



FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. 121

31 January 2012

No. 1

Appointment

John Morrison, General Handyperson, Property and Municipal Services, Public Works Department, 03.01.12.

David Peter Tongue, Head Teacher/Assistant Director of Education, Department of Health and Education, 06.01.12.

Kiernan Sion Edwards, Primary Class Teacher, Department of Health and Education, 09.01.12.

Sara Louise Edwards, Primary Class Teacher, Department of Health and Education, 09.01.12.

Adrianna Janine Merrey, Agricultural Apprentice, Training Centre, Department of Natural Resources, 09.01.12.

Benjamin Peter Warwick Walters, Senior Dental Officer, Department of Health and Education, 09.01.12.

Anne Jeanette Bailey, Company Taxation Officer, Taxation Office, 16.01.12.

Dianne May Freeman, Learning Support Assistant, Department of Health and Education, 23.01.12.

Jennifer Louise Thomas, Learning Support Assistant, Department of Health and Education, 23.01.12.

Daniel Craig Biggs, Exercise Referral Practitioner, Department of Central Services, 23.01.12.

Emily Clare Hancox, Scientific Fisheries Observer, Department of Natural Resources, 30.01.12.

Retirement

Phyllis Mary Rendell, Director, Department of Mineral Resources, 03.01.12.

Transfer

Phillippa Josephine Christie, from Projects Director (interim) to Senior Economist and Principal Policy Officer, Secretariat, 01.01.12.

Kirsty Michelle Barkman, from Learning Support Assistant to Social Work Assistant, Department of Health and Education, 03.01.12.

NOTICES

No. 1

9 January 2012

Index of Retail Prices

The calculation of the Index for the quarter ended 31 December 2011 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
31.03.11	147.78	7.4	2.4
30.06.11(rvsd 04.11.11)	153.08	8.8	3.6
30.09.11	154.03	7.4	0.6
31.12.11	156.40	8.3	1.5

Dated 9 January 2012

L. LYSE,
for Financial Secretary.

No. 2

10 January 2012

Falkland Islands Constitution Order 2008

(section 70)

Appointment to Advisory Committee on the Prerogative of Mercy

1. Section 70(1)(a) of the Falkland Islands Constitution Order 2008 provides that two elected members of the Legislative Assembly shall be appointed to the Advisory Committee on the Prerogative of Mercy by the Governor after consultation with elected members of the Assembly.

2. In exercise of my powers under section 70(1)(a) and after consulting with elected members of the Legislative Assembly, I appoint **Michael Victor Summers** to be the second elected member of the Advisory Committee on the Prerogative of Mercy.

3. This appointment has effect from the date below, and continues in effect until terminated by section 70(2) of the Falkland Islands Constitution Order 2008.

Dated 10 January 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 3

10 January 2012

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 Acting Chief Inspector.

3. This appointment is effective for the period commencing 17 October 2011, and terminating on 26 January 2012, unless terminated sooner.

Dated 10 January 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 4

10 January 2012

Public Accounts Committee
Register of Members' Interests

The information contained in this Register is provided by members of the Public Accounts Committee in accordance with section 7(4)(c) of the Public Accounts Committee Ordinance.

The information is current to 10 January 2012.

Particulars of 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.

Stuart Wallace:

Fortuna Ltd	Kelper Stores Ltd
Capricorn Ltd	Petrel Trawling Ltd
Petrol Fishing Co. Ltd	Venturer Fishing Co. Ltd
Beagle Fishing Co. Ltd	Georgia Seafood Ltd
Workboat Services Ltd	Loligo Products SL
Consolidated Fisheries Ltd	PescaPuera Peru SAC

Falklands Brasserie Ltd
Jason Fishing Co. Ltd

Falkland Fish Farming Ltd

David Lang:
None

Mike Summers:
Quark Fishing Ltd
Pioneer Seafoods Ltd
Concordia Ltd

Simon Hardcastle:
None

Ian Hansen:
None

2. Remunerated employment, office or profession

Stuart Wallace:
Managing Director Fortuna Ltd
Director Consolidated Fisheries Ltd

David Lang:
Legal Practitioner from 28 Goss Road, Stanley
Notary Public
Commissioner for Oaths

Mike Summers:
Director of Quark Fishing Ltd
Director of Pioneer Seafoods Ltd
Director of Concordia Ltd

Simon Hardcastle:
Part time employee of Falklands Fresh Ltd and FIC Ltd

Ian Hansen:
Farm Owner – Main Point, West Falklands
MLA - FIG

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 Public Accounts Committee might have been or might be influenced by the client's interests

Stuart Wallace:
None

David Lang:
Holds no general retainer for any client and has not held any such retainer during the past 12 months. Has been instructed by FIDC in a number of mortgage transactions and in one transaction relating to the sale of shares held by it.

Instructed by Mr & Mrs Reynolds in relation to the possible sale to them of Stanley Dairy Ltd and also in relation to the termination of their employment by FIDC/Stanley Dairy Ltd.

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:

None

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

Stuart Wallace:

None

David Lang:

Chairman (unpaid) of the Stanley Sea Cadets Unit Management Committee. The Stanley Sea Cadets Unit (TS Endurance) is a registered charity which receives assistance in various forms from FIG and private sector companies and individuals.

Mike Summers:

None

Simon Hardcastle:

None

Ian Hansen:

None

5. Gifts, benefits and hospitality

Stuart Wallace:

None

David Lang:

No gifts except from family and friends
FIG Pensioner receiving Non-discretionary occupational pension
Receives hospitality at Government House

Mike Summers:

None

Simon Hardcastle:

None

Ian Hansen:

None

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

Stuart Wallace:

March 2010 - visit to UK, Guernsey and Isle of Man - paid for by HMG

David Lang:

None

Mike Summers:

None

Simon Hardcastle:

None

Ian Hansen:

None

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

Stuart Wallace:

None

David Lang:

None

Mike Summers:

None

Simon Hardcastle:

None

Ian Hansen:

None

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

Stuart Wallace:

Through Companies listed in 1 above:
Globe Tavern 56 John Street
Warehouse at Gordon Lines Globe Offices
Falklands Brasserie 1 John Biscoe Road
Waverley House Auster Place
K2 Shop Lookout Ind Estate Waverley Shop
5 & 7 Beaver Road K3 Shop Lookout Ind Estate
Raymar House (old) Beaver Hangar
K4 Shop & Narrows Pub
CFL Warehouse (Gordon Lines)

David Lang:

Joint Ownership of 28 Goss Road, Stanley

Mike Summers:

11 Pioneer Row
12 Pioneer Row
Mount Maria House, Port Howard

Simon Hardcastle:

None

Ian Hansen:

Main Point Farm, West Falkland

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 and more than £25,000.00

Stuart Wallace:

Fortuna Ltd	Falklands Fish Farming Ltd
Capricorn Ltd	Jason Fishing Co. Ltd
Beagle Fishing Co. Ltd	Petrol Trawling Ltd
Petrol Fishing Co. Ltd	Venturer Fishing Co. Ltd
Consolidated Fisheries Ltd	Georgia Seafood Ltd
Workboat Services Ltd	Loligo Products SL

Kelper Stores Ltd PescaPuera Peru SAC
Falkland Brasserie Ltd Desire Petroleum PLC
Falkland Islands Holdings PLC
Borders & Southern Petroleum PLC
Rockhopper Exploration PLC
Falklands Oil & Gas Ltd

David Lang:
None

Mike Summers:
Quark Fishing Ltd (25.1%)
Pioneer Seafoods Ltd (50% plus 50% spouse)
Concordia Ltd (50% plus 50% spouse)

Simon Hardcastle:
None

Ian Hansen:
None

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 Public Accounts Committee 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

Stuart Wallace:
Co-owner – South Bank of part of San Carlos River
Co-owner – 38 Ross Road West

David Lang:
Daughter was Financial Controller of FIDC
Remunerated where clients are legally aided by payment from the Legal Aid provision in the Justice Department, FIG

Mike Summers:
Chairman FIOGA
Trustee FI YMCA
Trustee Stanley Golf Club
Director FIFCA
Director Port Howard Farm Ltd

Simon Hardcastle:
None

Ian Hansen:
None

No. 5

16 January 2012

Customs Ordinance 2003

section 7(3)

Appointment of Temporary Customs Officers

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

Sgt Jason Robson – P8418235 from 21 November 2011 to 21 May 2012;

Cpl Barry Whitlam – B8434037 from 24 November 2011 to 17 May 2012;

Sgt Angela Young – R8245488 from 05 December 2011 to 05 June 2012; and

Cpl Simon Good – B8439082 from 15 December 2011 to 15 June 2012.

Dated 16 January 2012

R. J. KING,
Collector of Customs.

No. 6

30 January 2012

Falkland Islands Development Corporation Ordinance

section 9(1)

Appointment of General Manager

1. Section 9(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides for the Governor to appoint a General Manager of the Falkland Islands Development Corporation.

2. In exercise of my powers under section 9(1), I appoint Marc Patrick Boucher General Manager of the Falkland Islands Development Corporation, with effect from 1 February 2012, to continue in effect for the duration of the relevant contract of employment.

Dated 30 January 2012

N. R. HAYWOOD C.V.O.,
Governor.



FALKLAND ISLANDS GAZETTE

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No. 2

NOTICES

No. 7

2 February 2012

Hanswell Maritime Limited
Company Number: 10197

Notice is hereby given that the above named company was struck-off the register of companies pursuant to section 652A of the Companies Act 1985 on 2 February 2012.

Dated 2 February 2012

A. A. M. INGLIS,
Registrar General.

No. 8

5 February 2012

Falkland Islands Constitution Order 2008

section 81

Appointment of Member of the Public Accounts Committee

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 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 **David Geoffrey Lang** as a member.

3. This appointment has effect from 1 February 2012 for two years, expiring on 31 January 2014, unless terminated sooner.

Dated 5 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 9

5 February 2012

Falkland Islands Constitution Order 2008

section 95

Complaints Commissioners Ordinance 2010

section 4

Appointment of Complaints Commissioner and Designation of Principal Complaints Commissioner

1. Section 95(1) of the Falkland Islands Constitution Order 2008 provides for the Governor acting in his discretion to appoint a Complaints Commissioner.

2. In exercise of my powers under section 95(1), I appoint **Phyllis Mary Rendell** to be a Complaints Commissioner.

3. Section 4 of the Complaints Commissioners Ordinance 2010 provides for the Governor acting in his discretion to designate a Commissioner as the Principal Complaints Commissioner.

4. In exercise of my powers under section 4, I designate **Phyllis Mary Rendell** to be the Principal Complaints Commissioner.

5. This appointment and designation have effect from 31 January 2012 for two years, unless terminated sooner.

Dated 5 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 10

7 February 2012

Education Ordinance (Title 29.1)
section 57

Academic Year 2012 – 2013
Term Dates

Term One will begin in September

Term Two will begin in January

Term Three will begin in April

Term One

Tuesday 4 September – Friday 14 December 2012

Half Term

Monday 22 October – Friday 26 October 2012 (inclusive)

Term Two

Monday 21 January – Friday 12 April 2013

Half Term

Monday 25 February – Friday 1 March 2013 (inclusive)

Term Three

Monday 29 April – Friday 9 August 2013

Half Term

Monday 24 June – Friday 28 June 2013 (inclusive)

Public Holidays (schools closed)

Monday 1 October 2012 Peat Cutting Monday

Monday 10 December 2012 Battle Day (in lieu of)

Friday 29 March 2013 Good Friday

Friday 14 June 2013 Liberation Day

Professional Development Training Days for Teaching and Non-Teaching Staff

Monday 3 September 2012

The equivalent of four Professional Development days to be organised at the discretion of the Headteachers.

Camp Schools

Term dates for Camp Schools may be modified to suit the convenience of farms provided that children receive 190 days schooling and the Education Office is notified in advance.

Dated 7 February 2012

D. JENKINS,
Director of Health, Education and Social Services.

No. 11

10 February 2012

Taxes Ordinance
section 5

Appointment of Acting Commissioner of Taxation

1. Section 5 of the Taxes Ordinance confers power on the Governor to appoint a public officer to be Commissioner of Taxation.

2. In exercise of my powers under section 5 of the Taxes Ordinance, I appoint **Anne Jeanette Bailey** to be Acting

Commissioner of Taxation between 6 February and 26 February 2012.

3. This appointment has effect as indicated above, unless terminated sooner.

Made 10 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 12

10 February 2012

Falkland Islands Constitution Order (Title 1)
section 84

Taxes Ordinance (Title 69.1)
section 5

**Appointment of Acting Financial Secretary
and Acting Commissioner for Taxation**

1. Section 84 of the Falkland Islands Constitution Order 2008 confers power on the Governor to make appointment to any public office.

2. In exercise of my powers under section 84 of the Falkland Islands Constitution Order, I appoint **Nicola Jane Granger** to be Acting Financial Secretary at any time when the post is vacant, or the substantive holder of the post is unavailable to discharge the same through any absence from the Falkland Islands or inability to perform the functions and duties of the post.

3. This appointment has effect from the date of signature below, and continues in effect whilst **Nicola Jane Granger** holds office as Head of Finance, unless terminated sooner.

4. Section 5 of the Taxes Ordinance confers power on the Governor to appoint a public officer to be Commissioner of Taxation.

5. In exercise of my powers under section 5 of the Taxes Ordinance, I appoint **Nicola Jane Granger** to be Acting Commissioner of Taxation at any time when the post is vacant, or the substantive holder of the post is unavailable to discharge the same through any absence from the Falkland Islands or inability to perform the functions and duties of the post.

6. This appointment has effect from 27 February 2012, and continues in effect whilst **Nicola Jane Granger** holds office as Head of Finance, unless terminated sooner.

Made 10 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 13

10 February 2012

Taxes Ordinance (Title 69.1)
section 180

**Appointment of Chairman
Tax Appeal Tribunal**

1. Section 180(6) of the Taxes Ordinance provides that the Governor shall appoint one member of the Tax Appeal Tribunal to be the Chairman.

2. In exercise of my powers under section 180(6) I appoint the following member of the Tax Appeal Tribunal to be Chairman:-

Senior Magistrate;

for two years from 24 October 2011.

3. This appointment has effect and continues in effect as indicated in article 2, unless terminated sooner.

Made 10 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 14

13 February 2012

United Kingdom Statutory Instruments

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

2011 No 2717 – The Libya (Restrictive Measures) (Overseas Territories) (Amendment) Order 2011;

2011 No 2988 – The Belarus (Restrictive Measures) (Overseas Territories) (Amendment) Order 2011;

2011 No 2989 – The Iran (Restrictive Measures) (Overseas Territories) Order 2011; and

2011 No 2990 – The International Criminal Tribunal for the former Yugoslavia (Restrictive Measures) (Overseas Territories) (Revocation) Order 2011.

Dated 13 February 2012

B. I. STEEN,
for Attorney General.

No. 15

17 February 2012

Medical Practitioners, Midwives and Dentists Ordinance section 4

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 published:-

Doctors

Dr Roger Diggle MBBCh, FFSRH, AFFLM, DA
Dr Barry Elsby MBBS, BSc, DRCOG, MRCP
Prof David Rocke MBBCh, MRCP, FCA(SA), FRCA
Mr Ahmad Cheema MBBS, FRCS
Dr Rebecca Edwards MBBS, DRCOGP, DFFP
Dr Bernadette Paver MBBS, MRCP
Dr Angela Rowlands MBBS, BSc, FPCert., DOM
Dr Peter D'Ambrumenil MBBS, MRCS, LRCP
Mr David Finlayson MB ChB
Mr W S McKerrow MBChB, MRCP, FRCS
Dr Beejay Bhardwaj MBBS, DA, FFARCSI

Dr Christine Bradshaw MBBS
Mr Ahmad Mageed BBS, FRCS(Ed)
Dr Timothy McInerney MBBS, BA, MRC Psych
Mr Peter Sill MBChB MRCP
Mr Norman Binnie MB ChB
Dr Bruce Chipps MBChB, BSc
Dr Vanessa Lawton MBChB
Dr James Lynch MB ChB
Dr Stephanie Foot MBChB, FRCA
Dr Vincent Argent BChir, MB
Dr George Lorenzo LMS
Dr Roy D'Silva MBChB, MRCP, MRCP
Dr John Beesley MB ChB

Midwives

Mrs Mandy Heathman SRN, SCM
Miss Jacqueline Earnshaw SRN, SCM
Mr Carl Evans BSc, ENB346 Ophth, R.Mid
Mrs Claire Evans BSc, RGN, RM
Ms Vimbainashe Doherty RGN, BSc, Hons Midwifery

Dentists

Dr Sally Owen BChD
Dr John Dobson BSc, BDS, MSc, LLM(Eng), MRACs
Dr Daniel Archer BDS, MBBS(Lond), LRCP, MRCS, FDSRCS(Eng), FRSC
Dr Colwyn Jones MSc, DPH RCPS, DDPH RCS, BDS, FDC, RCPS
Dr Pervi Patel BDS

Dated 17 February 2012

A. CHEEMA,
Acting Chief Medical Officer.

No. 16

28 February 2012

Application for Falkland Islands Status

Notice is hereby given that **Colin Arthur Crowie**; and **Andrew James Bone** have 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 March 2012.

Dated 28 February 2012

C. W. SHELBOURNE,
Immigration Officer.

No. 17

29 February 2012

Land Ordinance (Title 45.2) section 11A

Notice of Application for Vesting Deed

Notice is given that **Gloria Linda McRae** of 9 Snake Hill, Stanley, Falkland Islands has made application in accordance with section 11A of the Land Ordinance to have executed in her favour a Vesting Deed of land at Port Stephens Settlement West Falkland measuring approximately 360 square metres formerly known as Jock Fairley's garden.

The applicant's statutory declaration may be inspected by any person at the Registrar General's Office, Town Hall, Stanley during normal working hours for 30 days following the date of publication of this notice.

Notice is given that any person objecting to the vesting of title to the land in the application may, within 30 days following publication of this notice, lodge a notice in writing, specifying the grounds for objection, delivered to the Registrar General.

Notice is hereby given that unless any objection has been received within 30 days following the publication of this notice the Registrar General under the terms of section 11A of the Land Ordinance will execute in favour of Gloria Linda McRae a Vesting Deed of the said land.

Dated 29 February 2012

A. A. M. INGLIS,
Registrar General.

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FALKLAND ISLANDS GAZETTE

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No. 3

Appointments

Christine Irene Olivia Houston, Special Needs Teacher, Department of Health and Education, 19.01.12.

David Gwynne Beynon, Pharmacist, Department of Health and Education, 20.01.12.

Glenn Wesley Sturdee, Community Psychiatric Nurse, Department of Health and Education, 27.01.12.

Daniel Betts, Tyre Fitter, Plant and Vehicle Section, Public Works Department, 06.02.12.

Narendra Pranlal Girdharlal Dave, Medical Officer, Department of Health and Education, 06.02.12.

Kenneth Edward Snape, Building Advisor, Environmental Planning Office, 20.02.12.

Sara Jane Thomas-Yon, Stores Clerk, Plant and Vehicle Section, Public Works Department, 23.02.12.

James McGhie, Saladero Farm Manager, Department of Natural Resources, 01.03.12.

Michael Anthony Smallwood, Assistant Librarian, Department of Health and Education, 10.03.12.

Hernan Labra, Plant Operator/Handyman, Highways Section, Public Works Department, 19.03.12.

Acting Appointment

Nicola Jane Granger, from Head of Finance to Acting Financial Secretary, Treasury, 01.02.12.

Promotion

Keith Padgett, from Financial Secretary, Treasury to Chief Executive in the Interim, Secretariat, 01.02.12.

Completion of Contract

Michelle Watson, Scientific Fisheries Observer, Department of Natural Resources, 30.01.12.

Resignations

Karen Jean McArthur, Staff Nurse, Department of Health and Education, 17.01.12.

Timothy Rupert Thorogood, Chief Executive, Secretariat, 01.02.12.

John Stewart Tate, Laboratory Manager, Department of Health and Education, 17.02.12.

Transfer

Paul Brickle, from Fisheries Scientist (Biology), Department of Natural Resources to Director, South Atlantic Environmental Research Institute, 19.03.12.

NOTICES

No. 18

29 February 2012

Building Regulations (Title 55.4.1) regulation 4(1)

Appointment of Building Control Surveyor

1. Regulation 4(1) of the Building Regulations confers power on the Governor to appoint a public officer to be the Building Control Surveyor.

2. In exercise of my powers under regulation 4(1) of the Building Regulations, I appoint **Kenneth Edward Snape** to be Building Control Surveyor.

3. This appointment has effect from 2 March 2012, and continues in effect whilst Kenneth Edward Snape holds office as Building Adviser, unless terminated sooner.

Made 29 February 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 19

6 March 2012

Falkland Marine Expeditions Limited
Company Number: 12316

Take notice that in accordance with the provisions of section 652A 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 March 2012

A. A. M. INGLIS,
Registrar of Companies

No. 20

7 March 2012

Falkland Islands Development Corporation Ordinance
(section 10(1))
Appointment of Financial Controller

1. 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 10(1), I appoint **Nicholas John Tennant** to be Financial Controller of the Falkland Islands Development Corporation with effect from 2 March 2012, to continue in effect for the duration of the relevant contract of employment.

3. This appointment has effect and continues in effect as indicated above, unless terminated sooner.

Dated 7 March 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 21

12 March 2012

Statistics Ordinance 2010
section 3
Appointment of Statistician

1. For the purposes of the Statistics Ordinance 2010, a statistician is to be appointed.

2. In accordance with and for the purposes of the Statistics Ordinance 2010, I appoint **Phillippa Josephine Christie** to be the Statistician.

3. This appointment has effect from the date of signature below, and continues in effect whilst Phillippa Josephine Christie holds office as Senior Economist and Principal Policy Officer, unless terminated sooner.

Dated 12 March 2012

K. PADGETT,
Chief Executive.

No. 22

28 March 2012

Lifestyles International Limited
Company Number: 11228

Take notice that in accordance with the provisions of section 652A 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 28 March 2012

A. A. M. INGLIS,
Registrar of Companies

No. 23

29 March 2012

Land Ordinance (Title 45.2)
(section 11A)
Vesting Deed

Further to an application made by **Gloria Linda McRae** of 9 Snake Hill, Stanley, Falkland Islands, pursuant to section 11A of the Land Ordinance (notice of which application was published in the Gazette of 29 February 2012) I hereby give notice that I have this day executed a Vesting Deed in the form set out hereafter

"**WHEREAS** on application having been made to me Alison Anne Mackenzie Inglis, Registrar General pursuant to section 11A of the Land Ordinance by **Gloria Linda McRae** of 9 Snake Hill, Stanley, Falkland Islands, I am satisfied that the said Gloria Linda McRae is entitled to be registered as the owner in fee simple absolute in possession of the land described in the Schedule to this deed **NOW THEREFORE** by this deed I do declare that the estate in fee simple absolute in possession of the said land is vested in the said Gloria Linda McRae **SUBJECT** only to such matters as are mentioned in Crown Grants 351 and 490 and to such easements rights privileges and encumbrances as may have been created prior to the date of this deed

SCHEDULE
(Description of land)

ALL THAT plot or parcel of land situate at Port Stephens Settlement, West Falkland measuring approximately 360 square metres formerly known as Jock Fairley's garden and shown for identification purposes only edged and hatched red on the plan attached hereto"

Any person aggrieved by the decision of the Registrar General to execute a Vesting Deed in the form set out above may appeal to the Supreme Court within thirty days of the publication in

the Gazette of this Notice in accordance with the provisions of section 11A of the Land Ordinance.

Dated 29 March 2012

A. A. M. INGLIS,
Registrar General.

No. 24

29 March 2012

Applications for Naturalisation

Notice is hereby given that **Vladimir Laptikhovskiy; and Angely Susanne Sanchez Ladron de Guevara** are 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 April 2012.

Dated 29 March 2012

C. W. SHELBOURNE,
Immigration Officer.

No. 25

30 March 2012

DYFI Limited
Company Number: 13886

Notice is hereby given that the above named company was struck-off the Register of Companies pursuant to section 652A of the Companies Act 1985 on the 30 March 2012.

Dated 30 March 2012

A. A. M. INGLIS,
Registrar General.

No. 26

30 March 2012

Hanswell Company Limited
Company Number: 10991

Notice is hereby given that the above named company was struck-off the Register of Companies pursuant to section 652A of the Companies Act 1985 on the 30 March 2012.

Dated 30 March 2012

A. A. M. INGLIS,
Registrar General.

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30 April 2012

No. 4

Appointments

Cara-Michelle Ford, Clerk, Customs and Immigration, Department of Emergency Services, 02.04.12.

Stephen Thomas Turnbull McLean, Customs and Immigration Officer, Department of Emergency Services, 16.04.12.

Promotion

Stephen Robert Watt, from Assistant Foreman to Foreman, Highways Section, Public Works Department, 09.04.12.

NOTICES

No. 27

7 March 2012

United Kingdom Statutory Instruments

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

2011 No 2440 – The Belarus (Restrictive Measures) (Overseas Territories) Order 2011; and

2012 No 361 – The Sudan and South Sudan (Restrictive Measures) (Overseas Territories) Order 2012.

Dated 7 March 2012

B. I. STEEN,
for Attorney General.

No. 28

10 April 2012

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 2011 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 10 April 2012

B. KARIA,
Chief Executive Officer, Standard Chartered Bank.

No. 29

11 April 2012

Index of Retail Prices

The calculation of the Index for the quarter ended 31 March 2012 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual% Increase	Quarter % Increase
30.06.11 (revised 04.11.11)	153.08	8.8	3.6
30.09.11	154.03	7.4	0.6
31.12.11	156.40	8.3	1.5
31.03.12	159.08	7.6	1.7

Dated 11 April 2012

L. LYSE,
for Financial Secretary.

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 2012 until 30 September 2012 inclusive on the following publicly maintainable highways —

(a) on East Falkland —

- (i) all roads beyond the Estancia junction as approached on the Port Louis Road from the direction of the Mount Kent turnoff;
- (ii) the Fitzroy Road from its junction with the Stanley to Darwin Road to its end at Fitzroy settlement;

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

(iv) all roads beyond the North Arm/New Haven junction as approached from the North on the Stanley to North Arm Road, other than the spine road to New Haven;

(vi) the Saladero Road from its junction with the Darwin Road to New Haven to its end at Saladero settlement; and

(vii) the Abattoir Road from its junction with the Stanley to Darwin Road to its end at the Abattoir.

(b) on West Falkland —

all publicly maintainable highways.

Dated 20 April 2012

M. M. KEENLEYSIDE,
Director of Public Works.



FALKLAND ISLANDS GAZETTE

Extraordinary

PUBLISHED BY AUTHORITY

Vol. 1201

30 May 2012

No. 5

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 28 May 2012

000001	Aguila Aguilar	Jeanette del Carmen	Goose Green, E.F.I
000002	Alazia	Fayan Pamela Jane	Port Edgar Farm, W.F.I
000003	Alazia	Hazel	Teal Inlet
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	Anderson	Felicity Nikita	Port Edgar Farm, W.F.I
000008	Anderson	Rupert William	Port Howard, W.F.I
000009	Anderson	Tony James	Port Howard Farm
000010	Ashworth	Glennis	Fitzroy Ridge, E.F.I
000011	Ashworth	Malcolm	Fitzroy Ridge, E.F.I
000012	Bagley	Darren Clive	Riverview Farm
000013	Bagley	Jacqueline Elizabeth	Riverview Farm, E.F.I
000014	Barrientos	Jose Sixto Ruiz	North Arm, E.F.I
000015	Battersby	Jon Alan	Hawksbit, Fitzroy
000016	Battersby	Margaret	Hawksbit, Fitzroy
000017	Beattie	Ian Robert Ewen	North Arm, E.F.I
000018	Bendyshe	Angela Geraldine Mary	Gibraltar Station, Salvador
000019	Bendyshe Pitaluga	Antoinette Margaretha Mary	Gibraltar Station E.F.I
000020	Berntsen	Arina Janis	Pebble Island, W.F.I
000021	Berntsen	Benjamin John	Elephant Beach, E.F.I
000022	Berntsen	Iain Kenneth	Sheffield Farm WFI
000023	Berntsen	Maggie Kyanja	Elephant Beach Farm
000024	Betts	Bernard Keith	Boundary Farm, W.F.I
000025	Betts	Diane Joan	Fox Bay East W.F.I
000026	Blackley	Maurice	Sea Lion Island
000027	Bonner	Katie Jean	Port Howard, W.F.I
000028	Bonner	Simon	Port Howard, W.F.I
000029	Bonner	Susan Anne	Port Howard, W.F.I
000030	Castro Barrientos	Gilberto Enrique	Goose Green E.F.I
000031	Clark	Alan Neil	Port Howard, W.F.I
000032	Clarke	Darren Clive	Riverview Farm, E.F.I
000033	Clarke	Jan Michael	Lorenzo Farm, E.F.I
000034	Clarke	Jeanette	West Point Island W.F.I
000035	Clarke	Michael Jan	West Point Island W.F.I
000036	Clarke	Tanya	Lorenzo Farm E.F.I
000037	Clausen	Sophie Marina	Port Howard WFI
000038	Clifton	Leonard	Walker Creek, E.F.I
000039	Clifton	Thora Janeene	Walker Creek, E.F.I
000040	Cockwell	Benjamin William	Fox Bay Village, W.F.I
000041	Cockwell	Clare Marie	Fox Bay Village, W.F.I
000042	Cockwell	Grizelda Susan	Chartres, W.F.I
000043	Davis	Aase	Evelyn Station, E.F.I
000044	Davis	Ian John	Evelyn Station E.F.I
000045	Davis	Reginald John	Evelyn Station, E.F.I
000046	Decroliere	Carrie Madeline Helen	Fox Bay Village, W.F.I
000047	Decroliere	Eric Ernest Albert	Fox Bay Village, W.F.I
000048	Dickson	Charles George	Brookfield, E.F.I

000049	Dickson	Doreen	Wreck Point E.F.I
000050	Dickson	Gerald William	Wreck Point, E.F.I
000051	Dickson	Steven Charles	North Arm E.F.I
000052	Didlick	Fiona Margaret	Darwin House, Darwin
000053	Didlick	Graham John	Darwin House, Darwin
000054	Donnelly	Daniel	Crooked Inlet, W.F.I
000055	Donnelly	Joyce Elizabeth	Crooked Inlet, W.F.I
000056	Dunford	David Philip	Saddle Farm, W.F.I
000057	Eagle	Alan William	Fitzroy Farm, E.F.I
000058	Edwards	Norma	Lake Sullivan, W.F.I
000059	Edwards	Rebecca Elizabeth	Port Howard Farm W F I
000060	Edwards	Roger Anthony	Lake Sullivan, W.F.I
000061	Ellis	Louise	Dunvegan Cabin, Elephant
000062	Evans	Donna Newell	Spring Point Farm W.F.I
000063	Evans	Michael David	Spring Point Farm W.F.I
000064	Evans	Raymond	Pebble Island, W.F.I
000065	Evans	Richard Gregory	Bold Cove W.F.I
000066	Evans	Tracy	Pebble Island W.F.I
000067	Finlayson	Neil Roderick	North Arm, E.F.I
000068	Ford	David	Port Louis E.F.I
000069	Ford	Tanya Louise	Speedwell Island
000070	Gilding	Amy Heather	Port Louis, East Falkland
000071	Gilding	Melanie Carol	Port Louis, E.F.I
000072	Gilding	Peter Bernard	Port Louis, E.F.I
000073	Gilding	Petra Sophie	Port Louis, East Falkland
000074	Gleadell	Marklyn John	Walker Creek, E.F.I
000075	Goodwin	Kenton John Douglas	Moss Side Farm
000076	Goodwin	Matthew Gerald	North Arm E.F.I
000077	Goodwin	Neil Alexander William	North Arm, E.F.I
000078	Goss	Kimberley Rose	Horseshoe Bay
000079	Goss	Margaret Rose	Horseshoe Bay, E.F.I
000080	Goss	Michael Peter	Horseshoe Bay, E.F.I
000081	Goss	Peter	Horseshoe Bay, E.F.I
000082	Greenland	Bonita Doreen	Valkyrie House, Darwin, E.F.I
000083	Greenland	Kenneth David	Valkyrie House, Darwin, E.F.I
000084	Grierson	Hew McInnes	Blue Beach San Carlos E.F.I
000085	Grimmer	Keith	The Dunes Fitzroy River
000086	Grimmer	Marilyn	The Dunes Fitzroy River
000087	Halford	Rodney John	Casa Verde San Carlos E.F.I
000088	Halford	Sara Jayne	Casa Verde San Carlos E.F.I
000089	Halford	Sharon	Casa Verde San Carlos E.F.I
000090	Halliday	Joyce Isabella Patience	Fox Bay Village, W.F.I
000091	Halliday	Kenneth William	Fox Bay Village, W.F.I
000092	Hansen	Ian	Main Point, W.F.I
000093	Hansen	Lionel Raymond	Hill Cove, W.F.I
000094	Hansen	Rose Idina	Hill Cove, W.F.I
000095	Hansen	Susan Ann	Main Point, W.F.I
000096	Harvey	Jen	Hill Cove, W.F.I
000097	Harvey	Valerie Ann	Hill Cove, W.F.I
000098	Harwood	Reuben Joseph	Goose Green E.F.I

000099	Heathman	Ailsa	Estancia, E.F.I
000100	Heathman	Ewart Tony	Estancia, E.F.I
000101	Hill	Jennifer Eileen	Stoney Ridge, W.F.I
000102	Hirtle	Anthony	Peaks Farm, W.F.I
000103	Hirtle	Doris Linda	Port Howard, W.F.I
000104	Hirtle	Samantha Lee	Peaks Farm, W.F.I
000105	Hirtle	Susan Mary	Peaks Farm, W.F.I
000106	Hobman	Anola Zoey	Port Howard, W.F.I
000107	Hobman	Gonzalo David	Albemarle Station
000108	Hobman	John Malcolm	Goose Green E.F.I
000109	Hobman	Juan Jose Eleuterio	Westley Farm WFI
000110	Hobman	Vivien	Goose Green E.F.I
000111	Hoy	Dawn	Sheffield Farm WFI
000112	Innes	Gordon	Hill Cove WFI
000113	Innes	Isabella Alice	Hill Cove, W.F.I
000114	Jaffray	Alexander	Lively Island, E.F.I
000115	Jaffray	Eileen	North Arm, E.F.I
000116	Jaffray	Elliott Jessie	Lively Island, E.F.I
000117	Jaffray	Ian	North Arm, E.F.I
000118	Jennings	Jacqueline	Pebble Island, W.F.I
000119	Jones	John Hugh	Race Point Farm, E.F.I
000120	Jones	Karen Diana	Fox Bay East, W.F.I
000121	Jones	Mark Henry	Fox Bay East, W.F.I
000122	Jones	Michael David	Head Of Bay, E.F.I
000123	Jones	Michelle	Race Point Farm, E.F.I
000124	Jones	Sheila Janice	Head Of Bay, E.F.I
000125	Jonson	Amy Elizabeth	Goose Green E.F.I.
000126	Jordan	Ian Phillip	4 Letsbey Avenue M.P.A.
000127	Kilmartin	Kevin Seaton	Bluff Cove Farm
000128	Kilmartin	Nicola Ruth	Bluff Cove Farm
000129	Knight	Justin Robert Campbell	Coast Ridge, W.F.I
000130	Knight	Keith Andrew	Coast Ridge, W.F.I
000131	Knight	Nigel Arthur	Coast Ridge, W.F.I
000132	Lee	Beverley Christina	Galley Café Goose Green
000133	Lee	Christopher	Port Howard, W.F.I
000134	Lee	Elizabeth	Goose Green, E.F.I
000135	Lee	John Alfred	Goose Green, E.F.I
000136	Lee	Leslie James	Galley Café Goose Green
000137	Lee	Mervyn Richard	North Arm E.F.I
000138	Lee	Myles	Port Howard W.F.I
000139	Lee	Trudi Dale	Galley Café Goose Green
000140	Leo	Brenda May	NAAFI, MPA, E.F.I
000141	Livermore	Darren	Fitzroy Farm, E.F.I
000142	Lloyd	Melvyn John	Point View Goose Green
000143	Lloyd	Valerie Ann	Point View Goose Green
000144	Lowe	Adrian Stewart	Murrell Farm, E.F.I
000145	Lowe	Lisa Helen	Murrell Farm, E.F.I
000146	Lowe	Susan Elizabeth	Port Howard Lodge W.F.I
000147	Luxton	Jennifer Mary	Sea Lion Island, E.F.I
000148	Luxton	William Robert	Chartres, W.F.I

000149	MacDonald	Alexander Colin	Goose Green E.F.I
000150	Marsh	Alastair Roy	Shallow Harbour, W.F.I
000151	Marsh	Anna Deirdre	Philomel Farm, W.F.I
000152	Marsh	Gavin Nicholas	Philomel Farm, W.F.I
000153	Marsh	Helen Rose	Rincon Ridge, W.F.I
000154	Marsh	June Helen	Rincon Ridge, W.F.I
000155	Marsh	Kevin Roy	Shallow Harbour, W.F.I
000156	Marsh	Leon Peter	Rincon Ridge, W.F.I
000157	Marsh	Marlane Rose	Shallow Harbour, WFI
000158	Marsh	Patricia Ann	Lakelands, W.F.I
000159	Marsh	Robin Frank	Lakelands, W.F.I
000160	Maskell-Bott	John Malcolm	Hill Cove, W.F.I
000161	Maskell-Bott	Sarah	Hill Cove, W.F.I
000162	May	Christopher Raymond	Speedwell Island
000163	May	Lindsey Olga	Speedwell Island
000164	May	Shaun Christopher	Speedwell Island
000165	McGhie	Benjamin	Port North WFI
000166	McGhie	James	Stoney Ridge, W.F.I
000167	McGhie	Jodie Kim	Port North, W.F.I
000168	McGhie	Roy	Port North, W.F.I
000169	McGhie	Thomas Forsyth	Saunders Island, W.F.I
000170	McGill	Lorraine Iris	Carcass Island, W.F.I
000171	McGill	Robin Perry	Carcass Island, W.F.I
000172	McKay	Fraser Roderick	Teal River, W.F.I
000173	McKay	Glyn Ronald	Teal River, W.F.I
000174	McKay	Josephine Ann	Greenhill Farm Chartres
000175	McKay	Kenneth Andrew	Greenhill Farm Chartres
000176	McKay	Penelope Rose	Westley Farm, W.F.I
000177	McKay	Roy Derek	Greenhill Farm Chartres
000178	McLeod	Albert John	Camilla Creek E.F.I
000179	McLeod	Isabella Frances Diana	Fitzroy E.F.I
000180	McLeod	John (1)	Dunvegan Cabin E.F.I
000181	McLeod	Madeline Jean	Dunvegan Cabin E.F.I
000182	McLeod	Sarah Rose	Camilla Creek E.F.I
000183	McPhee	Mark	Brookfield, E.F.I
000184	McPhee	Sheila Margaret	Kingsford Valley Farm E.F. I
000185	McPhee	Terence Owen	Kingsford Valley Farm E.F.I
000186	McPhee	Trudi Lynette	Brookfield, E.F.I
000187	McRae	David Michael	Cape Dolphin, E.F.I
000188	Middleton	Charlotte Anne	Horseshoe Bay
000189	Middleton	Kerry Ann	Goose Green E.F.I
000190	Miller	Betty Larsen	North Arm, E.F.I
000191	Miller	Catherine McLeod	Fox Bay Village, W.F.I
000192	Miller	James Albert	Fox Bay Village, W.F.I
000193	Miller	Philip Charles	Cape Dolphin, E.F.I
000194	Minnell	Donna Marie	Moss Side, E.F.I
000195	Minnell	Michael Robert	Moss Side, E.F.I
000196	Minto	Alistair Daen	Swan Inlet
000197	Mitchell	Leon John	Mount Kent Farm E.F.I
000198	Morrison	Gerald	Goose Green, E.F.I

