partner's total earned income, based on the sum of table A and table B

18.4 Put a cross (x) in the box to confirm that on the basis of the information that you have provided under this part, your partner has evidenced employment that

(a) is available for at least 12 months; and

(b) that will produce an income of at least £7,800 a year

18.5 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of continuous employment that will be available to your partner for at least 12 months from the date of application, and that will produce an income of at least £7,800 a year, for which you are claiming points

- Contract/s of employment
- Statement/s from employer/s confirming period of employment and basic salary arrangements
- Falkland Islands Government immigration work permit/s
- Previous calendar year or business financial year statement/s of account/s
- Written offer/s of employment from prospective employer/s which include details of basic salary offered
- Other – Please specify

Note – 5 points can be claimed in respect of a partner’s employment or offer of employment

Part 19 South Atlantic Medal

19.1 Put a cross (x) in the relevant box to confirm whether you, as a principal applicant, wish to claim points on the basis of your partner being a South Atlantic Medal holder

Yes Go to Question 19.2 No Go to part 21

19.2 Is your partner a full member of the South Atlantic Medal Association? Yes No

19.3 Put a cross (x) in the relevant boxes to confirm the documents you are submitting as evidence of your partner being South Atlantic Medal holder

- Confirmation of full membership of the South Atlantic Medal Association
- Her Majesty's Armed Forces' personal Service record or certified extract
- Certificate of service from relevant organisation which gives details of your partner's service in the Falkland Islands conflict
- Other – please specify

Note – 5 points can be claimed for a partner being the holder of a South Atlantic Medal

Part 20 Additional Information

Please use these additional information sheets if there is insufficient space in which to answer any of the questions contained in this form, or if there is any further information you wish to provide in support of your application

Additional Information – Page ___ of ___

Part 21 Summary Sheet

Please complete the summary sheet, listing the points you have claimed on the form

You must provide documentary evidence in support of each area where you are claiming points on this form. All documents must be original or certified copies of the documents. Failure to submit sufficient evidence is likely to lead to refusal of the application.

Points Scoring Area	Points Claimed
Part 2 Educational and Professional Qualifications – Principal Applicant	
Part 3 Earned Income – Principal Applicant	
Part 4 Employment – Principal Applicant	
Part 5 Work Experience Relevant to Principal Employment – Principal Applicant	
Part 6 Property Assets – Principal Applicant (may be jointly with your partner if included in application as a dependent)	
Part 7 Unencumbered Cash Assets – Principal Applicant (may also include your partner's cash assets, if included as a dependent in your application)	
Part 8 Age – Principal Applicant	
Part 9 Length of Time Resident in the Falkland Islands – Principal Applicant	
Part 10 Pension Plan – Principal Applicant	
Part 11 Employment in Critical Skills Area – Principal Applicant	0
Part 12 Educational or Professional Qualification Funded from the Falkland Islands – Principal Applicant	
Part 13 Close Family Permanently Resident – Principal Applicant	
Part 14 South Atlantic Medal – Principal Applicant	
Sub Total – Principal Applicant	Points
b. Dependent Partner (if included in the application of the principal applicant)	
Part 16 Educational or Professional Qualification – Dependent Partner	
Part 17 Earned Income – Dependent Partner	
Part 18 Employment or Offer of Employment – Dependent Partner	

Part 19 South Atlantic Medal – Dependent Partner	
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<u>Sub Total – Dependent Partner</u>	Points	<input type="text"/>
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<u>Total – Principal Applicant and Dependent Partner</u>	Points	<input type="text"/>
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Points Thresholds as at 01 October 2009 –

Principal Applicant Only	50 Points
Principal and Dependent Partner Combined	60 Points

I confirm I have completed the main part of Form 1 including Annex A and accept the contents of the declaration.

Principal applicant's signature

Date of signing



**APPLICATION FOR PERMANENT RESIDENCE PERMIT
FALKLAND ISLANDS**

▶ READ THIS FIRST

You must complete this form if you are a child who is either:

- (a) applying for a permanent residence permit as a principal applicant on the basis that you are a child of a person with Falkland Islands status or of a person who holds a permanent residence permit;
- (b) of 16 years of age or older and included in the application of a principal applicant; or
- (c) making an application as a principal applicant with the approval of the Principal Immigration Officer under regulation 5 (4) of the Immigration (Permanent Residence Permits) Regulations 2009.

This form must be completed in English in black or blue ink.

Only complete this form after you have carefully read the General Guidance and Form Specific Guidance that are provided to assist you. In order to ensure that you complete this form correctly, it is strongly recommended that you continuously refer to the guidance while you are completing this form.

The Principal Immigration Officer may take a decision on your application based on the information contained in your application, so please ensure you submit all relevant documents (see the supporting documents check list provided at Appendix A of this form).

It is better to explain why you do not have a document than to submit a false document. If it is discovered that you knowingly included false information or a false document in your application, your application will be refused and you may also be prosecuted for having committed an offence under the Immigration Ordinance.

It is strongly recommended for applicants to read very carefully Part 11 of the General Guidance regarding the definition of 'date of application' before completing any of the forms, as in certain areas it is of particular relevance to the information you are asked to provide.

Part 1 Your Personal Information **Read Form 2 Guidance, Part 1**

1.1 Enter your Falkland Islands personal identity number here

1.2 State here whether you are applying as
a principal applicant on the basis of being a child of a person with Falkland Islands status, or of a person who holds a permanent residence permit

a child included in the application of a principal applicant

a principal applicant with the approval of the Principal Immigration Officer

1.3 Preferred title Mr Master Ms Miss (Put a cross (x) in the relevant box)

1.4 Surname/s

1.5 First name/s

1.6 Other names
 (including any other names you are known by and/or any other names that you have been known by)

1.7 Gender Male Female
 (Put a cross (x) in the relevant box)

1.8 Date of birth

1.9 Place of birth 1.10 Country of birth

1.11 Country of citizenship

1.12 Are you also a citizen of any other country? Yes No
 (Put a (x) in the relevant box)

1.13 If 'Yes', provide details

Part 2 Passport Information **Read Form 2 Guidance, Part 2**

2.1 Current passport number 2.2 Issuing authority

2.3 Issue date 2.4 Expiry date

2.5 Is this your first passport? Yes No
 (Put a (x) in the relevant box) If 'Yes', go to Part 3

2.6 If 'No', give details of previous passports covering the last 10 years including where the passports are now

Part 3 Residency Information **Read Form 2 Guidance, Part 3**

3.1 Are you currently ordinarily resident in the Falkland Islands? Yes No
 (Put a cross (x) in the relevant box)

3.2 If 'Yes', provide the date when you became ordinarily resident in the Falkland Islands

3.3 If 'No', provide the date on which you intend to become ordinarily resident in the Falkland Islands

3.4 If you are applying as a dependent child of a person with Falkland Islands status or of a person who holds a permanent residence permit, give details of all absences from the Falkland Islands in respect of the three years immediately before the date of application, beginning with the most recent, otherwise go to Part 4

Principal country visited	Principal reason	Date of departure (DD/MM/YYYY)	Date of return (DD/MM/YYYY)	Total number of days absent

(Put a cross (x) in the relevant box)

- 3.5 Are more absences shown on the additional information pages at Part 9? Yes No
- 3.6 Total number of days absent (including any shown on additional information pages at Part 9) Days

Part 4 Your Family Background **Read Form 2 Guidance, Part 4**

Part 4a Your parent or parents

(i) Your mother

- 4.1 Your mother's surname/s
- 4.2 Your mother's first name/s
- 4.3 Date of birth
- 4.4 Place of birth 4.5 Country of birth
- 4.6 Country of citizenship
- 4.7 Current immigration status in the Falkland Islands Temporarily resident Has Falkland Islands status
 Permanent residence permit holder Not resident
 Deceased

(Put a cross (x) in the relevant box)

(ii) Your father

- 4.8 Your father's surname/s
- 4.9 Your father's first name/s
- 4.10 Date of birth

4.11 Place of birth 4.12 Country of birth

4.13 Country of citizenship

4.14 Current immigration status in the Falkland Islands Temporarily resident Has Falkland Islands status

Permanent residence permit holder Not resident

Deceased

Note – 1. If you parent or parents are your legal custodians, please go to Part 5.

Note – 2. If you parent or parents are not your legal custodians, and a person who is permanently resident in the Falkland Islands has been permanently appointed as your legal guardian, please complete Part 4b below.

Part 4b Your legal guardian

4.15 Your guardian's surname/s

4.16 Your guardian's first name/s

4.17 Your guardian's address in the Falkland Islands

4.18 Home (land line) telephone number

4.19 Mobile telephone number

4.20 E-mail address

Part 5 Your Residential Address and Contact Details

Read Form 2 Guidance, Part 5

5.1 Your residential address in the Falkland Islands

5.2 Home (land line) telephone number

5.3 Mobile telephone number

5.4 E-mail address

5.5 Your current address if different from above

5.6 Land line telephone number

5.7 Mobile telephone number

5.8 E-mail address

Part 6 Health Certificate

Read Form 2 Guidance, Part 6

6.1 Have you, or has a responsible adult on your behalf, provided a satisfactory health certificate?

(Put a cross (x) in the relevant box)

 Yes

 No

Note – If you have answered ‘No’, your application will be refused.

Part 7 Your Home in the Falkland Islands

Read Form 2 Guidance, Part 7

Note – 1. You must complete this part if you are a principal applicant, otherwise go to Part 8.

Note – 2. The information that you are asked to provide here relates to where you ordinarily live in the Falkland Islands, the address of which you have already provided in Part 5, 5.1.

7.1 Description of your current accommodation House Flat

(Put a cross (x) in the relevant box)

Mobile home Bedsit

Other – please describe

7.2 State total number of current occupants or intended occupants
 10 years of age or older 1 year of age or older but under 10 years

7.3 Total number of rooms available (exceeding 4.6 square metres)

7.4 Size and occupancy of each room

Room 1

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 2

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 3

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

Room 4

Floor area in square metres sq m

	Number of persons	Number by sex		Relationship between persons of 10 years or older	Relationship between persons of 10 years or older and any children over 1 year but under 10 years, if applicable
		Male	Female		
Persons of 10 years or older					
Children over 1 year and under 10 years					
TOTAL					

7.5 Do all occupants have access to a kitchen, toilet and washing facilities and (except where it is a bedsit) a separate living area? (put a cross (x) in the relevant box) Yes No

7.6 If 'No', provide further information here

7.7 Is the accommodation that you have outlined above (Put a cross (x) in the relevant box)
 Owned by you, or by a parent or your legal guardian? Leased or rented?

7.8 Is your accommodation available to you for a period of at least six months? (Put a cross (x) in the relevant box) Yes No

7.9 If 'No', provide the date on which your current lease or tenancy agreement will expire

7.10 Are the accommodation arrangements for you going to change in the next six months? (Put a cross (x) in the relevant box) Yes No

7.11 If 'Yes', you must provide details of the intended address and answers as relevant to 7.1 to 7.9 above in relation to that changed accommodation on the additional sheets provided at Part 9.

Note – If you are unable to adequately demonstrate that you are satisfactorily accommodated, your application will be refused.

Note – If you are under 16 years of age, you are not required to complete this part, go to Part 9.

8.1 List below the countries:

- (a) which you have lived in since the age of 16, for 12 months or more; and
 - (b) of which you are a citizen and have lived in since reaching the age of 16.
- Include countries where your residence has been broken by short absences

Country	Date of arrival (DD/MM/YYYY)	Date of last departure (DD/MM/YYYY)

8.2 Do you have any criminal convictions in any country?

Yes No

(Put a cross (x) in the relevant box)

If 'Yes' please give details below. If 'No' go to Question 8.4.

No	Country	Offence	Date sentenced (DD/MM/YYYY)	Sentence given
1				
2				
3				
4				
5				

Note – If you need to provide details in respect of further convictions, please use the additional information sheets provided at Part 9.

8.3 You must answer the following questions even if you have answered 'No' to question 8.2 above

(Put a cross (x) in the relevant box for each question)

- 8.4 Have you ever been refused entry to any country? Yes No
- 8.5 Have you ever been deported, removed or otherwise required to leave any country? Yes No
- 8.6 Are you an undischarged bankrupt? Yes No
- 8.7 Have you ever been charged or indicted in any country with a criminal offence for which you have not yet been tried in court? Yes No
- 8.8 In time of either peace or war, have you even been involved, or suspected of involvement, in war crimes, crimes against humanity or genocide? Yes No
- 8.9 Have you even been involved in, supported or encouraged, terrorist activities in any country? Yes No
- 8.10 Have you ever, by any means or medium, expressed views that justify or glorify terrorist violence or that may encourage other to commit terrorist acts or other serious criminal acts? Yes No

8.11 Have you ever been a member of, or given support or adhered to any group of persons or organisations which, at the time of membership, or of giving support or adherence, had objectives which were based on hostility against persons or groups of persons on the basis of their colour, race, ethnic or national origin, or were based on a representation that persons of a particular race or colour are inherently inferior or superior to other races or colours?

Yes

No

8.12 If you have answered 'Yes' to any of the questions numbered 8.5 to 8.11 above, please provide details below. If there is insufficient space, please continue using the additional information sheets at Part 9.

Note – You must satisfy the good character requirement, so you must ensure that you provide the required documents, otherwise your application will be refused.

9.1 Please use these sheets if there is insufficient space in which to answer any of the questions contained in this form, or if there is any additional information you wish to give in support of your application.

Additional Information – Page ___ of ___

I apply for a permanent residence permit in respect of the Falkland Islands.

I understand the notes and questions in this form, and confirm that the information I have given about myself in this application is true and complete to the best of my knowledge.

I declare that the documents that I have supplied with this application are genuine, and the statements I have made with this application are truthful. I understand that the Principal Immigration Officer or an immigration officer handling my application (or a trusted third party) may make reasonable checks to confirm the accuracy and authenticity of evidence I have provided and documents I have submitted with this application.

I confirm that if, before this application is decided, there is a material change in my circumstances or new information relevant to this application becomes available, I will inform the Principal Immigration Officer in writing as soon as reasonably possible.

I understand that:

- (a) it is an offence under the Immigration Ordinance to make a statement which I know to be or do not believe to be true, in order to obtain an immigration permit in respect of the Falkland Islands;
- (b) my application will be refused if I make such a statement; and
- (c) if I use a false document, lie or withhold relevant information my details may be passed to law enforcement agencies and I may be liable to prosecution.

Immigration Service advice

I accept that any advice given to me by the Falkland Islands Immigration Service before lodging this application was intended to assist me and acting on that advice does not mean that my application for permanent residence will be approved.

Disclosure of information

I understand that the information I provide will be treated in confidence, but it may be disclosed to other government services, foreign governments and other bodies to enable the Immigration Service or those bodies to perform their functions. I also understand that the information provided by me may also be used for staff training purposes.

I also understand that the information provided by me, or other information made available to the Immigration Service may be shared with any person included in my application (for example with my parents or legal guardian), for the sole purpose of considering my application. I am aware that if there is any information I do not want you to disclose to them I will tell you by providing a letter with my supporting documentation. If such requests prevent you from making legitimate enquiries, my application may be refused.

Applicant's full name

Full name of parent or legal guardian

Signature of parent or legal guardian

Date of signing

D	D
---	---

M	M
---	---

Y	Y	Y	Y
---	---	---	---



Supporting Documents Check List

Appendix A must only be completed if you are a child applying as a principal applicant.

Ensure you submit all relevant original or certified copies of the documents that you want the Principal Immigration Officer or the immigration officer handling your application to see when considering your application.

The Immigration (Permanent Residence Permit) Regulations 2009 state that it is the responsibility of the principal applicant to ensure that all documents and information that the principal applicant wishes to have considered in support of the application are provided when the application is made. The Principal Immigration Officer or an immigration officer handling your application is not obliged to seek any further documents or information and may determine the application on the basis of the documentation and information provided.

If you are unable to provide a document, please explain why. It is also better to explain why you do not have a document than to submit a false document. If it is discovered that you knowingly included false information or false documents in your application, your application will be refused and you may also be prosecuted for having committed an offence. Under the Immigration Ordinance.

Please complete this part of the form to help us make sure that we have received your documents and to keep a record of them while they are with us. Please tell us how many of each of the listed documents you have provided with your application.

Tick (✓) as appropriate ALL APPLICANTS

- Current passports or travel documents.
If you are unable to provide originals, a certified copy of the personal details page will be accepted.
- Previous passports Number
- Birth certificates Number
- The application fee

Tick (✓) if appropriate DOCUMENTS RELEVANT TO APPLICATION

- Falkland Islands personal immigration movements records Number
- Medical certificate Number
- Tenancy agreements, landlord's letters etc Number
- Police vetting certificate/s Number
- Title evidence of property/land ownership Number

Others (state which)

- Number
- Number

Number

Number

Number

SCHEDULE 3

(regulation 17)

COMMAND OF ENGLISH LANGUAGE

Part I

Antigua and Barbuda
Australia
Bahamas
Barbados
Belize
Canada
Dominica
Grenada
Guyana
Ireland
Jamaica
New Zealand
St Kitts and Nevis
St Lucia
St Vincent and the Grenadines
Trinidad and Tobago
United Kingdom
United States of America
Any overseas territory of the United Kingdom

Part II

1. A general certificate of secondary education in English language.
2. A national vocational qualification which was gained as a result of a course of study in which English language was the only medium of instruction.

Notes:

(1) For the purposes of this Part, a general certificate of secondary education and a national vocational qualification are those qualifications as recognised by the United Kingdom Qualifications and Curriculum Authority or its successor agency.

(2) A qualification obtained outside the Falkland Islands or United Kingdom which an applicant claims is equivalent to a general certificate of secondary education or a national vocational qualification must be recognised as equivalent by the National Academic Assessment Recognition Centre of the United Kingdom.

SCHEDULE 4

(regulation 22)

DETERMINATION OF APPLICATION

A criminal conviction is a conviction for the purposes of regulation 22(2)(b)(ii) if—

- (a) the sentence imposed in relation to the conviction was of a type listed in Part I; and
- (b) the offence resulting in the conviction was not of a type listed in Part II.

Part I

Absolute discharge
Conditional discharge
Bound over to keep the peace
Fine not exceeding level 1 on the standard scale

Part II

An offence involving unlawful sexual activity
An offence involving violence
An offence involving dishonesty
An offence involving misuse of drugs

Made 23 September 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above regulations)

These regulations, which come into force on 1 October 2009, set out the system for the grant of permanent residence permits, as envisaged by section 18 of the Immigration Ordinance (Title 52.2).

The persons who may apply for, or be included in, an application for a permanent residence permit are described in regulations 5 and 6.

Regulations 7 to 11 provide for the form and language of application, method of application and specify what items must accompany an application. Regulation 12 sets out how to determine the date of an application.

Regulation 13 makes provision in relation to an incomplete application, and regulation 14 makes provision in relation to the application fee.

The requirements for a health certificate and police certificate are described at regulations 15 and 16.

Regulations 17 and 18 set out the requirements for command of English language, and accommodation.

Regulation 19 provides that notification of an application will be published,

Regulations 20 and 21 provide for action before determination of an application and when and how an application will be considered. The matter of how an application will be determined is set out in relation 22.

Regulations 23 to 25 provide for a points system, points threshold and quota in connection with applications.

Regulations 26 and 27 make provision in relation to a lapsed application and who may make a new application.

Obligations for an applicant to notify of a change in circumstances are set out in regulation 28.

Regulation 29 makes transitional provision in relation to the first consideration of applications after commencement of the regulations.

Regulation 30 repeals the Permanent Residence Permit (Form of Application) Regulations (SR&O No 11 of 1995).

Schedule 1 details the points system provided for in regulation 23.

Schedule 2 contains the forms of application for a permanent residence permit.

Schedule 3 makes additional provision in connection with command of English language.

Schedule 4 makes additional provision in connection with the assessment of good character for determining an application.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Immigration (Amendment) Ordinance 2009

(No: 9 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Immigration Ordinance and transitional provisions
4. Interpretation
5. New section 18 substituted
6. Revocation of residence permits
7. New section 28 substituted
8. Transitional

Schedule

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

IMMIGRATION (AMENDMENT) ORDINANCE 2009

(No: 9 of 2009)

(assented to: 24 September 2009)

(commencement: 1 October 2009)

(published: 25 September 2009)

AN ORDINANCE

To amend the Immigration Ordinance (Title 52.2).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Immigration (Amendment) Ordinance 2009.

2. Commencement

This Ordinance comes into force on 1 October 2009.

3. Amendment of Immigration Ordinance and transitional provision

(1) This Ordinance amends the Immigration Ordinance and makes transitional provision.

(2) The Ordinance is amended by —

(a) omitting “dependant” in each place where it occurs and substituting in each case “dependent”; and

(b) omitting “spouse” in each place where it occurs and substituting in each case “partner”.

4. Interpretation

Section 2(1) is amended by —

(a) repealing the definitions of “dependant”, “dependent child” and “spouse”; and

(b) inserting the following definitions in their appropriate alphabetical order —

““dependent” means a partner (whether or not a financially dependent partner), dependent child, or dependent relative, of a person;”

““dependent child” means a child, or legally adopted child, of a person or of the person’s partner, if the child is —

(a) under the age of 18;

(b) not a partner; and

(c) totally or substantially reliant on the person or the person’s partner for financial support;”

““dependent relative” means a relative of a person, who lives in the same household as the person, and who is wholly or substantially reliant on the person for financial support;”

““partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership;”

““unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or a civil partnership;”.