000199	Morrison	Kathleen Iris	Goose Green, E.F.I
000200	Murphy	Roy David	Port Howard, W.F.I
000201	Newman	Glynnis Karen	Goose Green E.F.I
000202	Newman	Lisa Jeraine	Shallow Harbour, W.F.I
000203	Nightingale	Charlene	West Lagoons, W.F.I
000204	Nightingale	Peter Richard	West Lagoons, W.F.I
000205	Peck	Paul	Shallow Bay, W.F.I
000206	Phillips	Carol Joan	Hope Cottage, E.F.I
000207	Phillips	Paul David	Hope Cottage E.F.I
000208	Phillips	Shula Louise	Hope Cottage E.F.I
000209	Phillips	Terence	Hope Cottage, E.F.I
000210	Pitaluga	Nicholas Alexander Robinson	Gibraltar Stn, E.F.I
000211	Pitaluga	Robin Andreas McIntosh	Gibraltar Station, E.F.I
000212	Platt	Claire	Lakelands Farm W.F.I
000213	Pole-Evans	Carole Suzan	Saunders Island W.F.I
000214	Pole-Evans	David Llewellyn	Saunders Island, W.F.I
000215	Pole-Evans	Louise Suzan	Saunders Island E.F.I
000216	Pole-Evans	Shirley Helen	Manybranch, W.F.I
000217	Pole-Evans	Suzan	Saunders Island, W.F.I
000218	Pole-Evans	William Reginald	Manybranch, W.F.I
000219	Poncet	Dion Michael	Beaver Island, W.F.I
000220	Poncet	Jerome Pierre	Beaver Island, W.F.I
000221	Poncet	Leiv Sigismond	Beaver Island, W.F.I
000222	Porter	Joan	Shallow Harbour, W.F.I
000223	Reeves	Ronald James	Port Howard, W.F.I
000224	Reid	Emily Margaret	North Arm, E.F.I
000225	Robertson	Ann	Port Stephens, W.F.I
000226	Robertson	Dion Sebastian	Port Stephens W.F.I
000227	Robertson	Drew Alexander	Port Stephens WFI
000228	Robertson	Paul Jonathan	Port Stephens, W.F.I
000229	Robertson	Peter Charles	Port Stephens, W.F.I
000230	Ross	Marie	Port Louis EFI
000231	Ross	William Henry	Walker Creek E.F.I
000232	Sackett	Pauline	Fitzroy Farm E.F.I
000233	Shepherd	Colin David	Goose Green, E.F.I
000234	Short	Andrez Peter	Swan Inlet, E.F.I
000235	Short	Elaine Elizabeth	Bleaker Island, E.F.I
000236	Short	John Mark	Port Howard, W.F.I
000237	Short	Robert Charles	Bleaker Island, E.F.I
000238	Sinclair	Serena Samantha	Bold Cove Farm W.F.I
000239	Sinclair	Simon Keith	Fitzroy Farm E.F.I
000240	Smith	Caroline	Fitzroy Farm, E.F.I
000241	Smith	Derek	Rincon Grande, E.F.I
000242	Smith	Julia Trinidad	Rincon Grande, E.F.I
000243	Smith	Kaylee Simone	Lakelands Farm
000244	Smith	Terence George	North Arm, E.F.I
000245	Steen	Gail	Paragon House Lafonia E.F.I
000246	Steen	Vernon Robert	Paragon House Lafonia E.F.I
000247	Stevens	Liam Bodie	Port Sussex, E.F.I
000248	Stevens	Richard James	Port Sussex, E.F.I

000249	Stevens	Toni Donna	Port Sussex, E.F.I
000250	Strange	Georgina	New Island
000251	Strange	Ian John	New Island
000252	Street	David Charles	Plot 13A Fitzroy Ridge EFi
000253	Street	Edith Mary	Plot 13A Fitzroy Ridge EFi
000254	Summers	Nichola Jane	Cape Dolphin E.F.I
000255	Taylor	Christopher John	19 Goose Green, E.F.I
000256	Tellez	Rodolfo	Goose Green E.F.I
000257	Thom	John Currie	Fitzroy Farm E.F.I
000258	Thorsen	Gloria Penelope	Teal Inlet, E.F.I
000259	Thorsen	Kristiane Annergret Helena	Teal Inlet E.F.I
000260	Towersey	Diane Katherine	Port Stephens, W.F.I
000261	Turner	Arthur Leonard Pitaluga	Rincon Grande, E.F.I
000262	Turner	Elaine Ellen	Rincon Grande, E.F.I
000263	Tuson	Michael Anthony	Saunders Island
000264	Tuson	Olwen Carol	Saunders Island, W.F.I
000265	Velasquez	Arleen	Johnsons Harbour E.F.I
000266	Velasquez	Oscar Hernan	Johnsons Harbour E.F.I
000267	Wallace	Helen Jean	Albemarle Station
000268	Watson	Glenda Joyce	Long Island, E.F.I
000269	Watson	Neil	Long Island, E.F.I
000270	White	Allan Paul George	Pebble Island, W.F.I
000271	Whitney	Daniela Grace	Mount Kent Farm, E.F.I
000272	Whitney	Dennis	Arkvilla MPA Plot, E.F.I
000273	Whitney	Sara Marie	Home Farm Douglas E.F.I
000274	Whitney	Tyrone	Home Farm, Douglas E.F.I
000275	Whitney	Zoe Jane	Mount Kent Farm EFi
000276	Wilkinson	Rosemary	Dunnose Head, W.F.I
000277	Woodward	James Gregory	Little Chartres Farm, W.F.I
000278	Woodward	Lesley Ann	Little Chartres Farm, W.F.I

Register of Electors for Stanley Constituency at 28 May 2012

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	Freda	22 Fitzroy Road
000006	Alazia	Freda Evelyn	K.E.M.H
000007	Alazia	George Robert	9 Thatcher Drive
000008	Alazia	Jason Neville	5 Villiers Street
000009	Alazia	Sandra Marie	36 Callaghan Road
000010	Alazia	Yvonne	Flat 2, 6 Jersey Road
000011	Alazia-McLaughlin	Colleen	3 Narrows View
000012	Aldridge	Brian George	17 James Street
000013	Aldridge	Caroline Mary	2 McKay Close
000014	Aldridge	Diana Mary	17 James Street
000015	Aldridge	Kenneth John	2 McKay Close
000016	Aldridge	Nina Ann	2 Mountain View
000017	Aldridge	Stephen John	13 Hansen Hill
000018	Allan	John	39 Ross Road
000019	Allan	Joyce Ena	39 Ross Road
000020	Allan	Valerie Anne	6A Jeremy Moore Avenue
000021	Almonacid	Orlando	1 Villiers Street
000022	Almond	Adrian Arthur James	4 Allardyce Street
000023	Anderson	Carol Anne	22 Endurance Avenue
000024	Anderson	Eddie	22 Endurance Avenue
000025	Anderson	Elizabeth Nellie	KEMH
000026	Anderson	Jamie Falkland	18 Murray Heights
000027	Anderson	Jenny	8 Goss Road
000028	Anderson	Margaret Kathleen	18 Murray Heights
000029	Anderson	Paul James	9 Fieldhouse Close
000030	Anderson	Reginald Stanford	18 Murray Heights
000031	Anderson	Richard Louis	7 Yates Place
000032	Anderson	Stephen Robert	25 Callaghan Road
000033	Anderson	Tony James	8 Goss Road
000034	Anderson	William John Stanley	6B St Mary's Walk
000035	Anderson-Smith	Georgina Carol	4 Philomel Street
000036	Anthony	Enid Elizabeth	6 Dairy Paddock Road
000037	Appleby	Amelia	15 Fieldhouse Close
000038	Arkhipkin	Alexander Ivanovich	13 Biggs Road
000039	Arkhipkina	Nadezhda	13 Biggs Road
000040	Armstrong-Ford	Karen Jane	2 Sullivan Street
000041	Arthur-Almond	Daphne Margaret	4 Allardyce Street
000042	Arthur-Almond	Hannah Rachael	4 Allardyce Street
000043	Arthur-Almond	Rebecca Kathryn	4 Allardyce Street
000044	Ashbridge	Corina Rose	1 Fieldhouse Close
000045	Ashworth	Iain	5A Kent Road
000046	Bagley	Corey Darren	YMCA
000047	Bahamonde Salazar	Luis Alberto	Flat 2 Hebe Street
000048	Baker	Alison Margaret	12 Endurance Avenue

000049	Barker	Jane Elizabeth Diana	5 Pitaluga Place
000050	Barker	Philip Craig	5 Pitaluga Place
000051	Barkman	Kirsty Michelle	40 Eliza Crescent
000052	Barkman	Teslyn Siobhan	6 Watson Way
000053	Barlow	Andrea Joanna Ampuero	Mullet Creek
000054	Barlow	Martyn Liam	Mullet Creek
000055	Barnes	Dierdre	8 Discovery Close
000056	Barnes	Karen Rose	26 Ross Road West
000057	Barnes	Marlene Estela	Malvina Flat Ross Road
000058	Barnes	Marshall	8 Discovery Close
000059	Barnes	Paul	26 Ross Road West
000060	Barnes Acevedo	Melisa Beverley	40 Ross Road West
000061	Barton	Alison Mary	6 Villiers Street
000062	Barton	Arthur John	6 Villiers Street
000063	Barton	David Arthur	6 Villiers Street
000064	Barton	John David	41 Fitzroy Road
000065	Barton	Julian George	6 Villiers Street
000066	Bates	Barbara	8 Watson Way
000067	Bates	James William	8 Watson Way
000068	Beckett	Vivien Delia	2 Discovery Close
000069	Bedford	Kita Muriel	13 Jersey Road
000070	Benjamin	Sheena Marie	No 1 Church House Flats
000071	Berntsen	Brenda Diann Joanna	6 McKay Close
000072	Berntsen	Cecilia Del Rosario	14 St Marys Walk
000073	Berntsen	Christian Olaf Alexander	15A James Street
000074	Berntsen	Erica Dawn	7 Biggs Road
000075	Berntsen	Falkland	10 Fitzroy Road
000076	Berntsen	Gene Stanley	8 Fieldhouse Close
000077	Berntsen	Harley Dee	YMCA
000078	Berntsen	John Alexander	Flat 1 7 Jeremy Moore Ave
000079	Berntsen	Kenneth Frederick	1 Racecourse Road East
000080	Berntsen	Lucas Delhi John	YMCA
000081	Berntsen	Matthew John	5 Murray Heights
000082	Berntsen	Olaf Christian Alexander	35 Eliza Crescent
000083	Berntsen	Patrick	10 A James Street
000084	Berntsen	Rachel Ena	15A James Street
000085	Berntsen	Saphena Anya Jane	4 Police Cottages
000086	Berntsen	Sarah Jane	11 Fitzroy Road
000087	Berntsen	Trevor John	6 McKay Close
000088	Berntsen	Trina Mary Shirlene	2 Capricorn Road
000089	Berntsen	Valdamar Lars	14 St. Marys Walk
000090	Besley-Clark	Barbara June	16 Ross Road West
000091	Besley-Clark	Norman	16 Ross Road West
000092	Betts	Arlette	Lafone House Ross Road
000093	Betts	Coral Elizabeth	15 Pioneer Row
000094	Betts	Daniel William	Flat 3, 3 Jeremy Moore Ave
000095	Betts	Dion James	7 Jeremy Moore Avenue
000096	Betts	Donald William	7 Jeremy Moore Avenue
000097	Betts	George Winston Charles	35 Ross Road West
000098	Betts	Ian	1 Villiers Street

000099	Betts	Lucia Elizabeth	35 Ross Road West
000100	Betts	Michael George	35 Ross Road West
000101	Betts	Owen	9B Sullivan Street
000102	Betts	Peter James	50A Davis Street
000103	Betts	Priscilla Violet Morrison	9B Sullivan Street
000104	Betts	Severine	15 Pioneer Row
000105	Betts	Shirley Rose	7 Jeremy Moore Avenue
000106	Betts	Stephen	7 Jeremy Moore Avenue
000107	Betts	Trudi Ann	50A Davis Street
000108	Betts	Tyrone Trevor	7 Short Street
000109	Biggs	Ailie Christine	34 John Street
000110	Biggs	Alastair Gordon	Trehayle 50 John Street
000111	Biggs	Althea Maria	3 Dairy Paddock Road
000112	Biggs	Christopher David	Harbour View Knott
000113	Biggs	Coleen Margot	9 Moody Street
000114	Biggs	Daniel Craig	16 Endurance Avenue
000115	Biggs	Edith Joan	Trehayle 50 John Street
000116	Biggs	Frances	16 Endurance Avenue
000117	Biggs	Kyle Alexander	16 Endurance Avenue
000118	Biggs	Lucas Sebastian	16 Endurance Avenue
000119	Biggs	Michael Elfed	21 Fitzroy Road
000120	Biggs	Patrick	30 Ross Road East
000121	Biggs	Peter Julian Basil	16 Endurance Avenue
000122	Biggs	Thomas Claud Alexander	8 Thatcher Drive
000123	Biles	Kathleen Anne	14 Kent Road
000124	Biles	Keith Robert	14 Kent Road
000125	Binnie	Linda Rose	6 Fieldhouse Close
000126	Binnie	Ronald Eric	6 Fieldhouse Close
000127	Binnie	Susana	3 Brandon Road
000128	Birmingham	Alexandra Sally	4 Drury Street
000129	Birmingham	John	4 Drury Street
000130	Birmingham	Joseph John	4 Drury Street
000131	Bishop	Nigel Ian	5 Jersey Road
000132	Bishop	Tansy Fiona	5 Jersey Road
000133	Blackley	Candy Joy	4 Barrack Street
000134	Blackley	Shane David	4 Barrack Street
000135	Blake	Alexander Charles	38 Eliza Crescent
000136	Blake	Anthony Thomas	14 Watson Way
000137	Blake	Larissa Celly	12 Ross Road West
000138	Blake	Lionel Geoffrey	1 Ross Road
000139	Blake	Mariela	14 Watson Way
000140	Blake	Sally Gwynfa	1 Ross Road
000141	Blake	Thomas Patrick	12 Ross Road West
000142	Blizard	Malvina Mary	51 Fitzroy Road
000143	Blyth	Paz Neri	4A Jeremy Moore Avenue
000144	Bolt	Dennis John	4 Watson Way
000145	Bonner	Alan Paul	8 Pioneer Row
000146	Bonner	Avril Margaret Rose	4 Felton Court
000147	Bonner	Donald William	Chauffeurs Cottage
000148	Bonner	Ewen Shane	Flat 5, 1 Jeremy Moore Ave.

000149	Bonner	Hayley Trina	41 Ross Road West
000150	Bonner	Linda Jane	4A Ross Road West
000151	Bonner	Lindsay Jane	6 Ian Campbell Drive
000152	Bonner	Nicholas	4A Ross Road West
000153	Bonner	Odette Ellen May	1A Capricorn Road
000154	Bonner	Paul Roderick	5 John Street
000155	Bonner	Richard James	8 Murray Heights
000156	Bonner	Stevie Coppell	33 Callaghan Road
000157	Bonner	Tansie Rebecca	4 Felton Court
000158	Bonner	Terence Leslie	1A Capricorn Road
000159	Bonner	Timothy	41 Ross Road West
000160	Bonner	Vera Ann	5 John Street
000161	Bonner	Vera Joan	Chauffeurs Cottage
000162	Booth	Jessie	Racecourse Cottage
000163	Booth	Myriam Margaret Lucia	7 Philomel Street
000164	Booth	Stuart Alfred	Racecourse Cottage
000165	Bound	Joan	Occupation Road
000166	Bowles	Norma Evangeline	1A Villiers Street
000167	Bowles	Sarah	9 Drury Street
000168	Bowles	William Edward	1A Villiers Street
000169	Bowles	William George Troyd	9 Drury Street
000170	Bragger	Edward Laurence	14 Jeremy Moore Avenue
000171	Bragger	Stacy John	19 Davis Street
000172	Brickle	Paul	32 Fitzroy Road
000173	Brock	Juanita Lois	20 Drury Street
000174	Brook	Emma Jane	41 Ross Road East
000175	Brooks	Cheryl Rose	The Flat 29 Fitzroy Road
000176	Browning	Anita Jayne	29 Brandon Road
000177	Browning	Edwina	96 Davis Street
000178	Browning	Gavin	29 Brandon Road
000179	Browning	Henry Stanbury	Lookout Lodge
000180	Browning	Joan Lucy Ann	5 Villiers Street
000181	Browning	Nathan David	3 Dairy Paddock Road
000182	Browning	Rex	35 Davis Street
000183	Browning	Richard William	96 Davis Street
000184	Browning	Terence Irving	YMCA
000185	Browning	Trevor Osneth	5 Villiers Street
000186	Brownlee	Andrew Samuel	19 Ross Road East
000187	Brownlee	Lynn Frances	19 Ross Road East
000188	Brownlee	Michael Stewart	19 Ross Road East
000189	Brownlee	Samantha Louise	19 Ross Road East
000190	Bryson	Robert John	66 Davis Street
000191	Buckett	Kimberley Louise	49 Fitzroy Road
000192	Buckett	Ronald Peter	49 Fitzroy Road
000193	Buckett	Roy Peter	22 James Street
000194	Buckett	Susan Vera	Mullet Creek, House
000195	Buckland	Carole Lynda Jane	8 Moody Street
000196	Buckland	Darlene Joanna	5 James Street
000197	Buckland	Kristy Lesley Anne	1B Capricorn Road
000198	Buckley-Whitney	Helena Jane	2 Pioneer Row

000199	Budd	Dennis Raymond	5 Ian Campbell Drive
000200	Budd	Grant William	1 Ian Campbell Drive
000201	Budd	Pamela Joan	5 Ian Campbell Drive
000202	Budd	Stacey Louise Steen	1 Ian Campbell Drive
000203	Burston	Caitlin Laura	91 Davis Street
000204	Burston	Catherine	91 Davis Street
000205	Burston	Stephen Leslie	91 Davis Street
000206	Burston	Thomas Stephen	91 Davis Street
000207	Bury	Ian Thomas	63 Davis Street
000208	Butcher	Michael George	3A Dairy Paddock Road
000209	Butcher	Trudi	3A Dairy Paddock Road
000210	Butler	Charmaine Sarah	Jersey Flats
000211	Butler	Elsie Maud	2 Thatcher Drive
000212	Butler	George Joseph	1A Moody Street
000213	Butler	Jonathan Jeffers	3 Jeremy Moore Avenue
000214	Butler	Laurence Jonathan	2 Davis Street East
000215	Butler	Lucy Mary Rose Ellen Doreen	1A Moody Street
000216	Butler	Margaret Orlanda	5 Short Street
000217	Butler	Orlanda Betty	2 Davis Street East
000218	Buxton	Nicole Gabrielle	9 Ian Campbell Drive
000219	Campos Guala	Jessica Paola	9A Sullivan Street
000220	Cant	Carol Rosina	24 Goss Road
000221	Carey	Anthony Michael	19 Ross Road West
000222	Carey	Gladys	19 Ross Road West
000223	Carey	Martin Rex	4 Hansen Hill
000224	Carey	Mary Ann Margaret	18 Ross Road West
000225	Carey	Terence James	18 Ross Road West
000226	Cartwright	Stephen	39 Ross Road West
000227	Castle	David Peter	26 John Street
000228	Castle	Isobel	26 John Street
000229	Ceballos	Eulogio Gabriel	28 Endurance Avenue
000230	Ceballos	Isabel	12 Brisbane Road
000231	Ceballos-Anderson	Alastair Jaime	40 Ross Road
000232	Chaloner	Anthony Ross	8 Endurance Avenue
000233	Chaloner	Karl Iain Roderick	8 Endurance Avenue
000234	Chaloner	Sheila Catherine	25 Ross Road East
000235	Chapman	Elsie Mary	23 Fitzroy Road
000236	Chapman	Paul	27 Fitzroy Road
000237	Chapman	Samantha Helen	27 Fitzroy Road
000238	Chater	Anthony Richard	33 Fitzroy Road
000239	Chater	Kim Andrea	33 Ross Road
000240	Cheek	Gerald Winston	9 Biggs Road
000241	Cheek	Janet Lynda	35 Ross Road East
000242	Cheek	Marie	9 Biggs Road
000243	Cheek	Rosalind Catriona	32 Goss Road
000244	Cheema	Ahmad Masood	17 Callaghan Road
000245	Christie	Darren James	3 Narrows View
000246	Christie	Phillippa Josephine	3 Narrows View
000247	Clapp	Kevin Christopher	1 Murray Heights
000248	Clark	Douglas James	112 Davis Street

000249	Clark	Hector	27 Eliza Crescent
000250	Clarke	Aaron Charles	13 Davis Street
000251	Clarke	Angela Sindy	Flat 9, 6 Jersey Road
000252	Clarke	Camilla Marie	8 Drury Street
000253	Clarke	Christopher	5 Discovery Close
000254	Clarke	David James	17 Ross Road West
000255	Clarke	Derek Simon	23 Jeremy Moore Avenue
000256	Clarke	Doreen	17 Ross Road West
000257	Clarke	Felicity Marie	5 Brandon Road
000258	Clarke	Gwynne Edwina	17 Jeremy Moore Avenue
000259	Clarke	Ian	3A Ross Road West
000260	Clarke	Isabel Joan	12 Fieldhouse Close
000261	Clarke	James Martin	KEMH
000262	Clarke	Jane Rebecca	12 Fieldhouse Close
000263	Clarke	Jeremy Ian Thomas	11 Fitzroy Road
000264	Clarke	Joan Patricia Marion	Cemetery Cottage
000265	Clarke	Jonathan Terence	Lookout Lodge
000266	Clarke	Joseph Gwyn	14a Brandon Road
000267	Clarke	Luke Anthony	39 Fitzroy Road
000268	Clarke	Margaret Ann	3 'H' Jones Road
000269	Clarke	Marvin Thomas	13 Davis Street
000270	Clarke	Ronald John	17 Ross Road West
000271	Clarke	Rudy Thomas	8 Drury Street
000272	Clarke	Shane Adrian	36 John Street
000273	Clarke	Stefen Michael	36 John Street
000274	Clarke	Stephen Boyd	12 Fieldhouse Close
000275	Clarke	Terence John	17 Jeremy Moore Avenue
000276	Clarke	Tracey Clare	23 Jeremy Moore Avenue
000277	Clarke	Trudi Ann	13 Davis Street
000278	Clarke	Violet Rose	23 Murray Heights
000279	Clasen	Donna Monica	15 Davis Street
000280	Clasen	Wayne Ian Summers James	15 Davis Street
000281	Clausen	Andrea Patricia	13 Jeremy Moore Avenue
000282	Clausen	Denzil	24 Murray Heights
000283	Clausen	Denzil George Gustavius	13 Jeremy Moore Avenue
000284	Clausen	Melanie	54 Davis Street
000285	Clayton	Jade Anne	16 St Mary's Walk
000286	Clayton	Joshua Jordon	16 St Mary's Walk
000287	Clement	Gary	9 Snake Street
000288	Clement	Jacqueline Ann	25 Hansen Hill
000289	Clement	Jane	Gift Shop Flat, Villiers St
000290	Clement	Lee	25 Hansen Hill
000291	Clement	Sarah Jane	10 Snake Street
000292	Clement	Wayne	10 Snake Street
000293	Clifford	Cherie Yvonne	6 Capricorn Road
000294	Clifford	John Owen	6 Capricorn Road
000295	Clifford	Rhys John David	6 Capricorn Road
000296	Clifford	Terri-Sue	Harbour View Knott
000297	Clifton	Darwin Lewis	53 Davis Street
000298	Clifton	Heidi Monica	10 Pioneer Row

000299	Clifton	Marie	16 Fieldhouse Close
000300	Clifton	Melvyn	2 Murray Heights
000301	Clifton	Neil	11 Hansen Hill
000302	Clifton	Stephen Peter	61 Fitzroy Road
000303	Clifton	Teresa Ann	12 Callaghan Road
000304	Clifton	Valerie Ann	10 Pioneer Row
000305	Cockwell	Jennifer Marie	90 Davis Street
000306	Cockwell	John Richard	14 Ross Road West
000307	Cockwell	Maurice Adam	90 Davis Street
000308	Cockwell	Samuel George	14 Ross Road West
000309	Cofre	Anya Evelyn	37 Eliza Crescent
000310	Cofre	Ashton Laura	9 Eliza Crescent
000311	Cofre	Danny Miguel	37 Eliza Crescent
000312	Cofre	Elvio Miguel	37 Eliza Crescent
000313	Collier	Victoria Louise	11 Ian Campbell Drive
000314	Collins	Brian Richard	41 Davis Street
000315	Collins	Christopher Allan	7 John Street
000316	Collins	Hazel	41 Davis Street
000317	Collins	Michael William Archibald	7 John Street
000318	Collins	Steven Paul	7 John Street
000319	Collins Finlay	Shiralee	9 Rowlands Rise
000320	Connolly	Kevin Barry	1 King Street
000321	Cordeiro Otero	Jose Antonio	1 Narrows View
000322	Cotter	Caroline Jane	36 Eliza Crescent
000323	Cotter	Gillian Naomi	9 Jeremy Moore Avenue
000324	Cotter	Jacqueline Ann	28 Ross Road East
000325	Cotter	Mary Jane	9 Jeremy Moore Avenue
000326	Cotter	Timothy Stewart	9 Jeremy Moore Avenue
000327	Courtney	Anthony Clive	30 Goss Road
000328	Courtney	Julie Doris	30 Goss Road
000329	Courtney	Marc Anthony	30 Goss Road
000330	Coutts	John	36 Ross Road West
000331	Coutts	Marie Anne	36 Ross Road West
000332	Coutts	Olga	33 Ross Road
000333	Crabb	Elizabeth Ann	34A Davis Street
000334	Crowie	Alan John	17 Ian Campbell Drive
000335	Crowie	Ana Bonita	72 Davis Street
000336	Crowie	Chester Robert	35 Callaghan Road
000337	Crowie	Clare Frances	8 Jersey Road
000338	Crowie	Dave Mark	10 James Street
000339	Crowie	David Martin	Lookout Lodge
000340	Crowie	David Sean	51 Callaghan Road
000341	Crowie	Layla Alicia	19 James Street
000342	Crowie	Michelle	1 Discovery Close
000343	Crowie	Nicola Jane	35 Callaghan Road
000344	Crowie	Peter James	21 Murray Heights
000345	Crowie	Rachael	10 James Street
000346	Crowie	Robert John	35 Callaghan Road
000347	Curtis	Alfred William Hamilton	6 Brandon Road West
000348	Curtis	Bonnie Elizabeth Hamilton	22 Mink Park

000349	Curtis	James William Hamilton	19A Mink Park
000350	Curtis	Tanya	19A Mink Park
000351	Davies	Anthony Warren	7 Callaghan Road
000352	Davies	Colin George	15 Ross Road West
000353	Davies	Eileen Wynne	15 Ross Road West
000354	Davies	Helen Louise	15 Ross Road West
000355	Davies	Jacqueline Nancy	7 Callaghan Road
000356	Davies	Samantha	7 Callaghan Road
000357	Davies	Sian Karen	7 Callaghan Road
000358	Davis	Doreen Susan	11 Callaghan Road
000359	Davis	Ellen Rose	55 Davis Street
000360	Davis	Maurice	39 Davis Street
000361	Davis	Nicholas	11 Callaghan Road
000362	Davis	Roy George Victor	6 Narrows View
000363	Davis	Samantha Jane	19 Murray Heights
000364	Davis	Stacey Elizabeth	2 Rowlands Rise
000365	Davis	William James	4 Yates Place
000366	Davis	Yona	37 Davis Street
000367	Dent	Janice Vanessa	19 Hansen Hill
000368	Dent	Stephen John	4 Fieldhouse Close
000369	Dickson	Iris	2 Dairy Paddock Road
000370	Dickson	Jason Edward	YMCA
000371	Dickson	Michael Keith	12 Dairy Paddock Road
000372	Dickson	Ronald Edward	2 Dairy Paddock Road
000373	Didlick	Imogen Fiona	Flat 10, 6 Jersey Road
000374	Didlick	John Charles Hilson	Lookout Lodge
000375	Dobbys	Kathleen Gay	60 Davis Street
000376	Dodd	Alison	1 Pioneer Row
000377	Dodd	Mark Thomas	1 Pioneer Row
000378	Dodd	Nigel Keith	1 Pioneer Row
000379	Dodd	Samantha Jane	1 Pioneer Row
000380	Drysdale	Karen	1 Watson Way
000381	Duncan	Doreen	5 Thatcher Drive
000382	Duncan	Robert Alfred	11 Callaghan Road
000383	Duvall	Kenneth William	9 Murray Heights
000384	Eagle	Rex Edward	13 Eliza Crescent
000385	Earnshaw	Jacqueline Elizabeth	37 Ross Road West
000386	East	Justin Clive Richard	1 Fieldhouse Close
000387	Eccles	Bernard Leslie	18 Jeremy Moore Avenue
000388	Eccles	Matthew James	9 Eliza Crescent
000389	Eccles	Mhairi-Anne	18 Jeremy Moore Avenue
000390	Eccles	Moir Cameron	18 Jeremy Moore Avenue
000391	Elbakidze	Natasha Bonita	10 Mink Park
000392	Elbakidze	Zaza	10 Mink Park
000393	Ellick	Joanne Marie	11 McKay Close
000394	Elliot	Elizabeth Rose	15 Callaghan Road
000395	Elliot	Henry James	15 Callaghan Road
000396	Elliot	Nathan James	15 Callaghan Road
000397	Elliot	Samuel Robert	15 Callaghan Road
000398	Ellis	Cyril	24 Ross Road East

000399	Ellis	Lucy	11 James Street
000400	Ellis	Paul	43 John Street
000401	Ellis	Sally Jean	43 John Street
000402	Ellis	Valerie	24 Ross Road East
000403	Elsby	Barry	Moody Brook House
000404	Elsby	Rosalind Alice	14A Brandon Road
000405	Elsby	Thomas	14a Brandon Road
000406	Eriksen	Fiona Alison	5 Racecourse Road
000407	Evans	Duane Richard	Murray Heights
000408	Evans	Michelle Paula	Murray Heights
000409	Ewing	Gordon	4 Jeremy Moore Avenue
000410	Ewing	Irene	4 Jeremy Moore Avenue
000411	Eynon	Carol	8 Villiers Street
000412	Eynon	David John	8 Villiers Street
000413	Faria	April Marie	3A Brisbane Road
000414	Faria	Basil Harry	3A Brisbane Road
000415	Faria	Maria Anne	3A Brisbane Road
000416	Faria	Mary Ann	2A St Mary's Walk
000417	Faria	Paul	22 Hansen Hill
000418	Faria	Susana Caroline Berntsen	22 Hansen Hill
000419	Felton	Faith Dilys	8 Murray Heights
000420	Felton	Scott Daniel	41 Callaghan Road
000421	Felton	Sonia Ellen	Gardner's Cottage
000422	Felton-Eagle	Trudi Eileen	13 Eliza Crescent
000423	Ferguson	Ellen Rose	51 Callaghan Road
000424	Ferguson	Finlay James	Flat 2, Moody Street
000425	Ferguson	John William	47 Ross Road East
000426	Ferguson	Robert John Andrew	47 Ross Road East
000427	Ferguson	Rose	6 Thatcher Drive
000428	Ferguson	Sian Yvonne	1 Sullivan Street
000429	Ferguson	Stephanie Janet	47 Ross Road East
000430	Ferguson	Thelma	4A St Mary's Walk
000431	Ferriby	Debora Susana	56 Davis Street
000432	Ferriby	Lee Robert	56 Davis Street
000433	Fiddes	Douglas Graham	Stables Moody Brook
000434	Fiddes	Gardner Walker	3 Watson Way
000435	Fiddes	Julia Bertrand	6 Rowlands Rise
000436	Fiddes	Kelly Melody	YMCA
000437	Fiddes	Melody Christine	3 Watson Way
000438	Finlay	Andrew John	9 Rowlands Rise
000439	Finlayson	Iris Heather	3 Capricorn Road
000440	Finlayson	Kimberly Elizabeth	26 Ross Road East
000441	Finlayson	Marc Ian	19 James Street
000442	Finlayson	Marilyn Christine	24 James Street
000443	Finlayson	Peter	24 James Street
000444	Finlayson	Phyllis	6 Brandon Road
000445	Fisher-Smith	Julie Anne	8 Fieldhouse Close
000446	Floyd	Michael	7 Pitaluga Place
000447	Floyd	Michael Anthony	7 Pitaluga Place
000448	Floyd	Steven Paul	26 Hansen Hill

000449	Floyd	Tracy	26 Hansen Hill
000450	Fogerty	Richard Edwin John	Stone Cottage Airport Road
000451	Ford	Alison Jane Marie	9 Jersey Road
000452	Ford	Arthur Henry	6 Drury Street
000453	Ford	Cara Michelle	5A Kent Road
000454	Ford	Christine	6 Drury Street
000455	Ford	Christopher James	6 Felton Court
000456	Ford	Colin Stewart	15 Kent Road
000457	Ford	Colleen Mary	12 Davis Street
000458	Ford	Daniel Timothy	15 Kent Road
000459	Ford	Darrel Michael	54 Davis Street
000460	Ford	Debbi Louisa	6 Felton Court
000461	Ford	Donna Marie	22 Murray Heights
000462	Ford	Gerard Allan	12 Hansen Hill
000463	Ford	Jonathan	3 Pitaluga Place
000464	Ford	Julie Ann	3 Pitaluga Place
000465	Ford	Leann Caroline	15 Kent Road
000466	Ford	Leonard	9 Jersey Road
000467	Ford	Mandy	1 James Street
000468	Ford	Marvyn Neil	68 Davis Street
000469	Ford	Mikaela Jayne	15 Kent Road
000470	Ford	Neil Frazer	6 Drury Street
000471	Ford	Paul Edward	2 Sullivan Street
000472	Ford	Simon	1 James Street
000473	Forrest	Jennifer Carol	6 Fitzroy Road East
000474	Forrest	Michael John	6 Fitzroy Road East
000475	Forster	Amanda	9 Fieldhouse Close
000476	Forster	Gwyneth May	10 Drury Street
000477	Forster	James	10 Drury Street
000478	Forster	Lynne	19 Biggs Road
000479	Fowler	Alan Claude	34 Fitzroy Road
000480	Fowler	Daniel Martin	2 Glasgow Road
000481	Fowler	John Andrew Thomas	2 Glasgow Road
000482	Fowler	Vanessa Kay	34 Fitzroy Road
000483	Fowler	Veronica Mary	1 Narrows View
000484	France	Graham Brian	7 Snake Hill
000485	France	Ian Peter	4 Sullivan Street
000486	France	Jane Aileen Marie	7 Snake Street
000487	Freeman	Carl Francis	Maiden Haven Cottage
000488	Freeman	Dianne May	Maiden Haven Cottage
000489	Freer	Edward Craig	7 Fitzroy Road East
000490	Freer	Matthew Paul	7 Fitzroy Road East
000491	Freer	Pamela Jane	7 Fitzroy Road East
000492	Freer	Stephen Paul James	7 Fitzroy Road East
000493	French	Breda Marie	12 Narrows View
000494	French	Robert Alan	12 Narrows View
000495	George	Kevin Charles	26 Ross Road East
000496	George	Robert Ziggy	26 Ross Road East
000497	Gilbert	Christopher Paul	11 Ian Campbell Drive
000498	Gilbert	Mark Ian	22 Jeremy Moore Avenue

000499	Gilbert	Neil Robert	22 Jeremy Moore Avenue
000500	Gilbert	Robert Ernest	22 Jeremy Moore Avenue
000501	Gilbert	Sharon	11 Ian Campbell Drive
000502	Glanville	Adam James	12 James Street
000503	Gleadell	Ian Keith	2 Yates Place
000504	Goodwin	Bonita Colleen	21 Eliza Crescent
000505	Goodwin	Cheveze John Douglas	YMCA
000506	Goodwin	Colin Valentine	86 Davis Street
000507	Goodwin	Derek Samuel	21 Eliza Crescent
000508	Goodwin	Emily Rose	7 Brisbane Road
000509	Goodwin	Gareth Kevin	15 Hansen Hill
000510	Goodwin	Hazel Rose	7 Thatcher Drive
000511	Goodwin	June Elizabeth	86 Davis Street
000512	Goodwin	Mandy Hazel Minnell	31 Ross Road West
000513	Goodwin	Margaret Ann	3H Jones Road
000514	Goodwin	Margo Jane	5C Hansen Hill
000515	Goodwin	Marie-Bernard Therese	15 Hansen Hill
000516	Goodwin	Rachel Karen	31 Ross Road West
000517	Goodwin	Robin	31 Ross Road West
000518	Goodwin	Robin Christopher	27 Callaghan Road
000519	Goodwin	Simon James	8 Hansen Hill
000520	Goodwin	Una	27 Callaghan Road
000521	Goodwin	William John Maurice	7 Brisbane Road
000522	Gordon	Robert James Alexander	16 Hansen Hill
000523	Goss	Annagret	16 Jeremy Moore Avenue
000524	Goss	Carole-ann	2A Capricorn Road
000525	Goss	Dorothy Ellen	1A Hansen Hill
000526	Goss	Eric Miller	2 Fitzroy Road East
000527	Goss	Ian Ernest Earle	98 Davis Street
000528	Goss	Jane Alexander	98 Davis Street
000529	Goss	Morgan Edmund	16 Jeremy Moore Avenue
000530	Goss	Sandra Kathleen	11 Kent Road
000531	Goss	Sherilee Christine	98 Davis Street
000532	Goss	Shirley Ann	2 Fitzroy Road East
000533	Goss	Simon Peter Miller	11 Kent Road
000534	Goss	Susan Diann	98 Davis Street
000535	Goss	William Henry (jnr)	7 Brandon Road
000536	Gough	Ivan Carl	8 John Street
000537	Gough	Phyllis Candy	8 John Street
000538	Gough	Tanzy Jayne	8 John Street
000539	Gray	Patricia May	22 Ross Road West
000540	Green	David William	4 Discovery Close
000541	Greenland	James Andrew William	21 St Mary's Walk
000542	Grimmer	Edward	21 Hansen Hill
000543	Hadden	Alexander Burnett	8A St Mary's Walk
000544	Hadden	Sheila Peggy	8A St Mary's Walk
000545	Halliday	Bethan Rosina	5 Drury Street
000546	Halliday	Cathy Anne	5 Drury Street
000547	Halliday	Jeffrey James	9A Philomel Street
000548	Halliday	Julie Ann	9A Philomel Street

000549	Halliday	Raynor	9 Brisbane Road
000550	Hancox	Alice Fiona	5 McKay Close
000551	Hancox	Emily Clare	5 McKay Close
000552	Hansen	Douglas John	6 Fitzroy Road
000553	Hansen	Keva Elizabeth	1 Dairy Paddock Road
000554	Hansen	Terence Joseph	41 Eliza Crescent
000555	Hardcastle	Eileen Beryl	7 Ross Road East
000556	Hardcastle	Simon Brook	7 Ross Road East
000557	Harris	Angela Jane	10 Haskard Rise
000558	Harris	Brian Frederick	Felton Stream
000559	Harris	Christopher James	5 Ross Road East
000560	Harris	Dennis Sefton	19 Callaghan Road
000561	Harris	Heather	3 Ross Road East
000562	Harris	Jill Yolanda Miller	19 Fitzroy Road
000563	Harris	Karl Henry	10 Haskard Rise
000564	Harris	Leeann Watson	10 Dairy Paddock Road
000565	Harris	Leslie Sidney	19 Fitzroy Road
000566	Harris	Michael Ronald	3 Ross Road East
000567	Harris	Ralph Aaron	10 Dairy Paddock Road
000568	Harris	Wendy Ann	19 Callaghan Road
000569	Harvey	Sheila	8 Barrack Street
000570	Hawksworth	Christopher	6B Gleadell Close
000571	Hawksworth	David	25 Eliza Crescent
000572	Hawksworth	Elane Maria	14 Scoresby Close
000573	Hawksworth	Mary Catherine	5A Brisbane Road
000574	Hawksworth	Ryan	6B Gleadell Close
000575	Hawksworth	Terence	5A Brisbane Road
000576	Hayward	Marjorie	4b St Mary's Walk
000577	Hayward	Neville	29 Fitzroy Road
000578	Hayward	Pauline May	29 Fitzroy Road
000579	Heathcock	Andrew James	7 Drury Street
000580	Heathman	Abbie Louise	15 Eliza Cove Road
000581	Heathman	Malcolm Keith	15 Eliza Cove Road
000582	Heathman	Mandy Gail	15 Eliza Cove Road
000583	Heathman	Nyree	7 Allardyce Street
000584	Heathman	Sally Hermione	15 Eliza Cove Road
000585	Hemming	Graeme John	10 Murray Heights
000586	Henry	Adam Robert	8 Beaver Road
000587	Henry	Alan Richard	8 Beaver Road
000588	Henry	Donna Louise	14A Brandon Road
000589	Henry	Patricia Denise	8 Beaver Road
000590	Henry-Roberts	Dominic Patrick Alexander	5 Narrows View
000591	Hernandez Manterola	Miguel Angel	3 Murray Heights
000592	Hernandez Trevello	Maria Elena	3 Murray Heights
000593	Hewitt	Bernice Marilyn Sarah	7 Moody Street
000594	Hewitt	Charles David James Murdo	YMCA
000595	Hewitt	Christine Alison Elizabeth	12A Brandon Road
000596	Hewitt	Frances Agnes	K.E.M.H
000597	Hewitt	Gary George	3 Hebe Place
000598	Hewitt	Margaret Ann	3 Hebe Place

000599	Hewitt	Tara Marie	3 Hebe Place
000600	Hills	David John	19 Scoresby Close
000601	Hirtle	Christine	5 Capricorn Road
000602	Hirtle	Debbie Ann	2B Capricorn Road
000603	Hirtle	Leonard Lloyd	2 Ian Campbell Drive
000604	Hirtle	Michael Barry	2 Ian Campbell Drive
000605	Hirtle	Odette Susan	15 Brandon Road
000606	Hirtle	Rose Ann Shirley	4 Villiers Street
000607	Hirtle	Zane Eric	12 Drury Street
000608	Hobman	Anilda Marilu	5 Police Cottages
000609	Hobman	Luis Alfonso	5 Police Cottages
000610	Howatt	Derek Frank	4 Racecourse Road
000611	Howatt	Suzanna Margaret	4 Racecourse Road
000612	Howe	Adam Marcus Timothy	36 Davis Street
000613	Howe	Alexander Luke Desmond	36 Davis Street
000614	Howe	Alison Delia	36 Davis Street
000615	Howe	Paul Anthony	36 Davis Street
000616	Howe	Thomas Craig Samuel	36 Davis Street
000617	Howells	Anne Stephanie	112A Davis Street
000618	Howells	Roger	112A Davis Street
000619	Humphreys	Bruce Adam	7 Dean Street
000620	Humphreys	Dennis James	7 Dean Street
000621	Humphreys	Hannah Elaine	12 Mink Park
000622	Hutton	Elizabeth Isabella	3 John Street
000623	Hutton	Philip	3 John Street
000624	Igao	Alejandro Neri	Flat 3, 6 Racecourse Road
000625	Igao	Noel Neri	10 Goss Road
000626	Igao	Pauline Lynx	10 Goss Road
000627	Inglis	Alison Anne MacKenzie	9 Short Street
000628	Irvine	Andrew Grant McKenzie	9 McKay Close
000629	Jackson	Kathleen	7 Drury Street
000630	Jackson	Malcolm	7 Drury Street
000631	Jackson	Mark Malcolm	5 Drury Street
000632	Jacobsen	Alistair	1A Philomel Street
000633	Jacobsen	Catherine Joan	1A Philomel Street
000634	Jacobsen	Cathy	8 Fitzroy Road
000635	Jacobsen	Tanzi	19 Scoresby Close
000636	Jacobsen	Toni Rhona	1A Philomel Street
000637	Jaffray	Anika Doreen	2 Arch Green
000638	Jaffray	Arlette Sharon	7 Jersey Road
000639	Jaffray	Ashley Dereck	17 Ross Road East
000640	Jaffray	Catriona Mhairi	24 Hansen Hill
000641	Jaffray	Dereck Charles	2 Arch Green
000642	Jaffray	Estelle Anita	11 Snake Hill
000643	Jaffray	Eva Lynn	47 Callaghan Road
000644	Jaffray	Frank Alexander	1 Gleadell Close
000645	Jaffray	Gerard Alan	47 Callaghan Road
000646	Jaffray	Helen Rose	84 Davis Street
000647	Jaffray	Ingrid Joyce	9 Fitzroy Road
000648	Jaffray	Janet	3 Fitzroy Road East

000649	Jaffray	John	3 Fitzroy Road East
000650	Jaffray	John Summers	84A Davis Street
000651	Jaffray	John Willie	21 Watson Way
000652	Jaffray	June Elizabeth	17 Ross Road East
000653	Jaffray	Kenneth Ian	7 Jersey Road
000654	Jaffray	Lisa Jane	7 Hebe Street
000655	Jaffray	Nicole Dawn	5 Hebe Street
000656	Jaffray	Phyllis	21 Watson Way
000657	Jaffray	Shaun Melvin	24 Endurance Avenue
000658	Jaffray	Stephen James	5 James Street
000659	Jaffray	Tanya Fiona	21 Hansen Hill
000660	Jaffray	Terrence Roy	5 Hebe Street
000661	Jaffray	Terri-Ann	24 Endurance Avenue
000662	Jaffray	Tony	84 Davis Street
000663	Jaffray Bryson	Joanna Phyllis	66 Davis Street
000664	Jamieson	Malcolm William	5 Nutt Cartmell Close
000665	Jamieson	Patricia Anne	5 Nutt Cartmell Close
000666	Jennings	Hamish Warren	9 Davis Street
000667	Jennings	Nancy Elizabeth	7 Philomel Street
000668	Jennings	Stephen	5 Fitzroy Road
000669	Johnson	Christopher David	11 Rowlands Rise
000670	Johnson	Lily Ann	5A Hebe Street
000671	Johnson	Michael Neil	30 Jersey Road
000672	Johnston	Lisa Marie	33 Davis Street
000673	Jones	Deena Marie	7 Discovery Close
000674	Jones	Evan Glynn	19 Biggs Road
000675	Jones	Kevin Richard	3A Brandon Road
000676	Jones	Yvonne Malvina	Flat 1, 6 Racecourse Road
000677	Jonson	Nicole Frances	30 Endurance Avenue
000678	Jordan	Cara Jane	12 Goss Road
000679	Joshua	Angeline Gloria	36 John Street
000680	Joshua	Josephine Mary	7 Gleadell Close
000681	Joshua	Larry Arthur	7 Gleadell Close
000682	Joshua	Paul Alan	36 John Street
000683	Joshua	Rosemond Patricia	3 Felton Stream
000684	Keane	Alva Rose Marie	18 Davis Street
000685	Keane	Olaf James	18 Davis Street
000686	Keane	Thomas James	18 Davis Street
000687	Keenleyside	Charles Desmond	3 Pioneer Row
000688	Keenleyside	Manfred Michael Ian	2 Snake Hill
000689	Keenleyside	Nanette Barbara	2 Snake Hill
000690	Kenny	Erling	20 James Street
000691	Kidd	John Nathan	7 Ross Road West
000692	Kidd	Lillian Rose Orissa	7 Ross Road West
000693	Kiddle	Robert Karl	Flat 2, 1 Moody Street
000694	Kilmartin	Clovis Sebastian	3 Davis Street East
000695	King	Anna Constance Eve	34 Ross Road
000696	King	Glynis Margaret	Stanley Arms Flat
000697	King	Michelle Beverly	51 Ross Road East
000698	King	Peter Thomas	10 Jeremy Moore Avenue

000699	King	Robert John	22/24 Davis Street
000700	King	Rosemarie	10 Jeremy Moore Avenue
000701	King	Roxanne McCarthy	39 Fitzroy Road
000702	Kirkham	Campbell Joseph	5 Capricorn Road
000703	Knight	Margaret Anne	6 Yates Place
000704	Kultschar	John William	4 Davis Street East
000705	Kultschar	Richard Paul	5 Brisbane Road
000706	Kultschar	Yvonne Rosina	4 Davis Street East
000707	Ladron De Guevara Vilches	Carmen Benilda	22/24 Davis Street
000708	Ladron Guevara	Simon	22/24 Davis Street
000709	Laffi	Atilio Segundo	3 Brisbane Road
000710	Laffi	Kathleen Mary	3 Brisbane Road
000711	Lang	Colin David	2 Brisbane Road
000712	Lang	David Geoffrey	28 Goss Road
000713	Lang	James Patrick	2 Davis Street
000714	Lang	Leah Falalimpa	2 Davis Street
000715	Lang	Sandra Shirleen	3 Yates Place
000716	Lang	Theresa Margaret	28 Goss Road
000717	Lang	Valma Emily	8A Moody Street
000718	Lang	Wendy Diane	2 Brisbane Road
000719	Lapham	Stephen William	18 Hansen Hill
000720	Lapham	Suzanna	18 Hansen Hill
000721	Larsen	Ellen	6A Moody Street
000722	Larsen	Ronald Ivan	2 Anderson Drive
000723	Larsen	Yvonne	2 Anderson Drive
000724	Lazo	Javier Waldemar Sanchez	80 Davis Street
000725	Lazo	Joanna Rose	80 Davis Street
000726	Leach	Nigel Jon	4 Moody Street
000727	Lee	Alfred Leslie	KEMH
000728	Lee	Carole	15 Ian Campbell Drive
000729	Lee	Gladys	11 Drury Street
000730	Lee	Karen Jane	14 Davis Street
000731	Lee	Mandy John	15 James Street
000732	Lee	Owen Henry	4 Pioneer Row
000733	Lee	Rodney William	15 Ian Campbell Drive
000734	Lee	Victoria Jane	Flat 4 Church House
000735	Lennie	Gordon Carnie	9 Narrows View
000736	Lewis	David James	3 Ian Campbell Drive
000737	Lewis	James	2B St. Marys Walk
000738	Lewis	Jason	9 Short Street
000739	Lewis	Pamela Irene	3 Ian Campbell Drive
000740	Leyland	Frank	10 Brandon Road
000741	Leyland	Vera	10 Brandon Road
000742	Limburn	Monica	2 Brandon Road
000743	Livermore	Anton	82 Davis Street
000744	Livermore	Doreen Emily	82 Davis Street
000745	Livermore	Isla Karen	Flat 3, 30 Jersey Road
000746	Livermore	Kirsty Nicole	Flat 4, 6 Jersey Road
000747	Livermore	Verity Anne	YMCA
000748	Lloyd	Christopher Sturdee	12 McKay Close

000749	Lloyd	Natalie Anne	12 McKay Close
000750	Loftus	Geoffrey	15 Biggs Road
000751	Loftus	Sara	15 Biggs Road
000752	Lowe	Katrina Louise	5 McKay Close
000753	Luxton	Anna	4 Biggs Road
000754	Luxton	Michael	1A Pioneer Row
000755	Luxton	Nicola	1A Pioneer Row
000756	Luxton	Robin	1 Jersey Road
000757	Luxton	Stephen Charles	Mullet Creek House
000758	Luxton	Wendy Jennifer	1 Jersey Road
000759	Luxton	Winifred Ellen	15 Fitzroy Road
000760	Luxton	Zoe	2 Glasgow Road
000761	Lyse	Linda Margaret	65 Fitzroy Road
000762	Macaskill	Angus Lindsay	8 Jeremy Moore Avenue
000763	Macaskill	Jeanette May	8 Jeremy Moore Avenue
000764	Macaskill	John	34 Ross Road West
000765	Macaskill	Robert John	1A Brisbane Road
000766	Macaskill	Tracey Jayne	1A Brisbane Road
000767	MacDonald	Andrew James	29 Callaghan Road
000768	MacDonald	Derek George	30 Endurance Avenue
000769	MacDonald	Irene	Flat 3, 5 Jeremy Moore Ave.
000770	Maddocks	Robert Charles	11 Murray Heights
000771	Marsh	Samantha Ann	7 Jersey Road
000772	Martin	Lee Anthony	7 McKay Close
000773	Martin	Lisa Maria	7 McKay Close
000774	May	Angela Jane	11 Sullivan Street
000775	May	Brian Roy	21 Jeremy Moore Avenue
000776	May	Bruce Raymond	9 Kent Road
000777	May	Connie	9 Kent Road
000778	May	Heather	1 Glasgow Road
000779	May	Jonathan Roy	12 Jeremy Moore Avenue
000780	May	Lucinda Vikki	12 Jeremy Moore Avenue
000781	May	Monica	21 Jeremy Moore Avenue
000782	May	Roger	11 Sullivan Street
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	Rampai	14A Drury Street
000790	McCallum	Shanice	YMCA
000791	McCallum	Timothy Andrew	14A Drury Street
000792	McCormick	Dale Ronald	24 Eliza Crescent
000793	McCormick	Pauline Margaret Ruth	29 Callaghan Road
000794	McCormick	Richard Paul	29 Callaghan Road
000795	McCormick	Samantha Laura	3 Jeremy Moore Avenue
000796	McCormick	Tamara Ann	Flat 8, 6 Jersey Road
000797	McCormick	Wayne Stanley James	12 Endurance Avenue
000798	McDade	Priscilla Alison	12 St Marys Walk

000799	McGill	Cara Jane	25 Shackleton Drive
000800	McGill	Daniel Stanford	2 James Street
000801	McGill	Darrel Ian	20 Jeremy Moore Avenue
000802	McGill	David William	Gardeners Cottage South
000803	McGill	Diane Beverley	2 James Street
000804	McGill	Doris Mary	32 Davis Street
000805	McGill	Gary	15 Brandon Road
000806	McGill	Glenda	1C Capricorn Road
000807	McGill	Heather Margaret	Gardeners Cottage South
000808	McGill	Ian Peter	1C Capricorn Road
000809	McGill	Len Stanford	2 James Street
000810	McGill	Teresa Rose	26 Ross Road East
000811	McKay	Bono John	21 Ross Road West
000812	McKay	Clara Mary	20 Ross Road West
000813	McKay	Heather Valerie	16 Eliza Crescent
000814	McKay	Jeannie Paullina	2 Allardyce Street
000815	McKay	Jennifer Coral	24 Eliza Crescent
000816	McKay	John David Toby	51 Callaghan Road
000817	McKay	Leona Ann	30 Jersey Road
000818	McKay	Mandy Rose	51 Callaghan Road
000819	McKay	Melvyn Andrew	55 Davis Street
000820	McKay	Michael John	64 Davis Street
000821	McKay	Michelle Jane	64 Davis Street
000822	McKay	Neil	60 Davis Street
000823	McKay	Paul Anthony	Flat 1, Moody Street
000824	McKay	Peter John	21 Ross Road West
000825	McKay	Rex	16 Eliza Crescent
000826	McKay	Stacey Jane	7 Biggs Road
000827	McKay	William Robert	20 Ross Road West
000828	McKee	Miranda	12 Watson Way
000829	McKee	Richard Buick	12 Watson Way
000830	McKenzie	Alice Maude	11 Thatcher Drive
000831	McKenzie	Charles Alexander Albert J	11 Thatcher Drive
000832	McLaren	Caroline Mary	51 Callaghan Road
000833	McLaren	Kevin Derek Charles	3D Jersey Road
000834	McLaren	Tony Eugene Terence	10 Moody Street
000835	McLeod	David	49 Callaghan Road
000836	McLeod	Glenda Otadoy	49 Callaghan Road
000837	McLeod	Henry Donald Alexander	16 Fieldhouse Close
000838	McLeod	Ian	17 Davis Street
000839	McLeod	Ian James	7 Ian Campbell Drive
000840	McLeod	Janet Wensley	75 Davis Street
000841	McLeod	Janice	2 Ross Road West
000842	McLeod	Joan May	13 Murray Heights
000843	McLeod	John (2)	23 Hansen Hill
000844	McLeod	Mally	17 Davis Street
000845	McLeod	Margaret Ann	13 Fitzroy Road East
000846	McLeod	Michael William	5 Short Street
000847	McLeod	Pearl Mary Ann	18 Brandon Road
000848	McLeod	Robert	75 Davis Street

000849	McLeod	Robert John	2 Ross Road West
000850	McLeod	Valorie Marcela	7 Ian Campbell Drive
000851	McMullen	June	8 Brandon Road
000852	McMullen	Lucille Anne	6A John Street
000853	McMullen	Matthew John	5 Fieldhouse Close
000854	McMullen	Tony	8 Brandon Road
000855	McPhee	Denise	4 Brandon Road West
000856	McPhee	June Iris	KEMH
000857	McPhee	Justin Owen	4 Brandon Road West
000858	McPhee	Kenneth John	8B St Marys Walk
000859	McRae	Charlotte Melize	28 Jersey Road
000860	McRae	Elvis Richard	Lookout Lodge
000861	McRae	Gloria Linda	9 Snake Hill
000862	McRae	Kerry Jane	32 Ross Road West
000863	McRae	Michael	2A 'H' Jones Road
000864	Middleton	Callum William	13 McKay Close
000865	Middleton	Caren	4 Rowlands Rise
000866	Middleton	Caroline Ann	7 James Street
000867	Middleton	Dennis Michael	Dolphin Cottage
000868	Middleton	Joan Eliza	8 James Street
000869	Middleton	Leif Miles Prindle	5 St Mary's Walk
000870	Middleton	Leonard	67 Fitzroy Road
000871	Middleton	Megan Shirley Rebecca	7 James Street
000872	Middleton	Nevin Alexander	4 Rowlands Rise
000873	Middleton	Phillip John	5 St Marys Walk
000874	Middleton	Sharon Elizabeth	Dolphin Cottage
000875	Middleton	Stephanie Anne	13 McKay Close
000876	Middleton	Yvonne Allison	50 Davis Street
000877	Miller	Andrew Nigel	7 Villiers Street
000878	Miller	Bruce Graham	46 John Street
000879	Miller	Carol	Marine Cottage
000880	Miller	Gail Marie	6A Brisbane Road
000881	Miller	Janet Mary	Market Garden, Airport Rd
000882	Miller	Jayne Elizabeth	27 Davis Street
000883	Miller	Jeanette	46 John Street
000884	Miller	Simon Roy	Marine Cottage
000885	Miller	Steven Geoffrey	4 Beaver Road
000886	Miller	Timothy John Durose	Market Garden, Airport Rd
000887	Miller	Warren Joseph	46 John Street
000888	Mills	Terence Kenneth	1 Thatcher Drive
000889	Minnell	Adrian James	8 Moody Street
000890	Minnell	Ella Josephine	17 Ian Campbell Drive
000891	Minnell	Hazel Eileen	5 Yates Place
000892	Minnell	Michelle Rose	1 Brandon Road
000893	Minnell	Tamara Rose	1 Brandon Road
000894	Minnell Goodwin	Joanne Hazel Rose	9 Murray Heights
000895	Minto	Barbra Pennisi	9 Fitzroy Road
000896	Minto	Christian Ian	18 Endurance Avenue
000897	Minto	Dilys Rose	18 Endurance Avenue
000898	Minto	Graham Stewart	12 Brisbane Road

000899	Minto	Karen Joleen	12 Brisbane Road
000900	Minto	Patrick Andrew	3B Jersey Road
000901	Minto	Sally Ann	12 Brisbane Road
000902	Minto	Sean Daen	18 Endurance Avenue
000903	Minto	Timothy Ian	18 Endurance Avenue
000904	Minto	Ximena Ida	Flat 1 Moody Street
000905	Miranda	Augusto	3 Thatcher Drive
000906	Miranda	Carmen	11 Hansen Hill
000907	Miranda	Ramon	3 Drury Street
000908	Miranda	Winifred Dorothy	3 Drury Street
000909	Mitchell	Shane Leon	16 Fieldhouse Close
000910	Moffatt	Angela	20 Ross Road East
000911	Moffatt	James	20 Ross Road East
000912	Moffatt	Jay	5 Gleadell Close
000913	Moffatt	Sean	20 Ross Road East
000914	Molkenbuhr	Lee Charles	19 Sullivan Street
000915	Molkenbuhr-Smith	Sara Jayne	1 Callaghan Road
000916	Morris	Alana Marie	4 Callaghan Road
000917	Morris	David	4 Callaghan Road
000918	Morris	Jason Paul	59 Fitzroy Road
000919	Morris	Trevor Alan	1 Moody Street
000920	Morrison	Dana Justine	2 Brandon Road West
000921	Morrison	Edgar Ewen	5 Racecourse Road
000922	Morrison	Fayan	54 John Street
000923	Morrison	Graham Stewart	34A Davis Street
000924	Morrison	Guy Damian	15 Brandon Road
000925	Morrison	Jacqueline Denise Anita	13 Ian Campbell Drive
000926	Morrison	Joan Margaret	3 Felton Court
000927	Morrison	John	14 Scoresby Close
000928	Morrison	Joleen Coleen	3 Felton Court
000929	Morrison	Keiran Kenneth	Police Cottages
000930	Morrison	Kenneth	13 Ian Campbell Drive
000931	Morrison	Lena	108 Davis Street
000932	Morrison	Leslie Theodore Norman	108 Davis Street
000933	Morrison	Lewis Ronald	55 Davis Street
000934	Morrison	Marcus Lewis	2A Capricorn Road
000935	Morrison	Michael John	10 Fitzroy Road East
000936	Morrison	Nanette Rose	46 Davis Street
000937	Morrison	Nigel Peter	3 Felton Court
000938	Morrison	Paul Roderick	3 Racecourse Road East
000939	Morrison	Richard Lowry	1 Biggs Road
000940	Morrison	Roxanne	13 Ian Campbell Drive
000941	Morrison	Russell John Allan	9 Discovery Close
000942	Morrison	Stewart	46 Davis Street
000943	Morrison	Susan Margaret	10 Fitzroy Road East
000944	Morrison	Tamara	2A' H' Jones Road
000945	Morrison	Violet Sarah	6B St Mary's Walk
000946	Morrison	William Roderick Halliday	54 John Street
000947	Munro	Grant Mackintosh	69 Fitzroy Road
000948	Murphy	Andrew Paul	2 King Street

000949	Murphy	Ann Susan	2 King Street
000950	Nannig Vargas	Robert Richard	Tigh Na Mara Moody Brook
000951	Napier	Lily	2 Racecourse Road
000952	Napier	Roderick Bertrand	2 Racecourse Road
000953	Neilson	Barry Marwood	23 Ross Road
000954	Neilson	Edward Sydney	23 Ross Road
000955	Neilson	Harold Ian	74 Davis Street
000956	Neilson	Margaret	23 Ross Road
000957	Newell	Joseph Orr	3 Villiers Street
000958	Newman	Andrew Raymond	51 Ross Road East
000959	Newman	Marlene	11 Jeremy Moore Avenue
000960	Newman	Terence	24 Endurance Avenue
000961	Newton	Elizabeth Eleanor	8 Murray Heights
000962	Nightingale	Karl Richard	1 Sullivan Street
000963	Norman	Heather Thelma	6A Pioneer Row
000964	Nutter	Arthur Albert	9 Brandon Road
000965	Nutter	Josephine Lesley	9 Brandon Road
000966	Ojeda Gallardo	Roberto Miguel Alejandro	9A Sullivan Street
000967	Olmedo	Alex	4 Biggs Road
000968	Ormond	Christina Helen	6 Goss Road
000969	Ormond	Kevin Michael Patrick J	6 Goss Road
000970	Ormond	Krysteen Alison	6 Goss Road
000971	Ormond	Terrienne Helen	2 Gleadell Close
000972	Owen	Sally	1 Biggs Road
000973	Oyarzo	Henry Hernan Guala	Flat 2 Jeremy Moore Avenue
000974	Padgett	Keith	3 Biggs Road
000975	Padgett	Valerie Janet	3 Biggs Road
000976	Paice	Corrinne	3 Racecourse Road
000977	Paice	Craig Arthur	3 Racecourse Road
000978	Parke	James Fred	25 Ross Road West
000979	Parke	Janet Margaret	25 Ross Road West
000980	Paver	Bernadette Marguerite	Moody Brook House
000981	Payne	Dilys Agnes	2 Racecourse Road East
000982	Payne	Samantha Jane	2 Racecourse Road East
000983	Payne	St. John Peter	2 Racecourse Road East
000984	Peck	Burnerd Brian	4 Thatcher Drive
000985	Peck	Carol Margaret	9 Rowlands Rise
000986	Peck	Christine	21 Jersey Road
000987	Peck	David John	15 Villiers Street
000988	Peck	David Patrick	5 Sullivan Street
000989	Peck	Davina Margaret	Lady Hunt House
000990	Peck	Eleanor Margaret	10 Davis Street
000991	Peck	Farrah Louise	5 Moody Street
000992	Peck	Gordon Pedro James	34 Eliza Crescent
000993	Peck	Harwood John Charles	26 Eliza Crescent
000994	Peck	James	2 Barrack Street
000995	Peck	Joshua Dolan	9 Rowlands Rise
000996	PED		6 Beaver Road
000997	Ped	Mila Boybanting	33 Eliza Crescent
000998	Peirega	Naomi Renee	1 Hebe Street

000999	Perkins	Vivienne Esther Mary	33 John Street
001000	Perry	Hilda Blanche	6A St Marys Walk
001001	Peters	Patricia Ann	30 Eliza Crescent
001002	Pettersson	April Samantha	8 Moody Street
001003	Pettersson	Derek Richard	3 Anderson Drive
001004	Pettersson	Trudi Ann	3 Anderson Drive
001005	Phillips	David Albert	35 Fitzroy Road
001006	Phillips	David Dawson	35 Fitzroy Road
001007	Phillips	Elisa	35 Fitzroy Road
001008	Phillips	Lynda	16 Brandon Road
001009	Pitt	Myra May	6A Pioneer Row
001010	Plato	Darren Richard	Tenacres Flat
001011	Plato	Martin Neil	2 Hebe Place
001012	Plato	Wendy Ann	2 Hebe Place
001013	Plunkett	Mark Penson	22 Endurance Avenue
001014	Pole-Evans	Amy Rose	4 McKay Close
001015	Pole-Evans	John	16 Ross Road East
001016	Pole-Evans	Lisa	74 Davis Street
001017	Pole-Evans	Marcus Samuel	4 McKay Close
001018	Pole-Evans	Martin	12 Murray Heights
001019	Pole-Evans	Michael Anthony	4 McKay Close
001020	Pollard	Andrew Keith	2 Hansen Hill
001021	Pollard	Elizabeth Eve	23 Ross Road East
001022	Pollard	John	23 Ross Road East
001023	Pollard	Mark John	4 Hebe Place
001024	Pompert	Joost Herman Willem	11 Ross Road West
001025	Poncet	Jeremy Nigel	2 Brandon Road West
001026	Poncet	Sally Elizabeth	2 Brandon Road West
001027	Poole	Christopher William	37 Fitzroy Road
001028	Poole	Evelyn May	31 Fitzroy Road
001029	Poole	Jody May	13 Hansen Hill
001030	Poole	Juliet Hazel	8 Anderson Drive
001031	Poole	Michael James	19 Davis Street
001032	Poole	Nancy Margaret	52 John Street
001033	Poole	Raymond John	52 John Street
001034	Poole	Ross William	52 John Street
001035	Poole	Steven Charles	11 Hansen Hill
001036	Poole	Toby Raymond	19 Davis Street
001037	Poole	William John	31 Fitzroy Road
001038	Porter	Marcus James	5 Jeremy Moore Avenue
001039	Pratlett	Patricia Carol Ann	10 A James Street
001040	Prindle-Middleton	Stella Margaret	5 St Mary's Walk
001041	Pring	Bernadette Jane Spencer	5A Ross Road West
001042	Pring	Geoffrey Alan	5A Ross Road West
001043	Prior	Claudette	1 Goss Road
001044	Prior	Malcolm	1 Goss Road
001045	Quinto Salluca	Luis Alberto	88 Davis Street
001046	Reddick	Keith John	By-Pass Road
001047	Reeves	Jill Edith	3 Jeremy Moore Avenue
001048	Reeves	Michael	8 Jersey Road

001049	Regalado	Roxanne	Flat 7, 6 Jersey Road
001050	Reid	Ann	3A Hansen Hill
001051	Reid	Beverley Rose	12 James Street
001052	Reid	Colleen Rose	9 Fitzroy Road East
001053	Reid	Elizabeth Jayne	4 Fieldhouse Close
001054	Reid	John Alexander	7 Fitzroy Road
001055	Reid	Joseph Reynold Benjamin	41 Eliza Crescent
001056	Reid	Pamela Ruth	14 Jersey Road
001057	Reid	Paula	5 Biggs Road
001058	Reid	Reynold Gus	5 Biggs Road
001059	Reid	Simon Gus	9 Fitzroy Road East
001060	Rendell	Michael	8 Ross Road West
001061	Rendell	Nicholas Simon Oliver	5 Moody Street
001062	Rendell	Phyllis Mary	8 Ross Road West
001063	Richards	Shirley	8A James Street
001064	Riddell	Jacob David	33 Davis Street
001065	Roberts	Bradley Gerard	49 Ross Road East
001066	Roberts	Cheryl Ann Spencer	49 Ross Road East
001067	Roberts	David Anthony	1 Mountain View
001068	Roberts	Laura May	4 Kent Road
001069	Roberts	Lynn	3 Gleadell Close
001070	Roberts	Peter James	49 Ross Road East
001071	Roberts	Simon Theodore Nathaniel	5 Narrows View
001072	Robertson	Janet	11 Ross Road West
001073	Robson	Alison Emily	15 Villiers Street
001074	Robson	Cherry Rose	5 Philomel Street
001075	Robson	Gerard Michael	1 Philomel Place
001076	Robson	Jodie	1 Philomel Place
001077	Robson	Miranda Gaye	10 Hansen Hill
001078	Robson	Patricia Jayne	18 Ross Road East
001079	Robson	Phyllis Ann	1 Philomel Place
001080	Robson	Raymond Nigel	10 Hansen Hill
001081	Robson	William Charles	18 Ross Road East
001082	Ross	Allan John	1 Short Street
001083	Ross	Christine Aislinn	Flat 5, 1 Jeremy Moore Ave.
001084	Ross	Claudio Javier Ampeuro	7 Narrows View
001085	Ross	Glenn Stephen	23 Watson's Way
001086	Ross	Janet	23 Watson Way
001087	Ross	Kerri-Anne	23 Watson Way
001088	Ross	Kevin John	12 Snake Hill
001089	Ross	Lachlan Neil	14 Fieldhouse Close
001090	Ross	Rebecca Jane	6 Jersey Road, Flat 3
001091	Ross	Roy	19 Jersey Road
001092	Ross	Shirley Vyona	1 Short Street
001093	Rowland	Charlene Rose	19 Jeremy Moore Avenue
001094	Rowland	John Christopher	19 Jeremy Moore Avenue
001095	Rowland	Sarah Anne	9 Hansen Hill
001096	Rowlands	Daisy Malvina	39 John Street
001097	Rowlands	Dorinda Roberta	3 Hebe Street
001098	Rowlands	Jane Louise	13 Callaghan Road

001099	Rowlands	Neil	3 Hebe Street
001100	Rowlands	Robert John	13 Callaghan Road
001101	Rozee	Betty Ellen	16 Davis Street
001102	Rozee	Derek Robert Thomas	16 Davis Street
001103	Rozee	Karen Michella	3 Discovery Close
001104	Sackett	Albert John	25A Ross Road East
001105	Sackett	Jacqueline	25 Callaghan Road
001106	Sackett	Michael John Carlos	25 Callaghan Road
001107	Sanchez	Jennifer Helen	26 Endurance Avenue
001108	Sanchez Ladron De	Karen Pamela	5 Brisbane Road
001109	Sawle	Felicity Anne Hermione	Seaview Cottage Ross Road
001110	Sawle	James Christopher	Seaview Cottage Ross Road
001111	Sawle	Judith Margaret	Seaview Cottage Ross Road
001112	Sawle	Richard	Seaview Cottage Ross Road
001113	Senociain Short	Kylie Deborah	6 Police Cottages
001114	Shcherbich	Zhanna Nikolaevna	13 Biggs Road
001115	Shelbourne	Carolyn Wendy	2 Moody Street
001116	Shepherd	Anna Jenine	6 Brisbane Road
001117	Shepherd	Darren Harold	6 Brisbane Road
001118	Shepherd	Ramsey	1A Hansen Hill
001119	Shepherd	Roy	4 Felton Court
001120	Shepherd	Sarah Jane	4 Felton Court
001121	Shillitoe	Helena De Fatima	The Brook Moody Brook
001122	Shillitoe	Ryan Lawrence	The Brook Moody Brook
001123	Shillitoe	Stephen Bruce	Flat 1, Hebe Street
001124	Short	Alison	9 Pioneer Row
001125	Short	Brenda	11 Barrack Street
001126	Short	Celia Soledad	7 Pitaluga Place
001127	Short	Christina Ethel	12 Brandon Road
001128	Short	Clint Andrez Robert	48 Davis Street
001129	Short	Derek Patrick	53 Callaghan Road
001130	Short	Emily Christina	1 Fitzroy Road East
001131	Short	Gavin Phillip	6 Police Cottages
001132	Short	Isabel Rose	6 Davis Street
001133	Short	Liam Michael Felton	41 Callaghan Road
001134	Short	Lyndsay Marie	48 Davis Street
001135	Short	Marc Peter	7 Anderson Drive
001136	Short	Marlene Cindy	9 Pitaluga Place
001137	Short	Montana Tyrone	4 Dairy Paddock Road
001138	Short	Patrick Warburton	6 Davis Street
001139	Short	Peter Robert	1 Fitzroy Road East
001140	Short	Richard Edward	9 Pitaluga Place
001141	Short	Riley Ethroe	11 Barrack Street
001142	Short	Robert George	48 Davis Street
001143	Short	Sara Jane	Murray Heights
001144	Short	Vilma Alicia	4 Dairy Paddock Road
001145	Simmonds	Donald Rodney Falkland	48 Davis Street
001146	Simpson	Bertha Veronica	8 Rowlands Rise
001147	Simpson	James Alexander Bruce	7 Racecourse Road
001148	Simpson	John Frederick	8 Rowlands Rise

001149	Sinclair	Veronica Joyce	21 Ross Road West
001150	Skene	Greta Winnora Miller	22 Ross Road East
001151	Smallwood	Margo Amee	105 Davis Street
001152	Smallwood	Michael Anthony	105 Davis Street
001153	Smith	Aidan James	5A Davis Street
001154	Smith	Andrew John	4 Philomel Street
001155	Smith	Antony David	33A Davis Street
001156	Smith	Anya Deirdre	8 Eliza Crescent
001157	Smith	Colin David	6 James Street
001158	Smith	Crystal Rose	3 Police Cottages
001159	Smith	Elenore Olive	3 Brisbane Road
001160	Smith	George Patterson	15 Watson Way
001161	Smith	Gerard Alexander	8 Barrack Street
001162	Smith	Gina Ruth Mary	3 John Biscoe Road
001163	Smith	Heather	19 Watson Way
001164	Smith	Ian Lars	5 Brandon Road
001165	Smith	Ileen Rose	28 Ross Road West
001166	Smith	James Terence	3 Fitzroy Road West
001167	Smith	Jennifer Ethel	6 Watson Way
001168	Smith	Jenny Lorraine	15 Watson Way
001169	Smith	John	28 Ross Road West
001170	Smith	John Derek	8 Eliza Crescent
001171	Smith	Martyn James	6A Ross Road West
001172	Smith	Michael Edmund	39 Eliza Crescent
001173	Smith	Nadia Louis	11 Brandon Road
001174	Smith	Natalie Marianne	6 James Street
001175	Smith	Nora Kathleen	5 Fitzroy Road East
001176	Smith	Osmund Raymond	3 Brisbane Road
001177	Smith	Paul	1 Callaghan Road
001178	Smith	Robin Charles	19 Watson Way
001179	Smith	Roy Alan	11 Brandon Road
001180	Smith	Susan	17 Jersey Road
001181	Smith	Tyssen John Richard	3 John Biscoe Road
001182	Socodo	Phoebe Esther	16 Jersey Road
001183	Spicer	Mark Anthony	16 St Mary's Walk
001184	Spicer	Susan	16 St. Marys Walk
001185	Spink	Roger Kenneth	The Brook Moody Brook
001186	Spinks	Malvina Ellen	8 Yates Place
001187	Spruce	Helena Joan	Milestone, 29 Ross Road W.
001188	Spruce	Mark Felton	6 Anderson Drive
001189	Spruce	Terence George	Milestone, 29 Ross Road W.
001190	Steen	Allan Graham	32 Ross Road West
001191	Steen	Barbara Ingrid	39 Ross Road West
001192	Steen	Karen Lucetta	32 Fitzroy Road
001193	Steen	Kimberley Joanna	21 St Mary's Walk
001194	Stenning	Anna Russalka	5B Ross Road West
001195	Stenning	Timothy Charles	5B Ross Road West
001196	Stephenson	Dylan	4 Davis Street
001197	Stephenson	Jason	87A Davis Street
001198	Stephenson	Joan Margaret	Moody Valley House

001199	Stephenson	Katrina	4 Davis Street
001200	Stephenson	Zachary	4 Davis Street
001201	Stevens	Caris Kirsten	30 Davis Street
001202	Stevens	Ishmael Llewellyn	10 Ian Campbell Drive
001203	Stevens	Kathleen Rose	10 Ian Campbell Drive
001204	Stevens	Kelly-Marie	26 Ross Road East
001205	Stevens	Paul Theodore	6 Dairy Paddock Road
001206	Stevens	Valerie Ann	6 Dairy Paddock Road
001207	Stewart	Celia Joyce	14 Allardyce Street
001208	Stewart	Daniel Duane	12 Scoresby Close
001209	Stewart	Duane William	17 Scoresby Close
001210	Stewart	Hulda Fraser	24 Ross Road West
001211	Stewart	Ian Bremner	34 Ross Road East
001212	Stewart	Irene Anne	6 Discovery Close
001213	Stewart	Kenneth Barry	Flat 5, 6 Jersey Road
001214	Stewart	Lesley Lauren	34 Ross Road East
001215	Stewart	Pam Ellen	18 Endurance Avenue
001216	Stewart	Ruth Jane	17 Scoresby Close
001217	Stewart	Sheila Olga	34 Ross Road East
001218	Stewart-Reid	Carol Ellen Eva	7 Fitzroy Road
001219	Strange	Maria Marta	The Dolphins, Snake Street
001220	Strange	Shona Marguerite	6B Ross Road West
001221	Stroud	Mark Adrian	10 Sullivan Street
001222	Sullivan	Jonathan Francis	Mullet Creek
001223	Summers	Brian	1 Ross Road East
001224	Summers	Dorothy Constance	42 Eliza Crescent
001225	Summers	Edith Catherine	5 Dean Street
001226	Summers	Irvin Gerard	1 Anderson Drive
001227	Summers	Jacqueline	11 Pioneer Row
001228	Summers	Jonathan Derek	5 Allardyce Street
001229	Summers	Judith Orissa	1 Ross Road East
001230	Summers	Lynn Jane	20 Jeremy Moore Avenue
001231	Summers	Michael Kenneth	6A Brisbane Road
001232	Summers	Michael Victor	11 Pioneer Row
001233	Summers	Naomi Christine	4 Anderson Drive
001234	Summers	Owen William	5 Brandon Road West
001235	Summers	Rowena Elsie	5 Allardyce Street
001236	Summers	Roy	32 Eliza Crescent
001237	Summers	Sheila	1 Anderson Drive
001238	Summers	Sybella Catherine Ann	1 Ross Road West
001239	Summers	Sylvia Jean	8 Racecourse Road
001240	Summers	Terence	1 Ross Road West
001241	Summers	Tony	8 Racecourse Road
001242	Summers	Veronica	5 Brandon Road West
001243	Sutcliffe	Lynsey Claire	1 Moody Street
001244	Sutcliffe	Michael Ian	Lookout Lodge
001245	Sutherland	John Gall	3 Mountain View
001246	Sytchov	Dmitri	1 Felton Court
001247	Sytchov	Vladimir	1 Felton Court
001248	Sytchova	Natalia Mikhaylovna	1 Felton Court

001249	Sytchova	Ulia	1 Felton Court
001250	Taylor	Anne Louise	4 Drury Street
001251	Taylor	Graham	55 Fitzroy Road
001252	Taylor	Ruth Eleanor	55 Fitzroy Road
001253	Teale	Colin Edwin	8 Brisbane Road
001254	Tellez	Arturo	Flat 4, 1 Jeremy Moore Ave
001255	Thain	Craig John	8 Davis Street
001256	Thain	John	8 Davis Street
001257	Thain	Stephanie Ann	8 Davis Street
001258	Thom	David Anderson	47 Fitzroy Road
001259	Thom	Dorothy Irene	47 Fitzroy Road
001260	Thom	Norma Ann	92 Davis Street
001261	Thomas	Jacqueline Joyce	11 Callaghan Road
001262	Thomas	Justin Paul	11 Callaghan Road
001263	Thorsen	Carol Margaret	10 Beaver Road
001264	Thorsen	David Moller	10 Beaver Road
001265	Toolan	George Benjamin	13 Sullivan Street
001266	Toolan	Rose Mary	13 Sullivan Street
001267	Toolan	Stephen David John	13 Sullivan Street
001268	Triggs	David William	3 Fieldhouse Close
001269	Triggs	Diane	3 Fieldhouse Close
001270	Triggs	Michael David	3 Fieldhouse Close
001271	Trinidades Burucua	Dahiana	14 Watson Way
001272	Tuckwood	John Rodney	1 Drury Street
001273	Turner	Betty Ann	8 Fitzroy Road East
001274	Turner	Howard Guy	8 Fitzroy Road East
001275	Turner	Joanne Elizabeth	61 Fitzroy Road
001276	Turner	Ronald	K.E.M.H
001277	Tyrrell	Garry Bernard	1 Beaver Road
001278	Tyrrell	Gina Michelle	1 Beaver Road
001279	Valler	Glyndwr Huw	Flat 6, 1 Jeremy Moore Ave
001280	Velasquez	Eva Irma Linda	Flat 6, 7 Jeremy Moore Ave
001281	Velasquez	Evan Oscar	36 John Street
001282	Vidal Roberts	Leona Lucila	1 Mountain View
001283	Vilchez Valverde	Maria Yhovana	88 Davis Street
001284	Villalon	Hector Ricardo	Lookout Lodge
001285	Villegas	Caroline	7 Fieldhouse Close
001286	Villegas	Pedro Francisco	7 Fieldhouse Close
001287	Vincent	Elliott Lawrence	10 Endurance Avenue
001288	Vincent	Janette Mary	10 Endurance Avenue
001289	Vincent	Matthew Stephen	10 Endurance Avenue
001290	Vincent	Stephen Lawrence	10 Endurance Avenue
001291	Wade	Donald Harold	Cabin No 12, St Mary's Walk
001292	Wade	June Rose Elizabeth	17 Murray Heights
001293	Wallace	Fraser Barrett	10 John Street
001294	Wallace	Ian	28 Brandon Road
001295	Wallace	James Barrett	38 Ross Road West
001296	Wallace	Maria Lilian	38 Ross Road West
001297	Wallace	Michael Ian	23 Callaghan Road
001298	Wallace	Stuart Barrett	38 Ross Road West

001299	Wallace	Una	23 Callaghan Road
001300	Wallace-Nannig	Fiona Alice	Tigh Na Mara, Moody Brook
001301	Ward	Alison Denise	9 Anderson Drive
001302	Ward	Dennis James	9 Anderson Drive
001303	Watson	Andrew James	9 James Street
001304	Watson	Ben	7 Moody Street
001305	Watson	Dominic Robert	7 James Street
001306	Watson	Joanne	9 James Street
001307	Watson	Paul	20 Endurance Avenue
001308	Watt	Stephen Robert	11 Narrows View
001309	Watt	Sylvia Ann	11 Narrows View
001310	Watts	Patrick James	13 Brisbane Road
001311	Webb	Gary Colin	58 Davis Street
001312	Webb	Loretta Isobel	58 Davis Street
001313	White	Judy Marie	Flat 1, 3 Jeremy Moore Av
001314	White	Victoria Jane	3 Biggs Road
001315	Whitney	Frederick William	1 Police Cottages, 9 Ross Rd
001316	Whitney	Jason	15 Ross Road East
001317	Whitney	Kurt Ian	2 Pioneer Row
001318	Whitney	Lana Rose	22 Eliza Crescent
001319	Whitney	Susan Joan	1 Police Cottages, 9 Ross Rd
001320	Wilkinson	Alistair Graham	5 Felton Court
001321	Wilkinson	David Clive Walter	24 Goss Road
001322	Wilkinson	Johan	5 Felton Court
001323	Wilkinson	Robert John	2A Brisbane Road
001324	Williams	Christian Leonard Edward	5 McKay Close
001325	Williams	Glen	33 Ross Road East
001326	Williams	Lee Perry Adrian John	40 Ross Road West
001327	Williams	Margaret Elizabeth	33 Ross Road East
001328	Williams	Marlene Rose	23 Ross Road West
001329	Williams	Ray Allan	30 Eliza Crescent
001330	Williamson	Kathleen Laura	5 McKay Close
001331	Williamson	Rachel Mary	5 McKay Close
001332	Wilson	Stephen John	1 Davis Street West
001333	Wilson	Tara	1 Davis Street West
001334	Wylie	Ashley Craig Robert	1 Jersey Road
001335	Wylie	Julian Richard	1 McKay Close
001336	Zuvic-Bulic	Kuzma Mario	Holdfast House, Holdfast Rd
001337	Zuvic-Bulic	Saul Kuzma	16A Ross Road West
001338	Zuvic-Bulic	Sharon Marie	Holdfast House, Holdfast Rd
001339	Zuvic-Bulic	Zoran Mario	Holdfast House, Holdfast Rd

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31 May 2012

No. 6

Appointments

Rachael Crowie, Personal Assistant/Office Manager, South Atlantic Environmental Research Institute, 24.04.12.