5. New section 18 substituted

Section 18 is repealed and the following section substituted —

“18. Permanent Residence Permits

(1) A permanent residence permit is a permit issued by the Principal Immigration Officer which permits the holder to —

(a) enter and depart from the Falkland Islands;

(b) reside in the Falkland Islands; and

(c) take any lawful employment or pursue any lawful business, trade, profession, or vocation in the Falkland Islands.

(2) A permanent residence permit has effect until it is revoked in accordance with section 23.

(3) The grant of a permanent residence permit by the Principal Immigration Officer will be in accordance with the system or systems prescribed by regulation.”

6. Revocation of permanent residence permits

(1) Section 23 is amended by omitting “the Governor” in each place it appears and substituting in each case “the Principal Immigration Officer”.

(2) Section 23(5) is amended by omitting “and the Principal Immigration Officer”.

(3) Section 23(6) is repealed, and the following subsection substituted —

“(6) If a person’s permanent residence permit is revoked under subsection (5), unless the person is granted leave to remain under some other provision of this Ordinance or is otherwise entitled to remain in the Falkland Islands, the person’s presence in the Falkland Islands becomes unlawful —

(a) at the expiration of the time within which the person may appeal against the revocation under section 28, if the person hasn’t already appealed against it;

(b) if the person appeals against the revocation within the time permitted, on the determination of the appeal, unless the revocation is quashed on determination of the appeal.”

7. New section 28 substituted

Section 28 is repealed and the following section substituted —

“28. Appeals in relation to permanent residence permits

(1) A person who is aggrieved by a refusal to grant a permanent residence permit to that person, or by a revocation of the person’s permanent residence permit, may appeal by making representations in writing to the Governor.

(2) The Governor will promptly consider any representations made under subsection (1) and notify the appellant and the Principal Immigration Officer of the decision on the appeal.

(3) If the Governor allows an appeal against the refusal of a permanent residence permit, the Principal Immigration Officer will grant a permanent residence permit to the appellant.

(4) If the Governor allows an appeal against the revocation of a permanent residence permit, the revoked permanent residence permit is deemed to never have been revoked.”

8. Transitional

(1) The transitional provisions set out in the Schedule have effect.

(2) The Governor may, by order, make such further transitional provision as is required to give effect to this Ordinance.

SCHEDULE

Section 8

TRANSITIONAL PROVISIONS

A person is deemed to have been granted a permanent residence permit under section 18 of the Ordinance if, on 1 October 2009, the person satisfies one of the following paragraphs —

(a) the person —

(i) was previously named as a dependent (but not as a dependent child) on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 October 2009;

(b) the person —

(i) was previously named as a dependent child on a permanent residence permit, which was valid in connection with that dependence on 25 January 2008 and which remains valid (although not necessarily in connection with that dependence); and

(ii) had not reached the age of 18 before 25 January 2008 (but may have reached the age of 18 since then); and

(iii) is ordinarily resident in the Falkland Islands; or

(c) the person —

(i) was previously named as a dependent child on a permanent residence permit on a date before 25 January 2008 and the permanent residence permit remained valid on 25 January 2008 (although not necessarily in connection with that dependence);

(ii) had reached the age of 18 before 25 January 2008;

(iii) did not apply for a permanent residence permit before 25 January 2008;

(iv) has been ordinarily resident in the Falkland Islands for at least three years immediately before 1 October 2009; and

(v) is totally or substantially financially dependent on the person who held, and continues to validly hold, the permanent residence permit referred to in sub-paragraph (i).

Passed by the Legislature of the Falkland Islands on 18 September 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Family Allowance (Amendment)(No 2) Ordinance 2009

(No: 10 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Payment of Family Allowance

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

FAMILY ALLOWANCE (AMENDMENT)(No 2) ORDINANCE 2009

(No: 10 of 2009)

(assented to: 24 September 2009)

(commencement: 1 January 2010)

(published: 25 September 2009)

AN ORDINANCE

To amend the Family Allowance Ordinance (Title 65.1) in connection with the means testing of allowance.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Family Allowance (Amendment)(No 2) Ordinance 2009.

2. Commencement

This Ordinance comes into force on 1 January 2010.

3. Payment of Family Allowance

Section 3 of the Family Allowance Ordinance is amended —

(a) by repealing subsections (4) and (5) and substituting —

“(4) An allowance is not payable if the annual income of the family household for the relevant year exceeded £46,500;

(5) Half of the allowance is payable if the annual income of the family household for the relevant year exceeded £31,000, but did not exceed £46,500;”

(b) by inserting, after subsection (5) —

“(5A) For the purposes of this section, “relevant year” means —

(a) in relation to an allowance payable in respect of the months January to June —

(i) the calendar year two years before the calendar year in which the allowance is payable; or

(ii) if nominated by the claimant in writing in the approved form, the calendar year before the calendar year in which the allowance is payable;

(b) in relation to an allowance payable in respect of the months July to December, the calendar year before the calendar year in which the allowance is payable; ”.

Passed by the Legislature of the Falkland Islands on 18 September 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Public Accounts Committee Ordinance 2009

(No: 11 of 2009)

ARRANGEMENT OF PROVISIONS

Section

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2. Commencement
3. Interpretation
4. Deputy chairperson
5. Disqualification for membership
6. Period of appointment
7. Members' interests
8. Members' allowances
9. Staff

10. Funds

**PART II
FUNCTIONS OF THE PUBLIC ACCOUNTS COMMITTEE**

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Schedule – Bodies whose accounts the Public Accounts Committee is to examine

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

PUBLIC ACCOUNTS COMMITTEE ORDINANCE 2009

(No: 11 of 2009)

(assented to: 24 September 2009)

(commencement: see section 2)

(published: 25 September 2009)

AN ORDINANCE

To give the Public Accounts Committee established by section 81 of the Constitution additional functions, powers and duties; to provide for the Committee's procedures; and for related matters

ENACTED by the Legislature of the Falkland Islands —

**PART I
INTRODUCTORY PROVISIONS**

1. Title

This Ordinance is the Public Accounts Committee Ordinance 2009.

2. Commencement

This Ordinance commences on a date to be fixed by the Governor by notice published in the Gazette.

3. Interpretation

In this Ordinance, unless the context otherwise requires —

“appointed member” means a member of the Public Accounts Committee who is appointed by the Governor, under section 81(1) of the Constitution;

“chairperson” means the member who is appointed by the Governor, under section 81(1) of the Constitution, as the chairman of the Committee;

“Committee” means the Public Accounts Committee established by section 81(1) of the Constitution;

“deputy chairperson” means the person who is appointed by the Committee, under section 4, to be its deputy chairperson;

“elected member” means a member of the Committee who is elected by the Legislative Assembly, under section 81(1) of the Constitution;

“Governor”, in sections 27(1) and 28, includes the Governor in his or her capacity as the Commissioner for South Georgia and the South Sandwich Islands;

“member” means a member of the Committee;

“registrable interest” means —

(a) in relation to an appointed member, an interest of which the member would be required under the Standing Orders of the Legislative Assembly to furnish particulars to the Clerk of the Legislative Assembly, if he or she were a member of the Assembly;

(b) in relation to an elected member, an interest of which he or she is required under those Standing Orders, as a member of the Assembly, to furnish particulars to the Clerk;

“secretary” means the secretary to the Committee appointed under section 9(1) by the Governor.

4. Deputy chairperson

(1) At its first meeting, and whenever there is subsequently a vacancy under this section, the Committee is to appoint one of its members to be its deputy chairperson.

(2) The deputy chairperson holds office until the expiry of the period for which he or she is appointed, or elected, as a member.

(3) However, a person ceases to be deputy chairperson on vacating a seat on the Committee, or on resigning as deputy chairperson by notice in writing under his or her hand addressed to the chairperson.

(4) The Committee may reappoint a member to be its deputy chairperson.

(5) While the chairperson is unable to exercise or discharge a function, power or duty under the Constitution, or under this or any other Ordinance, the deputy chairperson may do so on his or her behalf.

5. Disqualification for membership

(1) A person who is elected under section 58(1) of the Constitution as a member of the Executive Council is disqualified for membership of the Committee.

(2) An elected member of the Committee who is elected under section 58(1) of the Constitution as a member of the Executive Council vacates his or her seat on the Committee.

(3) An elected member of the Committee who is elected under section 60(1) of the Constitution as a member of the Executive Council vacates his or her seat on the Committee on attending two consecutive meetings of the Executive Council.

6. Period of appointment

A person is ordinarily appointed or elected as a member for a period of four years.

7. Members' interests

(1) The secretary is to maintain a register of the registrable interests of the appointed members.

(2) Before taking part in the proceedings of the Committee, an appointed member must complete and furnish to the secretary in writing, in the prescribed form or in such other form as the Governor may approve, the particulars of the member's registrable interests.

(3) If there is a change in his or her particulars, an appointed member must as soon as reasonably practicable notify the secretary in writing of the details of the change.

(4) On receiving particulars of an appointed member's registrable interests, or of any change in those particulars, the secretary is to —

(a) enter the particulars or the change in the register;

(b) deliver copies of the particulars or of the change to the Governor and to the chairperson;
and

(c) publish the particulars or the change in the Gazette.

(5) The register is to be available for public inspection at all reasonable times during office hours, at the office of the secretary.

8. Members' allowances

(1) A member is entitled to be reimbursed his or her actual and reasonable travelling and accommodation expenses for each day on which the member attends a meeting of the Committee.

(2) However —

(a) if the Governor by notice published in the Gazette sets a maximum amount or rate of travelling expenses or accommodation expenses, the member is not entitled to be reimbursed a greater amount or at a higher rate; and

(b) in any event, a member is not entitled to be reimbursed under this section any travelling or accommodation expenses to which he or she is entitled under the Elected Councillors' Allowances Ordinance.

9. Staff

(1) The Governor may, with the agreement of the chairperson, appoint a public officer or some other person to be the secretary to the Committee.

(2) The appointment as secretary of a person who is not a public officer shall be on such terms and conditions as the Governor and the chairperson agree.

(3) The Governor may appoint other public officers as staff of the Committee.

(4) The secretary and other members of the staff are subject to the direction of the Committee, and are responsible to it through the chairperson.

10. Funds

The Committee's funds consist of money appropriated for the purpose by the Legislative Assembly.

PART II FUNCTIONS OF THE PUBLIC ACCOUNTS COMMITTEE

11. Additional functions

(1) In addition to the function specified in section 81(5) of the Constitution, the Committee has the following functions —

(a) to advise the Governor on appropriate arrangements for the auditing of accounts under section 80(1) of the Constitution, the respective priorities of audits under that subsection and the effectiveness of those audits;

(b) in its discretion, to examine and report to the Legislative Assembly on the accounts of any body of a kind that is specified in the Schedule;

(c) to examine and report to the Assembly on all internal audit reports produced by the Internal Audit Department of the Government;

(d) to consider and report to the Assembly on the effectiveness of the regulation by the Government of bodies to whom the Assembly or the Government has granted franchises to provide services of a public nature; and

(e) to consider and report to the Governor on any other matter that the Governor may refer to the Committee.

(2) The functions of the Committee do not include —

(a) the consideration of matters of policy; or

(b) the examination of estimates of expenditure.

(3) In carrying out its functions —

(a) the Committee is to consider, in terms of economy, effectiveness and efficiency, the benefit derived from the expenditure of public money; and

(b) it may consider the adequacy of the Government's arrangements for the management of financial risk.

(4) The Governor may by Order amend the Schedule.

12. Consultation with the Legislative Assembly

(1) Within six months after the commencement of this Ordinance, and within six months after the beginning of each subsequent year, the Committee is to submit to the Legislative Assembly in writing the Committee's intended programme for the year next following the one in which it is submitted.

(2) The submission must show how the Committee intends to apply its funds in carrying out the programme.

(3) In carrying out the programme for which a submission is made, the Committee is to consider any views expressed by the Legislative Assembly in respect of the programme.

13. Delivery of internal audit reports to Committee

The Internal Audit Department of the Government is to deliver to the secretary a copy of each internal audit report within seven days after the report is produced.

14. Response to Committee's report

(1) If the Committee, in reporting to the Legislative Assembly, recommends that the Government should or should not take a course of action, the Governor is to submit within six months a written response to the Assembly.

(2) The response is to state —

- (a) whether the recommendation is accepted or rejected; and
 - (b) if a recommendation to take a course of action is accepted, how it is intended to take that course of action.
- (3) The response may include any other relevant comments or explanations.

PART III PROCEEDINGS OF THE PUBLIC ACCOUNTS COMMITTEE

15. Convening of meetings

- (1) The first meeting of the Committee is to be held within three months after the commencement of this Ordinance, at a time and place within the Falkland Islands to be appointed by the chairperson.
- (2) The Committee is to hold subsequent meetings within the Falkland Islands at least once every six months.
- (3) The Committee's meetings, other than its first meeting, shall be held at such times and places as it may agree or as the chairperson may appoint.
- (4) The secretary is to send to each member, at least three clear days before each meeting —
- (a) notice in writing of the time and place of the meeting;
 - (b) copies of the agenda and of the reports, background papers and other documents to be considered at the meeting.

16. Meetings ordinarily to be open to public

- (1) The secretary is to give at least three clear days' public notice of —
- (a) the time and place of each meeting of the Committee; and
 - (b) the fact that the documents mentioned in subsection (2) are available for public inspection at all reasonable times during office hours, at the office of the secretary.
- (2) The secretary is to make available accordingly for public inspection, from the date of the notice, the reports, background papers and other documents that are to be considered at the meeting while, in the secretary's view, it is likely to be open to the public.
- (3) The meetings of the Committee are to be open to the public, except as provided in section 21.

17. Quorum

At a meeting of the Committee, the quorum is three members of whom —

- (a) one is the chairperson or deputy chairperson;
- (b) one is an appointed member; and
- (c) one is an elected member.

18. Procedure

(1) At a meeting of the Committee —

- (a) the chairperson presides while present; and
- (b) while the chairperson is not present, the deputy chairperson presides.

(2) A member who has a direct or indirect interest in any matter arising for consideration at a meeting of the Committee must disclose that interest to the Committee before taking part in its consideration of the matter.

(3) A member who is required by subsection (2) to disclose an interest must not take part in the Committee's consideration of the matter to which that interest relates without the prior leave of the person presiding.

(4) On any question arising for decision by the Committee —

- (a) a member has one vote;
- (b) the question is to be decided by a simple majority of the votes; and
- (c) if there is an equality of votes, the person presiding has a casting vote.

(5) The secretary is to keep minutes of the Committee's meetings and of the decisions taken by it.

(6) Subject to the other provisions of this Ordinance, the Committee may regulate its own procedure.

**PART IV
HEARINGS**

19. Summons to witness

(1) The Committee may exercise its powers under section 81(6) of the Constitution, to summon a person to appear before it and to provide information to it, by serving on the person a summons under this section.

(2) A summons under this section is to be in writing in the prescribed form.

(3) If a person on whom a summons is served under this section fails to appear before the Committee on the day and at the time and place specified in the summons; the chairperson may issue a warrant in the prescribed form, authorizing and directing a police officer to detain and bring the person before the Committee.

(4) If, without reasonable excuse, a person on whom a summons is served under this section —

(a) fails to appear before the Committee on the day and at the time and place specified in the summons; or

(b) fails to produce to the Committee on that day, and at that time and place, any document or publication that the summons requires the person to produce to the Committee,

he or she is liable to a fine determined by the Committee in accordance with section 29.

(5) Subsection (4) does not apply in respect of a document or publication in respect of which the Governor issues a certificate under section 28(1).

20. Evidence

(1) A person giving evidence to the Committee, whether or not on oath or affirmation, has the same privileges and immunities as if he or she were giving evidence in proceedings in the Supreme Court.

(2) The Committee may, when exercising its powers under section 81(6) of the Constitution to require a person to answer questions and to provide information to it, require the person to give evidence on oath or affirmation.

(3) For the purposes of this section, any member or the secretary may administer an oath or take an affirmation.

(4) If, without reasonable excuse, a person who is required to give evidence to the Committee —

(a) if required by the Committee to take an oath, refuses to do so or to make an affirmation instead of taking an oath; or

(b) refuses to answer any lawful and relevant question that is put by a member of the Committee,

that person is liable to a fine determined by the Committee in accordance with section 29.

(5) Subsection (4) does not require a person to provide to the Committee information in respect of which the Governor issues a certificate under section 28(1).

21. Exclusion of public

(1) The Committee is to exclude the public from its meetings when it is hearing or considering evidence of the following nature —

- (a) evidence in respect of which the Governor has issued a certificate under section 28(2);
- (b) evidence that relates to exempt information, as defined in section 2 of the Committees (Access to Information) Ordinance 2000; or
- (c) evidence by a member of the Executive Council, where disclosure of the evidence would contravene the oath of secrecy to which section 64 of the Constitution refers.

(2) The Committee may exclude the public from its meetings when —

- (a) it is hearing or considering evidence by a witness who has asked to give it in private; and
- (b) the Committee is satisfied that the evidence is of a secret or confidential nature, and that it should be heard in private.

22. Recording of evidence

The secretary is to record evidence that is given to the Committee.

23. Publication of evidence

(1) The Committee is to publish evidence to which section 21 does not apply.

(2) Neither the Committee nor any member or other person may publish evidence to which section 21 applies without the consent of the Governor and of the Committee.

(3) Neither the Committee nor any member or other person may publish evidence to which section 21(2) refers without the consent of the witness concerned.

(4) A person who contravenes either of subsections (2) and (3) is liable to a fine determined by the Committee in accordance with section 29.

24. False evidence

If a person, in giving evidence to the Committee (whether or not on oath) knowingly or recklessly makes a statement that is false in a material particular, he or she is liable to a fine determined by the Committee in accordance with section 29.

25. Witnesses' expenses

(1) A person who appears before the Committee at its request, or is summoned to appear before the Committee, is entitled to be reimbursed his or her actual and reasonable travelling and accommodation expenses of doing so.

(2) However, if the Governor by notice published in the Gazette sets a maximum amount or rate of travelling expenses or accommodation expenses, the person is not entitled to be reimbursed a greater amount or at a higher rate.

**PART V
OTHER PROVISIONS**

26. Copies of Committee's reports

(1) The secretary shall deliver to the Governor a copy of each report to which section 81(7) of the Constitution refers.

(2) The secretary shall deliver to the Clerk of the Legislative Assembly a copy of each report that the Committee makes to the Governor under section 11(1) of this Ordinance.

27. Service on Governor's staff and British forces

(1) If the Committee wishes to request or summon a member of the Governor's staff to attend before the Committee, the request or summons is to be delivered to the office of the Governor.

(2) If the Committee wishes to request or summon a member of Her Majesty's forces or of the civilian component of any of those forces to attend before the Committee, the request or summons is to be delivered to the headquarters of the Commander British Forces.

(3) A summons to which either of subsections (1) and (2) refers is served on the person to whom it is addressed when it is delivered in accordance with that subsection.

28. Public interest certificates

(1) The Governor may certify in writing for the purposes of this Ordinance that —

(a) the production of a specified document or publication to the Committee; or

(b) the provision of any specified information to the Committee,

is not in the interests of national security, or is likely to adversely affect the Government's relations with the United Kingdom Government or any other government.

(2) The Governor may certify in writing for the purposes of this Ordinance that the public disclosure of any specified evidence is not in the interests of national security, or is likely to adversely affect the Government's relations with the United Kingdom Government or any other government.

(3) The powers under this section, so far as they relate to the production of a document by the Governor, or to the provision of any information by the Governor, are exercisable by the Governor acting on the instructions of a Secretary of State.

(4) Where subsection (3) does not apply, the powers under this section are exercisable by the Governor acting in his or her discretion.

29. Immunity

No civil or criminal proceedings may be instituted against any member of the Committee for words spoken before the Committee, or written or published by the person as a member of the

Committee, or by reason of any matter or thing brought by the person in the Committee by resolution, motion or otherwise.

30. Power of Committee to impose civil fines

(1) If the Attorney General refers the matter to the Committee, it may impose a fine, not exceeding the prescribed maximum fine, on a person who is liable to a fine under any of sections 19(4), 20(4), 23(4) and 24.

(2) The fine is recoverable by civil action in the Supreme Court at the suit of the Attorney General.

31. Orders

The Governor may make Orders for any of the following purposes —

- (a) prescribing, for the purposes of section 7, the form of particulars of registrable interests;
- (b) prescribing, for the purposes of section 19(1), the form of a summons to appear before the Committee;
- (c) prescribing, for the purposes of section 19(2), the form of a warrant authorizing and directing a police officer to detain and bring a person before the Committee; and
- (d) prescribing the maximum fine that the Committee may impose under section 29.

32. Committees (Access to Information) Ordinance 2000 not to apply

The Committees (Access to Information) Ordinance 2000 does not apply to the Committee.

SCHEDULE

(section 11)

BODIES WHOSE ACCOUNTS THE PUBLIC ACCOUNTS COMMITTEE IS TO EXAMINE

1. A body that receives or deals with public money, other than a statutory body within the meaning of section 80(1) of the Constitution.
2. A body in which the Government is a shareholder, other than a statutory body within the meaning of section 80(1) of the Constitution.
3. A body in which a statutory body within the meaning of section 80(1) of the Constitution is a shareholder.

Passed by the Legislature of the Falkland Islands on 18 September 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Supplementary Appropriation (2009-2010) Ordinance 2009

(No: 12 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedule

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

SUPPLEMENTARY APPROPRIATION (2009-2010) ORDINANCE 2009

(No: 12 of 2009)

(assented to: 24 September 2009)

(commencement: on publication)

(published: 25 September 2009)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £637,190 for the financial year ending 30 June 2010.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2009-2010) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Director of Finance may withdraw an additional sum of £637,190 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2010 in accordance with section 4 and the Schedule.