Valerie Janet Padgett, Courts Administrator, Courts Department, 30.04.12.

Alistair Gordon Biggs, Plant Operator/Handyman, Quarry Section, Public Works Department, 01.05.12.

Imogen Fiona Didlick, Legal Secretary, Attorney General's Chambers, 01.05.12.

Rebecca Lily Gomez-Reid, Learning Support Assistant, Department of Health and Education, 07.05.12.

Michelle Ruth Joshua, Learning Support Assistant, Department of Health and Education, 07.05.12.

Neil Robert Mitchell, Police Constable, Department of Emergency Services, 07.05.12.

Victoria Louise Collier, Learning Support Assistant, Department of Health and Education, 09.05.12.

Martin Anthony Doyle, Plant Operator/Handyman, Highways Section, Public Works Department, 14.05.12.

Alejandro Neri Igao, Plant Operator/Handyman, Highways Section, Public Works Department, 14.05.12.

Sally Ann Minto, Administration Clerk, Highways Section, Public Works Department, 17.05.12.

Alexander Charles Blake, Scientific Fisheries Observer, Department of Natural Resources, 21.05.12.

Paul Edwin Brewin, Fisheries Scientist (Biology), Department of Natural Resources, 28.05.12.

Completion of Contract

Alberto Monllor Hurtado, Scientific Fisheries Observer, Department of Natural Resources, 08.04.12.

Deborah Davidson, Scientific Fisheries Observer, Department of Natural Resources, 13.05.12.

Renewal of Contract

Alberto Monllor Hurtado, Scientific Fisheries Observer, Department of Natural Resources, 09.04.12.

Promotion

Keith Padgett, from Financial Secretary, Treasury to Chief Executive, Secretariat, 01.04.12.

Resignation

Charmain Butler, Sports Attendant, Leisure Centre, 04.05.12.

NOTICES

No. 31

2 May 2012

Falkland Islands Constitution Order 2008

section 81

Appointment of Chairperson to the Public Accounts Committee

1. Section 81(1)(a) of the Falkland Islands Constitution Order 2008 provides for the Governor to appoint a chairperson to 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:-

Andrea Patricia Clausen as chairperson.

3. This appointment has effect from 20 April 2012 for two years, expiring on 19 April 2014, unless terminated sooner.

Dated 2 May 2012

R. P. NYE,
Acting Governor

No. 32

9 May 2012

Customs Ordinance 2003
section 7(3)
Appointment of Temporary Customs Officer

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

Cpl Neil Furniss – F8430269 from 3 May to 3 November 2012.

Dated 9 May 2012

R. J. KING,
Collector of Customs.

No. 33

14 May 2012

Customs Ordinance 2003
section 7(3)
Appointment of Temporary Customs Officer

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

Cpl Robert Alexander – T8440274 from 9 February to 9 August 2012.

Dated 14 May 2012

R. J. KING,
Collector of Customs.

No. 34

24 May 2012

Legislative Assembly of the Falkland Islands
Customs Ordinance 2003
section 113
Customs Resolution of the Legislative Assembly
No 1 of 2012

It is resolved by the Legislative Assembly, under section 113 of the Customs Ordinance 2003 (Title 26.1) that:-

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

on beer from 29p to 30p per litre;
on wines from 74p to 76p per litre;
on fortified wines from 87p to 90p per litre;
on spirituous beverages from £5.94 to £6.12 per litre;
on spirits from £10.86 to £11.19 per litre;
on cigars from £270.87 to £284.41 per kilo;
on cigarettes from £291.66 to £306.24 per kilo;
on tobacco from £178.04 to £186.94 per kilo; and

(b) this amendment of the Customs Order comes into force on 24 May 2012.

Dated 24 May 2012

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

No. 35

25 May 2012

Electricity Supply Regulations (Title 31.1.1)
regulation 10

1. This notice is given to comply with regulation 10A(5) of the Electricity Supply Regulations.

2. A variation in electricity prices was announced on 25 May 2012 and came into effect on 26 May 2012.

3. The overall price of electricity per unit for all consumers was increased from 21p to 22p.

4. For consumers supplied via pre-payment meters, electricity is still being supplied at 19p per unit but a 15.8% surcharge is now being applied to the face value of pre-payment cards.

5. For all other consumers, electricity is now being supplied at 22p per unit.

Dated 25 May 2012

N. J. GRANGER,
Acting Financial Secretary.

No. 36

28 May 2012

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

Take notice that Patrick William Peck of 11 Discovery Close, Stanley, Falkland Islands, died on 7 December 2011 intestate.

Whereas David Peck 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 28 May 2012

V. J. PADGETT,
Registrar, Supreme Court.

No. 37

28 May 2012

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

Take notice that **Paulette Rose Smith** of The Evergreen Hemlington Village Road Hemlington Middlesbrough United Kingdom, died on 27 February 2012 intestate.

Whereas **Irene MacDonald and Edwina Browning** 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 28 May 2012

V. J. PADGETT,
Registrar, Supreme Court

No. 38

28 May 2012

Public Accounts Committee
Register of Members' Interests

The information contained in this Register is provided by members of the Public Accounts Committee in accordance with section 7(4)(c) of the Public Accounts Committee Ordinance.

The information is current to 28 May 2012.

Particulars of 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.

Andrea Clausen:
Falkland Islands Tours & Travel Ltd
Falkland Islands Tourist Board

David Lang:
None

Mike Summers:
Quark Fishing Ltd
Pioneer Seafoods Ltd

Concordia Ltd

Simon Hardcastle:
None

Ian Hansen:
None

2. Remunerated employment, office or profession

Andrea Clausen:
None

David Lang:
Legal Practitioner from 28 Goss Road, Stanley
Notary Public
Commissioner for Oaths

Mike Summers:
Director of Quark Fishing Ltd
Director of Pioneer Seafoods Ltd
Director of Concordia Ltd

Simon Hardcastle:
Part time employee of Falklands Fresh Ltd and FIC Ltd

Ian Hansen:
Farm Owner – Main Point, West Falklands
MLA - FIG

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 Public Accounts Committee might have been or might be influenced by the client's interests

Andrea Clausen:
None

David Lang:
Holds no general retainer for any client and has not held any such retainer during the past 12 months. Has been instructed by FIDC in a number of mortgage transactions and in one transaction relating to the sale of shares held by it.

Instructed by Mr & Mrs Reynolds in relation to the possible sale to them of Stanley Dairy Ltd and also in relation to the termination of their employment by FIDC/St Stanley Dairy Ltd.

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:
None

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

Andrea Clausen:
None

David Lang:
Chairman (unpaid) of the Stanley Sea Cadets Unit Management Committee. The Stanley Sea Cadets Unit (TS Endurance) is a registered charity which receives assistance in various forms from FIG and private sector companies and individuals.

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:
None

5. Gifts, benefits and hospitality

Andrea Clausen:
None

David Lang:
No gifts except from family and friends
FIG Pensioner receiving Non-discretionary occupational pension
Receives hospitality at Government House

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:
None

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

Andrea Clausen:
None

David Lang:
None

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:
None

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

Andrea Clausen:
None

David Lang:
None

Mike Summers:
None

Simon Hardcastle:
None

Ian Hansen:
None

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

Andrea Clausen:
3 St Mary's Walk (jointly with spouse)

David Lang:
Joint Ownership of 28 Goss Road, Stanley

Mike Summers:
11 Pioneer Row
12 Pioneer Row
Mount Maria House, Port Howard

Simon Hardcastle:
None

Ian Hansen:
Main Point Farm, West Falkland

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 and more than £25,000.00

Andrea Clausen:
Falkland Islands Tours & Travel Ltd

David Lang:
None

Mike Summers:
Quark Fishing Ltd (25.1%)
Pioneer Seafoods Ltd (50% plus 50% spouse)
Concordia Ltd (50% plus 50% spouse)

Simon Hardcastle:
None

Ian Hansen:
None

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 Public Accounts Committee 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

Andrea Clausen:
None

David Lang:
Daughter was Financial Controller of FIDC
Remunerated where clients are legally aided by payment from the Legal Aid provision in the Justice Department, FIG

Mike Summers:
Chairman FIOGA
Trustee FI YMCA
Trustee Stanley Golf Club
Director FIFCA
Director Port Howard Farm Ltd

Simon Hardcastle:
None

Ian Hansen:
None

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Extraordinary

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No. 7

NOTICES

No. 39

31 May 2012

Fishery Products Ordinance 2006
section 1
Commencement Notice

1. Section 1 of the Fishery Products Ordinance 2006 (Title 39.8) 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 the day following publication of this notice in the *Gazette*.

Dated 31 May 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 40

31 May 2012

Fishery Products (Hygiene) Regulations 2012
regulation 2
Commencement Notice

1. Regulation 2 of the Fishery Products (Hygiene) Regulations 2012 provides that the Regulations come into force on a date to be fixed by the Governor by notice published in the *Gazette*.

2. I give notice that the Regulations will come into force on the day following publication of this notice in the *Gazette*.

Dated 31 May 2012

N. R. HAYWOOD C.V.O.,
Governor.

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FALKLAND ISLANDS GAZETTE

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No. 8

Appointment

Edgar Ewen Morrison, Plant Operator/Handyman, Highways Section, Public Works Department, 28.05.12.

Reuben Joseph Harwood, Plant Operator/Handyman, Quarry Section, Public Works Department, 01.06.12.

Emeka Okechukwu Nweje, Laboratory Manager, Department of Health and Education, 04.06.12.

Robert Queenborough, Chief Medical Officer, Department of Health and Education, 04.06.12.

Joanne Louise Tanner, Pasture Agronomist, Agriculture, Department of Natural Resources, 09.06.12.

Jody May Poole, Accounting Assistant, Treasury, 18.06.12.

Resignation

Kerry Jane McRae, Payroll Manager/Recruitment Co-ordinator, Human Resources, Department of Central Services, 04.05.12.

Wendy Ann Harris, Accounting Assistant, Treasury, 01.06.12.

Andrea Joanna Barlow, Police Constable, Department of Emergency Services, 18.06.12.

Retirement

Melody Christina Fiddes, Teaching Assistant, Department of Health and Education, 04.05.12.

Barbara June Besley-Clark, Handyperson/Storeperson, Housing Section, Public Works Department, 25.06.12.

Robin Christopher Goodwin, Fitter (Qualifying Mechanic), Falkland Islands Government Air Service, Department of Central Services, 30.06.12.

Transfer

Elizabeth Jayne Reid, from Legal Secretary to Registrar General, Attorney General's Chambers, 08.06.12.

Alison Jane Marie Ford, from Learning Support Assistant to Senior Teaching Assistant, Department of Health and Education, 11.06.12.

Priscilla Violet Morrison-Betts, from Learning Support Assistant, Department of Health and Education to Clerk, Public Works Department, 30.06.12.

NOTICES

No. 41

20 June 2012

Public Health Ordinance (Title 61.1)

Notice of Charges

1. Section 44 of the Public Health Ordinance provides that such charges may be made in respect of medical services as are from time to time approved by the Governor and published in the Gazette.

2. The charges listed in the Schedule have been approved by the Governor in Council with effect from 1 July 2012.

Dated 20 June 2012

M. J. POOLE,
Manager, King Edward VII Memorial Hospital.

SCHEDULE

Medical and Dental Charges 2012/13

The charges below are imposed on patients that are not entitled to free healthcare within the Falkland Islands.

These charges do not apply to Military personnel, Ministry of Defence civilians or contractors, or their dependants, all of whom are covered by a separate Memorandum of Understanding.

The following are not entitled to treatment and will be expected to meet the costs of their treatment together with associated administrative and travel (medical evacuation) expenses:

- Tourists and visitors to the Islands unless they are normally resident in a country with which the FIG has a reciprocal agreement (at present only with the UK for local treatments only (see Note 1)).
- Merchant seamen, fishermen and crews of ships visiting the Falkland Islands or operating in the Falkland Islands Conservation Zone (FICZ) unless they, as individuals, are normally resident in a country with which the Falkland Islands Government has a reciprocal agreement (at present only with the UK for local treatments only (see Note 2)).
- Anyone not covered by the UK/FI reciprocal health care agreement and who is employed in the Islands on a contract of less than six months. Anyone in this category should be in possession of a medical insurance policy to a value of at least US Dollars \$200,000 which includes provision for emergency medical evacuation to South America, the United Kingdom, or their home country, and repatriation costs where necessary.

In the event that a non-entitled person is unable to pay and/or is uninsured, FIG may in its discretion provide treatment to stabilise their condition but will not meet repatriation or medical evacuation costs.

Note 1: For clarification, local treatment excludes any costs associated with aeromedical evacuation or medical treatment overseas.

Note 2: For clarification, this excludes British citizens who are not entitled at the time to treatment under the NHS of the UK.

Non-entitled patient charges	Charges
Administration charge (to be added to all invoices)	£15
Inpatient day inclusive all treatment	£626
Outpatient appointment (exc diagnostics)	
under 15 minutes	£89
over 15 minutes	£116
<i>Note: Up to £23 worth of drugs inc in the appointment charge</i>	
A&E attendance (exc. Diagnostics)	£185
ECGs	£54
X-rays	£89
Drugs	Minimum charge £23
	or Cost price + 125% (whichever greater)
Medical Report	£64
Physiotherapy per 10 min session	£46
Mortuary Charge	£382 + £26 per day
Certificate of death	£107

Certificate of repatriation of remains	£107
Ambulance in vicinity of Stanley	£129
Ambulance – Stanley Airport to KEMH	£191
Ambulance – KEMH to MPA	£255
Lab tests	£26 per test

The following charges are imposed across all relevant individuals regardless of whether they are eligible or not eligible for free care:

Other patient charges (for entitled and non-entitled patients)	Charges
Vaccination certificate	£27
Walking Stick	£25
Crutches	£26
Copy of X-ray	£13
Lab Tests (only charged as part of a medical for Entitled persons)	£26 per test
Medical treatment overseas flight fee (for all patients referred overseas for medical treatment – this charge shall only be applied for the first referral relating to a particular condition)	£300

Vaccinations	
Hep A (2 vaccinations)	£50
Hep B (3 vaccinations)	£81
Meningitis A & C	£19
Rabies (3 vaccinations)	£82
Typhoid	£19
Yellow Fever	£35
Antimalarial tablets	charged per medication and length of course – charges vary depending on medication required at cost price + 125%

Medicals	
Medical	£69
ENG1 Medical Ex	Preset charges from UK
CAA Medical Ex	As above
Diving Medical Ex	£94
Immigration Medical	£94
Ultrasound scan	£116
Food Handling	£24

Meal Charges	
Meals on Wheels	£1.85
Day Centre Meals	£1.65
Prisoner Meals – lunch	£4.30 Hot meal
Prisoner Meals – supper	£3.10 Salad/Sandwiches
Duty Staff Meals	£2.50
Non Duty Staff Meals	£4.30 Hot meal
	£3.10 Salad/Sandwiches
Rent Charge 37 Callaghan Rd	£14 per night

Medical	
Ravaxis	£13.50
Spectacle repair	£7.50
Eye Test	£36
Veterinary animal request	£23
Destruction of pharmaceuticals via pharmacy	on charge of incineration costs from 3 rd party provider on a per kilo basis (£24 minimum charge)
Performance of random drug testing by Path Lab	negotiable, but minimum of £150 per month depending on scope of testing

Based on actual costs to Falkland Islands Government, charges will be made for the following items including departmental charges, except for exempt patients – pensioners and those in full time education (inc. Further Education students), as follows:

Dental

Emergency appointment for dental pain ¹ (if the individual has not attended the dentist for two years or more)	£109
White fillings (on back teeth)	£112
Crowns	£186
Bridges	£322
Inlays – per tooth	£186
Partial denture – each	£186
Full denture – each	£309
Repairs	£13.75
Dental fitness treatment	£109 + treatment at cost
Dental fitness letter	£109

The following items will incur a charge for non-entitled patients only:

- Routine dental examinations and checkups
- X-rays/Oral surgery
- Extractions
- Biopsies
- Routine fillings (mercury fillings for back teeth and white 'composites' for front teeth (incisors and canines))
- Root canal work on front teeth (incisors and canines)
- Preventive works such as fissure sealing of children's teeth, oral hygiene work and advice, scale and polish
- Dentures for pensioners, but only one set per pensioner every five years
- Mouth guards (first only – replacements for loss/damage £31 each)
- Restorative work resulting from injury

The fee for non-entitled patients is £109 per consultation but with the addition of a fee of £62.30 if the consultation is required out of normal working hours (8.30am – 5pm).

Opticians charges

1. Eye tests

Eye tests are charged at £36, with the exception of the following patients entitled to medical treatment:

- Children under 16 and those between 16 and 18 years old still in full time education – free eye test as often as the optician determines (full-time students over the age of 18 do need to pay)
- People aged 64 and over – free eye test every two years

Patients with defined long-term medical conditions affecting their eyesight will be entitled to more frequent free eye tests if a doctor says that this is appropriate.

2. Spectacles:

Spectacles will normally be charged for as follows:

- Lenses at cost
- Frames cost plus 10% of frame cost (with a minimum charge of £5)

¹ A dental emergency is dental pain which cannot be controlled with paracetamol, or a dental injury, or bleeding or swelling. Broken fillings or teeth which do not cause pain are not deemed emergencies.

The following entitled patients can receive one set of free lenses and a free pair of frames up to the value of £40 (excluding the FIG charge):

- Children under 16 and those between 16 and 18 years old still in full time education – as frequently as the prescribing optician determines
- People over the age of 64 – every two years
- Welfare recipients – every three years
- Patients with defined medical conditions affecting their eyesight (as frequently as the prescribing optician determines).

3. Repairs

Repairs that can be completed locally eg replacement screws, nose pads, minor adjustments to 'legs':

- Children and people aged 64 and over – free
- All other patients – £7.50

Repairs that have to be sent away to the UK:

- All other patients – charged at full cost

Please note: reglazing (ie insertion of replacement lenses), even if the new lenses are the same prescription as the old ones, does not count as a repair. See paragraph 2 for charges.

Over-the-counter Pharmacy Charges:

Item - Pack Size, Price	
Aciclovir Cream 5% - 2gm	£0.70
Aciclovir Cream 5% - 10gm	£2.20
Aluminium Chloride Antiperspirant 20% - 75ml	£6.80
Anusol Ointment - 25gm	£4.55
Anusol Suppositories - 12	£4.30
Anusol-HC Ointment - 30gm	£6.60
Anusol-HC Suppositories - 12	£4.65
Aqueous Cream - 500gm	£3.50
Ascorbic Acid Soluble Tablets 1gm Haliborange - 20 tablets	£5.40
Aspirin Dispersible Tablets 300mg - 100 tablets	£2.15
Aspirin Dispersible tablets 75mg - 28 tablets	£0.40
Aspirin E/C Tablets 75mg - 28 tablets	£1.80
Aviva Blood Glucose Monitor - 1 unit	£19.75
Balneum Plus Bath Oil - 500ml	£15.00
Balneum Bath Oil - 200ml	£6.60
Beclomethasone Aqueous Nasal Spray 50mcg - 1 spray	£5.40
Benzoyl Peroxide Aquagel 2.5% - 40gm	£4.00
Benzoyl Peroxide Gel 5% - 40gm	£4.35
Benzylamine Oral Solution 0.15% - 300ml	£10.45
Bisacodyl E/C Tablets 5mg - 60 tablets	£6.30
Bisacodyl Suppositories 10mg - 12 suppositories	£4.85
Calmurid Cream 10% - 100gm	£12.85
Calamine Lotion - 200ml	£1.95
Calceos Chewable Tablets - 20 tablets	£2.75
Calgel teething gel - under 16s - 10gm	£3.30
Canesten HC Cream - 30gm	£7.00
Capasal Shampoo - 250ml	£10.80
Cetrimide cream (Cetavlex) - 50gm	£4.95
Cetirizine Sugar Free Syrup 5mg/5ml - 200ml	£7.10
Cetirizine Tablets 10mg - 30 tablets	£1.30
Chlorhexidine Gluconate Dental Gel 1% - 50gm	£3.15
Chlorhexidine Gluconate Mouthwash 0.2% - 300ml	£5.15
Chlorpheniramine Maleate Syrup 2mg/5ml - 150ml	£3.05
Chlorpheniramine Maleate Tablets 4mg - 30 tablets	£0.75
Choline Salicylate Oral Gel 8.7% Bonjela - not under 16s - 15gm	£4.80
Cinnarazine Tablets 15mg - 100 tablets	£9.45
Cinnarazine Tablets 15mg - 15 tablets	£3.50
Clearblue Pregnancy Test Kit - pack 2	£16.45
Clotrimazole Cream 1% - 20gm	£3.30
Clotrimazole Pessary 100mg - 6 pessaries	£8.20

Clotrimazole Pessary 500mg – 1 pessary	£8.50	Lactulose Solution 3.35g/5ml - 300ml	£4.75
Co-Codamol 8/500 Dispersible Tablets - 32 tablets	£7.15	Loperamide Hydrochloride Capsules 2mg - 30 caps	£0.90
Co-Codamol 8/500 Dispersible Tablets - 100 tablets	£8.95	Loratadine tablets 10mg - 30 tablets	£1.50
Co-Codamol 8/500 Tablets - 32 tablets	£1.25	Magnesium Trisilicate Mixture - 200ml	£3.40
Cocoi's Ointment - 100gm	£25.30	Magnesium Sulphate Paste - 50gm	£1.80
Conotrane Cream - 100gm	£2.00	Malathion Aqueous Lotion 0.5% - 50ml	£5.35
Cranberry Forte Capsules 200mg - 50 capsules	£6.70	Maxijul Super Soluble Powder - 200 gm	£5.55
Crotamiton Cream 10% - 30gm	£5.40	Mebendazole Tablets 100mg - 6 tablets	£3.30
Crotamiton Lotion 10% - 100ml	£7.10	Mebeverine Hydrochloride tablets 135mg - 20 tablets	£4.30
Cuplex Gel - 5gm	£5.05	Medidos Tablet Dispenser (no. 1) - 1 pack	£17.30
Dalivit - children's vitamin drops - 25ml	£6.75	Menthol Solid BP - 5gm	£1.95
Dermacool - 1% Menthol in Aqueous Cream - 100gm	£9.30	Miconazole Nitrate Cream 2% - 30gm	£6.10
Dermol Cream - 500gm	£14.95	Miconazole Oral Gel 24mg/ml - 80gm	£10.60
Dermol 200 Shower Emollient - 200ml	£8.00	Miconazole Nitrate Spray Powder 0.16% (Daktarin Aktiv) - 1 spray	£5.15
Dermol 500 Lotion - 500ml	£13.60	Migravele Pink Tablets - 12 tablets	£6.60
Dequadin lozenges - 20 lozenges	£3.65	Minims Sodium Chloride Single Eye Drops 0.9% - 20 eye drops	£15.30
Dioralyte Oral Powder - plain - 6 sachets	£5.45	Moveat Cream - 125gm	£16.20
Dioralyte Oral Powder - citrus - 6 sachets	£5.45	Moveat Gel - 125gm	£16.20
Dioralyte Oral Powder - blackcurrant - 6 sachets	£5.45	Multivitamin Tablets/Capsules - 100 tablets/capsules	£0.90
Diprobace Cream - 500gm	£14.25	Multivitamin Tablets/Capsules - 30 tablets/capsules	£0.30
Diprobace Cream - 50gm	£2.90	Mycil Powder - 55gm	£5.45
Domperidone Tablets 10mg - 30 tablets	£0.90	Nit comb - Plastic - 1 comb	£0.35
Doublebase Emollient Shower Gel - 200gm	£11.75	Nit comb - Metal - 1 comb	£5.65
Durex Sensilube vaginal moisturiser - 40ml	£7.80	Nit comb - Easy Grip - 1 comb	£5.50
E45 Cream - 500gm	£11.05	Normacol Plus Granules - 500gm	£14.30
E45 Cream - 125gm	£6.90	Oilatum Bath Emollient - 250ml	£6.20
E45 Cream - 50 grams	£3.15	Olive Oil (for ear drops) - 10ml	£2.55
Earcalm Ear Spray 2% - 1 spray	£9.25	Olive Oil BP - 92ml	£2.80
Effercitrate tablets - 12 tablets	£5.65	Otrivine-Antistin Eye Drops - 10ml	£4.75
Emulsiderm Emollient - 300ml	£8.70	Paracetamol Paediatric Suspension - 120mg/5ml - 100ml	£1.95
Enfamil O-Lac milk powder - 400gm	£11.05	Paracetamol Paediatric Suspension - 250mg/5ml - 100ml	£2.00
Ephedrine Hydrochloride Nasal Drops 0.5% - 10ml	£3.55	Paracetamol Soluble Tablets 500mg - 100 tablets	£19.15
Epaderm Ointment - 125gm	£8.55	Paracetamol Soluble Tablets 500mg - 20 tablets	£3.85
Epaderm Ointment - 500gm	£14.45	Paracetamol Suppositories 120mg - 10 suppositories	£30.90
Ferrous Fumarate Syrup 140mg/5ml - 200ml	£8.40	Paracetamol Suppositories 240mg - 10 suppositories	£61.10
Ferrous Sulphate Tablets 200mg - 28 tablets	£2.60	Paracetamol Suppositories 500mg - 10 suppositories	£95.10
Fluconazole Capsule 150mg - 1 capsule	£0.95	Paracetamol Tablets 500mg - 32 tablets	£0.80
Folic Acid Tablets 400mcg - 90 tablets	£0.95	Paracetamol Tablets 500mg - 100 tablets	£1.80
Full Marks head lice treatment - 1 x 2 x 50ml	£8.00	Paraffin - White Soft Petroleum Jelly BP - 500gm	£6.10
Gaviscon Advance Oral Suspension - 250ml	£5.15	Peppermint Oil Capsules 0.2ml - 100 capsules	£27.15
Gaviscon Advance Oral Suspension - 500ml	£10.25	Peppermint Oil Capsules 0.2ml - 10 capsules	£2.70
Gaviscon Advance Chewable Tablets - 60 tablets	£6.95	Permethrin Dermal Cream 5% - 30gm	£12.85
Geltears Gel 0.2% - 10gm	£7.10	Pholcodeine Sugar Free Linctus 5mg/5ml - 150ml	£4.45
Glucogel Gel 40% - 3 x 25gm	£18.15	Picolax sachets 10mg/sachet - 2 sachets	£7.65
Glucogel Gel 40% - 25gm	£6.10	Piroxicam Gel 5mg/gm - 60gm	£5.30
Glycerol Liquid - 200ml	£3.60	Polytar Emollient - 500ml	£13.05
Glycerol (Adult) Suppositories 4G - 12 suppositories	£2.10	Polytar Liquid - 150ml	£3.65
Glycerol (Infant) Suppositories 1G - 12 suppositories	£2.25	Potassium Permanganate Tablets 400mg - 30 tablets	£25.80
Glyceryl Trinitrate Spray 400mcg/dose - 1 spray	£9.70	Povidone Iodine Dry Powder spray 2.5% - 1 spray	£5.95
Hearing Aid batteries - Non residents - per card	£3.25	Pripen Oral Powder - 2 sachets	£4.00
Hedrin Head Lice Lotion - 50ml	£6.75	Promethazine Hydrochloride Elixir 5mg/5ml - 100ml	£6.50
Hydrocortisone Cream 1% - 15gm	£1.70	Promethazine Hydrochloride Tablet 25mg - 56 tabs	£10.55
Hydrocortisone Ointment 1% - 15gm	£2.45	Promethazine Hydrochloride Tablet 25mg - 28 tabs	£5.30
Hydrocortisone Sodium Succinate Lozenge 2.5mg - 20 lozenges	£15.55	Promethazine Theoclate Tablets 25mg - 10 tablets	£2.55
Hydrogen Peroxide Solution 6% (20 Vol) - 200ml	£1.35	Pseudoephedrine Hydrochloride Tablets 60mg - 12 tablets	£4.10
Hyoscine Hydrobromide Transdermal Patch 1.5mg/72hrs - 2 patches	£9.70	Ranitidine Tablets 150mg - 10 tablets	£1.35
Hypromellose Eye Drops 0.3% - 10ml	£1.55	Ranitidine Tablets 150mg - 60 tablets	£4.05
Hypromellose Eye Drops 0.5% - 10ml	£2.10	Salactol Paint - 10ml	£4.05
Ibuprofen Syrup 100mg/5ml - 100ml	£2.00	Sandocal 1000 tablets - 10 tablets	£4.65
Ibuprofen Gel 5% - 50gm	£3.15	Senna Syrup 7.5mg/5ml - 150ml	£7.90
Ibuprofen Tablets 200mg - 84 tablets	£1.75	Senna Tablets 7.5mg - 60 tablets	£2.25
Ibuprofen Tablets 400mg - 84 tablets	£2.65	Scholl Flight Socks - all sizes - 1 pair	£17.95
Ibuprofen Tablets 400mg - 24 tablets	£1.50	Simple Eye Ointment - 4gm	£3.95
Infacol Liquid 40mg/ml - 50ml	£5.55	Simple Linctus BP - 200ml	£2.25
Instillagel Gel (11ml syringe) - 1 syringe	£4.00	Simple Paediatric Linctus BP - 200ml	£2.70
Ispaghula Husk Sachet 3.5g Orange - 30 sachets	£4.05	Sinurinse Nasal irrigation kit - 1 kit x 50 sachets	£10.70
Ispaghula Husk Sachet 3.5g Orange - 60 sachets	£8.05	Sodium Bicarbonate Ear Drops - 10ml	£3.35
Jungle Formula Extra Strength Spray - 75ml	£9.90	Sodium Chloride Nasal Drops 0.9% - 10ml	£2.15
Jungle Formula Family Lotion - 175ml	£10.05	Sodium Cromoglycate Aqueous Eye Drops 2% - 13.5ml	£3.40
Jungle Formula Wipes - 15 wipes	£8.10		
K.Y. Jelly (or equivalent) - 42gm	£2.25		
Kamillosan Ointment - 50gm	£6.35		
Ketoconazole Shampoo 2% - 120ml	£7.50		

Sodium Cromoglycate Nasal Spray 4% - 22ml	£41.30
Sprilon Spray - 115gm	£8.00
Sugar and Salt Spoon - 1 spoon	£0.45
Sunsense Ultra Lotion - SPF 50+ - 125ml	£16.25
Sunsense Toddler Milk - SPF 50+ - 125ml	£17.40
Terbinafine Hydrochloride Cream 1% - 15gm	£3.25
Thermometer - digital - 1 thermometer	£8.25
Thermometer - forehead - 1 thermometer	£5.65
Transvasin Cream - 40gm	£3.05
Uvistat Factor 50 Lipscreen - 5gm	£6.75
Vitamin B Compound Strong Tablets - 28 tablets	£6.80
Xylometazoline Hydrochloride Nasal Spray 0.1% - 1 spray	£4.30
Xylometazoline Hydrochloride Paediatric Nose Drops 0.05% - 10ml	£3.60

Occupational Health charges

Occupational Health Medical - basic charge	£69
Occupational Health - audiogram	£38 per audiogram
Lung Function Test	£39 per test
Occupation Health ECG	£23
Eye Test	£36
Vaccination (Occupational Health work)	£11 + KEMH vaccination cost
Administration charge (added to all invoices)	£15

No. 42

22 June 2012

Falkland Islands Constitution Order 2008 (SI 2008 No 2846)

section 84

Appointment of Admiralty Marshal

1. The office of Admiralty Marshal for the Falkland Islands was established under section 76 of the Falkland Islands Constitution Order 1985 (SI 1985/444) and remains so established under section 6 of the Falkland Islands Constitution Order 2008. Section 84 empowers the Chief Executive to exercise the power of the Governor to make appointments to any public office.

2. In exercise of my powers under section 84 of the Falkland Islands Constitution Order 2008 I appoint **Robert John King** to be Admiralty Marshal for the Falkland Islands.

3. This appointment has effect from the date below, and continues in effect whilst Robert John King holds office as Collector of Customs of the Falkland Islands, unless terminated sooner.

Dated 22 June 2012

K. PADGETT,
Chief Executive.

No. 43

22 June 2012

Falkland Islands Constitution Order 2008 (SI 2008 No 2846)

section 84

Appointment of Deputy Admiralty Marshal

1. The office of Deputy Admiralty Marshal for the Falkland Islands was established under section 76 of the Falkland Islands Constitution Order 1985 (SI 1985/444)

and remains so established under section 6 of the Falkland Islands Constitution Order 2008. Section 84 empowers the Chief Executive to exercise the power of the Governor to make appointments to any public office.

2. In exercise of my powers under section 84 of the Falkland Islands Constitution Order 2008 I appoint **Malcolm William Jamieson** to be Deputy Admiralty Marshal for the Falkland Islands.

3. This appointment has effect from the date below, and continues in effect whilst Malcolm William Jamieson holds office as Marine Officer of the Falkland Islands, unless terminated sooner.

Dated 22 June 2012

K. PADGETT,
Chief Executive.

No. 44

28 June 2012

Application for Naturalisation

Notice is hereby given that **Svetlana Laptikhovskaya** 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 July 2012.

Dated 28 June 2012

C. W. SHELBOURNE,
Immigration Officer.

No. 45

28 June 2012

Police Ordinance (Title 56.1)

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 Acting Chief Inspector.

3. This appointment is effective for the period commencing 29 June 2012, terminating on 23 July 2012, unless terminated sooner.

Dated 28 June 2012

R. P. NYE,
Acting Governor.

No. 46

30 June 2012

Lifestyles International Limited
Company number: 11228

Notice is hereby given that the above named company was struck-off the Register of Companies pursuant to section 652A of the Companies Act 1985 with effect from today's date.

Dated 30 June 2012

E. J. REID,
Registrar of Companies.

No. 47

30 June 2012

Falkland Marine Expeditions Limited
Company number: 12316

Notice is hereby given that the above named company was struck-off the Register of Companies pursuant to section 652A of the Companies Act 1985 with effect from today's date.

Dated 30 June 2012

E. J. REID,
Registrar of Companies.

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No. 9

Appointment

Glyn Mark Hockney, Social Worker, Department of Health and Education, 28.06.12.

Francis Chiverton, Maintenance Manager, Property and Municipal Section, Public Works Department, 09.07.12.

Kerry Ann Middleton, Warden, Department of Health and Education, 10.07.12.

Lynsey Leander Trevaskis, Clerk, Department of Health and Education, 12.07.12.

Completion of Contract

Robyn Culhane, Staff Nurse, Department of Health and Education, 13.06.12.

Sharon Joyce Kelly, Social Worker, Department of Health and Education, 27.07.12.

Renewal of Contract

Robyn Culhane, Staff Nurse, Department of Health and Education, 14.06.12.

Redundancy

Richard Edwin John Fogerty, Assistant Director of Education, Department of Health and Education, 30.06.12.

Resignation

Katherine Ann Law, Theatre Charge Nurse, Department of Health and Education, 30.06.12.

Isla Karen Livermore, Learning Support Assistant, Department of Health and Education, 20.07.12.

Retirement

Sylvia Jean Summers, Clerk, Department of Health and Education, 31.07.12.

Tony Summers, Assistant Engineer/Qualifying Inspector, Falkland Islands Government Air Service, Department of Central Services, 31.07.12.

Transfer

Margo Jane Goodwin, from Home Help to Warden, Department of Health and Education, 09.07.12.

Georgina Carol Anderson-Smith, from School Secretary, Department of Health and Education to Senior Clerk, Public Works Department, 15.07.12.