4. Replenishment of Contingencies Fund

If any sum has been withdrawn from the Contingencies Fund by the authority of Contingencies Warrant number 1 of 2009-2010, the Director of Finance will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE

Number	Head of Service	Amount £
	Operating Budget	
0200	Health & Social Services	62,300
0250	Education & Training	5,470
0320	Fisheries	48,300
0552	Fire & Rescue	8,760
0600	Central Administration	97,950
	Total Operating Budget	<hr/> 222,780 <hr/>
	Fund Transfers & Transfer Payments	
0999	Transfer Payments	414,410
	Total Supplementary Expenditure	<hr/> 637,190 <hr/>

Passed by the Legislature of the Falkland Islands on 18 September 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

Published by the Attorney General's Chambers, Cable Cottage, Stanley, Falkland Islands
Price: Fourteen pound.

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THE
FALKLAND ISLANDS GAZETTE
Supplement

PUBLISHED BY AUTHORITY

Vol. 20

31 October 2009

No. 11

The following is published in this Supplement –

Elected Councillors' Allowances (Amendment) Order 2009 (SR&O No 19 of 2009); and

Museum and National Trust (Amendment of Schedule) Order 2009 (SR&O No 20 of 2009).

SUBSIDIARY LEGISLATION

CONSTITUTIONAL AND ADMINISTRATIVE LAW

Elected Councillors' Allowances (Amendment) Order 2009

S. R. & O. No. 19 of 2009

Made: 6 October 2009

Published: 31 October 2009

Coming into force: 6 November 2009

IN EXERCISE of my powers under section 5 of the Elected Councillors' Allowances Ordinance (Title 19.2) and after consultation with the elected members of the Legislative Assembly, I make the following order —

1. Title

This order is the Elected Councillors' Allowances (Amendment) Order 2009.

2. Commencement

This order comes into force on 6 November 2009.

3. Amendment of the Schedule to the Elected Councillors' Allowances Ordinance

This order amends the Schedule to the Elected Councillors' Allowances Ordinance (Title 19.2).

4. New paragraph 3 substituted

Paragraph 3 is repealed and the following paragraph substituted —

“3. Annual allowances

Annual allowances are payable to elected members at the following rates —

(a) in the case of each elected member of the Legislative Assembly who is not also serving as an elected member of the Executive Council, £4,250.75; and

(b) in the case of each elected member of the Legislative Assembly who is also serving as an elected member of the Executive Council, £6,239.05.”

5. Daily allowance

In paragraph 4, the figure “£105” is omitted and the figure “£126” substituted.

Made 6 October 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the order)

This order amends the Schedule to the Elected Councillors' Allowances Ordinance (Title 19.2) in order to update the annual and daily allowances payable to the elected members of the Legislative Assembly. It supersedes section 8 of the Finance Ordinance 2009 (No 2 of 2009), which would have amended the Schedule but which has not been (and will not now be) brought into effect.

The annual allowances paid to elected members of the Legislative Assembly who are not also serving on the Executive Council increases from £3,477.50 to £4,250.75 but becomes subject to tax in accordance with the Taxes Ordinance (No. 14 of 1997) under paragraph 2 of the Schedule.

Enhanced annual allowances of £6,239.05 (also subject to tax) become payable to elected members of the Legislative Assembly who are also serving on the Executive Council.

The daily allowances payable to elected members increase from £105 to £126.

The allowances paid to elected members were last amended in 2005 and these changes come into effect on 6 November 2009, the day after the General Election.

SUBSIDIARY LEGISLATION

ENVIRONMENTAL PROTECTION

Museum and National Trust (Amendment of Schedule) Order 2009

S. R. & O. No. 20 of 2009

Made: 20 October 2009
Published: 31 October 2009
Coming into force: on publication

IN EXERCISE of my powers under section 24(d) of the Museum and National Trust Ordinance (Title 34.2), and having consulted the Trust, I make the following order —

1. Title

This order is the Museum and National Trust (Amendment of Schedule) Order 2009.

2. Commencement

This order comes into force on publication in the Gazette.

3. Schedule

The Schedule to the Museum and National Trust Ordinance is amended —

(a) in paragraph 1 by omitting “paragraph 2” and substituting “paragraphs 2 and 2A”;

(b) after paragraph 2 by inserting —

“2A. A cheque or other bill of exchange drawn by the Trust in a sum not exceeding £200 may be signed by the person charged by the Trustees with the duty of maintaining the books of account of the Trust.”

Made 20 October 2009

P. L. Martinez,
Acting Governor.

EXPLANATORY NOTE

(not forming part of this order)

This order extends the Schedule to the Museum and National Trust Ordinance so that a cheque or other bill of exchange drawn by the Trust to a maximum amount of £200 may be signed by the Trust bookkeeper.

Published by the Attorney General's Chambers, Cable Cottage, Stanley, Falkland Islands
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**THE
FALKLAND ISLANDS GAZETTE**

Supplement

PUBLISHED BY AUTHORITY

Vol. 20

30 November 2009

No. 12

The following is published in this Supplement –

Members' Remuneration Bill 2009;

Retirement Pensions (Amendment) Bill 2009;

Falkland Islands Pensions Scheme (Amendment) Bill 2009; and

Immigration (Amendment)(No 2) Bill 2009.

Members' Remuneration Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Interpretation
4. Amounts payable to Members
5. Apportionment
6. Determination of claims
7. Taxation of amounts paid to Members
8. Publication of amounts paid to Members
9. Power to amend Schedule
10. Repeals

Schedule – Amounts payable to Members

- Part 1 – General provisions
- Part 2 – Annual allowances
- Part 3 – Daily allowances
- Part 4 – Travelling expenses
- Part 5 – Information and communications technology
- Part 6 – Other expenses

MEMBERS' REMUNERATION BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: 6 November 2009)
(published: 2009)

A BILL

for

AN ORDINANCE

To replace the Elected Councillors' Allowances Ordinance (Title 19.2) with new provision for the remuneration of Members of the Legislative Assembly and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Members' Remuneration Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

3. Interpretation

In this Ordinance —

“Media Trust” means the Falkland Islands Media Trust, as established by section 3(1) of the Media Trust Ordinance (Title 59.1); and

“Member” means either —

(a) an elected member of the Legislative Assembly; or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place.

4. Amounts payable to Members

The amounts specified in the Schedule are payable to Members in respect of their allowances and expenses.

5. Apportionment

Where —

(a) any amount is specified in the Schedule as being payable at an annual or monthly rate, but

(b) that amount is only payable in respect of a shorter period,

the amount payable is the relevant proportion of the amount specified in the Schedule.

6. Determination of claims

(1) When claiming any amount under this Ordinance, a Member must certify that the amount claimed is properly capable of being claimed in accordance with —

(a) the provisions of the Schedule; and

(b) any procedural guidelines issued by the Clerk of the Assembly with the approval of the Director of Corporate Resources.

(2) Before making any payment to a Member, the Clerk of the Assembly must determine whether the amount claimed is payable in accordance with —

(a) the provisions of the Schedule;

(b) any procedural guidelines issued by the Clerk of the Assembly with the approval of the Director of Corporate Resources; and

(c) any directions given to the Clerk of the Assembly by the Director of Corporate Resources.

(3) Any dispute between a Member and the Clerk of the Assembly in relation to the determination of a claim must be resolved by the Director of Corporate Resources.

7. Taxation of amounts paid to Members

Amounts paid to Members under this ordinance are taxable in accordance with the provisions of the Taxes Ordinance (Title 69.1), as if they had been earned on a self-employed basis.

8. Publication of amounts paid to and in respect of Members

(1) As soon as possible after the end of each calendar year, the Clerk of the Assembly must publish the following information —

(a) the amounts paid to each Member during that year in respect of —

(i) annual allowances payable under paragraph 3 of the Schedule;

(ii) daily allowances claimed under paragraph 6 of the Schedule; and

(iii) daily allowances claimed under paragraph 7 of the Schedule;

(b) the amounts deducted from the allowances payable to each Member during that year in accordance with —

(i) section 14 of the Retirement Pensions Ordinance; and

(ii) section 18B of the Falkland Islands Pensions Scheme Ordinance;

(c) the amounts paid in respect of each Member in accordance with section 11 of the Retirement Pensions Ordinance;

(d) the amounts contributed to the Falkland Islands Pensions Scheme in respect of each Member in accordance with section 18 of the Falkland Islands Pensions Scheme Ordinance;

(e) the amounts paid to each Member in respect of expenses claimed under Parts 4 to 6 of the Schedule; and

(f) a detailed breakdown of the amounts paid to each Member in respect of such expenses.

(2) The Clerk of Assembly must publish that information —

(a) in the *Gazette*;

(b) in any newspaper published by the Media Trust in accordance with section 5(1)(a) of the Media Trust Ordinance; and

(c) in such other manner (if any), as —

(i) the Clerk of the Assembly may consider appropriate; or

(ii) the Director of Corporate Resources may direct.

9. Power to amend Schedule

(1) The Governor may amend the Schedule by order.

(2) Before making an order under sub-section (1), the Governor must carry out such consultation of Members as he considers appropriate in all of the circumstances.

10. Repeals

(1) The Elected Councillors' Allowances Ordinance (Title 19.2) is repealed.

(2) Section 57(1)(m) of the Taxes Ordinance is repealed.

**SCHEDULE
AMOUNTS PAYABLE TO MEMBERS**

(section 4)

Part 1 – General provisions

1. Interpretation

In this Schedule —

“Assembly duties” means one or more of the activities listed in paragraph 2;

“Management Code” has the same meaning as in section 85 of the Constitution;

“partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership, who is living with the other party in the relationship;

“senior officer of the Falkland Islands Government” means any of the following officers —

(a) the Chief Executive appointed in accordance with section 83 of the Constitution;

(b) any officer —

(i) for whose appointment the prior approval of the Governor was required in accordance with section 84(3) of the Constitution; and

(ii) who holds office as a Director within the Falkland Islands Government;

(c) any of the officers appointed by the Governor in accordance with section 84(4) of the Constitution; and

“unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or of a civil partnership, the relationship having existed for at least three years.

2. Assembly duties

The following activities are Assembly duties for the purposes of this Schedule —

(a) attending any meeting of —

(i) the Executive Council;

(ii) the Legislative Assembly;

(iii) any of the following committees of the Legislative Assembly —

(aa) the Standing Finance Committee;

- (bb) a Committee of the Whole House;
- (cc) any Select Committee;
- (iv) the committee known as the General Purposes Committee;
- (b) attending any briefing of Members by the Governor or the Chief Executive (or both, as the case may be);
- (c) attending any meeting of a committee to which the Member has been appointed in that capacity by the Governor on the advice of the Executive Council or in accordance with the provisions of any Ordinance;
- (d) attending any meeting of —
 - (i) the board of the Falkland Islands Development Corporation; or
 - (ii) any committee or sub-committee created by that board and consisting in whole or in part of members of that board;
- (e) attending —
 - (i) any meeting of—
 - (aa) a board of directors of a company to which the Member has been appointed by virtue of any shareholding of the Falkland Islands Government in that company or in any other company connected with it; or
 - (bb) any committee or sub-committee of such a board of directors; or
 - (ii) any other meeting related to the business of the company which the elected member reasonably attends in his capacity as a director of such a company;
- (f) attending any meeting to which the Member is invited or attends in that capacity and which has been organised by or on behalf of —
 - (i) a senior officer of the Falkland Islands Government; or
 - (ii) the Office of the Legislative Assembly;
- (g) carrying out any other duties (other than attending any meeting, meal or function) in connection with the hosting of —
 - (i) official visitors to the Falkland Islands who are official guests of any of the following—

- (aa) the Governor;
- (bb) any senior officer of the Falkland Islands Government;
- (cc) the Falkland Islands Branch of the Commonwealth Parliamentary Association;
or
- (dd) the Commander British Forces or any other senior officer of the British Forces;
or

(ii) other visitors to the Falkland Islands in relation to whom the Governor approves the carrying out of hosting duties as Assembly duties (and such approval may be given retrospectively);

(h) carrying out any work in relation to the Member's portfolio responsibilities within the Legislative Assembly; and

(i) travelling in connection with any other Assembly duties, provided that such travel is reasonably undertaken.

Part 2 – Annual allowances

3. Annual allowances

Annual allowances are payable to Members at the following rates —

(a) in the case of each Member who is not also serving as an elected member of the Executive Council, £4,250.75; and

(b) in the case of each Member who is also serving as an elected member of the Executive Council, £6,239.05.

Part 3 – Daily allowances

4. Daily allowances

Daily allowances are payable to Members in accordance with the remaining provisions of this Part.

5. Amount of daily allowance

The amount of the daily allowance is £126.

6. Claiming daily allowances for Assembly duties

(1) A Member may claim the full amount of the daily allowance for each day on which the Member spends four hours or more on Assembly duties.

(2) A Member may claim 50% of the daily allowance for each day on which the Member carries out Assembly duties but spends less than four hours on those duties.

(3) A Member may not claim more than 60 times the daily allowance in any calendar year for the total amount of time spent on the Assembly duties listed in sub-paragraphs 2(f), (g) and (h).

7. Claiming daily allowances for overseas business

(1) Subject to the remaining provisions of this paragraph, a Member may claim the full amount of the daily allowance for each day on which the Member —

(a) travels to or from the Falkland Islands on overseas business reasonably undertaken in the Member's capacity as such; or

(b) stays outside the Falkland Islands on such business.

(2) In order for this paragraph to apply to a trip on which such business is undertaken, both that trip and the business must be approved by the Governor.

(3) A Member may, by arrangement with the Clerk of the Assembly, claim an advance in respect of any daily allowances to be claimed under this paragraph.

8. No "double payment"

(1) For any one day, a Member may claim a daily allowance under either paragraph 6 or paragraph 7 but not both.

(2) No Member may claim any daily allowance in respect of activities for which the Member receives payment from any other source.

(3) For the purposes of sub-paragraph (2), a Member is to be treated as receiving payment from another source in respect of Assembly duties undertaken during time for which the Member is paid as an employee or office holder of —

(a) any of the following —

(i) the Falkland Islands Government;

(ii) the Falkland Islands Development Corporation;

(iii) Falklands Landholdings Limited; or

(b) any company or body owned or controlled by any of them.

Part 4 – Travelling expenses

9. Travel within the Falkland Islands

(1) A Member is entitled to claim reimbursement of any sums reasonably and actually spent on travel within the Falkland Islands, provided that such travel is undertaken wholly and exclusively in connection with Assembly duties.

(2) Where a Member's own car is used for such travel, the Member is entitled to claim an allowance of 40 pence per mile in lieu of reimbursement.

(3) Where a Member's own aircraft is used for such travel, the amount that may be claimed by the Member for that is limited to the cost that would have been incurred had the Member instead flown as a fare-paying passenger with the Falkland Islands Government Air Service.

(4) A Member is entitled to claim reimbursement of any sums reasonably and actually spent on accommodation within the Falkland Islands, provided that such accommodation is required wholly and exclusively for the purpose of carrying out Assembly duties.

(5) The amount payable under sub-paragraph (4) may not exceed £55 per night, unless approval for a higher amount is given by the Director of Corporate Resources.

(6) Where a Member stays as a guest of a resident of the Falkland Islands, the Member is entitled to claim an allowance of £20 per night for payment to the Member's host in lieu of reimbursement.

10. Overseas travel

(1) This paragraph applies to expenditure reasonably and actually incurred by or for a Member in connection with overseas business reasonably undertaken in the Member's capacity as such.

(2) In order for this paragraph to apply to a trip on which such business is undertaken, both that trip and the business must be approved by the Governor.

(3) Other than in exceptional circumstances, the Member's travel (including flights and car hire) and accommodation (including pre-booked meals at such accommodation) must be —

(a) booked for the Member through the Office of the Legislative Assembly or the Falkland Islands Government Office in London;

(b) paid for by either or both of them on the Member's behalf.

(4) Other than in exceptional circumstances, before any travel or accommodation is booked through the Falkland Islands Government Office in London, it must first have been approved by the Clerk of the Assembly.

(5) A Member is entitled to claim reimbursement for expenses reasonably and actually incurred on —

(a) meals (other than any pre-booked at the accommodation);

(b) local travel at the destination, including train, bus and taxi fares;

(c) laundry; and

(d) travel and accommodation, where exceptional circumstances exist and it is not possible for this to be booked and paid for by either the Clerk of the Assembly or the Falkland Islands Government Office in London in accordance with sub-paragraph (3).

(6) The Director of Corporate Resources may restrict the amount paid in respect of any claim under sub-paragraph (5) where the amount claimed is more than is reasonable in all of the circumstances.

(7) Hotel accommodation booked by or for Members is to be of the same standard normally allowable in accordance with the Management Code for a senior officer of the Falkland Islands Government.

(8) Subject to sub-paragraph (9), air travel undertaken by Members in accordance with this paragraph must be in economy class or equivalent.

(9) A Member may only travel by air in a premium class (such as Premium Economy, Club, Business, Executive or similar) —

(a) on those legs (if any) of the journey for which the scheduled flying time exceeds eight hours; and

(b) it is not possible for the Member to arrive at the destination more than 24 hours before the start of the first business approved by the Governor that the Member is due to undertake after arriving.

11. Overseas travel: accommodation in London

(1) A Member travelling to or via London on an overseas trip to which paragraph 10 applies may, instead of staying in hotel accommodation, stay in the flat at Falkland House in London, provided that it is available for the stay.

(2) Such a stay must be arranged in advance through the Office of the Legislative Assembly.

(3) No charge will be made to the Member for such a stay and the Member may be accompanied without charge by —

(a) the Member's partner; and

(b) any child or children aged 12 years or over of which the Member or the Member's partner are the parent or guardian.

(4) A Member may claim a subsistence allowance of £25 for each day of such a stay.

(5) If a Member claims a subsistence allowance for a day, the Member may not claim reimbursement under paragraph 10(5)(a) for any meals on the same day.

12. Overseas travel by Member's partner

(1) Subject to the remaining provisions of this paragraph, each Member may be accompanied by the Member's partner at the expense of the Legislative Assembly on one overseas trip to which paragraph 10 applies during any four year period.

(2) For such a trip, paragraph 10 applies (with such variations as are necessary) to expenditure reasonably and actually incurred by or the Member's partner as well as to that incurred by or for the Member.

(3) If a Member is elected to the Legislative Assembly at a by-election that takes place more than two years after the first meeting of the Legislative Assembly to which the Member was elected, this paragraph does not apply to that Member until the next General Election to the Legislative Assembly.

Part 5 – Information and communications technology

13. Laptop computers

(1) Each Member is entitled to be provided with a laptop computer on loan for the purpose of carrying out Assembly duties.

(2) A laptop provided in accordance with sub-paragraph (1) remains the property of the Falkland Islands Government and must be returned by the Member at the end of the Member's tenure in office.

14. Telephone and internet expenses

(1) A Member may claim the following allowances in respect of telephone and internet expenses—

(a) the cost of line rental for a telephone line at the Member's home address;

(b) one-third of the cost of all local calls made from that line;

(c) the full cost of any overseas calls made from that line that the Member certifies were made in connection with either —

(i) Assembly duties; or

(ii) overseas business to which paragraph 10 applies;

(d) either —

(i) £33 per month towards the cost of broadband internet service; or

(ii) if lower, the amount actually incurred in respect of the monthly fee for such service;
and

(e) either —

(i) £25 per month towards the cost of mobile telephone service; or

(ii) if lower, the amount actually incurred in respect of the monthly fee for such service on a contract basis.

Part 6 – Other expenses

15. Other expenses

(1) Subject to the remaining provisions of this paragraph, a Member may claim reimbursement of any other expenses wholly and necessarily incurred in the course of that Member's Assembly duties.

(2) Where it is reasonable to do so, a Member may claim a payment in lieu of reimbursement.

(3) In order for any payment to be made to a Member under this paragraph (either by way of or in lieu of reimbursement), it must be approved by the Director of Corporate Resources on the basis of a recommendation by the Clerk of the Assembly.

(4) If it is reasonably possible for the Member to do so, the Member must seek approval before incurring the expense.

(5) No household or personal expenses may be claimed under this paragraph.

(6) Any asset acquired using a payment made under this paragraph is the property of the Falkland Islands Government.

OBJECTS AND REASONS

This Bill would replace the Elected Councillors' Allowances Ordinance (Title 19.2) (referred to in this note as "the existing Ordinance") in order to update the provisions relating to the allowances and expenses payable to the elected members of the Legislative Assembly (who are referred to, throughout the Bill, as "Members"). For the purposes of the Bill, Members are treated as if they continue in office during a dissolution of the Legislative Assembly.

Under *clause 2*, the changes to be made would be backdated to 6 November 2009, the date on which the new Members took office following the General Election.

Clause 4 and the *Schedule* provide for the amounts that are to be payable, as to which see below.

Clause 5 provides that amounts payable at an annual or monthly rate would be apportioned if only payable for a shorter period. This would replace a similar provision in the existing Ordinance.

Clause 6 provides for the procedure to be followed when claims are made and determined. Members would be obliged to certify that the amounts claimed can properly be claimed. In addition to the provisions of the *Schedule*, the Clerk of the Assembly would be entitled to issue procedural guidelines for claims but these would have to be approved by the Director of Corporate Resources. The Director of Corporate Resources would also be entitled to give directions to the Clerk of the Assembly regarding the payment of claims. This would be a new provision with no equivalent in the existing Ordinance but reflects current administrative practice.

Clauses 7 and 10 provide for the taxation of amounts paid to Members. Members would be taxed on their allowances and expenses on a self-employed basis. This means that Members will be taxed on their allowances and any "profit" element in their expenses. The effect of the Elected Councillors' Allowances (Amendment) Order 2009 (S.R. & O. No. 19 of 2009) was the annual allowance, which was the only allowance not already taxed, became taxable but *clause 10(2)* would make a necessary, consequential amendment to the Taxes Ordinance (Title 69.1).

Clause 8 provides that details of the amounts paid to or in respect of Members in relation to allowances, pension contributions and expenses would have to be published each year by the Clerk of the Assembly. As a minimum, publication would have to take place in the *Gazette* and the *Penguin News* (or any successor to that newspaper). This is a new provision with no equivalent in the existing Ordinance but it partly reflects (but also extends) current administrative practice, under which Members' allowances are published but not their expenses. Pension contributions are a new element of Members' remuneration and are included in the requirement for publication.

Clause 9 provides that the Governor may amend the *Schedule* by order but must consult Members before doing so. This would replace a similar provision in the existing Ordinance.

The *Schedule* provides for the amounts of the allowances and expenses that would be payable to Members. There would be a number of changes from the corresponding Schedule to the existing Ordinance but these largely reflect current administrative practice, based on decisions taken previously.

There would be no further change to the rates of annual and daily allowances payable to Members:

- The annual allowance payable to Members who are not also serving on the Executive Council would still be £4,250.75. (*Paragraph 3(a)* provides for this.)
- Enhanced annual allowances of £6,239.05 would still be payable to the Members who serve on the Executive Council. (*Paragraph 3(b)* provides for this.)
- The daily allowances payable to Members would still be £126 per day spent on Assembly duties or on overseas business, which are defined in *paragraph 2* and correspond to "qualifying attendance" in the existing Ordinance. (*Paragraph 5* provides for the rate of

the allowance and *paragraphs 6 and 7* provide for the circumstances in which daily allowances may be claimed.)

There would be a change from the existing Ordinance in that *paragraph 6* would prevent Members claiming a full daily allowance when they spend less than half a day on Assembly duties. However, this reflects current administrative practice.

Paragraph 8 provides that there is to be no “double payment” for Assembly duties and this would be extended from the corresponding provision in the existing Ordinance to cover public service employees carrying out Assembly duties during paid time. In the case of employees of the Falkland Islands Government, this reflects provisions already contained in the Management Code.

Paragraph 9 provides for local travelling expenses and this corresponds to the provisions in the existing Ordinance. It also provides for accommodation expenses within the Falkland Islands and this would be a new provision but one reflecting current administrative practice.

Paragraphs 10 and 11 provide for travel and accommodation expenses on overseas trips. Subject to two exceptions, these provisions correspond to the provisions in the existing Ordinance:

- Members would no longer be allowed to travel by air in a premium class cabin on overseas business as of right, but only in certain situations where it is considered justifiable for them to do so.
- Overseas trips could no longer be approved by the General Purposes Committee but only by the Governor. However, this would reflect the change in the Constitution under which the Governor must now normally act on the advice of the Executive Council.

Paragraph 12 provides for Members’ partners to accompany them on one overseas trip in a four year period. This would extend the entitlement given by the corresponding provision in the existing Ordinance to unmarried partners and not just spouses.

Paragraph 13 provides for Members to be provided with laptop computers on loan. This would be a new provision but reflects current administrative practice.

Paragraph 14 provides for reimbursement of Members’ telephone and internet expenses. These have been updated from the corresponding provisions in the existing Ordinance to reflect the change in communications from faxes to e-mails and the introduction of mobile telephone services. These changes would reflect current administrative practice.

Paragraph 15 provides for the reimbursement of expenses that are wholly and necessarily incurred in the course of Assembly duties but are not covered elsewhere in the Schedule or for payments to be made in lieu of such reimbursement. This would be a new provision with no equivalent in the existing Ordinance.

Retirement Pensions (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

PART 1 – GENERAL PROVISIONS

1. Title
2. Commencement

PART 2 – AMENDMENT OF RETIREMENT PENSIONS ORDINANCE

3. Amendment of Retirement Pensions Ordinance
4. Interpretation
5. Compulsory contributions
6. Contributions by employers
7. Payment and collection of contributions

PART 3 – AMENDMENT OF RETIREMENT PENSIONS (GENERAL PROVISIONS) REGULATIONS

8. Amendment of Retirement Pensions (General Provisions) Regulations
9. Interpretation
10. New regulation 5A inserted

PART 4 – AMENDMENT OF RETIREMENT PENSIONS (PRESCRIBED RATES) REGULATIONS

11. Amendment of Retirement Pensions (Prescribed Rates) Regulations
12. Rates of contributions
13. The earnings limit

RETIREMENT PENSIONS (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: 6 November 2009)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Retirement Pensions Ordinance (No. 20 of 1996) and subsidiary legislation made under that Ordinance to provide for retirement pension contributions to be made by and on behalf of Members of the Legislative Assembly not already in receipt of a retirement pension and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

PART 1 GENERAL PROVISIONS

1. Title

This Ordinance is the Retirement Pensions (Amendment) Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

PART 2 AMENDMENT OF RETIREMENT PENSIONS ORDINANCE

3. Amendment of Retirement Pensions Ordinance

This Part amends the Retirement Pensions Ordinance (No. 20 of 1996).

4. Interpretation

(1) This section amends section 2.

(2) In section 2(2) —

(a) the definition of “employee” is repealed and the following definition substituted —

““employee” —

(a) means any person over the age of 17 years and gainfully occupied in the Falkland Islands under a contract of service or as an office-holder; but

(b) for the avoidance of doubt, does not include an MLA”;

(b) the following definition is inserted after the definition of “employer” —

““MLA” means either —

(a) an elected member of the Legislative Assembly, or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place;”;

(c) the following definition is inserted after the definition of “regulation” —

““relevant MLA” means an MLA other than one who is entitled to a pension under section 4;”.

(3) The following sub-section is inserted after section 2(3) —

“(3A) While a person is an MLA, that person will not be taken for the purposes of this Ordinance to be either an employee or a self-employed person during that period (whether or not they are an employee or self-employed person).”

5. Compulsory contributions

Section 10 is amended by inserting the following paragraph after section 10(3)(c) —

“(d) every relevant MLA;”.

6. Contributions by employers

Section 11 is amended by inserting the following sub-section after section 11(1) —

“(1A) The Office of the Legislative Assembly must pay contributions at the prescribed rate for each relevant MLA.”

7. Payment and collection of contributions

(1) This section amends section 14.

(2) The following sub-sections are inserted after section 14(1) —

“(1A) The contributions payable by relevant MLAs under section 10 are payable in the first instance by the Office of the Legislative Assembly on behalf of the relevant MLAs.

(1B) For the purposes of this Ordinance, the contributions paid by the Office of the Legislative Assembly on behalf of each relevant MLA under subsection (1A) are to be treated as contributions paid by that relevant MLA.”

(3) The following sub-section is inserted after section 14(2) —

“(2A) The Office of the Legislative Assembly must deduct from the allowances payable to each relevant MLA the amount of any contributions paid by the Office of the Legislative Assembly under this section on behalf of that relevant MLA.”

PART 3
AMENDMENT OF RETIREMENT PENSIONS (GENERAL PROVISIONS)
REGULATIONS

8. Amendment of Retirement Pensions (General Provisions) Regulations

This Part amends the Retirement Pensions (General Provisions) Regulations (S.R. & O. No. 38 of 1996).

9. Interpretation

Regulation 2(3) is amended by inserting “(other than a relevant MLA)” after “person” in the first place where it appears.

10. New regulation 5A inserted

The following regulation is inserted after regulation 5 —

“5A. Office of the Legislative Assembly: monthly and annual returns and payment of contributions

(1) The Office of the Legislative Assembly must for each calendar month —

- (a) make a monthly return to the Board, in such form as the Board may require; and
- (b) remit to the Board together with the monthly return an amount equal to the sum of all contributions due by and on behalf of the relevant MLAs in respect of the weeks beginning in the month to which the return refers.

(2) The monthly return required to be made by the Office of the Legislative Assembly must—

- (a) be submitted to the Board before the 14th day of the month following the month to which the return refers, and
- (b) contain particulars of —
 - (i) contributions due to be made by the Office of the Legislative Assembly under section 11 in respects of the weeks beginning in the month to which the return refers; and
 - (ii) deductions made in accordance with section 14 from allowances payable to the relevant MLAs.

(3) The Office of the Legislative Assembly must also make an annual return to the Board before the 1st of April in the following pension year.

(4) The annual return required to be made by the Office of the Legislative Assembly must —

(a) be in such form as the Board may require; and

(b) contain such information relating to the relevant MLAs as the Board may require.”

PART 4
AMENDMENT OF RETIREMENT PENSIONS (PRESCRIBED RATES)
REGULATIONS

11. Amendment of Retirement Pensions (Prescribed Rates) Regulations

This Part amends the Retirement Pensions (Prescribed Rates) Regulations (S.R. & O. No. 39 of 1996).

12. Rates of contributions

(1) This section amends regulation 5.

(2) Regulation 5(1) is amended by adding “; and” and also by adding the following subparagraph —

“(c) for a relevant MLA under section 10(3)(d) is —

(i) £11.50 until 31 December 2009; and

(ii) £12.50 from 1 January 2010.”

(3) The following paragraph is added after regulation 5(2) —

“(2A) For the purposes of the Pensions Ordinance, the weekly rate of contributions by the Office of the Legislative Assembly under section 10(1A) is —

(a) £11.50 until 31 December 2009; and

(b) £12.50 from 1 January 2010.”

13. The earnings limit

Regulation 6 is amended by inserting the words “(other than a relevant MLA)” after “person”.

OBJECTS AND REASONS

This Bill would amend the Retirement Pensions Ordinance (No. 20 of 1996) and two sets of regulations made under that Ordinance. This would be done in order to implement the recommendation of an Independent Panel on Members’ Remuneration that the employer’s

contributions for elected members of the Legislative Assembly should be paid for by the Falkland Islands Government.

Under *clause 2*, the changes to be made would be backdated to 6 November 2009, the date on which the new Members of the Legislative Assembly took office following the General Election. This is in line with the recommendation of the Independent Panel.

Part 2 of the Bill deals with the Retirement Pensions Ordinance.

Clause 4 would amend the interpretation provisions in that Ordinance. The provisions relating to Members of the Legislative Assembly would only apply to those who are not already entitled to a pension (referred to throughout the Retirement Pensions legislation as “relevant MLAs”) but that they will continue to be treated as such during a dissolution. It also provides that relevant MLAs are not to be treated as employees or self-employed persons for the purposes of the Retirement Pensions legislation.

Under *clause 5*, relevant MLAs would have to pay contributions equivalent to those paid by employees and, under *clause 6*, the Office of the Legislative Assembly would have to pay contributions equivalent to those paid by employers.

Clause 7 provides for the employee-equivalent contributions to be deducted from allowances payable to Members of the Legislative Assembly.

Part 3 of the Bill deals with the Retirement Pensions (General Provisions) Regulations (S.R. & O. No. 38 of 1996).

Clause 9 provides for a consequential amendment that would be necessary to ensure that relevant MLAs would not be treated as retired for the purposes of the Retirement Pensions legislation.

Clause 10 provides for monthly and annual returns to be made by the Office of the Legislative Assembly. These provisions are adapted from the corresponding provisions for employers.

Part 4 of the Bill deals with the Retirement Pensions (Prescribed Rates) Regulations (S.R. & O. No. 39 of 1996).

Clause 12 provides for the rates of the contributions payable by relevant MLAs and payable for them by the Office of the Legislative Assembly. These rates would be the same as the rates of the equivalent contributions payable by employees and employers respectively and allow for the increase due to take effect on 1 January 2010 under the Finance Ordinance 2009 (No. 2 of 2009).

Under *clause 13*, the earnings limit would not apply to relevant MLAs and contributions would have to be paid by them and on their behalf irrespective of how much they have earned in allowances in a particular week.

Falkland Islands Pensions Scheme (Amendment) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

PART 1 – GENERAL PROVISIONS

1. Title
2. Commencement

**PART 2 – AMENDMENT OF FALKLAND ISLANDS PENSION SCHEME
ORDINANCE**

3. Amendment of Falkland Islands Pensions Scheme Ordinance
4. Interpretation
5. General purpose of Ordinance
6. Membership of the Scheme
7. New section 17A inserted
8. Section 18 amended
9. New section 18B inserted
10. Contributions to the Scheme by other persons
11. Annual notifications to members of value of individual accounts
12. Refund of contributions in certain cases
13. References to Financial Secretary amended

**PART 3 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (SCHEME
ACCOUNTS) REGULATIONS**

14. Amendment of Falkland Islands Pensions Scheme (Scheme Accounts) Regulations
15. Requirement to keep Schedule of Payments and other books and records

PART 4 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (GENERAL PROVISIONS) REGULATIONS

16. Amendment of Falkland Islands Pensions Scheme (General Provisions) Regulations
17. New regulation 9A inserted
18. Employers' returns, and payment of employers' and employees' contributions
19. Registers of members and employers

PART 5 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (COMPLAINTS PROCEDURES) REGULATIONS

20. Amendment of Falkland Islands Pensions Scheme (Complaints Procedures) Regulations
21. Complaints
22. Persons who can make complaints
23. Complaints: procedure

Schedule: Amendment of references to Financial Secretary: list of provisions

FALKLAND ISLANDS PENSIONS SCHEME (AMENDMENT) BILL 2009

(No: of 2009)

(assented to: 2009)
(commencement: 6 November 2009)
(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Falkland Islands Pensions Scheme Ordinance (No. 18 of 1997) and subsidiary legislation made under that Ordinance to provide for contributions to be made to the Falkland Islands Pensions Scheme by and on behalf of Members of the Legislative Assembly.

BE IT ENACTED by the Legislature of the Falkland Islands —

PART 1 GENERAL PROVISIONS

1. Title

This Ordinance is the Falkland Islands Pensions Scheme (Amendment) Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

PART 2 AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME ORDINANCE

3. Amendment of Falkland Islands Pensions Scheme Ordinance

This Part amends the Falkland Islands Pensions Scheme Ordinance (No. 18 of 1997).

4. Interpretation

(1) This section amends section 2.

(2) Section 2(1) is amended by —

(a) inserting the following definition after the definition of “additional voluntary contributions” —

““annual and daily allowances” means the allowances payable to MLAs under Parts 2 and 3 of the Schedule to the Members’ Remuneration Ordinance (No. of 2009);”;

(b) inserting the following definition after the definition of “member’s individual account”—

““MLA” means either —

(a) an elected member of the Legislative Assembly; or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place;” and

(c) inserting the following definitions after the definition of “the Old Scheme Fund” —

(i) “opted-in MLA” means an MLA in respect of whom an opting-in election is in effect;” and

(ii) “opting-in election” means an election made by an MLA in accordance with section 17A(1);”.

(3) The following sub-section is inserted after section 2(2) —

“(2A) For the avoidance of doubt —

(a) an MLA is not (in that capacity) employed in government service; and

(b) any reference to an employee or a self-employed person does not include a reference to an MLA (in that capacity).”

(4) Section 2(4) is repealed and the following sub-section substituted —

“(4) In this Ordinance, any reference to employment is —

(a) a reference to —

(i) employment as an employee;

(ii) employment as a self-employed person; or

(iii) holding office as an MLA (which is to be treated as if it were employment for the purposes of this Ordinance); or

(b) where the context permits, a reference to employment in one or more of those capacities.”

5. General purpose of Ordinance

Section 4 is amended by repealing “employees and self-employed persons” and substituting “employees, self-employed persons and MLAs”.

6. Membership of the Scheme

(1) This section amends section 17.

(2) Section 17(2) is amended by inserting the following provision after paragraph (b) —

“(ba) any MLA;

(3) The following sub-section is inserted after section 17(3) —

“(3A) A contribution may not be made in respect of any MLA (in that capacity) in respect of either of the following periods —

(i) any period before 6 November 2009

(ii) any period during which the MLA is not an opted-in MLA.”

7. New section 17A inserted

The following section is inserted after section 18A —

“17A. Opting-in elections

(1) An MLA may become an opted-in MLA at any time by —

(a) making an election to do so in writing;

(b) sending that election to the Board; and

(c) providing a copy of the election to the Office of the Legislative Assembly.

(2) An MLA may specify in an opting-in election that it is to take effect from one of the following dates —

(a) the date on which the opting-in election is made; or

(b) the date on which the MLA was elected to the Legislative Assembly, but only if the opting-in election is made within 3 months of the date on which the MLA was elected to the Legislative Assembly; or

(c) 6 November 2009, but only if —

(i) the MLA making the opting-in election was an MLA on that date; and

(ii) the opting-in election is made within 3 months of the date on which this Ordinance is published in the *Gazette*.

(3) An MLA may cease to be an opted-in MLA at any time by —

- (a) revoking the MLA's opting-in election in writing;
 - (b) sending that revocation to the Board; and
 - (c) providing a copy of the revocation to the Office of the Legislative Assembly.
- (4) A revocation made under sub-section (3) takes effect from the date on which it is made.
- (5) An MLA who has revoked an opting-in election under sub-section (3) may only make a further opting-in election with the consent of the Governor.”.

8. Section 18 amended

- (1) This section amends section 18.
- (2) The heading above section 18 is omitted and the following heading substituted —
- “18. Contributions to the Scheme by the Director of Corporate Resources”.**
- (3) Section 18(1) is amended by inserting “or an opted-in MLA” after “section 17(2)(b),”.
- (3) Section 18(2) is amended by inserting “employed in government service” after “person”.
- (4) The following sub-section is inserted after section 18(2) —

“(2A) The contribution made by the Director of Corporate Resources in respect of each opted-in MLA must be paid at the end of each month at the rate of 10% of the amount received by the opted-in MLA in respect of annual and daily allowances for that month.”

9. New section 18B inserted

The following section is inserted after section 18A —

“18B. Contributions by opted-in MLAs

- (1) A contribution must be made by each opted-in MLA at a rate of 5% of the amount received by the opted-in MLA in respect of annual and daily allowances for each month.
- (2) The contributions payable by each opted-in MLA must be —
- (a) deducted by the Office of the Legislative Assembly from the allowances payable to the opted-in MLA; and
 - (b) accounted for by the Office of the Legislative Assembly to the Board.
- (3) Contributions made under this section are to be treated as if they were employees' contributions.”

10. Contributions to the Scheme by other persons

Section 21(1) is amended by inserting “(ba),” after “(a),”.

11. Annual notifications to members of value of individual accounts

Section 25(1) is amended by inserting the following paragraph after paragraph (b) —

“(ba) if the member is or has been an opted-in MLA, the aggregate amount of any contributions made in respect of the member under section 18B;”.

12. Refund of contributions in certain cases

Section 26(1)(a) is amended —

(a) by inserting “(ba),” after “(a),”; and

(b) by repealing “employee” in the second place where it is used and substituting “that member”.

13. References to Financial Secretary amended

The provisions listed in the Schedule are amended by omitting “Financial Secretary” in each place where it appears and substituting “Director of Corporate Resources”.

PART 3

AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (SCHEME ACCOUNTS) REGULATIONS

14. Amendment of Falkland Islands Pensions Scheme (Scheme Accounts) Regulations

This Part amends the Falkland Islands Pensions Scheme (Scheme Accounts) Regulations (S.R. & O. No. 1 of 1999).

15. Requirement to keep Schedule of Payments and other books and records

Regulation 3(1) is amended by adding “; and” and also by adding the following sub-paragraph—

“(e) contributions made in respect of opted-in MLAs under sections 18 and 18B.”

PART 4

AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (GENERAL PROVISIONS) REGULATIONS

16. Amendment of Falkland Islands Pensions Scheme (General Provisions) Regulations

This Part amends the Falkland Islands Pensions Scheme (General Provisions) Regulations (S.R. & O. No. 2 of 1999, as amended).

17. New regulation 9A inserted

The following regulation is inserted after regulation 9 —

“9A. Particulars to be provided by the Office of the Legislative Assembly

(1) The Office of the Legislative Assembly must provide the Board with the full name, date of birth, sex and address of each opted-in MLA.

(2) The Office of the Legislative Assembly must comply with paragraph (1) in relation to each opted-in MLA not later than 30 days after the date on which the first normal contribution to that opted-in MLA is payable to the Scheme.

(3) The Office of the Legislative Assembly must notify the Board of any change of address of an opted-in MLA of which it becomes aware.”

18. Employers’ returns, and payment of employers’ and employees’ contributions

Regulation 12 is amended by adding the following paragraph —

“(7) The Office of the Legislative Assembly must comply with this regulation in relation to contributions made by and on behalf of opted-in MLAs as if it were the opted-in MLAs’ employer.”

19. Registers of members and employers

(1) This section amends regulation 13.

(2) Regulation 13(1) is amended by —

(a) inserting the following sub-paragraph after sub-paragraph (c) —

“(ca) in the case of the case of a member who is (or has been) an opted-in MLA, a full history of contributions made by or on behalf of the member under sections 18 and 18B;”

(b) inserting the following sub-paragraph after sub-paragraph (d) —

“(da) in the case of a member who is (or has been) an MLA, a full history of any opting-in elections and revocations of such elections made by the MLA;”

(3) The following paragraph is inserted after regulation 13(2) —

“(2A) The Board must include the Office of the Legislative Assembly in the register of employers as if it were the employer of all members who are (or have been) opted-in MLAs.”

(4) The following paragraph is added —

“(8) Paragraphs (4) and (6) apply to the Office of the Legislative Assembly as if it were the employer of members who are (or have been) opted-in MLAs.”