NOTICES

No. 48

2 July 2012

Police Ordinance (Title 56) Notice of unclaimed property

Take notice that the following items of unclaimed property are presently in the possession of the Royal Falkland Island Police:

Year	Property number	Description of item
2007	669	silver coloured Eton watch, quartz light blue face, oval link strap
2007	672	1 blue rucksack – Hansa Kreuzfahren
2007	676	lens camera ring, bi focal glasses, 2 sunglasses, glasses case
2007	679	brown leather wallet and £1 cash
2007	680	white metal ladies ring
2007	689	1 pair brown rimmed glasses

2007	694	2 silver coloured dress rings
2007	700	25 th anniversary of the liberation of the Falkland Islands
2007	701	1 female brooch with green, blue and white stones
2007	707	4 DVDs and 8 videos
2007	708	1 childrens blue velcro strap watch
2007	711	white metal chain and Chinese pendant
2007	720	telescope sight for a rifle (Hawksport)
2007	725	3 video tapes
2007	729	digital watch with black strap & silver front
2007	730	watch – broad white strap, buckle 'spirit' analogue, glass beads
2007	731	black 'Timex' analogue watch with black strap
2007	732	Cacun Klein childs watch, lilac and silver face, lilac band strap
2007	733	Disney 'Winnie the Pooh', silver dial face and red embroidered strap
2007	734	watch – silver dial, white face & blue/black velcro strap
2007	735	watch – silver chain/strap, green face with butterfly face
2007	736	watch – black strap 'Lorus' digital display, broken strap
2007	737	watch – grey strap, fluorescent strap, 'Lumibrite'
2007	738	watch – 'Jacques Farel' lilac and white strap, lilac face with silver frame
2007	739	watch – red/black velcro damaged strap, 'Terrain', black face and silver dial
2007	740	watch – 'Carvel' with green camo, white/berge face and black frame
2007	741	watch – 'Emirates' digital with black plastic strap, silver/red face
2007	742	watch – 'Timex Ironman' digital blue/black and black face
2007	743	watch – white skull and crossbones, black leather wristband
2007	744	childs Batman wallet/purse, black and blue with plastic clip and £0.30 cash
2007	745	purse/wallet – white furry seal face and £0.24 cash
2007	746	silver coloured chain and black plastic skull and crossbones pendant
2007	747	wooden blue pendant on black string necklace
2007	748	silver coloured chain with silver coloured cross
2007	749	snake silver coloured skull and snake pendant with black plastic necklace
2007	750	silver coloured chain with pink/silver coloured heart
2007	712	Lorus sports watch – purple
2007	714	stuffed toy penguin – 20cm in height with badge – I'm 27
2007	717	2 bangles – 1 yellow in colour and 1 copper in colour
2008	724	1 pink Bratz watch, 1 white coloured watch, 1 white coloured with heart face and multi coloured strap
2008	725	1 SYB quartz female watch with blue strap
2008	726	1 black Harrier motorcycle helmet
2008	727	1 pair reading glasses and grey plastic carry case
2008	728	2 long silver coloured keys on small ring
2008	734	tool kit in silver case
2008	738	1 adjustable spanner and 1 set of allen keys
2008	743	1 motorcycle helmet – yellow, black, red and white
2008	745	green jacket (Apollo) size l/xl – wet – washed and dried

2008	746	pair of Ralph Lauren glasses and carry case
2008	001	green metallic and silver coloured bracelet
2008	006	1 Wulfsport red/blue/white England jacket
2008	007	silver chain with pink and silver butterfly
2008	008	1 brown ring and 1 heart shaped necklace on string cord
2008	009	1 gold earrings gold leaf symbol, 1 silver teardrop earring, 1 s/s necklace and chain, 1 stardrop bracelet, 1 silver teardrop necklace
2008	010	1 pink childs watch and pink strap
2008	011	1 walkman radio, headphones and battery
2008	013	1 silver charm bracelet, 1 pink and silver heart necklace, 1 silver and blue stone ring, 1 gold and silver butterfly brooch, 1 black earring, 1 silver ring, 1 pair pink and white earrings, 1 gold hairclip, 1 earring clip, 1 earring, 3 ear studs
2008	015	1 red Spiderman childs watch with blue and red velcro strap
2008	016	1 pair of glasses – brown frames
2008	019	1 mood ring
2008	021	1 silver Casio watch, found in bag after FIDF party
2008	026	1 black coloured clasp watch, code on back B11 HAD 600
2008	031	1 gold coloured ring with "I Love You" engraved inside
2008	032	1 Sony white memory stick
2008	033	gold wedding band
2008	043	21 recorded discs in multi coloured folder
2009	045	1 silver coloured framed childs glasses with pink/lilac plastic
2009	050	various jewellery
2009	202	1 white Sony PSP with white ear phones
2009	227	1 white bracelet with 4 horses heads on it
2009	236	1 silver coloured framed glasses
2009	246	Samsung digital camera – red
2010	257	blue bag with childs clothing, £3 coins, jeans, trousers, socks, wipes, lollypops, receipts
2010	265	1 helmet, black in colour with Wulfsport markings
2010	269	chequered jacket
2010	270	brown suede jacket
2010	272	1 Motorola Radius GP300, radio, transmitter, receiver, ser 680z900x50

NOTICE IS HEREBY GIVEN to all persons who may have a claim to such property to lodge a claim in writing to the Court within six months from the date of the publication hereof.

Dated 2 July 2012

V. J. PADGETT,
Clerk, Magistrates Court.

No. 49

13 July 2012

Index of Retail Prices

The calculation of the Index for the quarter ended 30 June 2012 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date %	Index	Annual %	Quarter
30.09.11	154.03	Increase 7.4	Increase 0.6

31.12.11	156.40	8.3	1.5
31.03.12	159.08	7.6	1.7
30.06.12	161.36	5.4	1.4

Dated 13 July 2012

L. LYSE,
for Financial Secretary.

No. 50

18 July 2012

Prison Ordinance (Title 60.1)
section 7(2)
Appointment of Prison Visitors

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

Terence George Spruce;
Elizabeth Eve Pollard;
Joost Herman Willem Pompert; and
Elizabeth Mary Luxton.

2. These appointments have effect from 10 February 2012, and continue in effect for eighteen months, unless terminated sooner.

Dated 18 July 2012

R. P. NYE,
Acting Governor.

No. 51

18 July 2012

United Kingdom Statutory Instruments

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

2012 No 1389 – The Iran (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012;

2012 No 1757 – The Al-Qaida (United Nations Measures) (Overseas Territories) Order 2012; and

2012 No 1758 – The Afghanistan (United Nations Measures) (Overseas Territories) Order 2012.

Dated 18 July 2012

B. I. STEEN,
for Attorney General.

Published by the Attorney General's Chambers, Stanley, Falkland Islands.
Price: One pound and fifty pence.

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FALKLAND ISLANDS GAZETTE

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31 August 2012

No. 10

Appointment

Matthew James Tanner, Storesperson/Handyperson, Public Works Department, 16.07.12.

Helen Louise Davies, Learning Support Assistant, Department of Health and Education, 17.07.12.

Tamara Anne McCormick, Sports Attendant, Department of Central Services, 06.08.12.

Faith Dilys Felton, Painter/Handyperson, Public Works Department, 14.08.12.

Leonard Lloyd Hirtle, Plant Operator/Handyman, Public Works Department, 20.08.12.

Rodolfo Fernando Borquez Rogel, Plant Operator/Handyman, Public Works Department, 20.08.12.

Completion of Contract

Nadia Louise Smith, Graduate Trainee, Secretariat, 14.08.12.

James Andrew McKenna, Scientific Fisheries Observer, Department of Natural Resources, 15.08.12.

Helen Cairns, Settlement Teacher, Department of Health and Education, 31.08.12.

Andrew Henry Shearer, Teacher, Department of Health and Education, 31.08.12.

Laura Priscilla Tench, Teacher, Department of Health and Education, 31.08.12.

Sharon Nancy Somerville, Teacher, Department of Health and Education, 31.08.12.

Rebecca Edwards, Medical Officer, Department of Health and Education, 31.08.12.

Promotion

Len Stanford McGill, from Inspector to Chief Inspector, Royal Falkland Islands Police Force, 23.07.12.

Resignation

Pamela Freer, Ward Sister, Department of Health and Education, 31.07.12.

Lesley Stewart, Learning Support Assistant, Department of Health and Education, 03.08.12.

Stephen John Dent, Major Projects Director, Secretariat, 07.08.12.

Daniel Craig Biggs, Exercise Referral Practitioner, Department of Central Services, 17.08.12.

Samuel George Cockwell, Projects Officer, Department of Mineral Resources, 21.08.12.

Sarah Yon, Storesperson, Public Works Department, 21.08.12.

Chester Robert Crowie, Laboratory/Veterinary Assistant, Department of Natural Resources, 31.08.12.

Angeline Gloria Joshua, Assistant Taxation Officer, Treasury, 31.08.12.

Transfer

Kevin John Ross, from Tutor/Assessor (Part-time) to Tutor/Assessor (Full-time), Training Centre, 01.07.12.

Octavio Enrique Marinovic Dey, from Assistant Foreman to Plant Mechanic/Storesperson, Public Works Department, 06.08.12.

Death in Service

Anne Stephanie Howells, Learning Support Assistant,
Department of Health and Education, 23.07.12.

NOTICES

No. 52 8 August 2012

United Kingdom Statutory Instruments

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

2012 No 1755 – The Syria (Restrictive Measures) (Overseas Territories) Order 2012; and

2012 No 1756 – The Iran (Restrictive Measures) (Overseas Territories) Order 2012.

Dated 8 August 2012

B. I. STEEN,
for Attorney General.

No. 53 13 August 2012

Public Funds Ordinance (Title 19.7) Investment of the Insurance Fund *section 5(3)*

Notice is given in accordance with section 5(3) of the Public Funds Ordinance that the Insurance Fund limit will increase annually by the Retail Price Index as part of the annual Budget Policy report to Executive Council.

The Retail Price Index at the end of March 2012 was 7.647%. The Insurance Fund limit increased by 7.647% to £29,115,000 from 1 July 2012.

Dated 13 August 2012

N. J. GRANGER,
for Financial Secretary

No. 54 22 August 2012

Currency Notes Rules (Title 25.1.1)

In exercise of the powers conferred by rule 3 of the Currency Notes Rules, His Excellency the Governor has approved the following changes to the list of Currency Officers with effect from 1 September 2012:

Appointments

Poole, Jody May
Clarke, Felicity Marie
Sinclair, Veronica Joyce
Butler, Margaret Orlanda

Cancellation of Appointments

Harris, Wendy Ann
Padgett, Keith
Henry, Donna Louise

The following is a full list of Currency Officers with effect from 1 September 2012:

Butler, Margaret Orlanda
Clarke, Felicity Marie
Dodd, Nigel Keith
Eccles, Moira Cameron
Finlay, Shiralee
Granger, Nicola Jane
Heath, Daniel Robert
Law, Claire Elizabeth
Lyse, Linda Margaret
Mitchell, Claire
Poole, Jody May
Sinclair, Veronica Joyce

Dated 22 August 2012

M. C. ECCLES; N. J. GRANGER; and L. M. LYSE,
Commissioners of Currency

No. 55 23 August 2012

Customs Ordinance 2003 *section 7(3)*

Appointment of Temporary Customs Officers

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

Flt Lt Carl Watling – H8174525 from 30 May 2011 to 8 June 2013;

Cpl Chris Meadows – H8435888 from 14 May to 14 November 2012;

WO Fred Dawson – A8176387 from 4 June to 4 December 2012;

FS Al Dickinson – F8174246 from 4 June to 4 December 2012;

Cpl Phil Dunseith – G8448256 from 23 June to 23 December 2012;

Cpl Sean Baxandall – G8444680 from 12 July 2012 to 12 January 2013; and

Cpl Steve Weston – R8436417 from 9 August 2012 to 9 February 2013.

Dated 23 August 2012

R. J. KING,
Collector of Customs.

No. 56

28 August 2012

Application for Falkland Islands Status

Notice is hereby given that:

**Grant William Budd;
Phillip Sean Kelly;
Sandra Bridget Kelly; and
Robert Thomas McCrea**

have 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 September 2012.

Dated 28 August 2012

C. W. SHELBOURNE,
Immigration Officer

No. 57

29 August 2012

**Public Health Ordinance (Title 61.1)
Medical and Dental Charges 2012/13**

Notice number 41 published in Falkland Islands Gazette number 8 dated 30 June 2012, stated the charges for the Health Service for the financial year 2012/13 with effect from 1 July 2012. One of these charges was for a 'Medical Treatment Overseas Flight Fee' of £300.

The criteria for liability to pay this charge was unclear, so clarification was sought from Executive Council. As agreed by Executive Council in August 2012, the Medical Treatment Overseas Flight Fee of £300 is payable as follows:

All patients are eligible to pay the charge apart from the following exempt categories:

- a. those under the age of 18;
- b. those in receipt of welfare payments;
- c. those individuals who can prove (via a fact-checked means-testing form) that they are incapable of affording the flight charge;
- d. those who have previously paid the £400 'elective' fee and are being referred for the same condition again; and
- e. those who have paid the £300 flight fee once and are being referred for the same condition again.

The fee will apply as above with effect from 1 September 2012.

A full fact sheet with additional details is available from the Health Service if required.

Dated 29 August 2012

M. J. POOLE,
Manager, King Edward VII Memorial Hospital.

No. 58

30 August 2012

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 2013

Total Allowable Effort: 13.5 (Vessel Units)

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No. 59

30 August 2012

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 2013

Total Allowable Effort: 24.7 (Vessel Units)

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No. 60

30 August 2012

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 2013

Total Allowable Effort: 27.67 (Vessel Units)

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No. 61

30 August 2012

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 2013

Total Allowable Effort: 22.1 (Vessel Units)

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No. 62

30 August 2012

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 (*Doryteuthis gahi*)

Species: *Doryteuthis gahi*

Period: 24 February – 14 April 2013

Total Allowable Effort: 26.98 (Vessel Units)

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No.63

30 August 2012

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 2013

Total Allowable Catch: 6000 metric tonnes

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.

No. 64

30 August 2012

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 2013

Total Allowable Catch: 1200 metric tonnes

Dated 30 August 2012

A. J. BARTON,
Director of Natural Resources.



FALKLAND ISLANDS GAZETTE

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30 September 2012

No. 11

Appointment

Victor Manuel Guala Romero, Cook, Department of Health and Education, 01.08.12.

Shane Adrian Clarke, Mechanic, Public Works Department, 06.08.12.

Heidi Monica Clifton, Laboratory Assistant, Department of Natural Resources, 27.08.12.

Freya Gabriella Gill, Learning Support Assistant, Department of Health and Education, 31.08.12.

Michelle Dawn Ward, Learning Support Assistant, Department of Health and Education, 31.08.12.

Lorraine Jannetta Ambrose, Teacher, Department of Health and Education, 01.09.12.

Angela Jane Craggs, Teacher, Department of Health and Education, 01.09.12.

Alan Daniels, Teacher, Department of Health and Education, 01.09.12.

Linda Annette Flinders, Teacher, Department of Health and Education, 01.09.12.

Carly Yeomans, Teacher, Department of Health and Education, 01.09.12.

Natasha Bonita Greenland-Elbakidze, Assistant Taxation Officer, Taxation Department, 03.09.12.

Tamson Jane Roberts, Learning Support Assistant, Department of Health and Education, 03.09.12.

Darren Martin Wade, Mechanic, Public Works Department, 03.09.12.

Geoffrey Greenough, Plant Operator/Handyman, Public Works Department, 24.09.12.

Completion of Contract

Lars Jurgens, Scientific Fisheries Observer, Department of Natural Resources, 29.08.12.

Jacqueline Adams, Primary Teacher, Department of Health and Education, 31.08.12.

Helen Mary Bell, Deputy Head Teacher, Department of Health and Education, 31.08.12.

John Paul Carlin, Science Teacher, Department of Health and Education, 31.08.12.

Jackie Lorraine Cooper, Primary Teacher, Department of Health and Education, 31.08.12.

Robin David Cooper, Primary Teacher, Department of Health and Education, 31.08.12.

Deborah Hollingworth, English Teacher, Department of Health and Education, 31.08.12.

Simon James Isaacs, Home Economics Teacher, Department of Health and Education, 31.08.12.

Kathryn McGeachie, Special Needs Teacher, Department of Health and Education, 31.08.12.

Susan Nightingale, Primary Teacher, Department of Health and Education, 31.08.12.

Clare Louise Ryan, Travelling Teacher, Department of Health and Education, 31.08.12.

Andrea Stanworth, Primary Teacher, Department of Health and Education, 31.08.12.

Normann Ford, Police Constable, Royal Falkland Islands Police, Department of Emergency Services, 01.09.12.

Malcolm William Jamieson, Marine Officer, Department of Natural Resources, 24.09.12.

Renewal of Contract

Jacqueline Adams, Primary Teacher, Department of Health and Education, 01.09.12.

Helen Mary Bell, Deputy Head Teacher, Department of Health and Education, 01.09.12.

John Paul Carlin, Science Teacher, Department of Health and Education, 01.09.12.

Jackie Lorraine Cooper, Primary Teacher, Department of Health and Education, 01.09.12.

Robin David Cooper, Primary Teacher, Department of Health and Education, 01.09.12.

Deborah Hollingsworth, English Teacher, Department of Health and Education, 01.09.12.

Simon James Isaacs, Home Economics Teacher, Department of Health and Education, 01.09.12.

Kathryn McGeachie, Special Needs Teacher, Department of Health and Education, 01.09.12.

Susan Nightingale, Primary Teacher, Department of Health and Education, 01.09.12.

Clare Louise Ryan, Settlement Teacher, Department of Health and Education, 01.09.12.

Andrea Stanworth, Primary Teacher, Department of Health and Education, 01.09.12.

Normann Ford, Police Constable, Royal Falkland Islands Police, Department of Emergency Services, 02.09.12.

Lars Jurgens, Scientific Fisheries Observer, Department of Natural Resources, 07.09.12.

Malcolm William Jamieson, Marine Officer, Department of Natural Resources, 25.09.12.

Promotion

Alison Mary McAndie, from Staff Nurse to Senior Staff Nurse, Department of Health and Education, 01.08.12.

Kristina Vincent, from Staff Nurse to Senior Staff Nurse, Department of Health and Education, 01.08.12.

Iain Ashworth, from Mechanic to Assistant Foreman, Public Works Department, 06.08.12.

Neil Frazer Ford, from Plant Operator/Handyman to Assistant Foreman, Public Works Department, 27.08.12.

Roberto Miguel Alejandro Ojeda, from Qualifying Mechanic to Qualifying Inspector, Falkland Islands Government Air Service, 29.08.12.

Beverley Rose Reid, from Data Entry Clerk to Personal Assistant, Department of Natural Resources, 01.09.12.

Nicola Jane Granger, from Head of Finance to Financial Secretary, Corporate Resources Department, 07.09.12.

Resignation

Robert Keith Legg, Plant Operator/Handyman, Public Works Department, 20.09.12.

Terence Leslie Bonner, Power Station Operator, Public Works Department, 28.09.12.

Tiphonie May, Scientific Fisheries Observer, Department of Natural Resources, 28.09.12.

Transfer

Colin George Davies, from Laboratory Technician to Intervention Teacher, Department of Health and Education, 01.09.12.

Roxanne Regalado, from Clerk, Human Resources Department to Legal Secretary, Attorney General's Chambers, 10.09.12.

NOTICES

No. 65

5 September 2012

Planning Ordinance (Title 55.3) Appointment of Member of Planning and Building Committee 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:-

Thomas Elsbey to be a member of the Planning and Building Committee with effect from 26 July 2012 for three years expiring on 26 July 2015 unless terminated sooner; and

Brian Summers to be a member of the Planning and Building Committee with effect from 3 August 2012 for three years expiring on 3 August 2015 unless terminated sooner.

Dated 5 September 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 66

6 September 2012

Meredith Fishing Company Limited Company number: 8626

Take notice that in accordance with the provisions of section 652A of the Companies Act 1985, 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 September 2012

E. J. REID,
Registrar of Companies.

No. 67

26 September 2012

Applications for Permanent Residence

Notice is hereby given that:-

Claudia Andrea Rosas Acevedo, Martin Anthony Elstow, Clare Louise Guest, and Juan Mamerto Campos Busto,

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 21 October 2012.

Dated 26 September 2012

C. W. SHELBOURNE,
Immigration Officer.

Published by the Attorney General's Chambers, Stanley, Falkland Islands.
Price: Two pound.

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No. 12

Appointment

David James Clarke, Plant Operator/Handyman, Public Works Department, 18.09.12.

Catherine Joan Bowers, Home Help, Department of Health and Education, 19.09.12.

Louise MacLean, Theatre Charge Nurse, Department of Health and Education, 25.09.12.

Ross Brent James, Scientific Fisheries Observer, Natural Resources Department, 11.10.12.

Tiphannie May, Post Graduate Trainee, Secretariat, 15.10.12.

Resignation

Alastair Gordon Biggs, Plant Operator/Handyman, Public Works Department, 14.09.12.

Karen Michella Rozee, Senior Receptionist, Central Services Department, 05.10.12.

Steven Ian Mason, Police Constable, Royal Falkland Islands Police, 31.10.12.

Retirement

Anton Livermore, Housing Officer, Public Works Department, 31.10.12.

Transfer

Marc Anthony Courtney, from Apprentice, Quarry Section to Plant Operator/Handyman, Highways Section, Public Works Department, 01.10.12.

Fiona Alice Wallace-Nannig, from Planning and Technical Assistant, Environmental Planning Department to Projects Officer, Mineral Resources Department, 08.10.12.

NOTICES

No. 68

3 October 2012

Falkland Islands Development Corporation Ordinance

section 7(1)(g)

Appointment of Member to Falkland Islands Development Corporation Board

1. Section 7(1)(g) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides that the Governor may appoint a member to the Falkland Islands Development Corporation Board nominated by the Falkland Islands Tourist Board.

2. In exercise of my powers under section 7(1)(g), I appoint **Austin Anthony Mason**, General Manager of Falkland Islands Tourist Board nominated by the Falkland Islands Tourist Board, with effect from the date given below and continuing in effect whilst he continues to hold the position of General Manager of Falkland Islands Tourist Board, to be a member of the Falkland Islands Development Corporation Board.

3. This appointment has effect and continues in effect as indicated in article 2, unless terminated sooner.

Dated 3 October 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 69

10 October 2012

Customs Ordinance 2003

section 7(3)

Appointment of Temporary Customs Officers

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

Sqn Ldr Sam Ford – 2647696P from 30 May to 15 December 2012.

Dated 10 October 2012

R. J. KING,
Collector of Customs.

No. 70

15 October 2012

Index of Retail Prices

The calculation of the Index for the quarter ended 30 September 2012 has now been completed. A summary of the Index for the last four quarters is shown below:-

Date	Index	Annual % Increase	Quarter % Increase
31.12.11	156.40	8.3	1.5
31.03.12	159.08	7.6	1.7
30.06.12	161.36	5.4	1.4
30.09.12	162.29	5.4	0.6

Dated 15 October 2012

L. LYSE,
for Financial Secretary.

No. 71

23 October 2012

Application for Naturalisation

Notice is hereby given that **Marika McKay** 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 November 2012.

Dated 23 October 2012

C. W. SHELBOURNE,
Immigration Officer.

No. 72

24 October 2012

BPC (Falklands) Limited
Company number: 12840

Take notice that in accordance with the provisions of section 652A of the Companies Act 1985, 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 24 October 2012

E. J. REID,
Registrar of Companies.

No. 73

25 October 2012

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

Take notice that **Harold Theodore Rowlands** of 8 Ross Road East, Stanley, Falkland Islands, died on 17 April 2004 intestate.

Whereas **Jennifer Carol Forrest** 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 25 October 2012

V. J. PADGETT,
Registrar, Supreme Court.

No. 74

25 October 2012

Protection of Animals Act 1911
Code of Practice for the Welfare of Sheep

RESOLUTION OF THE LEGISLATIVE ASSEMBLY

No: 1 of 2012

Resolved by the Legislative Assembly on 25 October 2012, pursuant to section 1A(2) of the Protection of Animals Act 1911 (as it applies in the Falkland Islands), that the amended Code of Practice for the Welfare of Sheep laid on the Table under Motion number 7 of 2012 is approved.

Dated 25 October 2012

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

No. 75

31 October 2012

Protection of Animals Act 1911
(as it applies in the Falkland Islands)
section 1A

1. This notice is issued under section 1A of the Protection of Animals Act 1911 (as it applies in the Falkland Islands).

2. Having consulted in accordance with section 1A(1) of the Act, I have prepared a revised Code of Practice to replace that issued previously.

3. This Code of Practice has been approved by Resolution of the Legislative Assembly in accordance with section 1A(2).

4. I have issued the following Code of Practice for the Welfare of Animals:

Code of Practice for the Welfare of Sheep

5. Arrangements are being made for this code to be printed and distributed.

Dated 31 October 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 76

31 October 2012

**Livestock and Meat Products (Welfare of Livestock)
Regulations
regulation 4**

1. This notice is issued under regulation 4 of the Livestock and Meat Products (Welfare of Livestock) Regulations ("the Livestock Welfare Regulations").

2. I have prepared and issued the following revised Code of Practice for the Welfare of Animals:

Code of Practice for the Welfare of Sheep

3. This is an amended code for the purposes of the Livestock Welfare Regulations – further, the existing code issued under the Protection of Animals Act 1911 (as it applies in the Falkland Islands) will also be replaced with this amended code.

4. Arrangements are being made to make this code available to those who have responsibility for livestock.

Dated 31 October 2012

S. W. POINTING,
Senior Veterinary Officer.

Published by the Attorney General's Chambers, Stanley, Falkland Islands.
Price: Two pound.

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No. 13

Appointment

Matthew John Berntsen, Power Station Operator, Public Works Department, 18.10.12.

Christopher John Flinders, Laboratory Technician, Health and Education Department, 29.10.12.

Andrea Estela Aranguiz Nunez, Learning Support Assistant, Health and Education Department, 01.11.12.

Margaret Anne Knight, Clerk, Central Services, 06.11.12.

Wanda Rose Greenough, Plant Operator/Handyman, Public Works Department, 26.11.12.

Completion of Contract

Anna Louise Punter, Health Visitor, Health and Education Department, 30.11.12.

Promotion

John Morrison, from General Handyman to Skilled Handyman, Public Works Department, 15.10.12.

Belfred Theodore O'Dean, from Plant Operator/Handyman to Assistant Foreman, Public Works Department, 01.11.12.

Resignation

Robert Queenborough, Chief Medical Officer, Health and Education Department, 31.10.12.

Nicholas Francis, Building Maintenance Co-ordinator, Public Works Department, 02.11.12.

Jamie Robert Punter, Painter/Handyman, Public Works Department, 16.11.12.

Martin Anthony Doyle, Plant Operator/Handyman, Public Works Department, 23.11.12.

Martin Rex Carey, Carpenter, Public Works Department, 16.11.12.

Steven Geoffrey Miller, Plant Operator/Handyman, Public Works Department, 16.11.12.

Carol Margaret Thorsen, Finance Clerk, Health and Education Department, 30.11.12.

Retirement

Dennis John Bolt, Carpenter, Public Works Department, 16.11.12.

Death in Service

Gerard Michael Robson, Assistant Director of Civil Aviation, Regulation Department, 14.11.12.

NOTICES

No. 77

29 October 2012

United Kingdom Statutory Instruments

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

2012 No 2592 – The United Nations (Overseas Territories) (Revocations) Order 2012; and

2012 No 2596 – The Burma (Restrictive Measures) (Overseas Territories) (Suspension) Order 2012.

Dated 29 October 2012

B. I. STEEN,
for Attorney General.

No. 78

6 November 2012

Livestock and Meat Products (Identification and Movement of Sheep) Regulations
regulation 6(d)

Register of Approved Ear Marks

In accordance with regulation 6(d) of the Livestock and Meat Products (Identification and Movement of Sheep) Regulations (Title 5.15.3) the register of approved ear marks is published at the end of this Gazette.

Dated 6 November 2012

Z. LUXTON BvetMed. MRCVS.,
Veterinary Officer

No. 79

6 November 2012

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

Take notice that **Larry Arthur Joshua** of 7 Gleadell Close, Stanley, Falkland Islands, died on 8 October 2012 intestate.

Whereas **Josephine Mary Joshua** 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 6 November 2012

V. CHATER,
Acting Registrar, Supreme Court.

No. 80

16 November 2012

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

Take notice that **Reginald John Davis** of Evelyn Station, East Falkland, Falkland Islands, died on 10 October 2012 intestate.

Whereas **Aase Davis** 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 2012

V. J. PADGETT,
Registrar, Supreme Court.

No. 81

26 November 2012

Falkland Islands Development Corporation Ordinance
section 10(1)

Appointment of Financial Controller

1. Section 10(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1) provides that the Governor shall, on the advice of the Executive Council, appoint a Financial Controller of the Falkland Islands Development Corporation.

2. In exercise of my powers under section 10(1), and on the advice of Executive Council, I appoint **Karl Jordon Steenson**, to be Financial Controller of the Falkland Islands Development Corporation with effect from 7 January 2013, to continue in effect for the duration of the relevant contract of employment.

3. This appointment has effect and continues in effect as indicated above, unless terminated sooner.

Dated 26 November 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 82

28 November 2012

Application for Falkland Islands Status

Notice is hereby given that:

Vladimir Laptikhovsky;
Catherine Dawn Goodwin;
Jacqueline Esther Allen;
Shirley Adams-Leach; and
Robert French

have 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 December 2012.

Dated 28 November 2012

C. W. SHELBOURNE,
Immigration Officer.

No. 83

28 November 2012

Application for Naturalisation

Notice is hereby given that **Gonzalez Patricio Ibarra Espinoza** 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 December 2012.

Dated 28 November 2012

C. W. SHELBOURNE,
Immigration Officer.

Tax - Extra Statutory Concession 16
Deferral of date when tax is due
for farm in and carry agreements

Where a seller, prior to commencement of petroleum production from this or any other licence, makes a part disposal of a licence which accrues a chargeable gain under section 141 Taxes Ordinance 1997 and the receipt includes a non cash element the payment of the tax charged on the disposal of the licence can be deferred as below.

The gain on the disposal will be calculated on the basis of the total consideration received and the corporation tax liability calculated on this gain. The tax will then be divided between the cash and non cash elements on the basis of the proportion that each bears to the total consideration received.

For the tax on the cash consideration received, deferral of payment will be to the earliest of

- Receipt of the cash amount
- 'First oil' production from the licence interest disposed of
- Five years from the date of the disposal contract

For the tax on the non cash consideration, payment will be due at the earliest of

- 'First oil' production from the licence interest disposed of
- Five years from date of disposal contract

In all cases payment of the deferred tax must be made by the later of the normal due date and 30 days from the date to which the charge has been deferred.

Example

Truman Limited has incurred £320m exploration costs eligible for depreciation allowances under section 111(1) Taxes Ordinance 1997. Boycott Limited farms in for part of the licence for a cash reimbursement of £200m for historical costs and a development drilling agreement which is considered to have a net present value of £400m. Under Schedule 2 para 1(4) Taxes Ordinance 1997, Truman claims the balance of expenditure eligible under section 111 which has not passed over to Boycott against the chargeable gain.

Assuming no other allowable base costs, the chargeable gain is:

	£m
Total consideration £200m + £400m	600
Less Schedule 2 Para 1(4) costs £320m - £200m	(120)
Gain	<u>£480</u>
Corporation tax due at 26%	<u>£124.8</u>
Tax on cash consideration £124.8 x 200/600	<u>£41.6</u>
Tax on non cash consideration £124.8 x 400/600	<u>£83.2</u>

Explanation

Petroleum exploration and production is a relatively new industry in the Falkland Islands and the tax legislation dealing with it is mostly untested.

This ESC applies to a 'farm in' or 'carry' transaction where the consideration is not received immediately and/or not received wholly in cash.

There is a tax charge on the profit made on disposing of a licence and this includes farm in and carry contracts. The tax charged is based on both the value of the work programme envisaged and any other consideration, including cash paid to reimburse the seller's previous expenses. However, because some of the tax charge is based on an amount where no money has been received by the seller there can be situations where the seller has insufficient funds to pay the tax. This ESC therefore defers the payment of the tax for a limited period in such situations.

This relaxation in allowing deferral of the due date for payment of tax will be kept under review and may be withdrawn if it appears to be abused.

Dated 29 November 2012

T. FLOYD,
Deputy Taxation Officer.

Tax - Extra Statutory Concession 17
Taxation of Share Incentive Plans

The Taxes Ordinance 1997 (as amended) charges to tax any benefits provided by employers to their employees. Benefits may be in cash or otherwise. Some benefits which are not in cash have prescribed values, but where they do not, then the Open Market Value of the non cash benefit is charged.

A growing practice in companies, particularly those with overseas parent companies, is to reward employees by allocating them shares in the company through share option plans or Share Incentive Plans (SIPs). ESC 14 is in place to deal with share option plans through Save As You Earn (SAYE) schemes and this ESC will address the issue of SIPs. The key difference between an SAYE plan and a SIP is that, under a SIP, the employees are allocated shares upfront rather than just acquiring share options which they may at some point in the future exercise to acquire shares. The shares will attract a benefit on transfer to the employee as it will be deemed to be a gain from employment. This benefit is a taxable benefit and is taxed when the shares are transferred.

The Falkland Islands Tax Office has not taxed the benefit from SIPs which have received Approval from HM Revenue & Customs or Inland Revenue (HMRC) in the UK and this Extra Statutory Concession formalises the current position.

Thus for SIPs which have received HMRC Approval in the UK the FI Tax Office will not seek to charge a benefit where no charge would have been made in the UK.

Where a local employee in a SIP would have been charged to tax under the UK Approval rules (because they did not qualify for exemption under the Approval rules) Payment

on Account of Tax (POAT) should still be deducted in the Falkland Islands.

The tax office will also attempt to give FI Approval for a SIP which has all the characteristics of a scheme which would receive approval under HMRC rules, but which has not been operated in the UK. The rules for Approval of SIPs in the UK are at Schedule 2 of Income Tax (Earnings and Pensions) Act 2003.

Any dividends from shares will be subject to existing legislation, i.e. if a resident of the Falkland Islands receives a dividend from a UK company the full amount is taxable, however if proof of tax paid is provided then a tax credit of this amount will be given.

The position for any other share incentive plans remains that the benefit is charged to tax when the option is exercised, usually by the share transfer to the employee.

Dated 29 November 2012

T. FLOYD,
Deputy Taxation Officer

No. 86

29 November 2012

Tax - Extra Statutory Concession 18 Business Successions

This ESC is to allow for the transfer of assets of an individual or partnership in business to be transferred at written down value (WDV) to the new owners.

Currently the assets on a transfer of a business would need to be at market value and this amount would be included in the business accounts before the transfer, which may give rise to a balancing charge. However after the transfer if the new owners have not paid for the assets they cannot bring the assets into the business with any value.

Example: a husband and wife own a farm and wish to transfer the business to their children on retirement at no cost. Currently the assets of the farm would be valued at market value and may give rise to a balancing charge in the accounts, which needs to be paid by the disposer who has not actually received any money to cover the charge. The children who continue in the business cannot bring the

assets into the business as they have not paid for them and they also cannot claim any capital allowances.

The transfer of assets at their written down value will allow the smooth transfer of a business by those who wish to pass on their business to a relative. In addition it removes the problem of trying to establish market values when there has been no third party sale, which would be at an additional cost to the disposer and to the Tax Office to verify the market value.

Conditions of transfer:

- the business must be transferred to a connected person(s) as defined by section 208(2) of the Taxes Ordinance 1997.
- the connected person(s) must continue on in that trade.
- section 62 of the Taxes Legislation which is currently only for Company Reconstructions will now apply for Individual and Partnership transfers of business.
- the trade must be carried on for 3 years after the transfer, unless the Commissioner states otherwise.
- in any other business transfers it will be at the Commissioner's discretion if the transfer at WDV will be allowed.

The previous owner(s) will not be able to claim writing down allowances in the final period as they have ceased trading. Under the Taxes Ordinance 1997 you must be carrying on a business to be able to claim allowances. The new owners will bring the assets in at the previous WDV as if they had always owned them.

It is hoped that this ESC, which is in line with the Islands Plan, will assist with the smooth transfer of a business between relatives, and as a result aid business development.

This ESC will be kept under review and may be withdrawn if it appears to be abused.

Dated 29 November 2012

T. FLOYD,
Deputy Taxation Officer

Register of Approved Ear Marks – Notice 78

EAST FALKLAND

Farm	Owner	Ear mark	Bale Brand	Sheep/ abattoir brand	Code on cattle tags
BELONGAUS STATION	N & M. GOODWIN	FORE BAYONET	BUS		no cattle
BERKELEY SOUND	J CHEEK (L MOLKENBUHR)	END CLOVER	MJF		MJF
BLUE BEACH	H. GRIERSON	END DOUBLE SWALLOW	BBF	BB	BBF
BLUFF COVE	K. KILMARTIN (C. DICKSON)	FORE BAYONET & BIT	Y in a triangle	K	

BOMBILLA HOUSE Paddock	A. ALAZIA	FORE FORK	BH		
BROOKFIELD	T. McPHEE	END SQUARE	MP	MP	
CAPE DOLPHIN	LAVINIA CORP (M McRAE & N SUMMERS)	END SQUARE	CDL	CD	CDL
CORRIEDALE	R & M GOODWIN	END SQUARE	GCF		no cattle
ELEPHANT BEACH	B BERNTSEN	END FORK	EBF	EB	EBF
ESTANCIA	E T HEATHMAN	FORE SPLIT	HE	HE	HE
EVELYN STATION	R J. DAVIS	FORE BAYONET	ES		no cattle
FITZROY	FLH (A EAGLE)	END DOUBLE SWALLOW	S	S	SS
GIBRALTAR STATION	R M PITALUGA & Co Ltd	FORE BAYONET	AP	AP	AP
GOOSE GREEN	FLH (K ALAZIA)	END DOUBLE SWALLOW	DH	DH	DH
GREENFIELD	S. HENRY & D. TRIGGS	FORE FORK	SGF	GG	
GREEN POND	J & T CLARKE	END SQUARE	LZF		LZF
HEAD OF THE BAY	M & S JONES	END SPLIT	JHB	HB	JHB
HOME FARM	T & S WHITNEY	DOUBLE FORE	ST	ST	ST
HOPE COTTAGE	P & S PHILLIPS	END SPLIT	PHC	HC	PHC
HORSESHOE BAY	P. & M. GOSS	END DOUBLE SWALLOW	G in a horseshoe	G	GHB
KINGSFORD VALLEY	T & S McPHEE	BACK BAYONET	KVF		no cattle
LONG ISLAND	N WATSON	FORE SQUARE	NWLI	NW	WLI
LORENZO	M CLARKE (J CLARKE)	END SQUARE	LZF		LZF
MOSS SIDE	M & D. MINNELL	END SPLIT	MSF	MS	MSF
MOUNT KENT	D WHITNEY	FORE BAYONET	DLMK		no cattle
MURRELL	A & L LOWE	FORK	MURRELL	MU	
NEWANS STATION	J NEWELL	BACK BAYONET	NONE		
NORTH ARM	FLH (S DICKSON)	END DOUBLE SWALLOW	NA	NA	NA
PORT LOUIS	P & M GILDING	FORK	PORTLOUIS	PL	PLF
PORT SUSSEX	R. & T STEVENS	END FORK	SPS	PS	
RACE POINT	J & M. JONES	END DOUBLE SWALLOW	JRP	RP	JRP
RINCON GRANDE	ESTATE. H J. PITALUGA (A & E TURNER)	END SPLIT	HP	HP	HP
RODEO FARM	M & D TRIGGS (P FORD)	FORE SQUARE	PFR		TRF
RIVERSIDE	K. DOBBYNS	FORE HALFPENNY	TD		no cattle
RIVERVIEW	MRS J BAGLEY	END SQUARE	RV	RV	
SALADERO	F.I. GOVERNMENT	DOUBLE FORE BIT	NSF	SF	NBH/SF
SAND BAY ABATTOIR	FIDC	NONE	FIMC	N/A	N/A
SMYLIES	CANTRAY Ltd (N DAVIS)	FORE BAYONET	SMYLIES	TA	SMY
SWAN INLET	A & A SHORT	FORE SPLIT	SW	SW	SW

TEAL INLET	P & S PHILLIPS	BACK SQUARE	TI		
WINEGLASS STATION	TWIGWORTH TRADING Ltd (G CASTRO)	DOUBLE FORE	WGS	TT	EPB (WGS)
WRECK POINT	G & D. DICKSON	BACK SQUARE	GD	GD	GD

WEST FALKLAND

Farm	Owner	Ear mark	Bale Brand	Sheep/abattoir brand	Code on cattle tags
ALBEMARLE STATION	P BERNTSEN (G HOBMAN & H WALLACE)	FORE FORK	GH	LP	
BOLD COVE/ MANYBRANCH	R EVANS & S. SINCLAIR	END SQUARE	BC	BC	BC
BOUNDARY	B BETTS	BACK BAYONET	BFARM	BF	
COAST RIDGE	N A KNIGHT	END SQUARE	FB in a triangle	FB	FB
CROOKED INLET	D. DONNELLY	END HALF PENNY	CINLET	CI	CI
DOYLE	R EVANS & S. SINCLAIR	END SQUARE	DY		NO CATTLE
DUNBAR	H DELIGNIERES & MP GUILLAUMOT	END FORK	DBR	DB	
DUNNOSE HEAD	C & R WILKINSON	BACK BAYONET	DHF		NO CATTLE
FERN RIDGE	K MARSH	BACK HALF PENNY	X		
GREEN HILL (CHARTES)	W LUXTON (K & J McKAY)	END DOUBLE SWALLOW	Z		
HARPS	K & J McKAY	FRONT FORK	HARPS	HA	
LAKE SULLIVAN	R A & N EDWARDS (L & H MARSH)	END FORK	LSF	LS	
LAKELANDS	R MARSH	FORE SQUARE	MLF	ML	
LEICESTER CREEK	J KNIGHT	END DOUBLE SWALLOW	KL	KL	KL
LITTLE CHARTRES	J & L WOODWARD	BACK SQUARE	LC	PET SHEEP ONLY	NO CATTLE
MAIN POINT	I & S HANSEN	FORE HALF PENNY	MAINPOINT	MT	
PEAKS	T & S HIRTLE	END FORK	PEAKS	TP	PKS
PHILOMEL	G & D MARSH	DOUBLE FORE	PF	PF	
PICKTHORNE	S & S BONNER	END DOUBLE SWALLOW	PICKTHORNE		NO CATTLE
PORT EDGAR	M & M ALAZIA	BACK SQUARE	PTED		NO CATTLE
PORT HOWARD	LEE BROS (C & M LEE)	END FORK	LEE BROS	LB	PHF
PORT NORTH	R McGHIE	T FORE BIT	PN	PN	
PORT STEPHENS	P & A ROBERTSON	END DOUBLE SWALLOW	PAR	P	PAR
RINCON RIDGE	Mr L. MARSH & Miss S MARSH	FORE HALF PENNY	MRR	RR	
RUM STATION	R HARWOOD	BACK BAYONET	RS		NO CATTLE
SHALLOW BAY	P & D PECK	FORE BAYONET	PSB	SB	
SHALLOW HARBOUR	A & M MARSH	END FORK	MSH	SH	
SHEFFIELD	I BERNTSEN & D HOY	END SQUARE	SD	SD	
SOUTH HARBOUR	M & D EVANS	FORE SQUARE	MAD	MD	
SPRING POINT	M. & D EVANS	FORE SQUARE	MADSP	SP	MAD
STONEY RIDGE	J McGHIE & J. HILL	FORE BAYONET	Y	Y	
TEAL RIVER	F R McKAY	FRONT SQUARE	MTRF	TR	
WEST LAGOONS	P & C NIGHTINGALE	END DOUBLE SWALLOW	SPTK	WL	
WESTLEY	P. McKAY & J. HOBMAN	FRONT FORK	WESTLEY	WY	
WHITE ROCK	R. & C. LEE		NONE	no sheep	WR

ISLANDS

Farm	Owner	Ear mark	Bale Brand	Sheep/abattoir brand	Code on cattle tags
BEAVER ISLAND	J & S PONCET	END FORK	BEAVER	BI	NO CATTLE
BLEAKER ISLAND	M & P RENDELL	PLAIN	BKI		
CARCASS ISLAND	R MCGILL	FORE BAYONET	RPM	RM	
GEORGE, BARREN & SPEEDWELL	C & L MAY	PLAIN	CLGI & CLSI	CL & SI	GIG
GOLDING ISLAND (PEAKS)	L HIRTLE	END FORK	PEAKS	TP	NO CATTLE
GREAT ISLAND GROUP	R & N POOLE	DOUBLE SWALLOW	PSI/PGI		NO CATTLE
LIVELY ISLAND	A JAFFRAY	DOUBLE SWALLOW	LI/REA	LI	
PEBBLE ISLAND	DEAN BROS	BACK BAYONET	PI	PI	
SAUNDERS ISLAND	D L POLE-EVANS	END FORK	PES	PE	PES
WEDDELL ISLAND	STRACHEN VISICK W1 Ltd	END FORK	?	WD	
WEST POINT ISLAND	R B NAPIER	BACK SQUARE	WP	WP	

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FALKLAND ISLANDS GAZETTE

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Vol. 121

31 December 2012

No. 14

Appointment

Jonathan Derek Summers, Building Maintenance Co-ordinator, Public Works Department, 14.11.12.