PART 5
AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (COMPLAINTS PROCEDURES) REGULATIONS

20. Amendment of Falkland Islands Pensions Scheme (Complaints Procedures) Regulations

This Part amends the Falkland Islands Pensions Scheme (Complaints Procedures) Regulations (S.R. & O. No. 16 of 2004).

21. Complaints

Regulation 4(3) is amended by omitting “Financial Secretary” in each place where it appears and substituting “Director of Corporate Resources”.

22. Persons who can make complaints

Regulation 5 is amended by inserting the following paragraph after paragraph (d)—

“(da) the Office of the Legislative Assembly;”.

23. Complaints: procedure

Regulation 7(2) is amended by inserting “or the Office of the Legislative Assembly” after “employer” in the each place where it appears.

SCHEDULE
AMENDMENT OF REFERENCES TO FINANCIAL SECRETARY:
LIST OF PROVISIONS

(section 13)

Section 5(1)

Sections 18(1), (2) and (3)

Section 24(4)

Section 27(3)

Sections 33(2), (2A) and (2C)

Section 33A(4), (7), (10), (11) and (12)

Section 43

Paragraph 2(2) of Schedule 1

Paragraphs 7(1) and (2) of Schedule 1

Paragraphs 3(1) and (2) of Schedule 3

Paragraph 4(1) of Schedule 3

Paragraph 5(2) of Schedule 3

Paragraphs 5A(3B), (3C), (3D) and (3F) of Schedule 3

Paragraphs 6(3) and (6) of Schedule 3
Paragraphs 2(1), (2), (3) and (4) of Schedule 4
Paragraph 3(1) of Schedule 4
Paragraph 2(3) of Schedule 5
Paragraphs 4(1), (3), (4) and (5) of Schedule 5
Paragraph 9(2) of Schedule 5

OBJECTS AND REASONS

This Bill would amend the Falkland Islands Pensions Scheme Ordinance (No. 18 of 1997) and three sets of regulations made under that Ordinance. This would be done in order to implement the recommendation of an Independent Panel on Members' Remuneration that the elected members of the Legislative Assembly should be entitled to join the Falkland Islands Pensions Scheme with an "employer's" contribution of 10% of income earned as an Member of the Legislative Assembly being made on their behalf and a 5% contribution from the Members themselves.

Because "member" is already used in the Falkland Islands Pensions Scheme legislation to refer to members of the Scheme, "MLA" is used as the defined term for elected members of the Legislative Assembly.

The Bill would also update references to the Financial Secretary in the Falklands Islands Pensions Scheme legislation to become references to the Director of Corporate Resources.

Under *clause 2*, the changes to be made would be backdated to 6 November 2009, the date on which the new Members of the Legislative Assembly took office following the General Election. This is in line with the recommendation of the Independent Panel.

Part 2 of the Bill deals with the Falkland Islands Pensions Scheme Ordinance.

Clause 4 would amend the interpretation provisions in that Ordinance. It would define the term "MLAs" and provide for Members of the Legislative Assembly to continue to be treated as such during a dissolution. It would define "annual and daily allowances" for the purpose of calculating the contributions to be made. It would provide for employment as an MLA to be treated separately from employment as an employee or as a self-employed person. It would also define the terms "opted-in MLA" and "opting-in election" to provide for the mechanism by which MLAs choose whether or not to join the Falkland Islands Pensions Scheme in respect of their membership of the Legislative Assembly.

Clause 5 would extend the purpose of the Falkland Islands Pensions Scheme Ordinance to include the payment of pensions and other benefits to members of the Scheme who are (or have been) MLAs as well as those who are or have been employees or self-employed persons.

Clause 6 provides for contributions to the Scheme to be made in respect of MLAs but only (in that capacity) as from 6 November 2009 and while they are opted-in MLAs.

Clause 7 provides for MLAs to opt into the pensions arrangements by making an opting-in election and also provides that MLAs would be able to back-date opting-in elections for a short time after becoming MLAs or after the Ordinance comes into effect. It also provides for MLAs to be able to opt back out of the arrangements again. However, if an MLA opts in and then opts back out, the MLA can only opt in again at a later date with the consent of the Governor.

Although MLAs are not to be treated as being employed in government service, *clause 8* provides for the bulk employer's contribution made by the Director of Corporate Resources on behalf of those employed in government service to be extended to include opted-in MLAs as well. The "employer's" contribution made on behalf of opted-in MLAs is to be 10% of the opted-in MLAs' annual and daily allowances under the proposed Members' Remuneration Ordinance.

Clause 9 provides for opted-in MLAs to contribute 5% of their allowances into the Scheme and for these contributions to be deducted from their allowances at source and treated as if they were employees' contributions.

Clause 10 would make a consequential amendment that the provisions of section 21 (which deal with voluntary contributions) would not apply to MLAs.

Clause 11 provides for contributions made by opted-in MLAs to be included in the annual statements provided to members of the Scheme.

Clause 12 provides for contributions to be refunded to MLAs in certain limited circumstances where they leave the Scheme after less than 2 years.

Clause 13 (read in conjunction with the *Schedule*) updates references to the Financial Secretary to become references to the Director of Corporate Resources.

Part 3 of the Bill deals with the Falkland Islands Pensions Scheme (Scheme Accounts) Regulations (S.R. & O. No. 1 of 1999).

Clause 15 provides for contributions made by and on behalf of opted-in MLAs to be recorded in the Scheme accounts.

Part 4 of the Bill deals with the Falkland Islands Pensions Scheme (General Provisions) Regulations (S.R. & O. No. 2 of 1999).

Clause 17 provides for information relating to opted-in MLAs to be provided by the Office of the Legislative Assembly to the Pensions Board established by section 5 of the Falkland Islands Pensions Scheme Ordinance. These provisions are adapted from those that apply to employers.

Clause 18 provides for provisions relating to monthly and annual returns and the payment of contributions to apply to the Office of the Legislative Assembly in the same as they apply to employers.

Clause 19 provides for contributions made by and on behalf of opted-in MLAs to be included in the contribution records maintained by the Pensions Board as part of the register of members of the Scheme and for MLAs' history of opting into and out of the Scheme to be recorded in the register of members as well. It also provides for the Office of the Legislative Assembly to be included in the register of employers. Finally, it provides for the Board to be able to require the Office of Legislative Assembly to provide information specified in a notice and for the Board to provide the Office of the Legislative Assembly with information on request.

Part 5 of the Bill deals with the Falkland Islands Pensions Scheme (Complaints Procedure) Regulations (S.R. & O. No. 16 of 2004).

Clause 21 updates a reference to the Financial Secretary to become a reference to the Director of Corporate Resources.

Clause 22 provides for complaints to be made by or against the Office of the Legislative Assembly.

Clause 23 provides for the Office of the Legislative Assembly to be provided with a copy of any complaint that involves it.

Immigration (Amendment)(No 2) Bill 2009

(No: of 2009)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of Immigration Ordinance
4. Permanent Residence Permits
5. New section 18AA inserted
6. Revocation of permanent residence permits
7. New section 23A inserted

IMMIGRATION (AMENDMENT)(No 2) BILL 2009

(No: of 2009)

(assented to: 2009)

(commencement: on publication)

(published: 2009)

A BILL

for

AN ORDINANCE

To amend the Immigration Ordinance (Title 52.2).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Immigration (Amendment)(No 2) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication.

3. Amendment of Immigration Ordinance

This Ordinance amends the Immigration Ordinance.

4. Permanent Residence Permits

Section 18 is amended by adding the following subsection —

“(4) Subsection (3) does not apply in relation to the grant of a permanent residence permit under section 18AA.”

5. New section 18AA inserted

The following section is inserted after section 18 —

“18AA. Permanent Right to Remain and Permanent Residence Permits

(1) A person who is entitled to the grant of a permanent right to remain under section 22(7) of the Constitution will be granted a permanent residence permit under this section for the purposes of satisfying that provision of the Constitution.

(2) A permanent residence permit will be granted for the purposes of subsection (1) by the Principal Immigration Officer on determining that the person is entitled to be granted a permanent right to remain under section 22(7) of the Constitution.”

6. Revocation of permanent residence permits

Section 23 is amended by inserting “granted under section 18” after “permanent residence permit” in the heading to the section and in subsection (1).

7. New section 23A inserted

The following section is inserted after section 23 —

“23A. Revocation of permanent residence permits granted under section 18AA

(1) The Governor may revoke a permanent residence permit granted under section 18AA on the grounds set out in subsection (2), following the procedure set out in subsection (3).

(2) A permanent residence permit granted under section 18AA may only be revoked on one or more of the following grounds —

(a) in the permit holder’s application for Falkland Islands status which formed the basis for the grant of the permanent residence permit, or in connection with that application, the person —

(i) knowingly made a false statement;

(ii) made a statement and was careless as to the true or false nature of the statement;

(iii) knowingly provided a document containing a false or misleading statement; or

(iv) provided a document and was careless as to the true, false, or misleading nature of a statement in the document;

(b) since the grant of the permit, the permit holder —

(i) has been convicted by a Commonwealth court of competent jurisdiction of an offence and has been sentenced by the court to immediate imprisonment or deprivation of liberty of twelve months or more;

(ii) has been absent from the Falkland Islands for at least two years (unless the absence is for educational or medical reasons or to serve as a member of Her Majesty’s armed forces);

(iii) appears to be no longer ordinarily resident in the Falkland Islands (unless the absence is for educational or medical reasons or to serve as a member of Her Majesty’s armed forces);

(iv) has voluntarily acquired the nationality or citizenship of a country outside the Commonwealth; or

(v) has voluntarily undertaken an obligation of allegiance to a country outside the Commonwealth.

(3) The procedure to be followed in relation to the revocation of a permit under this section is as follows —

(a) the Governor, acting on the advice of Executive Council, will —

(i) give written notice to the permit holder of the intention to consider revoking the permit, stating the grounds on which the revocation is to be considered;

(ii) give the permit holder a reasonable opportunity to make written representations in relation to the proposed revocation;

(iii) if the permit is to be revoked, give written notice to the permit holder of the revocation, stating the grounds for revocation, which must have been included in the notice given in accordance with paragraph (3)(a)(i);

(b) Executive Council must consider any written representations made under paragraph (3)(a)(ii) before a decision is made to revoke the permit.”

OBJECTS AND REASONS

This Bill, which comes into force on publication, would amend the Immigration Ordinance (Title 52.2) to provide for the grant of a permanent residence permit to a person who is entitled to the grant of a permanent right to remain under section 22(7) of the Constitution.

Clause 4 would amend section 18 to distinguish the grant of a permanent residence permit in connection with a permanent right to remain from the ordinary systems for the grant of a permanent residence permit.

Clause 5 would insert a new section 18AA, which provides that a permanent residence permit will be granted by the Principal Immigration Officer if the officer is satisfied that the person is entitled to the grant of a permanent right to remain under the Constitution.

Clause 6 would amend section 23 to distinguish the revocation provisions which apply in relation to the grant of a permit under section 18.

Clause 7 would insert a new section 23A to make new revocation provision in relation to a permit granted under the new section 18AA. The revocation provisions are derived from the revocation provisions contained in the Falkland Islands Status Ordinance (Title 52.3). This is to ensure that a person with a permanent right to remain is not deprived of that right in any circumstances different from the manner in which a person who has been granted Falkland Islands status under the Falkland Islands Status Ordinance may be deprived of that status.

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THE
FALKLAND ISLANDS GAZETTE
Supplement

PUBLISHED BY AUTHORITY

Vol. 20

31 December 2009

No. 13

The following are published in this Supplement –

Taxes and Duties (Defence Contractors' Employees Exemption) Order 2009 (SR&O No 21 of 2009);

Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2009 (SR&O No 22 of 2009);

Leading Lights Direction 2009 (SR&O No 23 of 2009);

Registration of Charities (Exemption) Order 2009 (SR&O No 24 of 2009);

Patricia Luxton National Nature Reserve (Chartres) Order 2009 (SR&O No 25 of 2009);

Patricia Luxton National Nature Reserve (Chartres) Regulations 2009 (SR&O No 26 of 2009);

Members' Remuneration Ordinance 2009 (No 13 of 2009);

Retirement Pensions (Amendment) Ordinance 2009 (No 14 of 2009);

Falkland Islands Pensions Scheme (Amendment) Ordinance 2009 (No 15 of 2009);

Immigration (Amendment)(No 2) Ordinance 2009 (No 16 of 2009); and

Martime Security and Safety Ordinance 2009 (No 17 of 2009).

SUBSIDIARY LEGISLATION

TAXATION

Taxes and Duties (Defence Contractors' Employees Exemption) Order 2009

S. R. & O. No. 21 of 2009

Made: 1 December 2009

Published: 31 December 2009

Coming into force: 1 January 2010

I make this order under section 9A of the Taxes and Duties (Special Exemptions) Ordinance (Title 69.2) —

- (a) on the advice of the Executive Council; and
- (b) on the advice of the Standing Finance Committee as required by section 9A(1) of the Ordinance.

1. Title

This order is the Taxes and Duties (Defence Contractors' Employees Exemption) Order 2009.

2. Commencement

This order comes into force on 1 January 2010.

3. Interpretation

In this order —

“designated employer” means an employer listed in the Schedule;

“qualifying employee” means a person —

- (a) who satisfies the requirements of section 9A of the Ordinance; and
- (b) who is employed by a designated employer;

“relevant employment” means —

- (a) employment only for the purpose of providing services in the Falkland Islands to Her Majesty's regular armed forces or in the Falkland Islands to the Ministry of Defence of Her Majesty's Government in the United Kingdom; or

(b) employment only for the purposes of providing services to persons who are themselves in relevant employment by virtue of paragraph (a) of this definition or by virtue of this paragraph of this definition;

“relevant income” means income from relevant employment; and

“retirement pension contributions” means contributions that an employee is required to pay under the Retirement Pensions Ordinance (No. 20 of 1996).

4. Application

(1) Subject to article 5, a qualifying employee is exempt from liability under any law of the Falkland Islands to pay —

(a) income tax on relevant income from a designated employer; and

(b) retirement pension contributions in respect of that employment.

(2) The exemption applies whether the liability arises before or after this order comes into force.

5. Duration

Nothing in this order confers any exemption to pay either —

(a) income tax in relation to earnings after 31st December 2010; or

(b) retirement pension contributions in respect of employment after that date.

SCHEDULE

DESIGNATED EMPLOYERS

(article 3)

Interserve Defence Limited

MPI Aviation Limited

Navy, Army and Air Force Institutes

Satec Limited

Serco Limited

Services Sound and Vision Corporation

Sodexo Defence Services Limited

Trant Construction Limited

Veritair Limited

VT Communications Limited

Made 1 December 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE
(not forming part of the order)

Section 9A of the Taxes and Duties (Special Exemptions) Ordinance (Title 69.2) gives the Governor power to make orders granting exemptions from income tax and retirement pension contributions to certain individuals engaged in defence-based employment. Such orders can only be made on the advice of the Standing Finance Committee.

This order means that employees who work for one of the employers listed in the Schedule are exempt from income tax and retirement pension contributions, provided that they are engaged in relevant employment (as defined) and the other requirements set out in section 9A of the Ordinance are met.

This order extends an existing exemption until the end of 2010 and the list of employers designated for the purposes of this exemption is updated.

SUBSIDIARY LEGISLATION

ROAD TRAFFIC

Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2009

S. R. & O. No: 22 of 2009

Made: 1 December 2009

Published: 31 December 2009

Coming into force: on publication

IN EXERCISE of my powers under section 59 of the Road Traffic Ordinance (Title 63.1), I make the following order —

1. Title

This order is the Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2009.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Approval of preliminary breath testing devices

The devices listed in Schedule 1 are approved in accordance with the definition of “breath test” in section 2(1) of the Road Traffic Ordinance for use as preliminary breath testing devices for the purposes of section 23.

4. Approval of type of breath analysis device

Devices of the type listed in Schedule 2 are approved in accordance with section 24 of the Road Traffic Ordinance for use as breath analysis devices for the purposes of that section.

5. Revocations

The following orders are revoked —

(a) the Breath Alcohol Concentration Measurement (Devices Approval) Order 1988 (Title 63.1.2);

(b) the Breath Alcohol Concentration Measurement (Device Approval) (No. 2) Order 1988 (Title 63.1.3); and

(c) the Breath Alcohol Concentration Measurement (Device Approval (No 2)) Order 1997 (No. 7 of 1997).

A. E. Huckle,
Governor.

SCHEDULE 1

Approved preliminary breath testing devices

1. The device known as the Lion S-D2, as manufactured by (or under licence from) Lion Laboratories Limited or any of its successors and assigns.
2. The device known as the Lion S-L2A, as manufactured by (or under licence from) Lion Laboratories Limited or any of its successors and assigns.
3. The device known as the Lion SL-400, as manufactured by (or under licence from) Lion Laboratories Limited or any of its successors and assigns.

SCHEDULE 2

Approved type of breath analysis device

The type of device known as the Camic Data Master, as manufactured by (or under licence from) Camic (Car and Medical Instrument Company) Limited or any of its successors or assigns.

EXPLANATORY NOTE

(not forming part of the above order)

Under section 23 of the Road Traffic Ordinance, a police officer in uniform can, in certain circumstances, require a person to provide a specimen of breath in order to carry out a breath test to obtain an indication whether the proportion of alcohol in person's breath is likely to exceed the prescribed limit. Breath tests must be carried out using a preliminary breath testing device approved by the Governor in Council.

Under section 24, a police officer can, in the course of an investigation into alleged drink driving offences, require a person to provide two specimens of breath for analysis. This must be done at a police station and breath analysis must be carried out using a breath analysis device of a type approved by the Governor in Council.

By means of this order, the Governor in Council approves preliminary breath testing devices and types of breath analysis devices for use in connection with sections 23 and 24.

This order replaces the orders made previously and establishes an up to date list of the devices approved for breath tests and the type of device approved for breath analysis.

SUBSIDIARY LEGISLATION

PLANNING AND BUILDING General Development Order 1991

Leading Lights Direction 2009

S.R. & O. No: 23 of 2009

Made: 7 December 2009

Published: 31 December 2009

Coming into force: on publication

I make this direction under Article 5 of the General Development Order 1991 (Title 55.3.1), on the advice of the Executive Council —

1. Title

This direction is the Leading Lights Direction 2009.

2. Commencement

This direction comes into force on publication.

3. Requirement to obtain planning permission

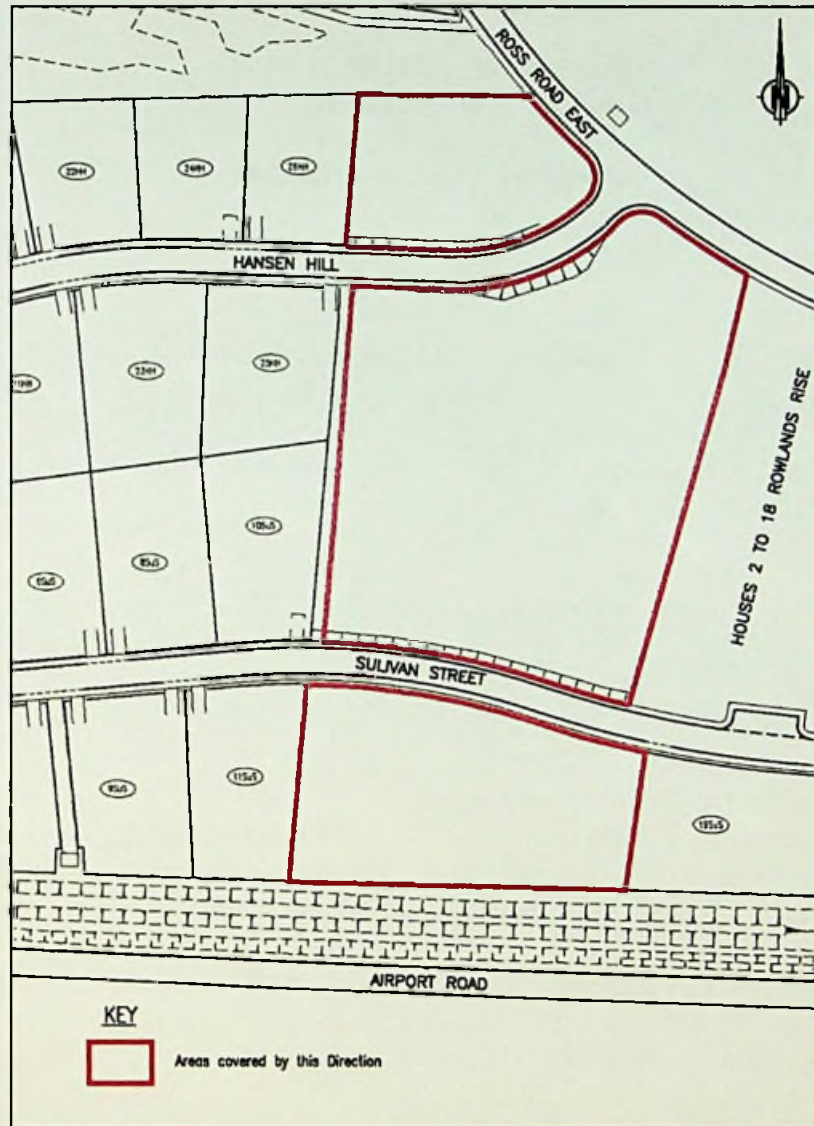
(1) The planning permission granted by Article 4 and Classes A(1), A(2) and B(2) of Part 1 of Schedule 2 to the General Development Order does not apply to development within the curtilage of the Leading Lights Development, East Stanley.

(2) For the purposes of this direction, the curtilage of the Leading Lights Development, East Stanley is the piece of land on the south side of Ross Road East, north side of the Airport Road and transected by Hansen Hill and Sullivan Street, Stanley shown for the purposes of identification on the plan in the Schedule.

Made 7 December 2009

A. E. Huckle,
Governor.

SCHEDULE



EXPLANATORY NOTE

(not forming part of the above direction)

The effect of a direction under Article 5 of the General Development Order 1991 (Title 55.3.1) is to require the specific grant of planning permission for a number of categories of development which would otherwise have been granted planning permission under Article 4 of the Order.

The reason for this direction is that development of the site at Leading Lights Development, East Stanley must be controlled to ensure that marine craft are able to locate the navigational lights (leading lights).

SUBSIDIARY LEGISLATION

CHARITIES

Registration of Charities (Exemption) Order 2009

S. R. & O. No: 24 of 2009

Made: 14 December 2009
Published: 31 December 2009
Coming into force: in accordance with article 2

I make this order under section 4(4) of the Charities Act 1960 in its application to the Falkland Islands on the advice of the Executive Council —

1. Title

This order is the Registration of Charities (Exemption) Order 2009.

2. Commencement

This Order is deemed to have come into force on 1 January 2009.

3. Charities Exempt from the Requirement to Register

The charities mentioned in the Schedule are exempt from the requirement to be registered in the Register of Charities established and maintained in the Falkland Islands pursuant to the Charities Act 1960, but only until 31 December 2012 or such later date as may be specified by the Governor by Notice published in the *Gazette*.

Made 14 December 2009

A. E. Huckle,
Governor.

SCHEDULE

King Edward VII Memorial Hospital Fund
KEMH Day Centre Fund
KEMH Eye Care Fund
Flying Santa Appeal
FICS Donations Account
IJS Donations Account
Camp Education Donations Account

Stanley Hostel Donations Account
DARE Group Fund

EXPLANATORY NOTE
(not forming part of this order)

This order temporarily exempts from registration, under section 4 of the Charities Act 1960 in its application to the Falkland Islands, charitable bodies established in the Falkland Islands.

SUBSIDIARY LEGISLATION

ANIMALS

Patricia Luxton National Nature Reserve (Chartres) Order 2009

S. R. & O. No: 25 of 2009

Made: 22 December 2009

Published: 31 December 2009

Coming into force: upon publication

IN EXERCISE of my powers under section 13 of the Conservation of Nature and Wildlife Ordinance (Title 5.7) I make the following order —

1. Title

This order is the Patricia Luxton National Nature Reserve (Chartres) Order 2009.

2. Commencement

This order comes into force upon publication in the Gazette.

3. Interpretation

In this order —

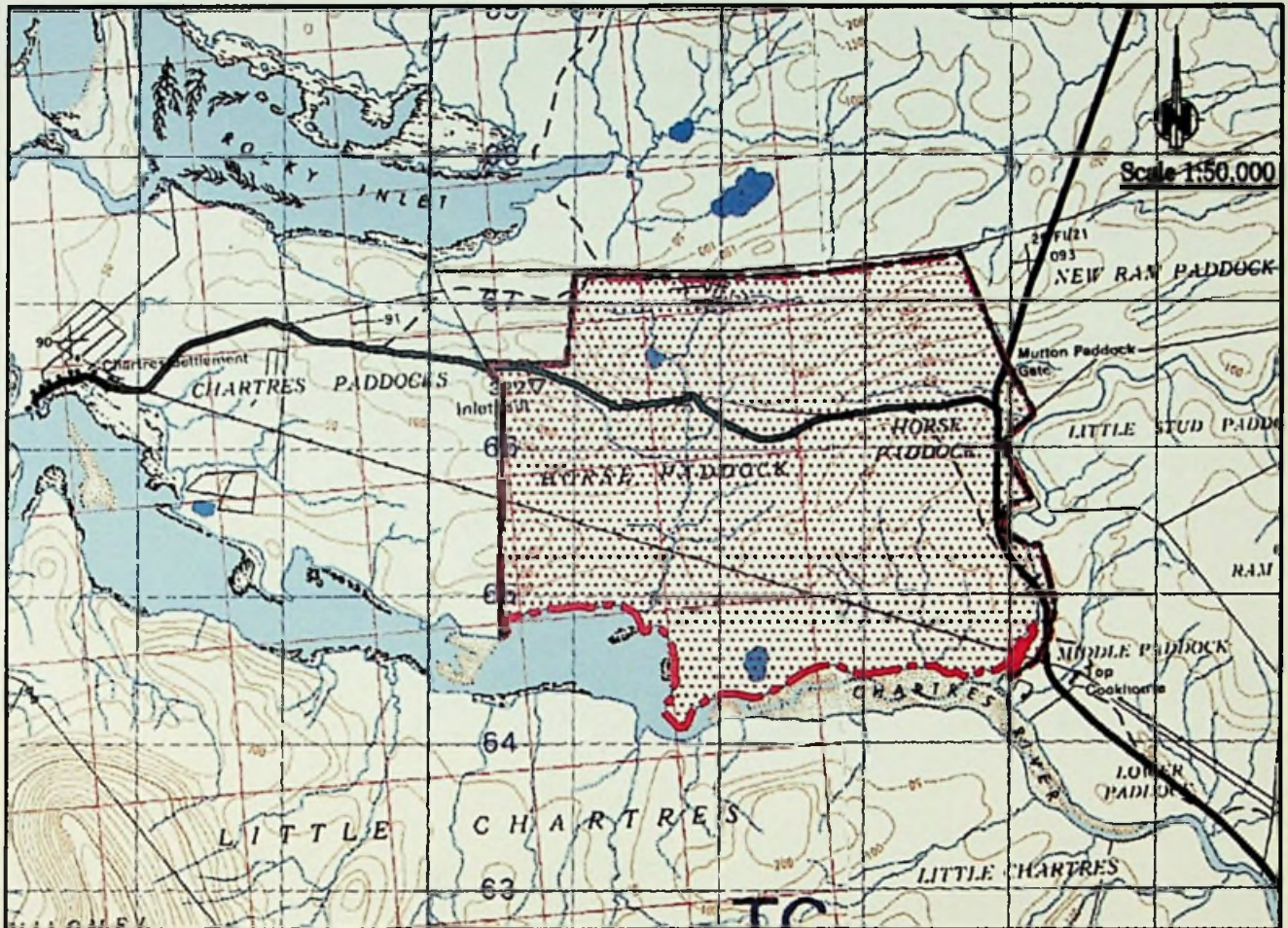
“the owner” means Chartres Sheepfarming Company Limited, a company incorporated in the Falkland Islands with registered number 3794 and having its registered office at Chartres, West Falkland;

“the Reserve” means the area of land to the east of Chartres Settlement on West Falkland Island shown on the map reproduced in the Schedule and formerly known as the Horse Paddock.

4. Declaration of nature reserve

With the consent and at the request of the owner of the Reserve, the Reserve is declared to be a national nature reserve under section 13 of the Ordinance.

Schedule



Made 22 December 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above order)

This order declares an area of privately owned land situated at Chartres Farm on West Falkland to be a national nature reserve.

SUBSIDIARY LEGISLATION

ANIMALS

Patricia Luxton National Nature Reserve (Chartres) Regulations 2009

S. R. & O. No: 26 of 2009

Made: 22 December 2009

Published: 31 December 2009

Coming into force: upon publication

IN EXERCISE of my powers under section 16 of the Conservation of Nature and Wildlife Ordinance (Title 5.7) I make the following regulations —

1. Title

These regulations are the Patricia Luxton National Nature Reserve (Chartres) Regulations 2009.

2. Commencement

These regulations come into force upon publication in the Gazette.

3. Interpretation

In these regulations “the Reserve” means the National Nature Reserve designated under the Patricia Luxton National Nature Reserve (Chartres) Order 2009 (SR&O No 25 of 2009).

4. Prohibited Activities

(1) The following activities are prohibited in the Reserve —

(a) to introduce a carnivorous animal;

(b) to deposit rubbish;

(c) to discharge a noxious or polluting substance;

(d) to possess a firearm;

(e) to use a weapon, or other device or thing designed or adapted for the purpose of capturing or killing an animal or bird, to capture or kill an animal or bird;

(f) to smoke a cigarette, cigar, or pipe;

(g) to light a fire, or do anything likely to cause a fire;

(h) to introduce a plant or pick, pluck or uproot a plant.

(2) Paragraph (a) does not apply to a working sheep dog which is in the Reserve with the permission of the landowner.

(3) Paragraph (d) does not apply to a firearm which is in the Reserve with the permission of the landowner.

(4) Paragraph (e) does not apply to something used for the humane destruction of an animal or bird if the destruction is required in the interests of animal welfare.

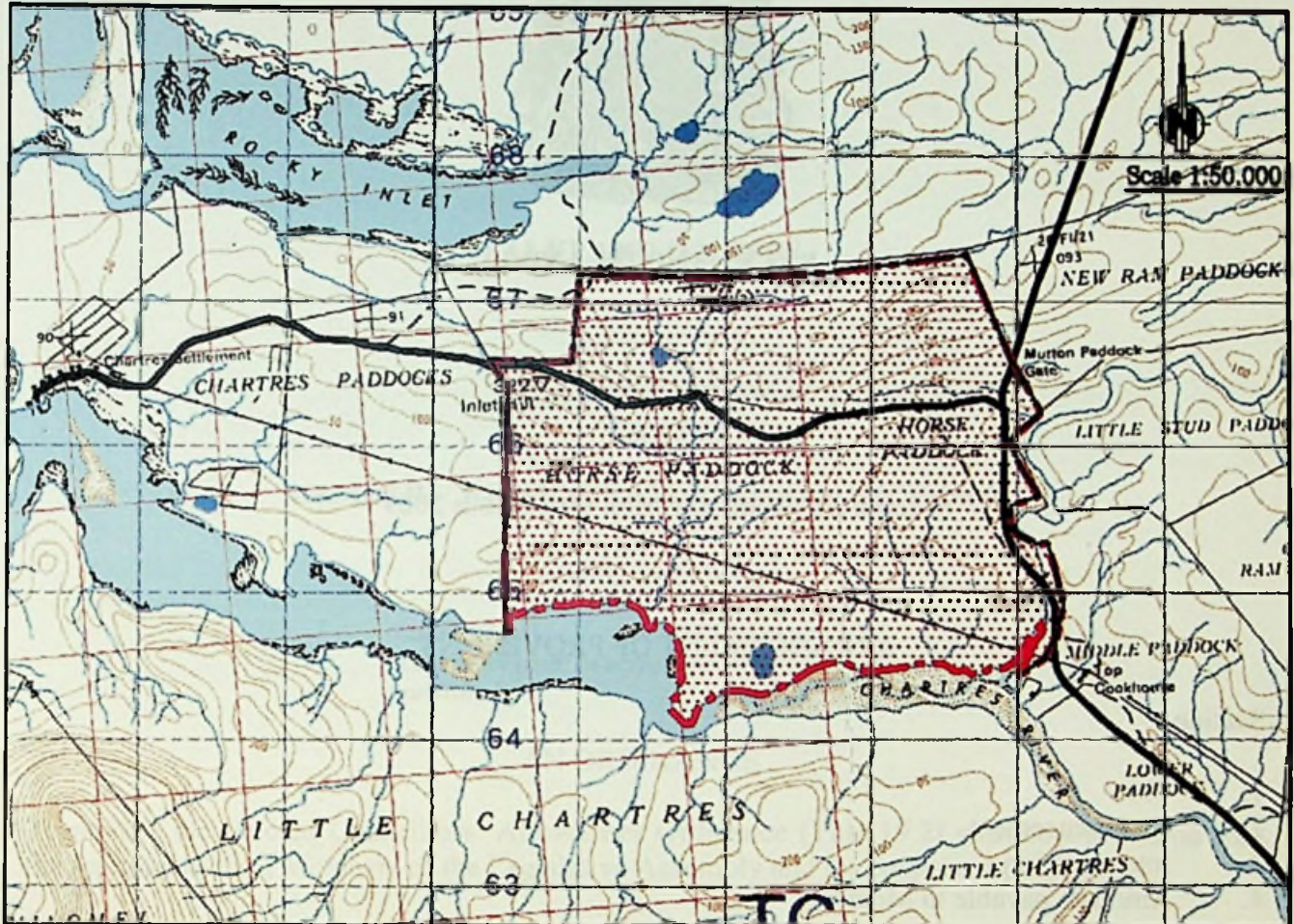
(5) Paragraph (h) does not apply to anything done by a grazing animal which is in the Reserve with the permission of the landowner.

5. Offences

(1) It is an offence to breach these regulations.

(2) A person convicted of an offence under these regulations is liable to a fine not exceeding the maximum of level 5 on the standard scale.

Schedule



Made 22 December 2009

A. E. Huckle,
Governor.

EXPLANATORY NOTE

(not forming part of the above regulations)

These regulations make it an offence to carry out certain prohibited activities within the Patricia Luxton National Nature Reserve (Chartres).

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Members' Remuneration Ordinance 2009

(No: 13 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Interpretation
4. Amounts payable to Members
5. Apportionment
6. Determination of claims
7. Taxation of amounts paid to Members
8. Publication of amounts paid to Members
9. Power to amend Schedule
10. Repeals

Schedule – Amounts payable to Members

- Part 1 – General provisions
- Part 2 – Annual allowances
- Part 3 – Daily allowances
- Part 4 – Travelling expenses
- Part 5 – Information and communications technology
- Part 6 – Other expenses

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

MEMBERS' REMUNERATION ORDINANCE 2009

(No: 13 of 2009)

(assented to: 22 December 2009)
(commencement: in accordance with section 2)
(published: 31 December 2009)

AN ORDINANCE

To replace the Elected Councillors' Allowances Ordinance (Title 19.2) with new provision for the remuneration of Members of the Legislative Assembly and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands, as follows —

1. Title

This Ordinance is the Members' Remuneration Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

3. Interpretation

In this Ordinance —

“Media Trust” means the Falkland Islands Media Trust, as established by section 3(1) of the Media Trust Ordinance (Title 59.1); and

“Member” means either —

- (a) an elected member of the Legislative Assembly; or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place.

4. Amounts payable to Members

The amounts specified in the Schedule are payable to Members in respect of their allowances and expenses.

5. Apportionment

Where —

(a) any amount is specified in the Schedule as being payable at an annual or monthly rate, but

(b) that amount is only payable in respect of a shorter period,

the amount payable is the relevant proportion of the amount specified in the Schedule.

6. Determination of claims

(1) When claiming any amount under this Ordinance, a Member must certify that the amount claimed is properly capable of being claimed in accordance with —

(a) the provisions of the Schedule; and

(b) any procedural guidelines issued by the Clerk of the Assembly with the approval of the Director of Corporate Resources.

(2) Before making any payment to a Member, the Clerk of the Assembly must determine whether the amount claimed is payable in accordance with —

(a) the provisions of the Schedule;

(b) any procedural guidelines issued by the Clerk of the Assembly with the approval of the Director of Corporate Resources; and

(c) any directions given to the Clerk of the Assembly by the Director of Corporate Resources.

(3) Any dispute between a Member and the Clerk of the Assembly in relation to the determination of a claim must be resolved by the Director of Corporate Resources.

7. Taxation of amounts paid to Members

Amounts paid to Members under this ordinance are taxable in accordance with the provisions of the Taxes Ordinance (Title 69.1), as if they had been earned on a self-employed basis.

8. Publication of amounts paid to and in respect of Members

(1) As soon as possible after the end of each calendar year, the Clerk of the Assembly must publish the following information —

(a) the amounts paid to each Member during that year in respect of —

(i) annual allowances payable under paragraph 3 of the Schedule;

(ii) daily allowances claimed under paragraph 6 of the Schedule; and

(iii) daily allowances claimed under paragraph 7 of the Schedule;

(b) the amounts deducted from the allowances payable to each Member during that year in accordance with —

(i) section 14 of the Retirement Pensions Ordinance; and

(ii) section 18B of the Falkland Islands Pensions Scheme Ordinance;

(c) the amounts paid in respect of each Member in accordance with section 11 of the Retirement Pensions Ordinance;

(d) the amounts contributed to the Falkland Islands Pensions Scheme in respect of each Member in accordance with section 18 of the Falkland Islands Pensions Scheme Ordinance;

(e) the amounts paid to each Member in respect of expenses claimed under Parts 4 to 6 of the Schedule; and

(f) a detailed breakdown of the amounts paid to each Member in respect of such expenses.

(2) The Clerk of Assembly must publish that information —

(a) in the *Gazette*;

(b) in any newspaper published by the Media Trust in accordance with section 5(1)(a) of the Media Trust Ordinance; and

(c) in such other manner (if any), as —

(i) the Clerk of the Assembly may consider appropriate; or

(ii) the Director of Corporate Resources may direct.

9. Power to amend Schedule

(1) The Governor may amend the Schedule by order.

(2) Before making an order under sub-section (1), the Governor must carry out such consultation of Members as he considers appropriate in all of the circumstances.

10. Repeals

(1) The Elected Councillors' Allowances Ordinance (Title 19.2) is repealed.

(2) Section 57(1)(m) of the Taxes Ordinance is repealed.

SCHEDULE AMOUNTS PAYABLE TO MEMBERS

(section 4)

Part 1 – General provisions

1. Interpretation

In this Schedule —

“Assembly duties” means one or more of the activities listed in paragraph 2;

“Management Code” has the same meaning as in section 85 of the Constitution;

“partner” means one of a married couple, one of an unmarried couple, or one of a civil partnership, who is living with the other party in the relationship;

“senior officer of the Falkland Islands Government” means any of the following officers —

(a) the Chief Executive appointed in accordance with section 83 of the Constitution;

(b) any officer —

(i) for whose appointment the prior approval of the Governor was required in accordance with section 84(3) of the Constitution; and

(ii) who holds office as a Director within the Falkland Islands Government;

(c) any of the officers appointed by the Governor in accordance with section 84(4) of the Constitution; and

“unmarried couple” means two persons who habitually live together in a relationship with some or all of the characteristics of a marriage or of a civil partnership, the relationship having existed for at least three years.

2. Assembly duties

The following activities are Assembly duties for the purposes of this Schedule —

(a) attending any meeting of —

- (i) the Executive Council;
 - (ii) the Legislative Assembly;
 - (iii) any of the following committees of the Legislative Assembly —
 - (aa) the Standing Finance Committee;
 - (bb) a Committee of the Whole House;
 - (cc) any Select Committee;
 - (iv) the committee known as the General Purposes Committee;
- (b) attending any briefing of Members by the Governor or the Chief Executive (or both, as the case may be);
- (c) attending any meeting of a committee to which the Member has been appointed in that capacity by the Governor on the advice of the Executive Council or in accordance with the provisions of any Ordinance;
- (d) attending any meeting of —
- (i) the board of the Falkland Islands Development Corporation; or
 - (ii) any committee or sub-committee created by that board and consisting in whole or in part of members of that board;
- (e) attending —
- (i) any meeting of —
 - (aa) a board of directors of a company to which the Member has been appointed by virtue of any shareholding of the Falkland Islands Government in that company or in any other company connected with it; or
 - (bb) any committee or sub-committee of such a board of directors; or
 - (ii) any other meeting related to the business of the company which the elected member reasonably attends in his capacity as a director of such a company;
- (f) attending any meeting to which the Member is invited or attends in that capacity and which has been organised by or on behalf of —
- (i) a senior officer of the Falkland Islands Government; or

- (ii) the Office of the Legislative Assembly;
- (g) carrying out any other duties (other than attending any meeting, meal or function) in connection with the hosting of —
 - (i) official visitors to the Falkland Islands who are official guests of any of the following—
 - (aa) the Governor;
 - (bb) any senior officer of the Falkland Islands Government;
 - (cc) the Falkland Islands Branch of the Commonwealth Parliamentary Association; or
 - (dd) the Commander British Forces or any other senior officer-of the British Forces; or
 - (ii) other visitors to the Falkland Islands in relation to whom the Governor approves the carrying out of hosting duties as Assembly duties (and such approval may be given retrospectively);
- (h) carrying out any work in relation to the Member's portfolio responsibilities within the Legislative Assembly; and
- (i) travelling in connection with any other Assembly duties, provided that such travel is reasonably undertaken.

Part 2 – Annual allowances

3. Annual allowances

Annual allowances are payable to Members at the following rates —

- (a) in the case of each Member who is not also serving as an elected member of the Executive Council, £4,250.75; and
- (b) in the case of each Member who is also serving as an elected member of the Executive Council, £6,239.05.

Part 3 – Daily allowances

4. Daily allowances

Daily allowances are payable to Members in accordance with the remaining provisions of this Part.

5. Amount of daily allowance

The amount of the daily allowance is £126.

6. Claiming daily allowances for Assembly duties

(1) A Member may claim the full amount of the daily allowance for each day on which the Member spends four hours or more on Assembly duties.

(2) A Member may claim 50% of the daily allowance for each day on which the Member carries out Assembly duties but spends less than four hours on those duties.

(3) A Member may not claim more than 60 times the daily allowance in any calendar year for the total amount of time spent on the Assembly duties listed in sub-paragraphs 2(f), (g) and (h).

7. Claiming daily allowances for overseas business

(1) Subject to the remaining provisions of this paragraph, a Member may claim the full amount of the daily allowance for each day on which the Member —

(a) travels to or from the Falkland Islands on overseas business reasonably undertaken in the Member's capacity as such; or

(b) stays outside the Falkland Islands on such business.

(2) In order for this paragraph to apply to a trip on which such business is undertaken, both that trip and the business must be approved by the Governor.

(3) A Member may, by arrangement with the Clerk of the Assembly, claim an advance in respect of any daily allowances to be claimed under this paragraph.