Allana Westermeyer, Staff Nurse, Health and Education Department, 26.11.12.

Joanne Hazel Rose Minnell-Goodwin, Part Time Receptionist, Central Services, 03.12.12.

Sian Yvonne Nightingale, Payroll and Recruitment Co-ordinator, Central Services, 03.12.12.

Completion of Contract

Amit Shah, Senior Personnel Officer, Central Services, 13.12.12.

Promotion

David Street, from Detective Sergeant to Inspector, Royal Falkland Islands Police, 3.12.12.

Resignation

Margaret Meso, Team Leader, Social Services, Health and Education Department, 7.12.12.

Hien Lovett, Assistant Taxation Officer, Corporate Resources Directorate, 19.12.12.

Catherine Joan Bowers, Part Time Home Help, Health and Education Department, 20.12.12.

Donna Doyle, Speech and Language Therapist, Health and Education Department, 21.12.12.

Karen Drysdale, Taxation Officer, Corporate Resources Directorate, 21.12.12.

Joanne Watson, Clerk/Cashier, Post Office, Central Services, 31.12.12.

Vanessa Ramirez, Part Time Clerk, Health and Education Department, 31.12.12.

Retirement

Una Goodwin, Houseparent, Health and Education Department, 14.12.12.

Transfer

Odette McGill, from Gardener to Government House Manager, Government House, 21.11.12.

Ian Clarke, from Plant Operator/Handyman, Quarry Section to Plant Operator/Handyman, Highways Section, Public Works Department, 3.12.12.

Diana Mary Aldridge, from Personal Assistant, Mineral Resources Department to Finance Clerk, Health and Education Department, 31.12.12.

NOTICES

No. 87

12 December 2012

Marriage Ordinance 1996

section 25(1)

Appointment of Registrar

I Nigel Robert Haywood CVO Governor of the Falkland Islands in exercise of my powers under section 25(1) of the Marriage Ordinance 1996 and all other powers enabling me hereby appoint Shona Marguerite Strange to be Registrar for the purpose of the marriage of Thomas William White and Georgina Strange on New Island, West Falkland Islands on Friday 28 December 2012 at 4.30pm.

Dated 12 December 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 88

13 December 2012

United Kingdom Statutory Instruments

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

2012 No 2748 – The Iraq (United Nations Sanctions) (Overseas Territories) (Amendment) Order 2012;

2012 No 2749 – The Liberia (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012;

2012 No 2750 – The Democratic Republic of the Congo (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012;

2012 No 2751 – The Eritrea (Sanctions) (Overseas Territories) Order 2012;

2012 No 2753 – The Zimbabwe (Sanctions) (Overseas Territories) Order 2012; and

2012 No 3069 – The Syria (Restrictive Measures) (Overseas Territories) (Amendment) Order 2012.

Dated 13 December 2012

B. I. STEEN,
for Attorney General.

No. 89

13 December 2012

Taxes Ordinance *section 57B(2)*

Amendment to the Approved list of charities

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

2. I give notice that the approved list of eligible charities (published in Gazette CXVII No 19 on 31 December 2009) is amended by the addition of:-

<u>UK Charity name</u>	<u>UK Charity number</u>
Antarctic Heritage Trust	1024911
Royal Naval Association	266982

Dated 13 December 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 90

13 December 2012

Charities Act 1960 *(section 4(4))*

Registration of Charities (Exemption) Order 2009 *(article 3)*

Extension of Order

1. Article 3 of the Registration of Charities (Exemption) Order 2009 (SR&O No 24 of 2009) provides for the Governor to extend the Order by notice.

2. I hereby give notice that the date "31 December 2012" specified in article 3 of the Registration of Charities (Exemption) Order 2009 is extended indefinitely until further notice. This Notice will come into effect on 1 January 2013.

Dated 13 December 2012

N. R. HAYWOOD C.V.O.,
Governor.

No. 91

19 December 2012

Applications for Permanent Residence

Notice is hereby given that:-

Paul Christopher Jonas and Leonardo Javier Alvarez Benavides

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 21 January 2013.

Dated 19 December 2012

C. W. SHELBOURNE,
Immigration Officer.



FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

1 February 2012

No. 1

The following are published in this Supplement –

**Pension Funds (Actuarial Reviews) Bill 2012; and
Administration of Justice (Amendment) Bill 2012.**

Pensions Funds (Actuarial Reviews) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of section 5 of the Pensions (Old Scheme) Fund Ordinance
4. Amendment of section 19 of the Retirement Pensions Ordinance

PENSION FUNDS (ACTUARIAL REVIEWS) BILL 2012

(No: of 2012)

(assented to: 2012)

(commencement: on publication)

(published: 2012)

A BILL

for

AN ORDINANCE

To amend the Pensions (Old Scheme) Fund Ordinance (No 7 of 1999) and the Retirement Pensions Ordinance (No 20 of 1996) in relation to actuarial reviews of the Pensions (Old Scheme) Fund and the Pensions Equalisation Fund.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Pension Funds (Actuarial Reviews) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of section 5 of the Pensions (Old Scheme) Fund Ordinance

Section 5 of the Pensions (Old Scheme) Fund Ordinance is amended by —

- (a) omitting “the Government Actuary in the United Kingdom” and substituting “an independent actuary”; and
- (b) omitting “Government Actuary’s” and substituting “actuary’s”.

4. Amendment of section 19 of the Retirement Pensions Ordinance

(1) This section amends section 19 of the Retirement Pensions Ordinance.

(2) Subsection (1) is repealed and the following subsection substituted —

“(1) The Financial Secretary must arrange for —

- (a) the operation of this Ordinance during the five year period ending on 31st December 2011 (and each five year period afterwards) to be reviewed by an independent actuary; and
- (b) the actuary to report to the Governor on —
 - (i) the financial condition of the Pensions Equalisation Fund; and

(ii) the adequacy or otherwise of the contributions payable under this Ordinance to support the pensions payable under this Ordinance out of the Fund.”

(3) Subsection (3) is repealed.

OBJECTS AND REASONS

This Bill would amend the Pensions (Old Scheme) Fund Ordinance (No 7 of 1999) and the Retirement Pensions Ordinance (No 20 of 1996).

Both Ordinances currently provide for actuarial reviews to be carried out by the UK Government Actuary. These reviews have to be carried out every 3 years for the Pensions (Old Scheme) Fund and every 5 years for the Pensions Equalisation Fund.

Clauses 3 and 4 would amend section 5 of the Pensions (Old Scheme) Fund Ordinance and section 19 of the Retirement Pensions Ordinance to provide that these reviews need not be carried out by the Government Actuary but must still be carried out by an independent actuary.

Clause 4 would also amend section 19 of the Retirement Pensions Ordinance to make it clear that the Financial Secretary is responsible for arranging the reviews in the same way as under section 5 of the Pensions (Old Scheme) Fund Ordinance.

Administration of Justice (Amendment) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Section 51 of the Administration of Justice Ordinance amended

ADMINISTRATION OF JUSTICE (AMENDMENT) BILL 2012

(No: of 2012)

(assented to: 2012)

(commencement: on publication)

(published: 2012)

A BILL

for

AN ORDINANCE

To amend the time limits within which prosecutions for certain offences must be brought; and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Administration of Justice (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force upon publication in the *Gazette*.

3. Section 51 of the Administration of Justice Ordinance amended

(1) This section amends section 51 of the Administration of Justice Ordinance (Title 22.1).

(2) Subsections (2), (3) and (4) are repealed and the following subsections substituted —

“(2) There is no limit on the time within which a prosecution may be commenced for —

(a) an indictment-only offence (other than arson endangering life); or

(b) a sexual offence.

(3) Subsection (2) applies whenever the offence was committed.

(4) In subsection (2) —

“arson endangering life” means arson of a kind to which section 1(2) of the Criminal Damage Act 1971 applies in the Falkland Islands (or did at the time of the offence);

“indictment-only offence” means an offence declared by section 27(2) to be one that must (unless the exception in section 27(3) applies) be tried on indictment; and

“sexual offence” means —

(a) an offence against a provision of one of the following Acts as it applied in the Falkland Islands at the time of the offence —

- (i) the Sexual Offences Act 1956;
- (ii) the Sexual Offences Act 1967;
- (iii) the Protection of Children Act 1978;
- (iv) the Sexual Offences Act 2003; or

(b) an offence against section 160 of the Criminal Justice Act 1988.

(3) Subsection (6) is amended by inserting “(other than one to which subsection (2)(b) or subsection (5) applies)” after “summarily”.

OBJECTS AND REASONS

Section 51 of the Administration of Justice Ordinance provides for the time limits within which prosecutions for offences must be brought.

Section 51(2) and (3) currently distinguish between rapes and other sexual offences committed on victims who had reached the age of 16 and those committed on victims who had not yet reached that age. Unless the victim was under 16 at the time, the time limit for a rape prosecution is 12 years and the time limits for prosecutions for other sexual offences depend on the maximum penalty for the offence.

Clause 3(2) would remove that distinction: there would no longer be a time limit on bringing a prosecution for rape or another sexual offence (whatever age the victim was at the time). The time limit would no longer apply whenever the offence was committed.

Clause 3(2) would also update the definition of sexual offence and extend it to include child pornography offences.

Clause 3(3) would amend section 51(6) to clarify that the time limits for offences that can be tried summarily do not apply to sexual offences or to criminal damage endangering life (even if it does not involve arson).

There would still be no time limit for prosecutions for treason, murder, manslaughter and piracy.

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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

9 March 2012

No. 2

The following are published in this Supplement –

Supplementary Appropriation (2011-2012) Ordinance 2012 (No 1 of 2012);

Taxes (Amendment) Ordinance 2012 (No 2 of 2012);

Pension Funds (Actuarial Reviews) Ordinance 2012 (No 3 of 2012); and

Administration of Justice (Amendment) Ordinance 2012 (No 4 of 2012).

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Supplementary Appropriation (2011-2012) Ordinance 2012

(No: 1 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedules

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

SUPPLEMENTARY APPROPRIATION (2011-2012) ORDINANCE 2012

(No: 1 of 2012)

(assented to: 5 March 2012)

(commencement: on publication)

(published: 9 March 2012)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £918,400.00 for the financial year ending 30 June 2012.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2011-2012) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Financial Secretary may withdraw an additional sum of £918,400.00 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2012 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 numbers 2 & 3 of 2011-2012, the Financial Secretary will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE 1

Number	Head of Service	Amount £
	Operating Budget	
0200	Health, Social Services & Education	905,600
0451	Attorney General's Chambers	2,500
0999	Transfer Payments	10,300
	Total Operating Budget	<hr/> 918,400 <hr/>
	Total Schedule 1	<hr/> 918,400 <hr/>

Passed by the Legislature of the Falkland Islands on 23 February 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Taxes (Amendment) Ordinance 2012

(No: 2 of 2012)

ARRANGEMENT OF PROVISIONS

Section

Part 1 – Introduction

1. Title
2. Commencement

Part 2 – Amendment of Taxes Ordinance

3. Amendment of Taxes Ordinance
4. Section 12 amended – Notice of chargeability and tax returns
5. New section 12A
6. Section 57 amended – Exemptions

Part 3 – Amendment of Medical Services Tax Ordinance

7. Section 21 of the Medical Services Tax Ordinance amended – Exemptions

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

TAXES (AMENDMENT) ORDINANCE 2012

(No: 2 of 2012)

(assented to: 5 March 2012)
(commencement: on publication)
(published: 9 March 2012)

AN ORDINANCE

To amend the Taxes Ordinance (Title 69.1); and the Medical Services Tax Ordinance (No 13 of 2010).

ENACTED by the Legislature of the Falkland Islands —

PART 1
INTRODUCTION

1. Title

This Ordinance is the Taxes (Amendment) Ordinance 2012.

2. Commencement

This Ordinance is deemed to have come into force on 1 January 2012.

PART 2
AMENDMENT OF TAXES ORDINANCE

3. Amendment of Taxes Ordinance

This Part amends the Taxes Ordinance (Title 69.1).

4. Section 12 amended – Notice of chargeability and tax returns

Section 12(4) is repealed.

5. New section 12A

The following section is inserted after section 12 —

“12A. Notice of chargeability and tax returns: penalties

(1) A person who does not comply with a requirement of section 12 is liable to a penalty of £100.

(2) A person who has still not complied with a requirement of section 12 three months after the due date for compliance is liable to a further penalty of £200.

(3) A penalty under subsection (1) or subsection (2) —

(a) is incurred whether or not a prosecution is brought;

(b) attracts the provisions of Schedule 4 and any other provision of this Ordinance about penalties; and

(c) may be wholly or partially remitted by the Commissioner following an application by the person on whom it is imposed, but only if the Commissioner is satisfied that remission is appropriate in the special circumstances of the case.

(4) The payment of a penalty for which a person is liable under subsection (1) or (2) does not either —

(a) relieve the person of the obligation to comply with the requirement to which the penalty relates (if that has not yet been done); or

(b) preclude the bringing of a prosecution.”

6. Section 57 amended – Exemptions

(1) This section amends section 57.

(2) In subsection (1) —

(a) paragraph (e) is omitted and the following paragraph substituted —

“(e) emoluments paid out of United Kingdom Government funds to a person serving in the armed forces;” and

(b) The following paragraph is inserted after paragraph (e) —

“(ea) emoluments paid out of United Kingdom Government funds to a person serving the United Kingdom Government in a civil capacity who is not excluded from this exemption by subsection (2A);”.

(3) The following subsections are inserted after subsection (2) —

“(2A) A person is excluded from the exemption in subsection (1)(ea) if one or more of the following apply —

(a) the person was present in the Falkland Islands when either —

(i) engaged to serve in the Falkland Islands; or

(ii) posted to serve there; and

(b) the person had been present in the Falkland Islands within the three months before then; or

(c) in the opinion of the Commissioner for Taxation, the main reason why the person was absent from the Falkland Islands was to qualify for exemption under subsection (1)(ea).

(2B) Subsection (2A) does not exclude a person from the exemption in subsection (1)(ea) if the person is present in the Falkland Islands in the course of service covered by that exemption when the person is either —

(a) re-engaged to continue serving in the Falkland Islands; or

(b) posted for a serve there for a further period.”

PART 3

AMENDMENT OF MEDICAL SERVICES TAX ORDINANCE

7. Section 21 of the Medical Services Tax Ordinance amended – Exemptions

(1) This section amends section 21 of the Medical Services Tax Ordinance (No 13 of 2010).

(2) In subsection (1) —

(a) paragraph (c) is omitted and the following paragraph substituted —

“(c) earnings and benefits in kind paid out of United Kingdom Government funds to a person serving in the armed forces;” and

(b) the following paragraph is inserted after paragraph (c) —

“(ca) earnings and benefits in kind paid out of United Kingdom Government funds to a person serving the United Kingdom Government in a civil capacity who is not excluded from this exemption by subsection (1A);”.

(3) The following subsections are inserted after subsection (1) —

“(1A) A person is excluded from the exemption in subsection (1)(ca) if one or more of the following apply —

(a) the person was present in the Falkland Islands when either —

(i) engaged to serve in the Falkland Islands; or

(ii) posted to serve there; and

(b) the person had been present in the Falkland Islands within the three months before then; or

(c) in the opinion of the Commissioner for Taxation, the main reason why the person was absent from the Falkland Islands was to qualify for exemption under subsection (1)(ca).

(1B) Subsection (1A) does not exclude a person from the exemption in subsection (1)(ca) if the person is present in the Falkland Islands in the course of service covered by that exemption when the person is either —

(a) re-engaged to continue serving in the Falkland Islands; or

(b) posted for a serve there for a further period.”

Passed by the Legislature of the Falkland Islands on 23 February 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Pensions Funds (Actuarial Reviews) Ordinance 2012

(No: 3 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of section 5 of the Pensions (Old Scheme) Fund Ordinance
4. Amendment of section 19 of the Retirement Pensions Ordinance

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Pension Funds (Actuarial Reviews) Ordinance 2012

(No: 3 of 2012)

(assented to: 5 March 2012)
(commencement: on publication)
(published: 9 March 2012)

AN ORDINANCE

To amend the Pensions (Old Scheme) Fund Ordinance (No 7 of 1999) and the Retirement Pensions Ordinance (No 20 of 1996) in relation to actuarial reviews of the Pensions (Old Scheme) Fund and the Pensions Equalisation Fund.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Pension Funds (Actuarial Reviews) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of section 5 of the Pensions (Old Scheme) Fund Ordinance

Section 5 of the Pensions (Old Scheme) Fund Ordinance is amended by —

(a) omitting “the Government Actuary in the United Kingdom” and substituting “an independent actuary”; and

(b) omitting “Government Actuary’s” and substituting “actuary’s”.

4. Amendment of section 19 of the Retirement Pensions Ordinance

(1) This section amends section 19 of the Retirement Pensions Ordinance.

(2) Subsection (1) is repealed and the following subsection substituted —

“(1) The Financial Secretary must arrange for —

(a) the operation of this Ordinance during the five year period ending on 31st December 2011 (and each five year period afterwards) to be reviewed by an independent actuary; and

(b) the actuary to report to the Governor on —

(i) the financial condition of the Pensions Equalisation Fund; and

(ii) the adequacy or otherwise of the contributions payable under this Ordinance to support the pensions payable under this Ordinance out of the Fund.”

(3) Subsection (3) is repealed.

Passed by the Legislature of the Falkland Islands on 23 February 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Administration of Justice (Amendment) Ordinance 2012

(No: 4 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Section 51 of the Administration of Justice Ordinance amended

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

ADMINISTRATION OF JUSTICE (AMENDMENT) ORDINANCE 2012

(No: 4 of 2012)

(assented to: 5 March 2012)
(commencement: on publication)
(published: 9 March 2012)

AN ORDINANCE

To amend the time limits within which prosecutions for offences must be brought.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Administration of Justice (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force upon publication in the *Gazette*.

3. Section 51 of the Administration of Justice Ordinance amended

(1) This section amends section 51 of the Administration of Justice Ordinance (Title 22.1).

(2) Subsections (2), (3) and (4) are repealed and the following subsections substituted —

“(2) There is no limit on the time within which a prosecution may be commenced for —

- (a) an indictment-only offence (other than arson endangering life); or
- (b) a sexual offence.

(3) Subsection (2) applies whenever the offence was committed.

(4) In subsection (2) —

“arson endangering life” means arson of a kind to which section 1(2) of the Criminal Damage Act 1971 applies in the Falkland Islands (or did at the time of the offence);

“indictment-only offence” means an offence declared by section 27(2) to be one that must (unless the exception in section 27(3) applies) be tried on indictment; and

“sexual offence” means —

(a) an offence against a provision of one of the following Acts as it applied in the Falkland Islands at the time of the offence —

(i) the Sexual Offences Act 1956;

(ii) the Sexual Offences Act 1967;

(iii) the Protection of Children Act 1978;

(iv) the Sexual Offences Act 2003; or

(b) an offence against section 160 of the Criminal Justice Act 1988.”

(3) Subsection (6) is amended by inserting “(other than one to which subsection (2)(b) or subsection (5) applies)” after “summarily”.

Passed by the Legislature of the Falkland Islands on 23 February 2012.

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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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

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No. 3

The following are published in this Supplement –

**Census Order 2012 (SR&O No 1 of 2012); and
Fishery Products (Amendment) Bill 2012.**

SUBSIDIARY LEGISLATION

CONSTITUTIONAL AND ADMINISTRATIVE

Census Order 2012

S. R. & O. No: 1 of 2012

Made: 3 April 2012
Published: 10 April 2012
Coming into force: on publication

I make this order under sections 13(2), 13(4), 13(5) and 32 of the Statistics Ordinance (No 10 of 2010) on the advice of Executive Council.

1. Title

This order is the Census Order 2012.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Interpretation

In this order —

“2012 Census” means the census to be carried out in April 2012;

“census date” means either —

(a) 15 April 2012; or

(b) if the Statistician decides to carry out the census by reference to another date in April 2012, that date;

“communal establishment” —

(a) means a place that is not a dwelling but where one or more persons live or stay; and

(b) includes each of the following —

(i) a hotel, guest house or similar establishment;

(ii) the King Edward Memorial Hospital;

(iii) a religious or charitable community;

(iv) the area of Stanley Police Station declared to be a prison by article 3(1) of the Prison (Declaration) Order 2009 (SR&O No 10 of 2009) and known as HMP Stanley (including the parts of that area declared to be a young offender institution by article 4(1) of the same order); and

(v) accommodation for civilian employees of contractors at the Mount Pleasant Complex;

“eCensus” means a system by which information is submitted electronically via a secure website; and

“temporary visitor to the Falkland Islands” means a person who is present in the Falkland Islands on the census date but who —

(a) usually lives outside the Falkland Islands; and

(b) on the census date, is only visiting the Islands temporarily (on holiday or for other reasons), for a period of less than 3 months.

4. Census to be carried out in April 2012

The census originally to have been carried out in 2011 but which was postponed to 2012 is to be carried out in April 2012.

5. eCensus and paper forms

(1) The primary method by which the 2012 Census is to be carried out is by means of an eCensus.

(2) The Statistician must ensure that adequate arrangements are made for those who wish to complete a paper form for the 2012 Census instead of participating in an eCensus.

6. Questions to be asked in census

(1) In relation to each household, the questions to be asked in the 2012 Census are —

(a) those listed in Schedule 1;

(b) how many persons normally form part of the household (including any children and those who are temporarily absent); and

(c) whether temporary visitors to the Falkland Islands are staying overnight in the household on the census date (and, if so, how many).

(2) In relation to each person who is normally resident in the Falkland Islands and who is aged 16 or over on the census date, the questions to be asked in the 2012 Census are those listed in both Parts of Schedule 2 (but answering question P12 about religion is to be voluntary).

(3) In relation to each person who is normally resident in the Falkland Islands but who has not yet reached the age of 16 by the census date, the questions to be asked in the 2012 Census are those listed in Part 1 of Schedule 2 (but answering question P12 about religion is to be voluntary).

(4) In relation to a person living or staying in a communal establishment, the questions to be asked in the 2012 Census may also include some or all of the questions listed in Schedule 1.

(5) In relation to each temporary visitor to the Falkland Islands, the questions to be asked in the 2012 Census are those listed in Schedule 3.

7. Questions to be asked in census: supplementary

(1) Additional instructions and explanation (including examples) may be added to the questions.

(2) The questions may be expressed with minor variations appropriate to the method by which the information is being collected.

(3) No authorised person (including the Statistician) may require anyone to answer question P12 in Schedule 2 (the voluntary question about religion).

(4) In relation to questions that are irrelevant to a household or an individual based on the answers to previous questions —

(a) the irrelevant questions need not be answered; and

(b) for those participating in the eCensus, those questions need not be asked.

8. Provision of assistance, etc

(1) The Statistician must ensure (as far as reasonably practicable) that adequate arrangements are made to provide assistance to those required to submit information for the 2012 Census (either via the eCensus or by completing a paper form).

(2) The Statistician may arrange for information and other assistance to be provided in languages other than English but need not arrange for information to be submitted in a language other than English.

(3) The Statistician may enter into arrangements for those participating in the eCensus to receive compensation for their usage of telecommunications services.

9. Communal establishments and vessels

(1) The Statistician must make arrangements to ensure (as far as reasonably practicable) that information for the 2012 Census is collected in respect of every person who, on the night of the census date —

(a) is living or staying in a communal establishment; and

(b) is on board a vessel moored in Stanley Harbour.

(2) The Statistician need not (but may) make arrangements to collect information in respect of anyone who spends the night of the census date on board a vessel that is not moored in Stanley Harbour.

(3) The Statistician may make different arrangements for different establishments and different vessels.

10. Exemption for members of UK Armed Forces

The following persons are exempt from participation in the 2012 Census (and information need not be provided by them or about them) —

- (a) members of the United Kingdom Armed Forces who are serving in the Falkland Islands on the census date; and
- (b) their dependents.

11. Use of information from other sources

The Statistician may use information from sources other than the eCensus and paper forms for the following purposes —

- (a) to check information submitted via the eCensus and on paper forms;
- (b) to supplement the information submitted in those ways; and
- (c) to substitute for information that it has not been possible to collect in either of those ways.

SCHEDULE 1 QUESTIONS TO BE ASKED ABOUT HOUSEHOLDS

H) Mark the space that best describes the type of accommodation your household occupies:

A HOUSE that is:

- ☐ Detached
- ☐ Semi Detached
- ☐ Terraced

A FLAT, MAISONETTE or APARTMENT that is:

- ☐ In a purpose built block of flats
- ☐ Part of a converted or shared house
- ☐ A converted outbuilding
- ☐ In a commercial building (for example in an office building, or hotel, or over a shop)

In a MOBILE or TEMPORARY STRUCTURE that is:

- ☐ A mobile home or portacabin adapted for permanent use
- ☐ A caravan
- ☐ In any other mobile or temporary structure

Other, such as yacht etc (please state)

H1) How many bedrooms are there in your accommodation?

H2) How old is your accommodation?

- ☐ 0-5 years
- ☐ 6-10 years
- ☐ 11-30 years
- ☐ Greater than 30 years

H3) A) Do you or someone in your household own or rent your accommodation?

- ☐ Own outright (free and clear of any mortgage or loan)
- ☐ Own with a mortgage
- ☐ Rent
- ☐ Live here rent free

B) If paying a mortgage in respect of the property your household occupies, how much is paid ANNUALLY in respect of mortgage repayments on this property?

- ☐ Less than £1,000
- ☐ £1,000-£3,000
- ☐ £3,001-£5,000
- ☐ £5,001-£7,000
- ☐ £7,001-£9,000
- ☐ £9,001-£11,000
- ☐ £11,001 or more

C) If paying rent, how much does the household pay to the owner (or to their agent) for this dwelling ANNUALLY?

- ☐ Less than £1,000
- ☐ £1,000-£3,000
- ☐ £3,001-£5,000
- ☐ £5,001-£7,000
- ☐ £7,001-£9,000
- ☐ £9,001-£11,000
- ☐ £11,001 or more

D) Does this rent include any meals?

- ☐ Yes
- ☐ No

H4) What is the main fuel used for heating in your accommodation?

- ☐ Kerosene
- ☐ Diesel Oil
- ☐ Electricity
- ☐ Gas
- ☐ Peat
- ☐ Other (please state)

H5) What is the main fuel used for cooking in your accommodation?

- ☐ Kerosene
- ☐ Diesel Oil
- ☐ Electricity

- ☐ Gas
- ☐ Peat
- ☐ Other (please state)

H6) What is the MAIN source of electrical power for your household's accommodation?

- ☐ Stanley Power Station (Power Station Diesel Generators and Sand Bay Wind Farm)
- ☐ Wind
- ☐ Diesel Oil (i.e. Private generator)
- ☐ Settlement generator

H7) What is the ANNUAL cost of electricity and fuel (for heating and cooking) for your household's accommodation?

A) Electricity

- ☐ Less than £750
- ☐ £750-£1,000
- ☐ £1,001-£1,250
- ☐ £1,251-£1,500
- ☐ £1,501-£1,750
- ☐ £1,751-£2,000
- ☐ £2,001 or more
- ☐ Included in rent

B) Kerosene, Oil, Peat, Coal, Wood etc

- ☐ Less than £750
- ☐ £750-£1,000
- ☐ £1,001-£1,250
- ☐ £1,251-£1,500
- ☐ £1,501-£1,750
- ☐ £1,751-£2,000
- ☐ £2,001 or more
- ☐ Included in rent
- ☐ No charge or these fuels not used

C) Gas

- ☐ Less than £100
- ☐ £100-£300
- ☐ £301-£500
- ☐ £501-£700
- ☐ £701-£900
- ☐ £901-£1,100
- ☐ £1,101 or more
- ☐ Included in rent
- ☐ No charge or gas not used

H8) Is your accommodation wholly or partially provided with central heating?

- ☐ NONE of the accommodation has central heating
- ☐ SOME of the accommodation (i.e. some living areas) has central heating
- ☐ ALL of the accommodation (i.e. all living areas) have central heating

H9) In your opinion is the standard of your accommodation:

- ☐ Good
- ☐ Fairly Good
- ☐ Not Good

H10) In your opinion is the accommodation suitable for the basic needs of the household?

- ☐ Yes
- ☐ No

H11) Do you or another person in this household (excluding temporary visitors) own or rent/lease a second home in the Falkland Islands?

- ☐ No, or only property outside of the Falkland Islands
- ☐ Yes and it is/they are:
 - ☐ In Stanley and
 - ☐ Owned, for personal use (e.g. second home/holiday home)
 - ☐ Owned and rented out
 - ☐ Rented/leased by you as a tenant
 - ☐ In Camp and
 - ☐ Owned, for personal use (e.g. second home/holiday home)
 - ☐ Owned and rented out
 - ☐ Rented/leased by you as a tenant

H12) A) How many motor vehicles are owned or available for use by members of your household?

- ☐ None
- ☐ One or more

B) Place a number in the box to represent how many vehicles are available for use in each category?

- ☐ Car or van or other 2 wheel drive vehicle
- ☐ Four wheel drive vehicle
- ☐ Motorcycle or quad bike
- ☐ Other (Please state number and type of vehicle)

H13) Please indicate which of the appliances listed below are available in your household's accommodation.

- ☐ Computer
- ☐ Telephone (Landline)
- ☐ Mobile telephone
- ☐ 2 metre radio
- ☐ Fridge
- ☐ Deep Freeze
- ☐ Fridge/Freezer
- ☐ Washing machine
- ☐ Dishwasher
- ☐ Television Set
- ☐ Cable/satellite television (Paid Subscription)
- ☐ DVD player

- ☐ Digital Television Recorder
- ☐ Blu-Ray Player
- ☐ MP3 Player (e.g. i-Pod)
- ☐ Tablet Computer (e.g. i-Pad)
- ☐ Smoke alarm
- ☐ Carbon monoxide detector
- ☐ Fire extinguisher

H14) Does the Household have access to the internet at home?

- ☐ Yes
- ☐ No

SCHEDULE 2 **QUESTIONS TO BE ASKED ABOUT RESIDENTS**

Part 1

Questions to be asked about residents of all ages

P1) What is the person's full name?

What is the person's sex?

- ☐ Male
- ☐ Female

What is the person's date of birth?

P2) Present Marital Status

- ☐ Never Married
- ☐ Married
- ☐ Married but permanently separated
- ☐ Cohabiting
- ☐ Divorced and not now married
- ☐ Widow or Widower
- ☐ Other (please state)

P3) Where was this person on Census night?

- ☐ At the address at the front of this form
- ☐ Elsewhere in the Falkland Islands
- ☐ Outside the Falkland Islands

P4) What is this person's usual address?

- ☐ The address on the front of this form
- ☐ Elsewhere

P5) A) Where was this person normally resident TEN YEARS AGO?

- ☐ Stanley
- ☐ Camp
- ☐ Overseas
- ☐ Person less than 10 years old

B) Has this person returned to the Falkland Islands after an absence of more than ten years? Do not count any times during their absence in which they may have returned temporarily for holidays etc.

☐ No

☐ Yes - If Yes please state how long you were away

P6) Country of Birth

A) Was this person born in the Falkland Islands?

☐ Yes

☐ No

B) Where was the person born?

☐ United Kingdom

☐ St Helena

☐ Chile

☐ Other country (please state)

C) Did the person arrive in the Falkland Islands within 6 months of birth?

☐ Yes

☐ No

D) Was the person born outside the Falkland Islands for medical reasons?

☐ Yes

☐ No

P7) How long has the person been resident in the Falkland Islands?

☐ 2 years or less

☐ 3 to 5 years

☐ 6 to 10 years

☐ More than 10 years

P8) Immigration Categories

Which of the following Immigration categories applies to this person?

☐ Holder of a Visitor's Permit

☐ Exempt from immigration control by reason of employment with UK Ministry of Defence or another part of the UK Government (or is the spouse/dependent of such a person)

☐ Work Permit Holder

☐ Included as a dependent on a Work Permit

☐ Temporary Residence Permit Holder

☐ Permanent Residence Permit Holder

☐ Falkland Islander/Falkland Islands Status Holder

If a Falkland Islander/Falkland Islands Status holder, does this person have a Falkland Islands Status stamp in their passport?

☐ No

☐ Yes (If Yes, please state number)

P9) What is the person's Citizenship?

- ☐ British Citizenship
- ☐ British Overseas Territories Citizenship
- ☐ Citizen of another country - please state below

P10) National Identity

How would this person describe their national identity?

- ☐ Falkland Islander
- ☐ British
- ☐ St Helenian
- ☐ Chilean
- ☐ Other (please state)

P11) A) Does this person speak a language other than English at home?

- ☐ No
- ☐ Yes (Please state which language)

B) How well does this person speak English?

- ☐ Very well
- ☐ Well
- ☐ Not well
- ☐ Not at all

P12) Religion. (Answering this question is to be voluntary.)

What is the person's religion?

- ☐ No religion
- ☐ Christian
- ☐ Jewish
- ☐ Buddhist
- ☐ Hindu
- ☐ Muslim
- ☐ Sikh
- ☐ Any other religion (please state)

Part 2

Questions to be asked about adult residents only

P13) Employment

A) What is this person's employment status?

- ☐ Employed
- ☐ Unemployed
- ☐ Not working for other reasons
- ☐ Retired and not working

B) Does this person work as an employee or are they self-employed?

- ☐ Employee
- ☐ Self Employed with employees
- ☐ Self Employed without employees

C) In this job, what is the person's main occupation?

D) In terms of the job above, which economic activity is the person working in?

- ☐ Agriculture
- ☐ Fishing
- ☐ Construction
- ☐ Mining and Quarrying including oil and gas exploration activities
- ☐ Electricity, Water and Gas
- ☐ Wholesale and Retail Trade
- ☐ Hospitality (hotels, restaurants, pubs etc)
- ☐ Transport and Storage
- ☐ Communication
- ☐ Financing
- ☐ Insurance
- ☐ Real Estate
- ☐ Business Services
- ☐ Community, Social and Personal Services
- ☐ Other (please state)

E) Does the person have a secondary or part-time occupation in addition to their main occupation?

- ☐ No
- ☐ Yes

In this job, does this person work as an employee or are they self-employed?

- ☐ An employee
- ☐ Self Employed with employees
- ☐ Self Employed without employees

F) In this person's secondary job, what is their occupation?

G) In terms of the job above, which economic activity is the person working in?

- ☐ Agriculture
- ☐ Fishing
- ☐ Construction
- ☐ Mining and Quarrying including oil and gas exploration activities
- ☐ Electricity, Water and Gas
- ☐ Wholesale and Retail Trade
- ☐ Hospitality (hotels, restaurants, pubs etc)
- ☐ Transport and Storage
- ☐ Communication
- ☐ Financing
- ☐ Insurance
- ☐ Real Estate
- ☐ Business Services
- ☐ Community, Social and Personal Services
- ☐ Other (please state)

H) Does this person undertake any regular paid employment in addition to the two jobs mentioned above?

☐ No

☐ Yes (If you answer yes, please list the additional job or jobs)

I) Please state the total number of paid hours the person normally works per week in all jobs.

P14) Not employed

A) Is the person actively seeking any kind of paid work?

☐ Yes

☐ No

B) If a job were available, would the person be able to start straight away?

☐ Yes

☐ No

C) Is the person doing any of the following?

☐ Household work, cooking, repairs, gardening etc. for their own household

☐ Looking after a child who is a member of their household

☐ Looking after a member of their household who is ill or has a disability

☐ Looking after a child (who does NOT live in their household) on an unpaid basis

☐ Helping someone who is ill or has a disability (who does NOT live in their household) on an unpaid basis

☐ Other helping or voluntary (unpaid) work for or through any organisation or group

☐ Attending or studying for 20 hours or more per week at school or any other place

☐ Attending or studying for less than 20 hours per week at school or any other place

☐ None of these

P15) Income

What is this person's total ANNUAL Income?