8. No "double payment"

(1) A Member may not claim a daily allowance under both paragraph 6 and paragraph 7 for the same day.

(2) Subject to sub-paragraph (3), a Member may not claim a daily allowance for activities undertaken during time for which the Member is paid as an employee or office holder of —

(a) any of the following —

(i) the Falkland Islands Government;

(ii) the Falkland Islands Development Corporation; or

(iii) Falklands Landholdings Limited; or

(b) a company or body owned or controlled by any of them.

(3) A Member may claim a daily allowance for activities undertaken during paid annual leave from the Member's employment or office.

(4) A Member may not claim a daily allowance for attending any meeting within the scope of paragraph 2(e) if —

(a) the Member receives any payment from the company for attending the meeting; unless

(b) the Member pays the amount received to the Office of the Legislative Assembly.

Part 4 – Travelling expenses

9. Travel within the Falkland Islands

(1) A Member is entitled to claim reimbursement of any sums reasonably and actually spent on travel within the Falkland Islands, provided that such travel is undertaken wholly and exclusively in connection with Assembly duties.

(2) Where a Member's own car is used for such travel, the Member is entitled to claim an allowance of 40 pence per mile in lieu of reimbursement.

(3) Where a Member's own aircraft is used for such travel, the amount that may be claimed by the Member for that is limited to the cost that would have been incurred had the Member instead flown as a fare-paying passenger with the Falkland Islands Government Air Service.

(4) A Member is entitled to claim reimbursement of any sums reasonably and actually spent on accommodation within the Falkland Islands, provided that such accommodation is required wholly and exclusively for the purpose of carrying out Assembly duties.

(5) The amount payable under sub-paragraph (4) may not exceed £55 per night, unless approval for a higher amount is given by the Director of Corporate Resources.

(6) Where a Member stays as a guest of a resident of the Falkland Islands, the Member is entitled to claim an allowance of £20 per night for payment to the Member's host in lieu of reimbursement.

10. Overseas travel

(1) This paragraph applies to expenditure reasonably and actually incurred by or for a Member in connection with overseas business reasonably undertaken in the Member's capacity as such.

(2) In order for this paragraph to apply to a trip on which such business is undertaken, both that trip and the business must be approved by the Governor.

(3) Other than in exceptional circumstances, the Member's travel (including flights and car hire) and accommodation (including pre-booked meals at such accommodation) must be —

- (a) booked for the Member through the Office of the Legislative Assembly or the Falkland Islands Government Office in London;
 - (b) paid for by either or both of them on the Member's behalf.
- (4) Other than in exceptional circumstances, before any travel or accommodation is booked through the Falkland Islands Government Office in London, it must first have been approved by the Clerk of the Assembly.
- (5) A Member is entitled to claim reimbursement for expenses reasonably and actually incurred on —
- (a) meals (other than any pre-booked at the accommodation);
 - (b) local travel at the destination, including train, bus and taxi fares;
 - (c) laundry; and
 - (d) travel and accommodation, where exceptional circumstances exist and it is not possible for this to be booked and paid for by either the Clerk of the Assembly or the Falkland Islands Government Office in London in accordance with sub-paragraph (3).
- (6) The Director of Corporate Resources may restrict the amount paid in respect of any claim under sub-paragraph (5) where the amount claimed is more than is reasonable in all of the circumstances.
- (7) Hotel accommodation booked by or for Members is to be of the same standard normally allowable in accordance with the Management Code for a senior officer of the Falkland Islands Government.
- (8) Subject to sub-paragraph (9), air travel undertaken by Members in accordance with this paragraph must be in economy class or equivalent.
- (9) A Member may only travel by air in a premium class (such as Premium Economy, Club, Business, Executive or similar) —
- (a) on those legs (if any) of the journey for which the scheduled flying time exceeds eight hours; and
 - (b) it is not possible for the Member to arrive at the destination more than 24 hours before the start of the first business approved by the Governor that the Member is due to undertake after arriving.

11. Overseas travel: accommodation in London

- (1) A Member travelling to or via London on an overseas trip to which paragraph 10 applies may, instead of staying in hotel accommodation, stay in the flat at Falkland House in London, provided that it is available for the stay.
- (2) Such a stay must be arranged in advance through the Office of the Legislative Assembly.
- (3) No charge will be made to the Member for such a stay and the Member may be accompanied without charge by —
 - (a) the Member's partner; and
 - (b) any child or children aged 12 years or over of which the Member or the Member's partner are the parent or guardian.
- (4) A Member may claim a subsistence allowance of £25 for each day of such a stay.
- (5) If a Member claims a subsistence allowance for a day, the Member may not claim reimbursement under paragraph 10(5)(a) for any meals on the same day.

12. Overseas travel by Member's partner

- (1) Subject to the remaining provisions of this paragraph, each Member may be accompanied by the Member's partner at the expense of the Legislative Assembly on one overseas trip to which paragraph 10 applies during any four year period.
- (2) For such a trip, paragraph 10 applies (with such variations as are necessary) to expenditure reasonably and actually incurred by or the Member's partner as well as to that incurred by or for the Member.
- (3) If a Member is elected to the Legislative Assembly at a by-election that takes place more than two years after the first meeting of the Legislative Assembly to which the Member was elected, this paragraph does not apply to that Member until the next General Election to the Legislative Assembly.

Part 5 – Information and communications technology

13. Laptop computers

- (1) Each Member is entitled to be provided with a laptop computer on loan for the purpose of carrying out Assembly duties.
- (2) A laptop provided in accordance with sub-paragraph (1) remains the property of the Falkland Islands Government and must be returned by the Member at the end of the Member's tenure in office.

14. Telephone and internet expenses

(1) A Member may claim the following allowances in respect of telephone and internet expenses—

- (a) the cost of line rental for a telephone line at the Member's home address;
- (b) one-third of the cost of all local calls made from that line;
- (c) the full cost of any overseas calls made from that line that the Member certifies were made in connection with either —
 - (i) Assembly duties; or
 - (ii) overseas business to which paragraph 10 applies;
- (d) either —
 - (i) £33 per month towards the cost of broadband internet service; or
 - (ii) if lower, the amount actually incurred in respect of the monthly fee for such service; and
- (e) either —
 - (i) £25 per month towards the cost of mobile telephone service; or
 - (ii) if lower, the amount actually incurred in respect of the monthly fee for such service on a contract basis.

Part 6 – Other expenses

15. Other expenses

- (1) Subject to the remaining provisions of this paragraph, a Member may claim reimbursement of any other expenses wholly and necessarily incurred in the course of that Member's Assembly duties.
- (2) Where it is reasonable to do so, a Member may claim a payment in lieu of reimbursement.
- (3) In order for any payment to be made to a Member under this paragraph (either by way of or in lieu of reimbursement), it must be approved by the Director of Corporate Resources on the basis of a recommendation by the Clerk of the Assembly.
- (4) If it is reasonably possible for the Member to do so, the Member must seek approval before incurring the expense.
- (5) No household or personal expenses may be claimed under this paragraph.

(6) Any asset acquired using a payment made under this paragraph is the property of the Falkland Islands Government.

Passed by the Legislature of the Falkland Islands on 18 December 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Retirement Pensions (Amendment) Ordinance 2009

(No: 14 of 2009)

ARRANGEMENT OF PROVISIONS

Section

PART 1 – GENERAL PROVISIONS

1. Title
2. Commencement

PART 2 – AMENDMENT OF RETIREMENT PENSIONS ORDINANCE

3. Amendment of Retirement Pensions Ordinance
4. Interpretation
5. Compulsory contributions
6. Contributions by employers
7. Payment and collection of contributions

**PART 3 – AMENDMENT OF RETIREMENT PENSIONS (GENERAL PROVISIONS)
REGULATIONS**

8. Amendment of Retirement Pensions (General Provisions) Regulations
9. Interpretation
10. New regulation 5A inserted

**PART 4 – AMENDMENT OF RETIREMENT PENSIONS (PRESCRIBED RATES)
REGULATIONS**

11. Amendment of Retirement Pensions (Prescribed Rates) Regulations
12. Rates of contributions
13. The earnings limit

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

RETIREMENT PENSIONS (AMENDMENT) ORDINANCE 2009

(No: 14 of 2009)

(assented to: 22 December 2009)
(commencement: in accordance with section 2)
(published: 31 December 2009)

AN ORDINANCE

To amend the Retirement Pensions Ordinance (No. 20 of 1996) and subsidiary legislation made under that Ordinance to provide for retirement pension contributions to be made by and on behalf of Members of the Legislative Assembly not already in receipt of a retirement pension and for connected purposes.

ENACTED by the Legislature of the Falkland Islands, as follows —

PART 1
GENERAL PROVISIONS

1. Title

This Ordinance is the Retirement Pensions (Amendment) Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

PART 2
AMENDMENT OF RETIREMENT PENSIONS ORDINANCE

3. Amendment of Retirement Pensions Ordinance

This Part amends the Retirement Pensions Ordinance (No. 20 of 1996).

4. Interpretation

(1) This section amends section 2.

(2) In section 2(2) —

(a) the definition of “employee” is repealed and the following definition substituted —

““employee” —

(a) means any person over the age of 17 years and gainfully occupied in the Falkland Islands under a contract of service or as an office-holder; but

(b) for the avoidance of doubt, does not include an MLA”;

(b) the following definition is inserted after the definition of “employer” —

““MLA” means either —

(a) an elected member of the Legislative Assembly, or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place;”;

(c) the following definition is inserted after the definition of “regulation” —

““relevant MLA” means an MLA other than one who is entitled to a pension under section 4;”.

(3) The following sub-section is inserted after section 2(3) —

“(3A) While a person is an MLA, that person will not be taken for the purposes of this Ordinance to be either an employee or a self-employed person during that period (whether or not they are an employee or self-employed person).”

5. Compulsory contributions

Section 10 is amended by inserting the following paragraph after section 10(3)(c) —

“(d) every relevant MLA;”.

6. Contributions by employers

Section 11 is amended by inserting the following sub-section after section 11(1) —

“(1A) The Office of the Legislative Assembly must pay contributions at the prescribed rate for each relevant MLA.”

7. Payment and collection of contributions

(1) This section amends section 14.

(2) The following sub-sections are inserted after section 14(1) —

“(1A) The contributions payable by relevant MLAs under section 10 are payable in the first instance by the Office of the Legislative Assembly on behalf of the relevant MLAs.

(1B) For the purposes of this Ordinance, the contributions paid by the Office of the Legislative Assembly on behalf of each relevant MLA under subsection (1A) are to be treated as contributions paid by that relevant MLA.”

(3) The following sub-section is inserted after section 14(2) —

“(2A) The Office of the Legislative Assembly must deduct from the allowances payable to each relevant MLA the amount of any contributions paid by the Office of the Legislative Assembly under this section on behalf of that relevant MLA.”

PART 3 AMENDMENT OF RETIREMENT PENSIONS (GENERAL PROVISIONS) REGULATIONS

8. Amendment of Retirement Pensions (General Provisions) Regulations

This Part amends the Retirement Pensions (General Provisions) Regulations (S.R. & O. No. 38 of 1996).

9. Interpretation

Regulation 2(3) is amended by inserting “(other than a relevant MLA)” after “person” in the first place where it appears.

10. New regulation 5A inserted

The following regulation is inserted after regulation 5 —

“5A. Office of the Legislative Assembly: monthly and annual returns and payment of contributions

(1) The Office of the Legislative Assembly must for each calendar month —

(a) make a monthly return to the Board, in such form as the Board may require; and

(b) remit to the Board together with the monthly return an amount equal to the sum of all contributions due by and on behalf of the relevant MLAs in respect of the weeks beginning in the month to which the return refers.

(2) The monthly return required to be made by the Office of the Legislative Assembly must—

(a) be submitted to the Board before the 14th day of the month following the month to which the return refers, and

(b) contain particulars of —

(i) contributions due to be made by the Office of the Legislative Assembly under section 11 in respects of the weeks beginning in the month to which the return refers; and

(ii) deductions made in accordance with section 14 from allowances payable to the relevant MLAs.

(3) The Office of the Legislative Assembly must also make an annual return to the Board before the 1st of April in the following pension year.

(4) The annual return required to be made by the Office of the Legislative Assembly must —

(a) be in such form as the Board may require; and

(b) contain such information relating to the relevant MLAs as the Board may require.”

PART 4 AMENDMENT OF RETIREMENT PENSIONS (PRESCRIBED RATES) REGULATIONS

11. Amendment of Retirement Pensions (Prescribed Rates) Regulations

This Part amends the Retirement Pensions (Prescribed Rates) Regulations (S.R. & O. No. 39 of 1996).

12. Rates of contributions

(1) This section amends regulation 5.

(2) Regulation 5(1) is amended by adding “; and” and also by adding the following subparagraph —

“(c) for a relevant MLA under section 10(3)(d) is —

(i) £11.50 until 31 December 2009; and

(ii) £12.50 from 1 January 2010.”

(3) The following paragraph is added after regulation 5(2) —

“(2A) For the purposes of the Pensions Ordinance, the weekly rate of contributions by the Office of the Legislative Assembly under section 10(1A) is —

(a) £11.50 until 31 December 2009; and

(b) £12.50 from 1 January 2010.”

13. The earnings limit

Regulation 6 is amended by inserting the words “(other than a relevant MLA)” after “person”.

Passed by the Legislature of the Falkland Islands on 18 December 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Falkland Islands Pensions Scheme (Amendment) Ordinance 2009

(No: 15 of 2009)

ARRANGEMENT OF PROVISIONS

Section

PART 1 – GENERAL PROVISIONS

1. Title
2. Commencement

**PART 2 – AMENDMENT OF FALKLAND ISLANDS PENSION SCHEME
ORDINANCE**

3. Amendment of Falkland Islands Pensions Scheme Ordinance
4. Interpretation
5. General purpose of Ordinance
6. Membership of the Scheme
7. New section 17A inserted
8. Section 18 amended

9. New section 18B inserted
10. Contributions to the Scheme by other persons
11. Annual notifications to members of value of individual accounts
12. Refund of contributions in certain cases
13. References to Financial Secretary amended

PART 3 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (SCHEME ACCOUNTS) REGULATIONS

14. Amendment of Falkland Islands Pensions Scheme (Scheme Accounts) Regulations
15. Requirement to keep Schedule of Payments and other books and records

PART 4 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (GENERAL PROVISIONS) REGULATIONS

16. Amendment of Falkland Islands Pensions Scheme (General Provisions) Regulations
17. New regulation 9A inserted
18. Employers' returns, and payment of employers' and employees' contributions
19. Registers of members and employers

PART 5 – AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (COMPLAINTS PROCEDURES) REGULATIONS

20. Amendment of Falkland Islands Pensions Scheme (Complaints Procedures) Regulations
21. Complaints
22. Persons who can make complaints
23. Complaints: procedure

Schedule: Amendment of references to Financial Secretary: list of provisions

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

FALKLAND ISLANDS PENSIONS SCHEME (AMENDMENT) ORDINANCE 2009

(No: 15 of 2009)

(assented to: 22 December 2009)
(commencement: in accordance with section 2)
(published: 31 December 2009)

AN ORDINANCE

To amend the Falkland Islands Pensions Scheme Ordinance (No. 18 of 1997) and subsidiary legislation made under that Ordinance to provide for contributions to be made to the Falkland Islands Pensions Scheme by and on behalf of Members of the Legislative Assembly.

ENACTED by the Legislature of the Falkland Islands, as follows —

PART 1
GENERAL PROVISIONS

1. Title

This Ordinance is the Falkland Islands Pensions Scheme (Amendment) Ordinance 2009.

2. Commencement

This Ordinance is deemed to have come into force on 6 November 2009.

PART 2
AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME ORDINANCE

3. Amendment of Falkland Islands Pensions Scheme Ordinance

This Part amends the Falkland Islands Pensions Scheme Ordinance (No. 18 of 1997).

4. Interpretation

(1) This section amends section 2.

(2) Section 2(1) is amended by —

(a) inserting the following definition after the definition of “additional voluntary contributions” —

““annual and daily allowances” means the allowances payable to MLAs under Parts 2 and 3 of the Schedule to the Members’ Remuneration Ordinance (No. of 2009);”;

(b) inserting the following definition after the definition of “member’s individual account”—

““MLA” means either —

(a) an elected member of the Legislative Assembly; or

(b) during the period between a dissolution of the Legislative Assembly and the next meeting of the Legislative Assembly after that dissolution, a person who was an elected member of the Legislative Assembly immediately before that dissolution took place;”;

(c) inserting the following definitions after the definition of “the Old Scheme Fund” —

(i) “opted-in MLA” means an MLA in respect of whom an opting-in election is in effect;” and

(ii) “opting-in election” means an election made by an MLA in accordance with section 17A(1);”.

(3) The following sub-section is inserted after section 2(2) —

“(2A) For the avoidance of doubt —

(a) an MLA is not (in that capacity) employed in government service; and

(b) any reference to an employee or a self-employed person does not include a reference to an MLA (in that capacity).”

(4) Section 2(4) is repealed and the following sub-section substituted —

“(4) In this Ordinance, any reference to employment is —

(a) a reference to —

(i) employment as an employee;

(ii) employment as a self-employed person; or

(iii) holding office as an MLA (which is to be treated as if it were employment for the purposes of this Ordinance); or

(b) where the context permits, a reference to employment in one or more of those capacities.”

5. General purpose of Ordinance

Section 4 is amended by repealing “employees and self-employed persons” and substituting “employees, self-employed persons and MLAs”.

6. Membership of the Scheme

(1) This section amends section 17.

(2) Section 17(2) is amended by inserting the following provision after paragraph (b) —

“(ba) any MLA;

(3) The following sub-section is inserted after section 17(3) —

“(3A) A contribution may not be made in respect of any MLA (in that capacity) in respect of either of the following periods —

(i) any period before 6 November 2009

(ii) any period during which the MLA is not an opted-in MLA.”

7. New section 17A inserted

The following section is inserted after section 18A —

“17A. Opting-in elections

(1) An MLA may become an opted-in MLA at any time by —

(a) making an election to do so in writing;

(b) sending that election to the Board; and

(c) providing a copy of the election to the Office of the Legislative Assembly.

(2) An MLA may specify in an opting-in election that it is to take effect from one of the following dates —

(a) the date on which the opting-in election is made; or

(b) the date on which the MLA was elected to the Legislative Assembly, but only if the opting-in election is made within 3 months of the date on which the MLA was elected to the Legislative Assembly; or

(c) 6 November 2009, but only if —

(i) the MLA making the opting-in election was an MLA on that date; and

(ii) the opting-in election is made within 3 months of the date on which this Ordinance is published in the *Gazette*.

(3) An MLA may cease to be an opted-in MLA at any time by —

(a) revoking the MLA's opting-in election in writing;

(b) sending that revocation to the Board; and

(c) providing a copy of the revocation to the Office of the Legislative Assembly.

(4) A revocation made under sub-section (3) takes effect from the date on which it is made.

(5) An MLA who has revoked an opting-in election under sub-section (3) may only make a further opting-in election with the consent of the Governor.”.

8. Section 18 amended

(1) This section amends section 18.

(2) The heading above section 18 is omitted and the following heading substituted —

“18. Contributions to the Scheme by the Director of Corporate Resources”.

(3) Section 18(1) is amended by inserting “or an opted-in MLA” after “section 17(2)(b).”.

(3) Section 18(2) is amended by inserting “employed in government service” after “person”.

(4) The following sub-section is inserted after section 18(2) —

“(2A) The contribution made by the Director of Corporate Resources in respect of each opted-in MLA must be paid at the end of each month at the rate of 10% of the amount received by the opted-in MLA in respect of annual and daily allowances for that month.”

9. New section 18B inserted

The following section is inserted after section 18A —

“18B. Contributions by opted-in MLAs

(1) A contribution must be made by each opted-in MLA at a rate of 5% of the amount received by the opted-in MLA in respect of annual and daily allowances for each month.

(2) The contributions payable by each opted-in MLA must be —

(a) deducted by the Office of the Legislative Assembly from the allowances payable to the opted-in MLA; and

(b) accounted for by the Office of the Legislative Assembly to the Board.

(3) Contributions made under this section are to be treated as if they were employees' contributions.”

10. Contributions to the Scheme by other persons

Section 21(1) is amended by inserting “(ba),” after “(a),”.

11. Annual notifications to members of value of individual accounts

Section 25(1) is amended by inserting the following paragraph after paragraph (b) —

“(ba) if the member is or has been an opted-in MLA, the aggregate amount of any contributions made in respect of the member under section 18B;”.

12. Refund of contributions in certain cases

Section 26(1)(a) is amended —

(a) by inserting “(ba),” after “(a),”; and

(b) by repealing “employee” in the second place where it is used and substituting “that member”.

13. References to Financial Secretary amended

The provisions listed in the Schedule are amended by omitting “Financial Secretary” in each place where it appears and substituting “Director of Corporate Resources”.

PART 3

AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (SCHEME ACCOUNTS) REGULATIONS

14. Amendment of Falkland Islands Pensions Scheme (Scheme Accounts) Regulations

This Part amends the Falkland Islands Pensions Scheme (Scheme Accounts) Regulations (S.R. & O. No. 1 of 1999).

15. Requirement to keep Schedule of Payments and other books and records

Regulation 3(1) is amended by adding “; and” and also by adding the following sub-paragraph—

“(e) contributions made in respect of opted-in MLAs under sections 18 and 18B.”

PART 4
AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (GENERAL PROVISIONS) REGULATIONS

16. Amendment of Falkland Islands Pensions Scheme (General Provisions) Regulations

This Part amends the Falkland Islands Pensions Scheme (General Provisions) Regulations (S.R. & O. No. 2 of 1999, as amended).

17. New regulation 9A inserted

The following regulation is inserted after regulation 9 —

“9A. Particulars to be provided by the Office of the Legislative Assembly

(1) The Office of the Legislative Assembly must provide the Board with the full name, date of birth, sex and address of each opted-in MLA.

(2) The Office of the Legislative Assembly must comply with paragraph (1) in relation to each opted-in MLA not later than 30 days after the date on which the first normal contribution to that opted-in MLA is payable to the Scheme.

(3) The Office of the Legislative Assembly must notify the Board of any change of address of an opted-in MLA of which it becomes aware.”

18. Employers’ returns, and payment of employers’ and employees’ contributions

Regulation 12 is amended by adding the following paragraph —

“(7) The Office of the Legislative Assembly must comply with this regulation in relation to contributions made by and on behalf of opted-in MLAs as if it were the opted-in MLAs’ employer.”

19. Registers of members and employers

(1) This section amends regulation 13.

(2) Regulation 13(1) is amended by —

(a) inserting the following sub-paragraph after sub-paragraph (c) —

“(ca) in the case of the case of a member who is (or has been) an opted-in MLA, a full history of contributions made by or on behalf of the member under sections 18 and 18B;”

(b) inserting the following sub-paragraph after sub-paragraph (d) —

“(da) in the case of a member who is (or has been) an MLA, a full history of any opting-in elections and revocations of such elections made by the MLA;”

(3) The following paragraph is inserted after regulation 13(2) —

“(2A) The Board must include the Office of the Legislative Assembly in the register of employers as if it were the employer of all members who are (or have been) opted-in MLAs.”

(4) The following paragraph is added —

“(8) Paragraphs (4) and (6) apply to the Office of the Legislative Assembly as if it were the employer of members who are (or have been) opted-in MLAs.”

PART 5
AMENDMENT OF FALKLAND ISLANDS PENSIONS SCHEME (COMPLAINTS PROCEDURES) REGULATIONS

20. Amendment of Falkland Islands Pensions Scheme (Complaints Procedures) Regulations

This Part amends the Falkland Islands Pensions Scheme (Complaints Procedures) Regulations (S.R. & O. No. 16 of 2004).

21. Complaints

Regulation 4(3) is amended by omitting “Financial Secretary” in each place where it appears and substituting “Director of Corporate Resources”.

22. Persons who can make complaints

Regulation 5 is amended by inserting the following paragraph after paragraph (d)—

“(da) the Office of the Legislative Assembly;”.

23. Complaints: procedure

Regulation 7(2) is amended by inserting “or the Office of the Legislative Assembly” after “employer” in the each place where it appears.

SCHEDULE
AMENDMENT OF REFERENCES TO FINANCIAL SECRETARY:
LIST OF PROVISIONS

(section 13)

Section 5(1)
Sections 18(1), (2) and (3)
Section 24(4)
Section 27(3)
Sections 33(2), (2A) and (2C)
Section 33A(4), (7), (10), (11) and (12)
Section 43

Paragraph 2(2) of Schedule 1
Paragraphs 7(1) and (2) of Schedule 1
Paragraphs 3(1) and (2) of Schedule 3
Paragraph 4(1) of Schedule 3
Paragraph 5(2) of Schedule 3
Paragraphs 5A(3B), (3C), (3D) and (3F) of Schedule 3
Paragraphs 6(3) and (6) of Schedule 3
Paragraphs 2(1), (2), (3) and (4) of Schedule 4
Paragraph 3(1) of Schedule 4
Paragraph 2(3) of Schedule 5
Paragraphs 4(1), (3), (4) and (5) of Schedule 5
Paragraph 9(2) of Schedule 5

Passed by the Legislature of the Falkland Islands on 18 December 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Immigration (Amendment)(No 2) Ordinance 2009

(No: 16 of 2009)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Immigration Ordinance
4. Permanent Residence Permits
5. New section 18AA inserted
6. Revocation of permanent residence permits
7. New section 23A inserted

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

IMMIGRATION (AMENDMENT)(No 2) ORDINANCE 2009

(No: 16 of 2009)

(assented to: 22 December 2009)

(commencement: on publication)

(published: 31 December 2009)

AN ORDINANCE

To amend the Immigration Ordinance (Title 52.2).

ENACTED by the Legislature of the Falkland Islands, as follows —

1. Title

This Ordinance is the Immigration (Amendment)(No 2) Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication.

3. Amendment of Immigration Ordinance

This Ordinance amends the Immigration Ordinance.

4. Permanent Residence Permits

Section 18 is amended by adding the following subsection —

“(4) Subsection (3) does not apply in relation to the grant of a permanent residence permit under section 18AA.”

5. New section 18AA inserted

The following section is inserted after section 18 —

“18AA. Permanent Right to Remain and Permanent Residence Permits

(1) A person who is entitled to the grant of a permanent right to remain under section 22(7) of the Constitution will be granted a permanent residence permit under this section for the purposes of satisfying that provision of the Constitution.

(2) A permanent residence permit will be granted for the purposes of subsection (1) by the Principal Immigration Officer on determining that the person is entitled to be granted a permanent right to remain under section 22(7) of the Constitution.”

6. Revocation of permanent residence permits

Section 23 is amended by inserting “granted under section 18” after “permanent residence permit” in the heading to the section and in subsection (1).

7. New section 23A inserted

The following section is inserted after section 23 —

“23A. Revocation of permanent residence permits granted under section 18AA

(1) The Governor may revoke a permanent residence permit granted under section 18AA on the grounds set out in subsection (2), following the procedure set out in subsection (3).

(2) A permanent residence permit granted under section 18AA may only be revoked on one or more of the following grounds —

(a) in the permit holder’s application for Falkland Islands status which formed the basis for the grant of the permanent residence permit, or in connection with that application, the person —

(i) knowingly made a false statement;

(ii) made a statement and was careless as to the true or false nature of the statement;

(iii) knowingly provided a document containing a false or misleading statement; or

(iv) provided a document and was careless as to the true, false, or misleading nature of a statement in the document;

(b) since the grant of the permit, the permit holder —

(i) has been convicted by a Commonwealth court of competent jurisdiction of an offence and has been sentenced by the court to immediate imprisonment or deprivation of liberty of twelve months or more;

(ii) has been absent from the Falkland Islands for at least two years (unless the absence is for educational or medical reasons or to serve as a member of Her Majesty's armed forces);

(iii) appears to be no longer ordinarily resident in the Falkland Islands (unless the absence is for educational or medical reasons or to serve as a member of Her Majesty's armed forces);

(iv) has voluntarily acquired the nationality or citizenship of a country outside the Commonwealth; or

(v) has voluntarily undertaken an obligation of allegiance to a country outside the Commonwealth.

(3) The procedure to be followed in relation to the revocation of a permit under this section is as follows —

(a) the Governor, acting on the advice of Executive Council, will —

(i) give written notice to the permit holder of the intention to consider revoking the permit, stating the grounds on which the revocation is to be considered;

(ii) give the permit holder a reasonable opportunity to make written representations in relation to the proposed revocation;

(iii) if the permit is to be revoked, give written notice to the permit holder of the revocation, stating the grounds for revocation, which must have been included in the notice given in accordance with paragraph (3)(a)(i);

(b) Executive Council must consider any written representations made under paragraph (3)(a)(ii) before a decision is made to revoke the permit.”

Passed by the Legislature of the Falkland Islands on 18 December 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

Maritime Security and Safety Ordinance 2009

(No: 17 of 2009)

ARRANGEMENT OF PROVISIONS

Section

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20. Amendment of the Schedule to the 2004 Ordinance

ELIZABETH II



FALKLAND ISLANDS

ALAN EDDEN HUCKLE,
Governor.

MARITIME SECURITY AND SAFETY ORDINANCE 2009

(No: 17 of 2009)

(assented to: 22 December 2009)

(commencement: on publication)

(published: 31 December 2009)

AN ORDINANCE

To replace the applied provisions of the Aviation and Maritime Security Act 1990 relating to restricted zones in harbour areas with new provisions controlling activities in harbour areas for the purposes of protection against acts of violence and the protection of health and safety; to extend the purposes of the remaining provisions of Part III of the Aviation and Maritime Security Act 1990 to include the protection of health and safety as well as protection against acts of violence; and for connected purposes.

ENACTED by the Legislature of the Falkland Islands, as follows —

PART 1
GENERAL PROVISIONS

1. Title

This Ordinance is the Maritime Safety and Security Ordinance 2009.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Interpretation

In this Ordinance —

“the 1990 Act” means the Aviation and Maritime Security Act 1990 (as it applies in the Falkland Islands);

“the 2004 Ordinance” means the Aviation and Maritime Security Act 1990 (Application of Provisions) Ordinance (No.18 of 2004);

PART 2 RESTRICTED ZONES AND DESIGNATED ROUTES IN HARBOUR AREAS

4. Interpretation: Part 2

In this Part —

“act of violence” means an act (whether actual or potential, and whether carried out or to be carried out in the Falkland Islands or elsewhere) which either —

(a) in the case of an act that is (or is to be) carried out in the Falkland Islands, constitutes a specified offence, or

(b) in the case of an act that is (or is to be) carried out anywhere else, would constitute a specified offence, if it were (or were to be) carried out in the Falkland Islands;

“authorised person” means either —

(a) a person authorised in writing by the Governor for the purposes of this Ordinance;

(b) in the case of a harbour area, the Harbour Master;

“designated route” means a route designated under section 13(1);

“employee”, in relation to a body corporate, includes officer;

“harbour” has the same meaning as in the Harbours Ordinance (Title 57.3);

“harbour area” means the combined area of —

(a) a harbour in the Falkland Islands to which the Harbours Ordinance applies; and

(b) the land which is —

(i) adjacent to that harbour; and

(ii) used for harbour purposes;

“Harbour Master” means, in the case of a harbour area, the person who is Harbour Master for that harbour area within the meaning given to “Harbour Master” by section 2 of the Harbours Ordinance;

“harbour operations” means —

- (a) the marking or lighting of a harbour or part of a harbour;
- (b) the berthing or dry docking of a ship;
- (c) the warehousing, sorting, weighing or handling of goods on harbour land or at a wharf;
- (d) the movement of goods or passengers within the limits within which the person engaged in improving, maintaining or managing a harbour has jurisdiction or on harbour land;
- (e) in relation to a harbour (which, for the purposes of this paragraph, does not include a wharf) —
 - (i) the towing, or moving of a ship which is in or about to enter or has recently left the harbour;
 - (ii) the loading or unloading of goods, or embarking or disembarking of passengers, in or from a ship which is in the harbour or the approaches to a harbour;
 - (iii) the lighterage or handling of goods in the harbour; and
- (f) in relation to a wharf —
 - (i) the towing or moving of a ship to or from the wharf;
 - (ii) the loading or unloading of goods, or the embarking or disembarking of passengers, at the wharf in or from a ship;

“officer” includes, in relation to a body corporate, a director, manager, secretary or other similar officer of the body corporate;

“police officer” means either —

- (a) a member or reserve member of the Royal Falkland Islands Police Force; or
- (b) a person having the powers of a police officer;

“property” includes —

- (a) land, buildings and works;
- (b) ships,

(c) vehicles; and

(d) baggage, cargo and other articles of any description;

“purported officer” means, in relation to a body corporate, a person who is purporting (or has done) to act as an officer of the body corporate;

“restricted zone” means either —

(a) an area designated as a restricted zone under either section 7(1) or 8(1); or

(b) a restricted zone treated as if it were a restricted zone designated under section 7(1) by virtue of section 9;

“ship” includes hovercraft and every other description of vessel used in navigation; and

“specified offence” means one of the following offences —

(a) murder;

(b) attempted murder;

(c) manslaughter;

(d) an offence under —

(i) section 18, 20, 21, 22, 23, 24, 28 or 29 of the Offences against the Person Act 1861;

(ii) section 2 of the Explosive Substances Act 1883; or

(iii) section 1 of the Criminal Damage Act 1971; or

(e) an offence specified by the Governor in an order made under section 6.

5. Purposes of this Part

The purposes of this Part are —

(a) the protection against acts of violence of one or more of the following —

(i) ships;

(ii) persons on board ships;

(iii) property on board ships;

- (iv) harbour areas;
 - (v) persons who are present in a harbour area (whether or not they have a right or permission to be there);
 - (vi) property that forms part of a harbour area; and
 - (vii) property that is in a harbour area (whether permanently or temporarily).
- (b) the protection of the health and safety of either or both of the following —
- (i) persons on board ships; or
 - (ii) persons who are present in a harbour area (whether or not they have a right or permission to be there).

6. Power to specify additional offences

The Governor may extend the definition of “specified offence” in section 4 by means of an order specifying one or more additional offences to be included within the definition.

7. Designation of restricted zones of harbour areas by the Governor

(1) The Governor may designate the whole or one or more parts of a harbour area as a restricted zone for the purposes of this Ordinance.

(2) A restricted zone may be designated either within or overlapping another restricted zone.

(3) A designation made under sub-section (1) may be made —

(a) either —

- (i) indefinitely; or
- (ii) for a specified period; and

(b) either —

- (i) at all times; or
- (ii) for one or more of the following periods —
 - (aa) at one or more specified times of day;
 - (bb) on one or more specified days of the week or the month;
 - (cc) during periods while specified harbour operations are taking place; or

(dd) during specified events.

(4) In sub-section (3), “specified” means specified in the designation made under sub-section (1).

(5) The Governor may vary or revoke a designation made under sub-section (1).

8. Designation of restricted zones of harbour areas by authorised person

(1) An authorised person may designate the whole or one or more parts of a harbour area as a restricted zone for the purposes of this Ordinance.

(2) A restricted zone may be designated either within or overlapping another restricted zone.

(3) A designation made under sub-section (1) may be made —

(a) for a specified period of not more than 7 days; and

(b) either —

(i) at all times; or

(ii) for one or more of the following periods —

(aa) at one or more specified times of day;

(bb) on one or more specified days of the week or the month;

(cc) during periods while specified harbour operations are taking place; or

(dd) during specified events.

(4) For the purposes of sub-section (3), “specified” means specified in the designation made under sub-section (1).

(5) Either the Governor or an authorised person may vary or revoke a designation made under sub-section (1).

(6) A designation made under sub-section (1) may be renewed once.

(7) A designation that is substantially the same as a designation that has previously been made under sub-section (1) may not be made if it would result in substantially the same designation having effect for a total period (which need not be continuous) of more than 14 days.

9. Restricted zones: transitional provisions

(1) A restricted zone designated under section 19 of the 1990 Act before this Ordinance comes into effect is to be treated as if it were a restricted zone designated by the Governor under section

7(1) of this Ordinance, unless or until the designation of the zone is varied or revoked under subsection (2).

(2) The designation of the restricted zone under section 19 of the 1990 Act —

(a) is to be treated as if it had been made by the Governor under section 7(1) of this Ordinance, but

(b) may be varied or revoked by the Governor at any time.

10. Unauthorised presence in restricted zones

(1) No person may enter or remain in a restricted zone (with or without a vehicle or vessel) except —

(a) with the permission of either —

(i) an authorised person; or

(ii) a person acting on behalf of an authorised person;

(b) in accordance with any conditions subject to which that permission is for the time being granted.

(2) Permission to enter or remain in one restricted zone does not authorise a person to enter or remain in either —

(a) another restricted zone that is within the first restricted zone; or

(b) in the case of another restricted zone that overlaps the first restricted zone, the part of the other restricted zone that does not overlap.

(3) Sub-section (1) does not apply unless it is proved that, at the material time, one or more notices stating that the area concerned was a restricted zone were posted so as to be readily seen and read by persons entering the restricted zone.

(4) A notice that refers to the 1990 Act or the 2004 Ordinance is valid for the purposes of subsection (3).

11. Duty on authorised persons to ensure legitimate access to restricted zones

(1) Subject to the remaining provisions of this section, there is a duty on authorised persons to ensure that permission to enter and remain in a restricted zone is given to the following persons —

(a) persons carrying out harbour operations;

(b) the crew and passengers of ships docked in the harbour area;

- (c) persons carrying on a business within the restricted zone;
 - (d) employees of a business carried on within the restricted zone;
 - (e) persons having a legitimate reason to visit any other person listed in this sub-section.
- (2) The duty imposed on authorised persons in sub-section (1) is limited to the extent that —
- (a) it is compatible with the purposes of this Part; and
 - (b) access to the restricted zone is required by a person for one or more legitimate purposes.

(3) The duty imposed on authorised persons does not restrict the power of an authorised person or a person acting on behalf of an authorised person to make permission granted to any of the persons listed in sub-section (1) subject to any reasonable conditions.

12. Power to remove persons from restricted zones

- (1) No person may remain in a restricted zone after being requested to leave by —
- (a) an authorised person;
 - (b) a person acting on behalf of an authorised person; or
 - (c) a police officer.

(2) A police officer or a person acting on behalf of an authorised person may use such force as is reasonable in the circumstances to remove from a restricted zone a person remaining in it in contravention of sub-section (3).

13. Designated routes within restricted zones

- (1) An authorised person may designate routes for the use of persons who have permission to enter or remain in a restricted zone.
- (2) An authorised person may vary or revoke a designation made under sub-section (1).

14. Use of designated routes within restricted zones

- (1) An authorised person or a person acting on behalf of an authorised person may require persons who have permission to enter and remain in a restricted zone to use a designated route.
- (2) A person who has permission to enter and remain in a restricted zone but who has been required to use a designated route may not use a route within the restricted zone other than that designated route.

15. Offences: restricted zones and designated routes

- (1) Subject to sub-section (3), it is an offence to contravene section 10(1) or section 12(1).

(2) Subject to sub-section (3), it is an offence to contravene section 14(1).

(3) No offence under sub-section (1) or (2) is committed by a person in relation to an act or omission for which that person had either —

(a) lawful authority; or

(b) reasonable excuse.

(4) A person guilty of an offence under sub-section (1) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(5) A person guilty of an offence under sub-section (2) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

16. Offences: false statements

(1) It is an offence for a person to make a statement for the purpose of obtaining permission for either that person or another person to enter or remain in a restricted zone, if —

(a) the statement is false in a material particular; and

(b) the person making the statement either —

(i) knows that the statement is false in a material particular; or

(ii) is reckless as to whether or not the statement is false in a material particular.

(2) A person guilty of an offence under sub-section (1) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

17. Offences by bodies corporate

(1) This section applies if —

(a) an offence under this Ordinance is committed by a body corporate; and

(b) it is proved that either —

(i) the offence was committed with the consent or connivance of an officer of the body corporate; or

(ii) the offence was attributable to neglect on the part of an officer of the body corporate.

(2) If this section applies, the officer as well as the body corporate is —

(a) guilty of the offence; and

(b) liable to be proceeded against and punished accordingly.

(3) For the purposes of this section, "officer" includes a purported officer.

(4) If the affairs of a body corporate are managed by its members, sub-sections (1) and (2) apply in relation to the acts and defaults of a member in connection with that member's functions of management as if the member were an officer of the body corporate.

PART 3 AMENDMENT OF THE 2004 ORDINANCE

18. Amendment of the 2004 Ordinance

This Part amends the 2004 Ordinance.

19. Application of provisions

In section 2(1), the words "18 to 46" are repealed and "18, 19, 21 to 38, 40 to 46" substituted.

20. Amendment of the Schedule to the 2004 Ordinance

(1) This section amends the Schedule to the 2004 Ordinance.

(2) Paragraph 1 is repealed and the following paragraph substituted —

"1. Section 18 (Purposes to which Part III applies) is replaced by the following —

"18. Purposes to which Part III applies

(1) The purposes to which this Part of this Act applies are —

(a) the protection against acts of violence of one or more of the following —

(i) ships;

(ii) persons on board ships;

(iii) property on board ships;

(iv) harbour areas;

(v) persons who are present in a harbour area (whether or not they have a right or permission to be there);

(vi) property that forms part of a harbour area; and

(vii) property that is in a harbour area (whether permanently or temporarily).

(b) the protection of the health and safety of either or both of the following —

(i) persons on board ships; or

(ii) persons who are present in a harbour area (whether or not they have a right or permission to be there).

(2) In this Part of this Act —

“act of violence” means an act (whether actual or potential, and whether carried out or to be carried out in the Falkland Islands or elsewhere) which either —

(a) in the case of an act that is (or is to be) carried out in the Falkland Islands, constitutes a specified offence, or

(b) in the case of an act that is (or is to be) carried out anywhere else, would constitute a specified offence, if it were (or were to be) carried out in the Falkland Islands;

“harbour area” means the the combined area of —

(a) a harbour in the Falkland Islands to which the Harbours Ordinance applies; and

(b) the land which is —

(i) adjacent to that harbour; and

(ii) used for harbour purposes; and

“specified offence” means one of the following offences —

(a) murder;

(b) attempted murder;

(c) manslaughter;

(d) an offence under —

(i) section 18, 20, 21, 22, 23, 24, 28 or 29 of the Offences against the Person Act 1861;

(ii) section 2 of the Explosive Substances Act 1883; or

(iii) section 1 of the Criminal Damage Act 1971; or

(e) an offence specified as such by the Governor by order.””

(3) Paragraph 3 is repealed.

(4) Paragraph 18 is repealed.

(5) In paragraph 23, sub-paragraph (a) is repealed and the following sub-paragraph substituted —

“(a) in the definition of authorised person, the words “Secretary of State” are replaced by the word “Governor”.”.

Passed by the Legislature of the Falkland Islands on 18 December 2009.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Assembly and is found by me to be a true and correctly printed copy of the said Bill.

C. PRIOR M.B.E.,
Clerk of the Legislative Assembly.

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