☐ £1 - £5000

☐ £5001 - £10000

☐ £10001 - £15000

☐ £15001 - £20000

☐ £20001 - £25000

☐ £25001 - £30000

☐ £30001 - £35000

☐ £35001 - £40000

☐ £40001 - £45000

☐ £45001 - £50000

☐ £50001 - £55000

☐ £55001 - £60000

☐ £60001 - £65000

☐ £65001 - £70000

☐ £70001 - £75000

☐ £75001 or more

P16) Education

Has the person obtained any of the following qualifications?

- ☐ No qualifications
- ☐ 1-4 O Levels/CSEs/GCSEs (any grades), Entry Level, Foundation Diploma
- ☐ NVQ Level 1, Foundation GNVQ, Basic Skills
- ☐ 5+ O Levels (passes)/CSEs (grade 1)/GCSEs (grades A*-C), School Certificate, 1 A Level/2-3 AS Levels/VCEs, Higher Diploma
- ☐ NVQ Level 2, Intermediate GNVQ, City and Guilds Craft, BTEC First/General Diploma, RSA Diploma
- ☐ Apprenticeship
- ☐ 2+ A Levels/VCEs, 4+ AS Levels, Higher School Certificate, Progression/Advanced Diploma
- ☐ NVQ Level 3, Advanced GNVQ, City and Guilds Advanced Craft, ONC, OND, BTEC National Diploma, RSA Advanced Diploma
- ☐ Degree (for example BA, BSc)
- ☐ Higher degree (for example MA, PhD, PGCE)
- ☐ NVQ Level 4-5, HNC, HND, RSA Higher Diploma, BTEC Higher Level
- ☐ Professional qualifications (for example teaching, nursing, accountancy etc)
- ☐ Other vocational/work-related qualifications (please state)
- ☐ Other qualifications (please state)

P17) Health

A) Not counting anything done as part of paid employment, does this person look after or give help or any support to family members, friends, neighbours, or others because of long-term physical or mental ill-health or disability, or problems related to old age?

- ☐ No
- ☐ Yes (If yes, please indicate the total time spent on this activity in a typical week)

B) Including problems due to old age, does this person have any long-term illness, health problem or disability which limits their daily activities or the work they can do?

- ☐ No
- ☐ Yes (If yes, how does this person rate their disability?)
 - ☐ Minor
 - ☐ Medium
 - ☐ Major

C) Does this person smoke cigarettes?

- ☐ No
- ☐ Yes

If yes, please indicate the total number per day:

- ☐ 5 or less
- ☐ 6-10
- ☐ 11-20
- ☐ 21-30
- ☐ 31-40
- ☐ 40 or more

D) Does this person drink alcohol?

☐ No

☐ Yes

If yes, how many units per week?

☐ 5 or less

☐ 6-10

☐ 11-15

☐ 15-20

☐ 21-30

☐ 30+

SCHEDULE 3

QUESTIONS TO BE ASKED ABOUT VISITORS

1. What is the person's full name?
2. What is the person's sex?
3. What is the person's date of birth?
4. What is the person's usual country of residence?

Made 3rd April 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE

(not part of the order)

Under section 13(1) of the Statistics Ordinance, one of the functions of the Statistical Service of the Falkland Islands Government is to organise and carry out a census every five years.

Under section 13(2), a census was to have been carried out during 2011 but the Census (Postponement) Order 2011 (No 17 of 2011) was made under section 13(3)(b) to postpone that census until 2012. It is planned to hold the census on 15 April 2012.

Section 13(2) requires that the month in which a census is to be held is fixed by order and. section 13(4) requires that the questions to be asked in a census are to be prescribed by order. Section 13(5) allows for the method by which the census is to be undertaken to be prescribed by order.

Section 32 is a general provision about subsidiary legislation for the purposes of the Statistics Ordinance.

Article 3 defines terms used elsewhere in the order. Terms that are defined in the Statistics Ordinance have the same meaning in the order.

Article 4 fixes April 2012 as the month in which the 2012 census is to be held.

Article 5 prescribes that the primary method by which the 2012 census is to be carried out is an eCensus (which is defined as a system in which information is submitted electronically via a secure website). However, it also provides that arrangements must be made for those who do not want to take part in the eCensus to complete a paper form instead.

Article 6 (and the three Schedules) deal with the questions to be asked for the 2012 census. One of the questions (question P12 about religion) will be voluntary.

Article 7 contains supplementary provisions about the questions.

Under *article 8*, the Statistician will have to arrange for assistance to be provided. Assistance can be provided in languages other than English but the Statistician will not be required to allow information to be submitted in languages other than English.

Article 9 requires the Statistician to make alternative arrangements for communal establishments (defined in *article 3*) and vessels moored in Stanley Harbour. However, it gives the Statistician discretion about whether or how to collect information from vessels that are not moored in Stanley Harbour.

Under *article 10*, members of the UK armed forces serving in the Falkland Islands (and their dependents) will be exempt from taking part in the 2012 census.

Article 11 allows the Statistician to make use of other sources of information to check or complete the census information.

Fishery Products (Amendment) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of the Fishery Products Ordinance
4. Section 2 amended – Interpretation
5. Section 3 repealed
6. Section 49 substituted
7. New Schedule added

FISHERY PRODUCTS (AMENDMENT) BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement: on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To amend the Fishery Products Ordinance (No 21 of 2006).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Fishery Products (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of the Fishery Products Ordinance

This Ordinance amends the Fishery Products Ordinance.

4. Section 2 amended – Interpretation

(1) This section amends section 2.

(2) The definition of “the Director” is omitted and the following definition substituted —

““the Director” means the Director of Natural Resources;”.

(3) The definition of “relevant Community legislation” is omitted.

(4) The following definition is inserted after the definition of “regulations” —

““relevant EU legislation” has the meaning given in the Schedule;”

(5) The definition of “UK legislation” is omitted and the following definition substituted —

““UK legislation” means legislation of the United Kingdom and includes —

(a) legislation that has effect only in part of the United Kingdom;

(b) legislation made by a devolved institution of the United Kingdom;

(c) European Union legislation that either—

- (i) is directly applicable in the United Kingdom; or
- (ii) has direct effect in the United Kingdom.”

5. Section 3 repealed

Section 3 is repealed.

6. Section 49 substituted

Section 49 is repealed and the following section substituted —

“49. Powers for the Governor to repeal Fishery Products (Hygiene) Ordinance and to make transitional provision

- (1) The Governor may by order repeal the Fishery Products (Hygiene) Ordinance (No 7 of 1998).
- (2) The Governor may make more than one order under subsection (1) repealing different provisions on different dates.
- (3) The Governor may make regulations making transitional provisions consequent on the repeal of the Fishery Products (Hygiene) Ordinance and the bringing into force of this Ordinance.”

7. New Schedule added

The following schedule is added —

**“SCHEDULE
DEFINITION OF “RELEVANT EU LEGISLATION”
(AND POWER FOR THE GOVERNOR TO AMEND THAT DEFINITION)**

1. Definition of “relevant EU legislation”

In this Ordinance, “relevant EU legislation” —

(a) means the following legislation (to the extent that it relates to fishery products) —

- (i) Regulation (EC) 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety;
- (ii) Directive 2004/41/EC of the European Parliament and of the Council of 21 April 2004 repealing certain Directives concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption and amending Council Directives 89/662/EEC and 92/118/EEC and Council Decision 95/408/EC;
- (iii) Regulation (EC) 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs;

(iv) Regulation (EC) 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin;

(v) Regulation (EC) 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption;

(vi) Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules;

(vii) Commission Regulation (EC) No 2073/2005 of 15 November 2005 on microbiological criteria for foodstuffs;

(viii) Commission Regulation (EC) No 2074/2005 of 5 December 2005 laying down implementing measures for certain products under Regulation (EC) No 853/2004 of the European Parliament and of the Council and for the organisation of official controls under Regulation (EC) No 854/2004 of the European Parliament and of the Council and Regulation (EC) No 882/2004 of the European Parliament and of the Council, derogating from Regulation (EC) No 852/2004 of the European Parliament and of the Council and amending Regulations (EC) No 853/2004 and (EC) No 854/2004; and

(ix) Commission Regulation (EC) No 1881/2006 of 19 December 2006 setting maximum levels for certain contaminants in foodstuffs;

(b) also means —

(i) in relation to Part 2 —

(aa) Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption;

(bb) Directive 2006/113/EC of the European Parliament and of the Council of 12 December 2006 on the quality required of shellfish waters;

(ii) in relation to Part 3, Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals;

(c) includes European Union legislation that —

(i) amends or replaces legislation covered by this definition;

(ii) gives effect to legislation covered by this definition; or

(iii) relates in some other way to the subject matter of legislation covered by this definition.

2. Power for the Governor to amend definition of “relevant EU legislation”

The Governor may by order amend paragraph 1 to update the definition of “relevant EU legislation”.”

OBJECTS AND REASONS

This Bill would amend the Fishery Products Ordinance (No 21 of 2006).

As matters stand, the Fishery Products (Hygiene) Ordinance (No 7 of 1998) provides for the designation of fishing vessels and fishery products establishments as fishing vessels and establishments which meet the hygiene conditions and other matters specified in European Council Directive 91/493/EEC and related European Community legislation.

The Fishery Products Ordinance was passed in 2006 to reflect changes in European Community legislation (based on the so-called “hygiene package”, consisting Regulations 852, 853 and 854/2004).

The 2006 Ordinance has not yet been brought into force but it is intended to bring it into force shortly.

The European Community has now become the European Union and the list of legislation in the 2006 Ordinance also needs to be updated.

Clauses 4, 5 and 7 would make amendments to replace the existing definition of “relevant Community legislation” in section 3 of the 2006 Ordinance with a new definition of “relevant EU legislation” in a Schedule.

The Governor (normally acting on the advice of Executive Council) would also be given the power to amend the definition by order so that it can be kept up to date more easily.

Clause 4 would also update the definitions of “the Director” (to reflect changes in the structure of the Falkland Islands Government) and “UK legislation” (primarily, to reflect the change from the EC to the EU).

Section 49 of the 2006 Ordinance currently provides for the 1998 Ordinance simply to be repealed.

Clause 6 would replace that with a new power for the Governor (again, normally acting on the advice of Executive Council) to make orders providing for a phased transition from the 1998 Ordinance to the 2006 Ordinance.

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FALKLAND ISLANDS GAZETTE

Supplement

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No. 4

The following are published in this Supplement –

**Electoral Registers (Publication Date) Regulations 2012 (SR&O No 2 of 2012);
Committees (Public Access) Bill 2012;
Data Protection (Repeal) Bill 2012; and
Access to Personal Files (Repeal) Bill 2012.**

SUBSIDIARY LEGISLATION

ELECTIONS

Electoral Registers (Publication Date) Regulations 2012

S. R. & O. No: 2 of 2012

Made: 26 April 2012

Published: 30 April 2012

Coming into force: upon publication

I make these regulations under section 12(2)(b) of the Electoral Ordinance (Title 30.1) and on the advice of Executive Council —

1. Title

These Regulations are the Electoral Registers (Publication Date) Regulations 2012.

2. Commencement

These Regulations come into force upon publication in the *Gazette*.

3. Publication date

The date by which the revised versions of the Registers of Electors for each constituency must be published after the canvass for 2012 is 31 May 2012.

Made 26th April 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE

(not part of the order)

Under section 10 of the Electoral Ordinance (Title 30.1), the Electoral Registration Officer must carry out an annual canvass of electors for each constituency.

Under section 12(2), revised versions of the Registers of Electors for each constituency must be published each year after the canvass and this must be done by 1 May, unless another date has been provided for in regulations.

The effect of these regulations is to provide that, in 2012, the revised versions of the Registers need not be published by 1 May 2012 but must be published by 31 May 2012 instead.

Committees (Public Access) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

PART 1 INTRODUCTION

1. Title
2. Commencement

PART 2 INTERPRETATION

3. Interpretation

PART 3 COMMITTEES TO WHICH RIGHTS OF ACCESS APPLY (OPEN COMMITTEES)

4. Committees to which rights of access apply (open committees)
5. Committees that are automatically open committees
6. Committees that are automatically open committees: conditions
7. Exclusion of committees from being open committees
8. Designation of other committees as open committees
9. Designation of other bodies as public bodies

PART 4 ACCESS TO MEETINGS OF OPEN COMMITTEES

10. Right to attend meetings of open committees
11. Exclusion of public from meetings of open committees
12. Advance publicity for meetings that public may attend
13. Limitations of right to attend meetings

PART 5 ACCESS TO OPEN COMMITTEE DOCUMENTS

14. Public version of agenda
15. Right for public to inspect documents before meeting
16. Copies of documents to be available to public at meeting
17. Restriction on consideration of items of business in certain circumstances
18. Public version of minutes
19. Right for public to inspect documents after meeting
20. Right to request access to inspect background papers
21. Note-taking and requests for copies or extracts
22. Rights under this Part additional to other rights
23. Additional rights for MLAs to inspect, etc documents

PART 6
EXEMPT INFORMATION

24. Exempt information (and power to amend Schedule 3)

PART 7
SUPPLEMENTARY PROVISIONS

25. Rights of media representatives
26. Defamation and privilege

PART 8
OFFENCES AND CIVIL PENALTIES

27. Offences
28. Civil penalties

PART 9
CONSEQUENTIAL AMENDMENT

29. Section 21 of Public Accounts Committee Ordinance amended – Exclusion of public

PART 10
REPEAL

30. Committees (Access to Information) Ordinance repealed

SCHEDULE 1
COMMITTEES TO WHICH THE RIGHTS OF ACCESS TO MEETINGS AND
DOCUMENTS DO NOT APPLY

SCHEDULE 2
ADDITIONAL RIGHTS FOR MLAS TO INSPECT, ETC DOCUMENTS

1. Relevant documents
2. Right for MLAs to request access to relevant documents
3. Review of requests not complied with

SCHEDULE 3
EXEMPT INFORMATION

PART 1
GENERAL CATEGORIES OF EXEMPT INFORMATION

1. Confidential information
2. National security, defence and other security matters
3. International relations and relations with the United Kingdom and other Overseas Territories
4. Economic interests
5. Enforcement activities, etc

PART 2
SPECIFIC CATEGORIES OF EXEMPT INFORMATION

6. Interpretation
7. Information about individuals
8. Information about children
9. Information about others' financial and business affairs
10. Information about relevant contracts and negotiations
11. Information about labour relations
12. Information about legal advice
13. Information about contemplated action
14. Information about the identity of a protected informant
15. Draft papers for Executive Council and information about them
16. Internal audit reports
17. Budgetary information

COMMITTEES (PUBLIC ACCESS) BILL 2012

(No: of 2012)

(assented to: 2012)

(commencement: on publication)

(published: 2012)

A BILL

for

AN ORDINANCE

To give members of the public rights of access to the meetings and documents of certain committees; and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

PART 1 INTRODUCTION

1. Title

This Ordinance is the Committees (Public Access) Ordinance 2012.

2. Commencement

This Ordinance comes into force [on a day appointed by the Governor in a notice published in the *Gazette*].

PART 2 INTERPRETATION

3. Interpretation

In this Ordinance —

“background papers” has the meaning given to that expression in section 20(3);

“copy” includes, in relation to a document, a copy made from a copy;

“exempt information” means information covered by an exemption in Schedule 3;

“FIDC” means the Falkland Islands Development Corporation, established by section 3(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1);

“FIG” means the public administration of the Falkland Islands Government;

“information” includes —

(a) expressions of opinion;

(b) recommendations; and

(c) decisions;

“MLA” means an elected member of the Legislative Assembly;

“open committee” means a committee to which the rights of access to meetings and documents apply under section 4;

“public body” means —

(a) the FIDC;

(b) a body specified as a public body for the purposes of this Ordinance in the legislation or other instrument establishing it; or

(c) a body designated as a public body by an order made under section 9(1).

PART 3

COMMITTEES TO WHICH RIGHTS OF ACCESS APPLY (OPEN COMMITTEES)

4. Committees to which rights of access apply (open committees)

A committee is an open committee and the rights of access to meetings and documents apply to it if either —

(a) it is a committee that is automatically an open committee under section 5; or

(b) it has been designated as an open committee under section 8.

5. Committees that are automatically open committees

A committee is automatically an open committee if —

(a) both of the conditions in section 6 are satisfied in relation to it;

(b) it is not listed (or referred to) in Schedule 1; and

(c) it has not been excluded from being an open committee under section 7.

6. Committees that are automatically open committees: conditions

(1) The first condition referred to in section 5(a) is that at least one of the following applies to the committee —

(a) it is the board or managing committee (however described) of a public body;

(b) it is established by (or under) a written law of the Falkland Islands and it exercises functions under one or more of the following —

(i) that written law;

(ii) another written law of the Falkland Islands; or

(iii) an imperial enactment as it applies in the Falkland Islands;

(c) it is established by (or under the authority of) the Governor or the Legislative Assembly;

(d) it is established by a committee which is itself an open committee.

(2) The second condition is that one or more MLAs are members of the committee (in their capacity as MLAs).

7. Exclusion of committees from being open committees

A committee that would otherwise be an open committee is excluded from being an open committee if either —

(a) the Governor has published a notice in the *Gazette* designating it as a committee to which the rights of access to meetings and documents do not apply;

(b) it is established by (or under the authority of) the Legislative Assembly and the Legislative Assembly has passed a resolution designating it as a committee to which the rights of access to meetings and documents do not apply.

8. Designation of other committees as open committees

(1) The Governor may by order designate one or more committees as open committees.

(2) An order made under subsection (1) may contain incidental and consequential provisions.

9. Designation of other bodies as public bodies

(1) The Governor may by order designate one or more bodies as public bodies for the purposes of this Ordinance.

(2) An order made under subsection (1) may contain incidental and consequential provisions.

(3) The Governor may not make an order under subsection (1) without having first consulted each body designated as a public body in the order.

PART 4

ACCESS TO MEETINGS OF OPEN COMMITTEES

10. Right to attend meetings of open committees

Members of the public have the right to attend meetings of open committees, except to the extent that the public is excluded from them under section 11.

11. Exclusion of public from meetings of open committees

(1) An open committee may exclude some or all of the members of the public present at a meeting if it is necessary to do that to maintain (or restore) order at the meeting.

(2) An open committee must resolve to exclude the public from a meeting during an item of business if it is likely (in view of the nature of the business to be transacted or the nature of the proceedings) that, if members of the public were present during that item, exempt information would be disclosed.

(3) A resolution under subsection (2) must —

- (a) identify the item of business to which it applies; and
- (b) describe (using the appropriate paragraph heading from Schedule 3) which category of exempt information would be likely to be disclosed if the public were not excluded.

12. Advance publicity for meetings that public may attend

(1) There must be adequate publicity in advance for meetings of the committee that members of the public will be able to attend.

(2) The publicity given to comply with subsection (1) in relation to a meeting must include information about —

- (a) the date and time of the meeting;
- (b) the place where it will be held; and
- (c) the arrangements for inspection of documents made under section 15.

(3) The Governor may make regulations about requirements for adequate publicity for meetings.

13. Limitations of right to attend meetings

(1) The right of members of the public to attend meetings of open committees does not include the right to speak at those meetings.

(2) Subsection (1) does not —

- (a) prevent committees from allowing members of the public to speak at their meetings; or
- (b) restrict other rights that members of the public have to address committees.

(3) An open committee need not (but may) permit any of the following things to be done at its meetings —

- (a) the taking of photographs or of video or audio recordings;
- (b) the transmission of its proceedings; or
- (c) the making of reports of its proceedings as they take place, whether —
 - (i) orally; or

- (ii) via a messaging system.

PART 5

ACCESS TO OPEN COMMITTEE DOCUMENTS

14. Public version of agenda

(1) For every meeting of an open committee, a public version of the agenda for the meeting must be produced for inspection under section 15.

(2) The public version of the agenda must include —

- (a) particulars of the items of business to be considered while the public are likely to be able to attend the meeting; and

- (b) in relation to items of business to be considered while the public is likely to be excluded from the meeting under section 11(2) —

- (i) a statement that the public are likely to be excluded from the meeting on the basis that exempt information would be disclosed;

- (ii) a description (using appropriate paragraph headings from Schedule 3) of the exempt information; and

- (iii) a general indication about the subject matter of each item of business.

(3) A version of the agenda that contains additional information regarding items of business to be considered while the public is likely to be excluded from the meeting may be provided to members of the committee.

(4) Every copy of an agenda that contains additional information provided under subsection (3) must be marked “NOT FOR PUBLICATION”.

15. Right for public to inspect documents before meeting

(1) Members of the public have the right to inspect the following documents in advance of each meeting of an open committee —

- (a) a copy of the public version of the agenda for the meeting produced under section 14; and

- (b) copies of the reports to be circulated to members of the committee for consideration in advance of the meeting (but not reports that will be discussed by the committee while the public is likely to be excluded from the meeting under section 11(2)).

(2) Subsection (1) does not require copies of the public version of the agenda for a meeting or of the reports to be considered in advance of a meeting to be made available for inspection by members of the public before copies of that agenda and those reports are available to the members of the committee.

(3) Copies of reports that will be discussed by the committee while the public is likely to be excluded from the meeting under section 11(2) must be marked "NOT FOR PUBLICATION".

16. Copies of documents to be available to public at meeting

For each meeting of an open committee, arrangements must be made for the following documents to be made available at the meeting for members of the public who have requested them no later than the working day before the meeting —

- (a) the public version of the agenda for the meeting; and
- (b) the reports that members of the public have the right to inspect under section 15(1)(b).

17. Restriction on consideration of items of business in certain circumstances

(1) An item of business may not be considered at a meeting of an open committee unless either —

(a) each of the following conditions is satisfied —

(i) there has been adequate publicity for the meeting taking place, at least three clear working days in advance;

(ii) members of the public have been able to inspect documents under section 15 for at least three clear working days before the meeting; and

(iii) either —

(aa) the item of business was included in the public version of the agenda for the meeting; or

(bb) the person chairing the meeting is satisfied that the item can properly be considered as a matter arising from minutes of a previous meeting of the committee that are being considered at the meeting and that have been available for inspection under section 19 for at least three clear working days before the meeting; or

(b) the person chairing the meeting is satisfied that there are special circumstances requiring the item to be considered at the meeting as a matter of urgency (in spite of the conditions in paragraph (a) not having been met, either fully or at all).

(2) If the person chairing a meeting of an open committee allows a matter to be considered at a meeting under subsection (1)(b), that person must ensure that the following are recorded in the minutes of the meeting —

- (a) the decision to allow the matter to be considered as a matter of urgency; and
- (b) the special circumstances justifying that decision.

18. Public version of minutes

- (1) For every meeting of an open committee, a public version of the minutes of the meeting must be produced for inspection under section 19.
- (2) The public version of the minutes must include —
 - (a) a record of the proceedings that took place while the public were able to attend the meeting (or were excluded from it under section 11(1)); and
 - (b) in relation to proceedings that took place while the public was excluded from the meeting under section 11(2) —
 - (i) a statement that the public were excluded from the meeting on the basis that exempt information would have been disclosed;
 - (ii) a description (using appropriate paragraph headings from Schedule 3) of the exempt information; and
 - (iii) a written summary of the proceedings that provides a record of them that is as fair and coherent as possible without disclosing exempt information.
- (3) A version of the minutes that contains additional information regarding proceedings that took place while the public were excluded from the meeting may be provided to members of the committee.
- (4) The minutes for a meeting (or a draft of them which is subject to approval by the committee at its next meeting) must be produced as soon as possible after the meeting.
- (5) Every copy of a set of minutes that contains additional information provided under subsection (3) must be marked "NOT FOR PUBLICATION".

19. Right for public to inspect documents after meeting

- (1) Members of the public have the right to inspect the following documents for at least six years after the meeting to which they relate —
 - (a) copies of the public version of the agenda for every meeting of an open committee meeting;
 - (b) copies of every report that the public had the right to inspect under section 15(1)(b); and
 - (c) copies of the public version of the minutes of every meeting of an open committee.
- (2) The documents must be made available for inspection —
 - (a) as soon as possible after the meeting; and
 - (b) no later than 15 working days after the meeting.

20. Right to request access to inspect background papers

(1) Members of the public may request access to inspect the background papers for a report while they have the right to inspect that report under section 15(1)(b) or section 19(1)(b).

(2) Requests made under subsection (1) must be complied with as soon as possible after they are made, but only to the extent that —

- (a) the background papers are still available;
- (b) it is reasonably practicable to comply with the request; and
- (c) exempt information would not be disclosed.

(3) For the purposes of this section, the background papers for a report are the documents relating to the subject matter of the report that —

- (a) disclose any facts or matters which the report (or an important part of the report) is based;
- (b) have been relied upon in preparing the report and are referred to in it; and
- (c) are not published works.

21. Note-taking and requests for copies or extracts

(1) To the extent that a document is available to be inspected by a person under a provision in this Part, that person may —

- (a) take notes from the document while inspecting it; and
- (b) request the person with custody of the document to provide a copy of the document, an extract from it or an electronic version of it.

(2) The person with custody of the document may make a reasonable charge for complying with each request made under subsection (1)(b) to cover the cost of —

- (a) producing the copy document or extract; and
- (b) posting, delivering or transmitting it to the person who made the request.

(3) Subsection (1) does not either require or authorise anything to be done if it would infringe copyright (or other intellectual property rights) belonging to a person other than a public body.

22. Rights under this Part additional to other rights

The rights that a person has under this Part to inspect documents (and to take notes from them and to be provided with copies of them) are in addition to whatever other rights that the person might have to do those things and do not affect those other rights.

23. Additional rights for MLAs to inspect, etc documents

Schedule 2 deals with additional rights that an MLA has to inspect documents relating to committees of which that MLA is not a member (and to take notes from them and to be provided with copies of them).

PART 6 EXEMPT INFORMATION

24. Exempt information (and power to amend Schedule 3)

- (1) Schedule 3 defines the categories of exempt information.
- (2) The Governor may by order amend Schedule 3 to —
 - (a) add new categories of exempt information;
 - (b) remove categories of exempt information; or
 - (c) vary existing categories of exempt information.
- (3) Nothing in this Ordinance —
 - (a) requires exempt information to be disclosed;
 - (b) authorises its disclosure; or
 - (c) prevents it from being disclosed if there is other authority for that to be done.

PART 7 SUPPLEMENTARY PROVISIONS

25. Rights of media representatives

Representatives of the media may exercise the rights granted to members of the public under this Ordinance for the purposes of reporting the business of an open committee.

26. Defamation and privilege

- (1) Subsection (3) applies to defamatory matter contained in a document which is available for inspection under Part 5.
- (2) Subsection (3) also applies to defamatory statements made during the proceedings of open committees that took place while the public were able to attend the meeting (or were excluded from it under section 11(1)).
- (3) The publication or reporting of defamatory matter or statements to which this subsection applies is privileged, unless malice is proved in relation to the publication or reporting.

PART 8

OFFENCES AND CIVIL PENALTIES

27. Offences

(1) A person commits an offence if, without reasonable excuse, that person wilfully obstructs another person from exercising a right conferred by this Ordinance.

(2) A person convicted of an offence against subsection (1) is liable to a fine of up to level 1 on the standard scale.

28. Civil penalties

(1) If an open committee is satisfied that a person has (without authority or reasonable excuse) published exempt information relating to the committee's business (or divulged that information in some other way), the committee may refer the matter to the Attorney General.

(2) If the Attorney General is satisfied that it is an appropriate case in which to do so, the Attorney General may authorise the committee to impose a civil penalty on the person.

(3) If authorised under subsection (2), the committee may resolve to impose a civil penalty of up to an amount equivalent to a fine of level 1 on the standard scale.

(4) A civil penalty imposed by the committee —

(a) must be paid within 14 days of the date on which the person on whom it is imposed is notified about it; and

(b) if not paid, may be recovered from that person as a statutory debt.

PART 9

CONSEQUENTIAL AMENDMENT

29. Section 21 of Public Accounts Committee Ordinance amended – Exclusion of public

In section 21(1) of the Public Accounts Committee Ordinance (No 11 of 2009), replace paragraph (b) with —

“(b) evidence that relates to information that is exempt information for the purposes of the Committees (Public Access) Ordinance (No of 2012); or”

PART 10

REPEAL

30. Committees (Access to Information) Ordinance repealed

The Committees (Access to Information) Ordinance (No 4 of 2000) is repealed.

SCHEDULE 1
COMMITTEES TO WHICH THE RIGHTS OF ACCESS TO MEETINGS AND
DOCUMENTS DO NOT APPLY

The rights of access to meetings and documents do not apply to the following committees (and none of them are open committees) —

- (a) Executive Council;
- (b) committees of Executive Council;
- (c) Legislative Assembly;
- (d) the committee known as the General Purposes Committee;
- (e) the Select Committee on the Estimates, established by section 65 of the Standing Rules and Orders of the Legislative Assembly;
- (f) the Advisory Committee on the Prerogative of Mercy, established by section 70(1) of the Constitution;
- (g) the Public Accounts Committee, established by section 81(1) of the Constitution; and
- (h) committees charged with functions under emergency legislation made under either —
 - (i) the Emergency Powers Order in Council 1939; or
 - (ii) the Civil Contingencies (Emergency Powers) Ordinance (No 2 of 2006).

SCHEDULE 2
ADDITIONAL RIGHTS FOR MLAS TO INSPECT, ETC DOCUMENTS

1. Relevant documents

In this Schedule, “relevant document” means, in relation to an MLA, each of the following documents —

- (a) a version of the agenda for a meeting of an open committee of which the MLA is not a member that contains additional information provided under section 14(3);
- (b) prior to a meeting of an open committee of which the MLA is not a member, a copy of a report that will be considered by the committee while the public is likely to be excluded from the meeting under section 11(2);
- (c) after a meeting of an open committee of which the MLA is not a member, a copy of a report that was considered by the committee while the public was excluded from the meeting under section 11(2);

- (d) a version of the minutes of a meeting of an open committee of which the MLA is not a member that contains additional information provided under section 18(3);
- (e) a background paper in relation to which a request made under section 20(2) by a member of the public would not be complied with because exempt information would be disclosed;
- (f) prior to a meeting of an open committee of which the MLA is not a member, a background paper for a report that will be considered by the committee while the public is likely to be excluded from the meeting under section 11(2);
- (g) after a meeting of an open committee of which the MLA is not a member, a copy of a report that was considered by the committee while the public is likely to be excluded from the meeting under section 11(2).

2. Right for MLAs to request access to relevant documents

- (1) An MLA has the right to request access to a relevant document.
- (2) Access to a document includes inspecting it, taking notes from it and the provision of copies or extracts from it.
- (3) A request made under sub-paragraph (1) must be complied with, but only to the extent that —
 - (a) the document is still available;
 - (b) in the case of a background paper, it is reasonably practicable to comply with a request to provide access to it;
 - (c) it is reasonably necessary (in all the circumstances) for the MLA to have access to the document; and
 - (d) providing access to the document would not breach an obligation of confidence.

3. Review of requests not complied with

- (1) If a request made under paragraph 2(1) is not complied with, the MLA may ask the Attorney General to review the matter.
- (2) When asked, the Attorney General must —
 - (a) carry out a review; and
 - (b) determine whether the request is to be complied with.

SCHEDULE 3
EXEMPT INFORMATION

PART 1
GENERAL CATEGORIES OF EXEMPT INFORMATION

1. Confidential information

(1) Information is exempt information if —

(a) it has been provided to an open committee by (or on behalf of) —

(i) the Governor;

(ii) the Commander British Forces; or

(iii) the United Kingdom Government; and

(b) the terms (however expressed) upon which the information was provided forbid the disclosure of the information to the public;

(2) Information is also exempt information if it cannot be disclosed to the public because either —

(a) disclosure is prohibited by (or under) an enactment; or

(b) disclosure is prohibited by order of a court or tribunal of competent jurisdiction.

2. National security, defence and other security matters

The following information is exempt information —

(a) information in relation to which exemption is required to protect national security;

(b) information in relation to which disclosure would (or would be likely to) prejudice either —

(i) the defence of the Falkland Islands; or

(ii) the capability, effectiveness or security of the armed forces (including the Falkland Islands Defence Force);

(c) information in relation to which disclosure would (or would be likely to) prejudice security in some other way, including (without limitation) in relation to —

(i) the internal security of the Falkland Islands;

(ii) aviation or maritime security;

(iii) the security of buildings, infrastructure or resources.

3. International relations and relations with the United Kingdom and other Overseas Territories

Information is exempt information if disclosure of it would (or would be likely to) prejudice —

- (a) international relations;
- (b) relations between the Falkland Islands and the United Kingdom; or
- (c) relations between the Falkland Islands and one or more other Overseas Territories of the United Kingdom.

4. Economic interests

Information is exempt information if disclosure of it would (or would be likely to) prejudice the economic interests of the Falkland Islands.

5. Enforcement activities, etc

Information is exempt information if disclosure of it would (or would be likely to) prejudice one or more of the following —

- (a) the prevention or detection of crime;
- (b) the apprehension or prosecution of offenders;
- (c) the administration of justice;
- (d) the maintenance of security and good order in prisons and similar institutions;
- (e) the operation of immigration controls;
- (f) the assessment or collection of tax; and
- (g) other action to enforce legislation or other legal requirements.

PART 2 SPECIFIC CATEGORIES OF EXEMPT INFORMATION

6. Interpretation

In this Part, “employee” means a person who is either —

- (a) engaged under a contract of service or apprenticeship; or
- (b) the holder of an office.

7. Information about individuals

(1) The following information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

- (a) information about —

(i) an individual employee (or former employee) of FIG, a public body (or of a body in respect of which FIG or a public body has the right to appoint employees);

(ii) an individual applicant for employment with FIG, a public body (or with a body in respect of which FIG or a public body has the right to appoint employees);

(iii) an individual who is a potential or prospective employee of FIG, a public body (or with a body in respect of which FIG or a public body has the right to appoint employees);

(b) information about —

(i) an individual occupier (or former occupier) of accommodation provided by (or at the expense of) FIG or a public body;

(ii) an individual applicant for accommodation to be provided by (or at the expense of) FIG or a public body;

(iii) an individual who is a potential or prospective occupier of accommodation to be provided by (or at the expense of) FIG or a public body;

(c) information about —

(i) an individual who is (or has been) receiving a service from FIG or a public body; or

(ii) an individual applicant for a service provided by FIG or a public body;

(iii) an individual who might potentially receive a service from FIG or a public body;
and

(d) information about —

(i) an individual applicant for financial assistance provided by FIG or a public body;

(ii) an individual who is (or has been) receiving financial assistance from FIG or a public body; or

(iii) an individual who might potentially receive financial assistance from a public body.

(2) Information about an individual is not exempt information under sub-paragraph (1) unless it relates to that individual in one of the capacities listed in that sub-paragraph.

8. Information about children

(1) Information about the adoption, care, fostering, supervision or education of an individual child is exempt information.

(2) In sub-paragraph (1), “child” has the same meaning as it does in the Children Ordinance (No 28 of 1994).

9. Information about others' financial and business affairs

(1) Information about the financial or business affairs of a particular person (other than a public body) is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies).

(2) Information is not exempt information under sub-paragraph (1) if it is required to be registered under one or more of the following —

(a) the Companies Acts 1948 and 1985 (as they apply in the Falkland Islands);

(b) the Banking Ordinance (Title 10.1);

(c) the Co-operative Societies Ordinance (Title 21.1); and

(d) either —

(i) the Offshore Minerals Ordinance 1994 (No 16 of 1994); or

(ii) a condition of a licence granted under that Ordinance.

(3) In sub-paragraph (1), “financial or business affairs” includes contemplated activities (as well as past and current ones).

10. Information about relevant contracts and negotiations

(1) The following information is exempt information (but not to the extent that the qualifications in sub-paragraphs (2) and (3) apply) —

(a) information about the amount of expenditure that FIG or a public body proposes to incur under a relevant contract;

(b) information about relevant negotiations (or the proposed conduct of relevant negotiations); and

(c) information about financial provision included (or proposed to be included) in the estimates of revenue and expenditure or the budget of a public body in relation to —

(i) relevant contracts (either individually or collectively); or

(ii) the costs of legal proceedings (whether those proceedings are current, pending or proposed).

(2) Information is only exempt information under sub-paragraph (1)(a) to the extent that disclosure of the information would be likely to give an advantage (either against FIG or the public body or against anyone else) to a person entering into (or seeking to enter into) the relevant contract.

(3) Information is only exempt information sub-paragraph (1)(b) to the extent that disclosure of the information would prejudice the public body in the relevant negotiations (or in other relevant negotiations).

(4) In this paragraph —

“relevant contract” means a contract for one or more of the following purposes —

- (a) to acquire property (or a right in or interest over property);
- (b) to dispose of property;
- (c) to grant a right in or interest over property;
- (d) to supply goods or services; or
- (e) to obtain goods or services.

“relevant negotiations” means negotiations about the terms (including the price to be paid or received) of a proposed contract that, if concluded, would be a relevant contract.

11. Information about labour relations

(1) The following information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

- (a) information about consultations or negotiations connected with FIG’s labour relations (or those of a public body);
- (b) information about contemplated consultations or negotiations connected with FIG’s labour relations (or those of a public body).

(2) Information is only exempt information under sub-paragraph (1) to the extent that disclosure of the information would prejudice FIG or the public body in the consultations or negotiations (or in other consultations or negotiations about its labour relations).

(3) In this paragraph, “labour relations” means, in relation to FIG or a public body, matters related to the conditions of service of some or all its employees, including (without limitation) —

- (a) remuneration;
- (b) hours of work;
- (c) holidays;
- (d) sick leave;
- (e) pensions;

- (f) notice periods;
- (g) redundancy or proposed redundancy;
- (h) strikes or other industrial action; and
- (i) grievance procedures.

12. Information about legal advice

The following information is exempt information —

- (a) information about legal advice received (whether orally or in writing and whether or relating to proceedings) and action to be taken (or not taken) on the basis of legal advice received; or
- (b) information about a request for legal advice coming within sub-paragraph (a).

13. Information about contemplated action

(1) Information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) if it relates to a decision that the Governor, FIG, a public body or a committee is proposing to take to either —

- (a) impose requirements on a person by giving that person notice under an Ordinance (or other legislation) or under another instrument; or
- (b) make an order or direction under an Ordinance or other legislation.

(2) Information is only exempt information under sub-paragraph (1) to the extent that disclosure might give the person affected by the notice, order or direction the opportunity to defeat either —

- (a) the purpose of the notice, order or direction; or
- (b) one or more of its purposes.

14. Information about the identity of a protected informant

The following information is exempt information —

- (a) the identity of a person giving (or who has given) information which tends to show that one or more of the following has been (or is about to be) committed —
 - (i) a criminal offence;
 - (ii) a breach of statutory duty;
 - (iii) a breach of planning control (within the meaning given to that phrase by section 80(1) of the Planning Ordinance (Title 55.3)); or
 - (iv) a nuisance; and

(b) information that could be used to identify such a person.

15. Draft papers for Executive Council and information about them

(1) The following are exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

(a) drafts of papers for that being considered by an open committee with a view to them being approved for submission to the Executive Council;

(b) information about draft papers for submission to the Executive Council.

(2) The person chairing an open committee and the person who would be responsible for submitting the paper to Executive Council may agree that, in relation to a specific draft paper (or part of one), that it is not exempt and that information about it is not exempt.

16. Internal audit reports

(1) Reports (and draft reports) produced for the purpose of carrying out internal auditing of the activities of FIG or a public body are exempt information.

(2) Information is also exempt information if it relates to the preparation of a report (or draft report) that is exempt information under sub-paragraph (1).

17. Budgetary information

Information is exempt information if it relates to the preparation or consideration of the budget of FIG or a public body.

OBJECTS AND REASONS

This Bill would replace the Committees (Access to Information) Ordinance (No 4 of 2000) with a new set of provisions covering the rights of public access to the meetings and documents of certain committees.

Under *clause 2*, the existing Ordinance would be replaced by the new one on a date to be fixed by the Governor (on the advice of Executive Council).

Clause 3 defines words and phrases used elsewhere in the Bill. However, in some cases, the actual definitions appear next to the provisions that make use of them and *clause 3* directs readers to those instead.

Part 3 deals with the committees to which rights of access apply (which are referred to throughout the Bill as “open committees”).

Under *clause 4*, a committee would be an open committee (to which the rights of access to meetings and documents apply) if it is one that is automatically open or if it has been designated as an open committee.

Clauses 5 to 7 and Schedule 1 deal with committees that are automatically open committees. Under *clause 5*, a committee is automatically an open committee if it meets certain conditions and it is not excluded from being an open committee. Some committees are excluded by *Schedule 1* and *clause 7* would give the Governor (normally acting on the advice of Executive Council) or the Legislative Assembly power to exclude other committees.

The following committees would be excluded by *Schedule 1*:

- Executive Council (and its committees)
- Legislative Assembly
- General Purposes Committee
- the Select Committee on the Estimates
- the Advisory Committee on the Prerogative of Mercy
- the Public Accounts Committee
- Committees charged with functions under emergency legislation

Clause 8 would give the Governor (normally acting on the advice of Executive Council) the power to designate other committees as open committees.

Clause 9 would give the Governor (normally acting on the advice of Executive Council) the power to extend the provisions of the Ordinance to other public bodies. However, it would be a requirement for consultation to take place before this power is exercised.

Part 4 deals with the right for members of the public the right to attend meetings of open committees

Clause 10 would give members of the public the right to attend meetings of open committees. (Under *clause 25*, the media would be able to exercise that right to report on meetings – however, there would be no longer be an obligation to provide the media with special facilities.)

However, that right would be subject to two qualifications, set out in *clause 11*:

- A person chairing a meeting would have a power of exclusion to maintain order at the meeting.
- Meetings of open committees would still be able to go into closed session to deal with business that involves exempt information (which is defined in Schedule 3 and is explained below).

To ensure that the public have the opportunity to exercise the right to attend meetings, *clause 12* would require meetings to be given advance publicity. The current requirement for notices to be displayed on the Secretariat notice board would be replaced by a more flexible requirement for adequate publicity. However, the Governor (normally acting on the advice of Executive Council) would have the power to make regulations about adequate publicity.

The combined effect of *clauses 12 and 17* would be that there would normally have to be adequate publicity of meetings (and the business to be discussed at them) for at least three clear working days in advance of them taking place.

Clause 13 deals with the limitations on the right to attend meetings:

- The right to attend meetings would still not include the right to speak at them.
- Committees would be able to regulate photography, recording, transmission and live reporting (including the use of technologies such as Twitter and Facebook).

Part 5 deals with the right of members of the public to have access to open committees' documents

(Under *clause 22*, the rights in Part 5 would add to – rather than replace - other rights of access to documents.)

Clause 14 would require the production of a public version of an agenda for every meeting, containing details of the business to be dealt with in open session and also information (but more limited information) about the business to be dealt with in closed session. (This would not stop an agenda – including additional information about the items to be considered in closed session – from being produced for members of the committee.)

Clause 15 would give the public the right to inspect public versions of agendas and also copies of the reports to be circulated in advance and discussed in the open. (Again, *clause 25* would allow the media to exercise that right to report on forthcoming meetings of open committees.)

Under *clause 16*, arrangements would need to be made for copies of those documents to be available on request at the meetings of open committees. However, it would no longer be necessary for copies to be produced in advance for every meeting and a request would need to be made at least the working day before a meeting.

Under *clause 17*, there would have to be special circumstances to justify discussing something at a meeting unless there has been advance publicity for at least three clear working days and the public have had the opportunity to inspect the agenda and reports for at least that time.

Clause 18 would require minutes to be produced after each meeting of an open committee, so that they can be inspected by members of the public. As well as detailed records of proceedings while meetings are open to the public, public versions of minutes would have to contain at least some information about proceedings that took place while exempt information was being discussed. (Again, this would not stop minutes – including additional information about items considered in closed session – from being produced for members of the committee.)

The minutes would have to be produced as soon as possible after the meeting and, to comply with *clause 19*, in time for them to be made available for inspection 15 working days after the meeting. (Again, this would not stop complete sets of minutes – including additional information about items considered in closed session – being produced for members of the committee.)

Clause 19 would give the public the right to inspect agendas, reports and minutes for at least six years after meetings. These documents would have to be made available for inspection as soon as possible after meetings (with a long-stop deadline of 15 working days).

Clause 20 would give the public the right to inspect background papers that are referred to in reports to be considered by committees. However, there would be a change in the law which would make this easier to administer but which would, to some extent, restrict the existing right of access to background papers:

- Only documents actually referred to in reports would now be regarded as background papers.
- Access would still be provided to these background papers but only if the document is still available and it would be reasonably practicable to provide access to them. There would no longer be an obligation for background papers to be kept and it would become possible for access to background papers to be refused on grounds of impracticability.
- There would still be no requirement for FIG to provide access to published works.

Under *clause 21*, the right to inspect documents would include the right to take notes from them and to request copies of them, extracts from them or electronic versions of them. A reasonable charge could be imposed for providing copies or extracts but this would be limited to covering the costs involved. There would be protection for others' copyright and intellectual property rights but publicly held copyright could not be used as a reason not to provide copies or extracts.

As stated already, *clause 22* makes it clear that the rights set out in Part 5 are in addition to other rights that members of the public might have and do not replace those rights.

Clause 23 and *Schedule 2* give elected members of the Legislative Assembly additional rights to inspect, etc documents that are not open to the public but only on a need to know basis and not if it would break an obligation of confidence. Disputes about this would be resolved by the Attorney General.

Part 6 and Schedule 3 deal with exempt information.

The categories of exempt information are listed in *Schedule 2*, which combines the two separate lists of exemptions that currently apply under the Committees (Access to Information Ordinance) and FIG's Code of Practice to Information.

The categories of exempt information in *Schedule 2* are as follows:

- Confidential information
- National security, defence and other security matters
- International relations and relations with the United Kingdom and other Overseas Territories
- Economic interests
- Enforcement activities, etc
- Information about individuals
- Information about children
- Information about others' financial and business affairs
- Information about relevant contracts and negotiations

- Information about labour relations
- Information about legal advice
- Information about contemplated action
- Information about the identity of a protected informant
- Draft papers for Executive Council and information about them
- Internal audit reports
- Budgetary information

The Governor (normally acting on the advice of Executive Council) would have the power to vary these categories.

Part 7 contains supplementary provisions.

Clause 25 deals with the rights of media representatives. They would have the same rights as other members of the public but could make use of those rights to report on the business of open committees.

Under the existing Ordinance, the release of information by FIG or a public body is covered by qualified privilege (which gives protection from defamation claims). *Clause 26* would extend qualified privilege to media organisations when they report on meetings or publish information from agendas, reports, minutes or background papers.

Part 8 deals with offences and civil penalties.

Clause 27 would make it an offence for a person wilfully to obstruct another person from exercising a right of access. The maximum penalty would be a level 1 fine (currently, £250). Other action (such as disciplinary proceedings) could also be taken.

Clause 28 would introduce a civil penalty regime to deal with unauthorised disclosures of exempt information from open committees. The regime is similar to other civil penalty regimes that have been introduced in recent years: the committee could refer a case to the Attorney General, who could then authorise the committee to impose a civil penalty of up to level 1 on the standard scale (currently, £250).

Clause 29 would make a consequential amendment to the Public Accounts Committee Ordinance (No 11 of 2009), replacing a cross-reference to the Committees (Access to Information) Ordinance with a cross-reference to the new Ordinance.

Clause 30 would repeal the Committees (Access to Information) Ordinance.

Data Protection (Repeal) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Data Protection Ordinance repealed

DATA PROTECTION (REPEAL) BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement: on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To repeal the Data Protection Ordinance (Title 19.9).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Data Protection (Repeal) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Data Protection Ordinance repealed

The Data Protection Ordinance is repealed.

OBJECTS AND REASONS

This Bill would repeal the Data Protection Ordinance (Title 19.9), which was enacted in 1995 but has never been brought into force.

Access to Personal Files (Repeal) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Access to Personal Files Ordinance repealed

ACCESS TO PERSONAL FILES (REPEAL) BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement: on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To repeal the Access to Personal Files Ordinance (Title 19.8).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Access to Personal Files (Repeal) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Access to Personal Files Ordinance repealed

The Access to Personal Files Ordinance is repealed.

OBJECTS AND REASONS

This Bill would repeal the Access to Personal Files Ordinance (Title 19.8), which was enacted in 1995 but has never been brought into force.

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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

24 May 2012

No. 5

The following are published in this Supplement –

**Prohibition of Psychoactive Substances Order 2012 (SR&O No 3 of 2012); and
Immigration (Exemption) Order 2012 (SR&O No 4 of 2012).**

SUBSIDIARY LEGISLATION

CUSTOMS AND EXCISE

Prohibition of Psychoactive Substances Order 2012

S. R. & O. No: 3 of 2012

Made: 23 May 2012
Published: 24 May 2012
Coming into force: on publication

I make this order under section 143 of the Customs Ordinance (Title 26.1) on the advice of Executive Council.

1. Title

This order is the Prohibition of Psychoactive Substances Order 2012.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Interpretation

In this order —

“psychoactive substance” means a substance, product, preparation, plant, fungus or natural organism which has the capacity to —

(a) produce stimulation or depression of the central nervous system of a person, resulting in hallucinations or a significant disturbance in, or significant change to, motor functions, thinking, behaviour, perception, awareness or mood; or

(b) cause a state of dependence, including physical or psychological addiction.

4. Prohibition of import of psychoactive substances

The import into the Falkland Islands of any psychoactive substance is prohibited.

5. Exclusions from the application of this Order

This Order does not apply to —

(a) any substance or combination of substances presented for treating or preventing disease in human beings; or

(b) any substance or combination of substances which may be administered to human beings with a view to making a medical diagnosis or to restoring, correcting or modifying physiological functions in human beings; or

(c) any substance or combination of substances presented as having properties for treating or preventing disease in animals; or

(d) any substance or combination of substances that may be used in, or administered to, animals with a view either to restoring, correcting or modifying physiological functions by exerting a pharmacological, immunological or metabolic action, or to making a medical diagnosis; or

(e) alcohol; or

(f) tobacco.

Made 23 May 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not forming part of the order)

This order provides that certain substances are prohibited from import into the Falkland Islands. The Order applies to psychoactive substances that have the capacity to stimulate or depress the central nervous system of a person or cause a state of dependence. The Order does not apply to substances used for treating or diagnosing medical conditions in people or animals, nor does it apply to alcohol or tobacco.

SUBSIDIARY LEGISLATION

IMMIGRATION

Immigration (Exemption) Order 2012

S. R. & O. No: 4 of 2012

Made: 23 May 2012

Published: 24 May 2012

Coming into force: on publication

I make this order under section 5(4) of the Immigration Ordinance (No 15 of 1999) on the advice of Executive Council.

1. Title

This order is the Immigration (Exemption) Order 2012.

2. Commencement

This order comes into force on publication.

3. Exemption from immigration control

(1) Subject to paragraph (2), a person who falls within the descriptions specified in the schedule is not subject to immigration control when entering or remaining in the Falkland Islands for the purpose of a visit in connection with the 30th anniversary of the liberation of the Falkland Islands, provided that —

(a) the person arrives in the Falkland Islands on or after 11 June 2012 but no later than 31 December 2012; and

(b) the person does not remain in the Falkland Islands for a period greater than 21 days.

(2) The exemption under paragraph (1) does not apply to the powers available under the Ordinance in connection with deportation.

Schedule

Persons not subject to immigration control for the purposes of article 3

1. A visitor who is invited or sponsored by the Falkland Islands Government;
2. A visitor who is a dependent of a person who falls within the description specified in paragraph 1.

Made 23 May 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not forming part of the above order)

This order provides that certain persons visiting the Falkland Islands in connection with the 30th anniversary of liberation of the Falkland Islands are, except in limited circumstances, not subject to immigration control when entering or remaining in the Falkland Islands for those purposes. The order applies to a visitor invited or sponsored by the Falkland Islands Government and to any dependents who may accompany them. The order will only apply to visits which take place between 11 June and 31 December 2012 and to visits which do not exceed 21 days.

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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

6 June 2012

No. 6

The following are published in this Supplement –

Jury (Amendment) Ordinance 2012 (No 5 of 2012);
Supplementary Appropriation (2011-2012)(No 2) Ordinance 2012 (No 6 of 2012);
Appropriation Ordinance 2012 (No 7 of 2012);
Finance Ordinance 2012 (No 8 of 2012);
Fishery Products (Amendment) Ordinance 2012 (No 9 of 2012);
Committees (Public Access) Ordinance 2012 (No 10 of 2012);
Data Protection (Repeal) Ordinance 2012 (No 11 of 2012);
Access to Personal Files (Repeal) Ordinance 2012 (No 12 of 2012).
Coins Order 2012 (SR&O No 5 of 2012);
Coins (No 2) Order 2012 (SR&O No 6 of 2012);
Fishery Products (Hygiene) Regulations 2012 (SR&O No 7 of 2012);
Capital Equalisation Fund Order 2012 (SR&O No 8 of 2012); and
Fishery Products (Hygiene) Ordinance 1998 (Repeal) Order 2012 (SR&O No 9 of 2012).

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Jury (Amendment) Ordinance 2012

(No: 5 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of the Jury Ordinance
4. Section 2 amended – Interpretation
5. Section 3 substituted
6. New sections 3A and 3B
7. Section 4 amended – Summoning
8. Section 5 repealed
9. Section 10 amended – Excusal for previous jury service
10. Schedule amended – Ineligibility and disqualification for and excusal from jury service

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

JURY (AMENDMENT) ORDINANCE 2012

(No: 5 of 2012)

(assented to: 25 May 2012)
(commencement: on publication)
(published: 6 June 2012)

AN ORDINANCE

To amend the Jury Ordinance (Title 22.5).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Jury (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of the Jury Ordinance

This Ordinance amends the Jury Ordinance.

4. Section 2 amended – Interpretation

(1) This section amends section 2.

(2) The following definition is inserted after the definition of “civil proceedings” —

“immigration permit” means —

- (a) a permanent residence permit issued under section 18 or section 18AA of the Immigration Ordinance (Title 52.2);

(b) a residence permit issued under section 16 of the Immigration Ordinance; or

(c) a work permit issued under section 17 of the Immigration Ordinance.”

(3) The following definition is inserted after the definition of “judge” —

““permanent residence permit” means a permanent residence permit issued under section 18 or section 18AA of the Immigration Ordinance (Title 52.2);”

(4) The following definitions are added —

““residence permit” means a residence permit issued under section 16 of the Immigration Ordinance; and

“work permit” means a work permit issued under section 17 of the Immigration Ordinance.”

5. Section 3 substituted

Section 3 is repealed and the following section substituted —

“3. Qualification for jury service

(1) A person is qualified to serve as a juror in the Supreme Court if each of the following conditions is satisfied in relation to that person —

(a) the person has reached the age of 18 but has not yet reached the age of 75;

(b) one of the following applies in relation to the person —

(i) the person is registered as a voter under the Electoral Ordinance (Title 30.1); or

(ii) the person holds a permanent residence permit; or

(iii) the person —

(aa) holds a work permit or a residence permit (or is named as a dependent on a work permit or a residence permit); and

(bb) has been ordinarily resident in the Falkland Islands throughout the preceding 36 months;

(c) the person is not ineligible for jury service under Part 1 of the Schedule; and

(d) the person is not disqualified from jury service under either —

(i) Part 2 of the Schedule; or

(ii) subsection (2).

(2) A person is temporarily disqualified from jury service if the person is either —

(a) on bail in criminal proceedings (which has the same meaning as it does under section 139 of the Criminal Justice Ordinance (Title 24.1)); or

(b) remanded in custody in criminal proceedings.”

6. New sections 3A and 3B

The following sections are inserted after section 3 —

“3A. Liability to be summoned for jury service

A person who is qualified for jury service under section 3 is liable to be summoned for jury service.

3B. Provision of information to Registrar

(1) The Registrar may request information for the purpose of summoning jurors —

(a) under subsection (2), from a person who is a registration officer under the Electoral Ordinance; and

(b) under subsection (3), from the Principal Immigration Officer.

(2) When requested by the Registrar, a registration officer must arrange for —

(a) the Registrar to be provided as soon as possible with as many copies as the Registrar requires of the register of electors maintained by that registration officer; and

(b) the copies to be marked to indicate those persons on the register who, as far as can be ascertained, are (on a date as close as possible to when the copies are provided) either —

(i) under 18; or

(ii) 75 or over.

(3) When requested by the Registrar, the Principal Immigration Officer must arrange for —

(a) the Registrar to be provided as soon as possible with as many copies as the Registrar requires of a list of —

(i) all those holding immigration permits; and

(ii) all those named as dependents on immigration permits;

(b) the copies to be marked to indicate —

(i) those persons on the list who, as far as can be ascertained, are (on a date as close as possible to when the copies are provided) either —

(aa) under 18; or

(bb) 75 or over; and

(ii) those persons on the list who —

(aa) hold residence permits or work permits (or are named as dependents on them); and

(bb) as far as can be ascertained, have not (on a date as close as possible to when the copies are provided) been ordinarily resident throughout the preceding 36 months.”

7. Section 4 amended – Summoning

(1) This section amends section 4.

(2) Subsection (4) is repealed.

(3) Subsection (5) is amended by —

(a) omitting “subsection (4)” in the first place where it appears and substituting “subsection (3)”; and

(b) omitting “subsection (4)” in the second place where it appears and substituting “this section”.

(4) Subsection (6) is repealed and the following subsection substituted —

“(6) A notice will be treated as having been sent by post to a juror if —

(a) it is addressed to the juror at either —

(i) in the case of a juror who is registered as a voter under the Electoral Ordinance, the address at which that juror is registered; or

(ii) in the case of a juror who either holds an immigration permit or is named as a dependent on one, the address held for that person by the Immigration Office of the Falkland Islands Government;

(b) it is delivered to the post office in Stanley; and

(c) either —

(i) postage is prepaid on it; or

(ii) it is exempt from prepayment of postage.

(5) The following subsections are added —

“(7) A notice will be treated as having been delivered by hand to a juror if —

(a) it is addressed to the juror at either —

(i) in the case of a juror who is registered as a voter under the Electoral Ordinance, the address at which that juror is registered; or

(ii) in the case of a juror who either holds an immigration permit or is named as a dependent on one, the address held for that person by the Immigration Office of the Falkland Islands Government; and

(b) it is delivered by hand to that address.

(8) Subsection (9) applies to a certificate signed by the Registrar or any other public officer employed in the office of the court that the conditions of subsection (6) or subsection (7) were met in relation to a notice.

(9) A certificate to which this subsection applies is admissible as evidence in proceedings (without the signature having to be proved)."

8. Section 5 repealed

Section 5 is repealed.

9. Section 10 amended – Excusal for previous jury service

Section 10(1)(a) is amended by omitting “, or duly attended to serve on a jury,”.

10. Schedule amended – Ineligibility and disqualification for and excusal from jury service

(1) This section amends the Schedule.

(2) The heading to Group A is amended by omitting “Council” and substituting “Assembly”.

(3) The item relating to Members of the Legislative Assembly is amended by omitting “Council” and substituting “Assembly”.

(4) The item relating to the Clerk to the Councils is amended by omitting “Councils” and substituting “Assembly”.

(5) The following are omitted —

(a) the item relating to persons more than 65 years of age or less than 18 years of age; and

(b) the heading above that item.

Passed by the Legislature of the Falkland Islands on 23 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Supplementary Appropriation (2011-2012) (No 2) Ordinance 2012

(No: 6 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedule

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

SUPPLEMENTARY APPROPRIATION (2011-2012) (No 2) ORDINANCE 2012

(No: 6 of 2012)

(assented to: 25 May 2012)

(commencement: on publication)

(published: 6 June 2012)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £8,257,000.00 for the financial year ending 30 June 2012.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2011-2012) (No 2) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Financial Secretary may withdraw an additional sum of £8,257,000.00 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2012 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 numbers 4 and 5 of 2011-2012, the Financial Secretary will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE

Number	Head of Service	Amount £
	Operating Budget	
0550	Community Safety	7,000.00
0600	Executive Management	50,000.00
0700	Corporate Resources	200,000.00
0990	Fund Transfers & Transfer Payments	8,000,000.00
	Total Operating Budget	<hr/> 8,257,000.00 <hr/>
	Total	<hr/> 8,257,000.00 <hr/>

Passed by the Legislature of the Falkland Islands on 23 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Appropriation Ordinance 2012

(No: 7 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Appropriation

Schedule

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

APPROPRIATION ORDINANCE 2012

(No: 7 of 2012)

(assented to: 31 May 2012)

(commencement: on publication)

(published: 6 June 2012)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of money for the financial year ending 30 June 2013.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Appropriation Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Appropriation

(1) The Financial Secretary may withdraw the sum of £49,254,980 from the Consolidated Fund.

(2) Any sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2013 for the purpose of supplying the votes set out in the Schedule.

SCHEDULE

DIRECTORATE	Total Operating Budget	Capital Charges	Departmental Expenditure	Less Internal Charges	Net Operating Budget
<i>OPERATING BUDGET</i>	£	£	£	£	£
110 Central Services	4,961,250	339,680	4,621,570	150,370	4,471,200
200 Health and Education	13,596,250	969,940	12,626,310	265,720	12,360,590
350 Public Works	10,388,300	2,425,860	7,962,440	261,370	7,701,070
410 Natural Resources	6,356,260	79,460	6,276,800	299,460	5,977,340
451 AG's Chambers	1,109,840	3,310	1,106,530	19,370	1,087,160
550 Emergency Services	1,987,080	129,850	1,857,230	35,080	1,822,150
600 Executive Management	2,133,810	51,860	2,081,950	14,050	2,067,900
620 Mineral Resources	520,110	2,610	517,500	4,480	513,020
700 The Treasury	4,566,410	2,460	4,563,950	16,390	4,547,560
999 Transfer Payments	4,344,990	-	4,344,990	-	4,344,990
TOTAL OPERATING BUDGET	49,964,300	4,005,030	45,959,270	1,066,290	44,892,980
998 Fund Transfers	4,362,000	-	4,362,000	-	4,362,000
TOTAL EXPENDITURE	54,326,300	4,005,030	50,321,270	1,066,290	49,254,980

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Finance Ordinance 2012

(No: 8 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of Air Navigation (Fees) Regulations
4. Amendment of Banking Regulations Order
5. Amendment of Civil Cases (Fees) Rules
6. Amendment of Commissioners for Oaths Rules
7. Amendment of Companies and Private Partnership Ordinance
8. Amendment of Court Fees (Family Proceedings) Rules
9. Amendment of Customs (Fees) Regulations
10. Amendment of Customs (Import Prohibitions)(Fees) Regulations
11. Amendment of Falkland Islands Status (Application Fees) Regulations
12. Amendment of Family Allowances Ordinance
13. Amendment of Firearms and Ammunition (Fees) Regulations Order
14. Amendment of Firearms and Ammunition Ordinance
15. Amendment of Fishery Products (Hygiene)(Fees) Regulations
16. Amendment of Immigration (Fees) Regulations

17. Amendment of Land Charges Fees Rules
18. Amendment of Land (Non-residents)(Fees) Regulations
19. Amendment of Land Ordinance
20. Amendment of Licensing Ordinance
21. Amendment of Notaries Public Rules
22. Amendment of Plant Importation Regulations
23. Amendment of Post Office Order
24. Amendment of Registration of Marriages Regulations
25. Amendment of Registration of United Kingdom Patents Ordinance
26. Amendment of Registration Regulations
27. Amendment of Retirement Pensions (Prescribed Rates) Regulations
28. Amendment of Road Traffic Ordinance
29. Amendment of Road Traffic (Provisional) Regulations Order
30. Amendment of Taxes Ordinance
31. Amendment of Vehicle Licence Labels Regulations

Schedule 1: New Schedule to Air Navigation (Fees) Regulations

Schedule 2: New table in Schedule 1 to Civil Cases (Fees) Rules

Schedule 3: New table in Schedule 2 to Civil Case (Fees) Rules

Schedule 4: New Schedule A to Companies and Private Partnership Ordinance

Schedule 5: New table in Schedule to Courts (Family Proceedings) Rules

Schedule 6: New Schedule to Fisheries Products (Hygiene)(Fees) Regulations

Schedule 7: New Schedule to Land Charges Fees Rules

Schedule 8: New Schedule 2 to Land Ordinance

Schedule 9: New schedules to Post Officer Order

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

FINANCE ORDINANCE 2012

(No: 8 of 2012)

(assented to: 31 May 2012)
(commencement: in accordance with section 2)
(published: 6 June 2012)

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 for certain new charges and penalties.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Finance Ordinance 2012.

2. Commencement

(1) Sections 4, 27, and 30 come into force on 1 January 2013.

(2) The rest of this Ordinance comes into force on 1 July 2012.

3. Amendment of Air Navigation (Fees) Regulations

The Air Navigation (Fees) Regulations (SR&O No 9 of 2009) are amended by omitting the Schedule and substituting the schedule set out in Schedule 1.

4. Amendment of Banking Regulations Order

Regulation 4 of the Banking Regulations Order (Title 10.1.1) is amended by omitting “£3,000.00” and substituting “£4,000.00”.

5. Amendment of Civil Cases (Fees) Rules

The Civil Cases (Fees) Rules (Title 16.1.1) are amended —

- (a) by omitting the table in Schedule 1 and substituting the table set out in Schedule 2; and
- (b) by omitting the table in Schedule 2 and substituting the table set out in Schedule 3.

6. Amendment of Commissioners for Oaths Rules

Rule 2 of the Commissioners for Oaths Rules (Title 22.1.1) is amended —

- (a) by omitting “£6.70” and substituting “£7.00”; and
- (b) by omitting “£3.10” and substituting “£3.50”.

7. Amendment of Companies and Private Partnership Ordinance

Schedule A to the Companies and Private Partnership Ordinance (Title 18.1) is repealed and the schedule set out in Schedule 4 is substituted.

8. Amendment of Court Fees (Family Proceedings) Rules

The Court Fees (Family Proceedings) Rules (Title 38(2).3.1) are amended by omitting the table in the Schedule and substituting the table set out in Schedule 5.

9. Amendment of Customs (Fees) Regulations

Regulation 3 of the Customs (Fees) Regulations (SR&O No 10 of 2006) is amended —

- (a) by omitting “£68.40” in each place where it appears and substituting in each case “£71.20”;
- (b) in paragraph (a)(ii) by omitting “£34.20” and substituting “£35.60”;
- (c) by omitting “£102.60” in each place where it appears and substituting in each case “£106.80”; and
- (d) in paragraph (c)(ii) by omitting “£51.30” and substituting “£53.40”.

10. Amendment of Customs (Import Prohibitions)(Fees) Regulations

Regulation 3 of the Customs (Import Prohibitions)(Fees) Regulations (SR&O No 12 of 2009) is amended —

- (a) by omitting “£116.70” in each place where it appears and substituting in each case “£120.20”;
- (b) in paragraph (a)(ii) by omitting “£58.40” and substituting “£60.20”;
- (c) by omitting paragraphs (a)(iv) and (a)(v) and substituting —

“(iv) inspection and treatment on arrival £10.30
plus the cost of
necessary drug
treatment;”

(d) in paragraph (a)(vi) —

(i) by omitting “Mare Harbour”; and

(ii) by omitting “£105.00” and substituting “£108.20”;

(e) by omitting paragraph (a)(vii);

(f) in paragraph (a)(viii) by omitting “£11.80” and substituting “£10.30”;

(g) in paragraph (b)(i) by omitting “£14.10” and substituting “£14.50”;

(h) in paragraph (b)(iii) by omitting “£3.60” and substituting “£3.70”; and

(i) by adding the following paragraph after paragraph (b) —

“(c) Proclamation number 6 of 1985 —

Inspection of shearing equipment by the Government Veterinary Officer.”

11. Amendment of Falkland Islands Status (Application Fees) Regulations

The Falkland Islands Status (Application Fees) Regulations (Title 52.3.2) are amended —

(a) in regulation 2(1) by omitting “£200.00” and substituting “£206.00”; and

(b) by omitting regulation 2(2).

12. Amendment of Family Allowances Ordinance

Section 3 of the Family Allowances Ordinance (Title 65.1) is amended by omitting “£60.00” and substituting “£63.00”.

13. Amendment of Firearms and Ammunition (Fees) Regulations Order

The Firearms and Ammunition (Fees) Regulations Order (Title 23.2.1) is amended —

(a) in regulation 2 by omitting “£17.50” and substituting “£18.00”;

(b) in the schedule —

(i) by omitting “£63.25” and substituting “£65.00”;

(ii) by omitting “£17.50” and substituting “£18.00”; and

(iii) by omitting “£34.75” and substituting “£35.75”.

14. Amendment of Firearms and Ammunition Ordinance

Section 4A(3) of the Firearms and Ammunition Ordinance is amended by omitting “£6.75” and substituting “£6.95”.

15. Amendment of Fishery Products (Hygiene)(Fees) Regulations

The Fishery Products (Hygiene)(Fees) Regulations (SR&O No 41 of 1998) are amended by omitting the Schedule and substituting the schedule set out in Schedule 6.

16. Amendment of Immigration (Fees) Regulations

Regulation 3 of the Immigration (Fees) Regulations (SR & O No 7 of 2009) are amended —

(a) by omitting “£20.00” in each place where it appears and substituting in each case “£21.00”; and

(b) in paragraph (1)(c) by omitting “£200.00” and substituting “£206.00”.

17. Amendment of Land Charges Fees Rules

Schedule 1 of the Land Charges Fees Rules (SR&O No 3 of 1997) is revoked and the schedule set out in Schedule 7 is substituted.

18. Amendment of Land (Non-residents)(Fees) Regulations

The schedule to the Land (Non-residents)(Fees) Regulations (SR&O No 13 of 2007) is amended—

(a) by omitting “£108.20” and substituting “£111.50”; and

(b) by omitting “£216.30” and substituting “£223.00”.

19. Amendment of Land Ordinance

Schedule 2 of the Land Ordinance (Title 45.2) is repealed and the schedule set out in Schedule 8 is substituted.

20. Amendment of Licensing Ordinance

Schedule 3 of the Licensing Ordinance (Title 48.2) is amended —

(a) by omitting £10.00 in each place where it appears and substituting in each case £20.00;

(b) in paragraph 6 by omitting £25.00 and substituting £35.00; and

(c) by omitting £5.00 in each place where it appears and substituting in case £10.00.

21. Amendment of Notaries Public Rules

The schedule to the Notaries Public Rules (Title 22.1.2) is amended —

(a) by omitting “£93.20” in each place where it appears and substituting in each case “£96.00”;

(b) by omitting “£27.50” in each place where it appears and substituting in each case “£28.50”;

(c) by omitting “£13.40” in each place where it appears and substituting in each case “£14.00”;

(d) in paragraph 1 —

(i) by omitting “£6.70” and substituting “£7.00”; and

(ii) by omitting “£3.10” and substituting “£3.50”;

(e) in paragraph 3(a) by omitting “£32.70” and substituting “£35.00”;

(f) in paragraph 3(b) by omitting “£19.20” and substituting “£20.00”;

(g) in paragraph 5(a) by omitting “£3.10” and substituting “£3.50”; and

(h) in paragraph 5(b) by omitting “27 pence” and substituting “50 pence”.

22. Amendment of Plant Importation Regulations

Regulation 7 of the Plant Importation Regulations (Title 4.4.1) is amended —

(a) by omitting “£3.60” and substituting “£3.70”;

(b) by omitting “£116.70” and substituting “£120.20”; and

(c) by omitting “£14.10” and substituting “£14.50”.

23. Amendment of Post Office Order

The Post Office Order (SR&O No 11 of 2006) is amended by revoking the first, second and third schedules and substituting the schedules set out in Schedule 9.

24. Amendment of Registration of Marriages Regulations

Section 18 of the Registration of Marriages Regulations (SR&O No 17 of 1999) is amended —

(a) by omitting paragraphs (1)(a) and (1)(b) and substituting —

“(a) on giving notice of marriage and issue of Registrar General’s licence;” £91.00

(b) in paragraph (1)(c) by omitting “£25.00” and substituting “£26.00”;

(c) by omitting “£20.00” in each place where it appears and substituting in each case “£21.00”; and

(d) in paragraph (1)(h) by omitting “£318.50” and substituting “£330.00”.

25. 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 “£550.00” and substituting “£575.00”; and
- (b) in section 7 by omitting “£44.00” and substituting “£50.00”.

26. Amendment of Registration Regulations

Schedule 2 of the Registration Regulations (Title 62.2.1) is amended —

- (a) by omitting “£13.00” in each place where it appears and substituting in each case “£13.50”;
- (b) in paragraph 4 by omitting “£2.60” and substituting “£3.00”;
- (c) in paragraph 5 by omitting “£11.00” and substituting “£13.50”; and
- (d) by omitting paragraph 8 and substituting —

“8. Photocopy of document per A4 page	27p
Photocopy of document per A3 page	54p”

27. Amendment of Retirement Pensions (Prescribed Rates) Regulations

The Retirement Pensions (Prescribed Rates) Regulations (SR&O No 39 of 1996) are amended —

- (a) in regulation 3 —
 - (i) by omitting “£123.00” and substituting “£128.00”;
 - (ii) by omitting “£69.00” and substituting “£72.00”;
- (b) in regulation 5 —
 - (i) by omitting “£14.00” in each place where it appears and substituting in each case “£14.50”;
 - (ii) by omitting “£28.00” in each place where it appears and substituting in each case “£29.00”; and
 - (iii) in paragraph (3)(b) by omitting “£34.20” and substituting “£35.20”.

28. Amendment of Road Traffic Ordinance

(1) This section amends the Road Traffic Ordinance (Title 63.1).

(2) Section 4(1) is amended —

- (a) in paragraph (a) by omitting “£49.25” and substituting “£50.75”;

- (b) in paragraph (b) by omitting “£113.50” and substituting “£117.00”;
- (c) in paragraph(c) by omitting “£174.75” and substituting “£180.00”;
- (d) in paragraph (d) by omitting “£41.50” and substituting “£42.75”; and
- (3) Section 5(3) is amended by omitting “£5.75” and substituting “£6.00”.
- (4) Section 6(15) is amended by omitting “£10.75” and substituting “£11.00”.

29. 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 “£40.50” and substituting “£41.75”;
- (b) by inserting the following after regulation 5(3) —

“(3A) The Chief Police Officer may, at the request of the holder of a driving licence issued by the Chief Police Officer, issue a supplementary photocard driving licence”;
- (c) in regulation 5(4) —
 - (i) by omitting “£27.50” in each place it appears and substituting in each case “£28.25”;
 - (ii) by inserting the following paragraph after paragraph (a) —

“(aa) on the issue of a supplementary photocard driving licence is £1.50”;
 - (iii) in paragraph (c) by omitting “£13.00” and substituting “£13.50”; and
- (d) in regulation 5A(2) by omitting “£10.75” and substituting “£11.00”;

30. Amendment of Taxes Ordinance

Section 16(1) of the Taxes Ordinance (Title 69.1) is amended by omitting “£12,000.00”, and substituting “£14,000.00”.

31. 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 “£6.00” and substituting “£6.20”.

SCHEDULE 1
New Schedule to Air Navigation (Fees) Regulations

(section 3)

Schedule

PART I

Licences for flight crew

(a)	Private pilot's licence:	
	issue	£80.00
	renewal	£46.00
(b)	Commercial pilot's licence:	
	issue	£152.00
	renewal	£82.00
(c)	Airline transport pilot's licence:	
	issue	£152.00
	renewal	£82.00
(d)	Flight navigator's licence:	
	issue	£117.00
	renewal	£70.00
(e)	Flight radiotelegraphy operator's general licence:	
	issue or renewal	£47.00
(f)	Flight radiotelegraphy operator's restricted licence:	
	issue or renewal	£47.00
(g)	Flight radiotelegraphy operator's licence:	
	issue or renewal	£47.00
(h)	Certificate of validity of foreign licence:	
	issue	£82.00
	renewal or validation	£47.00
(i)	Appointment of authorised examiner for aircraft type rating or instrument rating:	
	appointment or re-appointment	£233.00

PART II

Airworthiness

(a)	issue or renewal of certificate of airworthiness:	
(i)	aircraft not exceeding 2,730kgs	£724.00
(ii)	aircraft exceeding 2,730kgs but not exceeding 5,700kgs	£1,517.00

(iii) aircraft exceeding 5,700kgs but not exceeding 30,000kgs	£1,517.00 plus £111.00 per 500kgs (or part of) exceeding 5,700kgs, up to a maximum of £7,002.00
(b) Permit to fly an aircraft without a certificate of airworthiness	£233.00
(c) Certificate of airworthiness; change of category	£233.00
(d) Approval of modifications, major repairs to aircraft, engines and equipment	£233.00
(e) Certificate of approval of aircraft radio installation:	
issue	£140.00
renewal or amendment	£82.00
(f) Approval of maintenance organisation:	
issue	£1,750.00 for each site
Variation:	
(i) aircraft not exceeding 2,730kgs	£583.00
(ii) aircraft exceeding 2,730kgs	£700.00
(g) Aircraft maintenance engineer's licence (AMEL):	
issue	£152.00
renewal, variation, or inclusion of rating	£82.00
(h) Certificate of validation of AMEL:	
issue	£82.00
renewal or variation	£47.00
(i) Approval of aircraft maintenance schedules:	
issue	£233.00
amendment or variation	£117.00
(j) Noise Certificate	£140.00

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	£3093.00
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£4,808.00
(iii) aircraft exceeding 15 tonnes	£6,885.00
(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	£1,809.00
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,754.00
(iii) aircraft exceeding 15 tonnes	£3,093.00
(e) Annual charge for an AOC (for each aircraft type named on the certificate):	
(i) aircraft not exceeding 2 tonnes	£1,517.00
(ii) aircraft exceeding 2 tonnes but not exceeding 15 tonnes	£2,276.00
(iii) aircraft exceeding 15 tonnes	£3,034.00
(f) Variation of an AOC:	
(i) variation in the operating region	£759.00
(ii) permission to operate on a specified route outside the operating region specified in the certificate	£315.00

(iii)	change in the company or trading name where the legal entity is unchanged	£82.00
(iv)	change to any of the posts identified in an initial AOC application	£82.00
(g)	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.		
(h)	Special Operations:	
(i)	category II low visibility operations (with or without autoland initial)	£1,517.00
(ii)	category III low visibility operations (with autoland initial)	£3,034.00
(iii)	extended range twin engine operations or extended range operations:	
	application	£3,793.00
	each additional aircraft type	£1,809.00
(iv)	minimum navigation performance specifications airspace or reduced vertical separation minima	£350.00
(i)	Operations under an AOC exemption:	£1,517.00
(j)	Route licensing:	
(i)	application for route	£385.00
(ii)	vetting of business financial plans	£1,400.00
(k)	Approval of a scheme to avoid excessive flight crew fatigue	£420.00

PART IV
Air traffic control and aerodromes

(a) Aerodrome licence:	
issue	£1,050.00
annual renewal (except government or military aerodromes)	£700.00
(b) Assessment of hazards to air navigation, obstructions etc (except government or military aerodromes)	£420.00
(c) Conversion of foreign air traffic control licences, ratings and aerodrome flight information service officer's licences	£210.00

PART V
Fees not specified elsewhere

(a) Certificate of registration aircraft	£280.00
(b) Reservation of registration mark	£70.00
(c) Reservation of specific out of sequence registration mark	£140.00
(d) Aircraft dealer's certificate	£2,100.00
(e) Enquiry regarding entries in register of aircraft	£35.00
(f) Provision of summary copy of register of aircraft	£23.00
(g) Issue of a copy of any document issues under the Order (but not to exceed cost of original document)	£35.00
(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 £105.00 minimum charge
(i) Any permission, approval, authorisation or exemption in respect of any part of the Order	£171.00 plus investigation costs
(j) Additional charge when services are performed abroad	Actual cost incurred
(k) De-registration advice to foreign regulatory authority or removal from register upon export	£70.00

(l)	Title search of the register in respect of an aircraft	£105.00
(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)	£829.00 per day or £105.00 per hour
	Plus actual costs incurred, including but not limited to, transportation, accommodation and subsistence:	Travel days will be charged at £420.00 per day
(o)	For the grant of an aerodrome certificate to a minor aerodrome:	
	initial	£64.00
	renewal	£21.00
(p)	Cancellation of a certificate of registration	£70.00
(q)	Flight permission	£11.00
(r)	Annual flight permission	£212.00

SCHEDULE 2

New table in Schedule 1 to Civil Cases (Fees) Rules

(section 5(a))

TABLE

Fee Number	Amount of Fee
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PART 1 - COMMENCEMENT OF PROCEEDINGS

1.	Issue of originating process	£110.00
2.	Application for an injunction ancillary to any cause or action	£45.00
3.	All other applications whether by notice or on summons ancillary	£25.00

to a cause or action, including applications for substituted or deemed service, which are not "excepted applications"

For the purposes of this item, "excepted applications" are —

- (i) applications for directions or pre-trial review;
 - (ii) applications for discovery or for leave to administer interrogatories;
 - (iii) applications to abridge or extend time;
 - (iv) applications to set down a cause or action for trial;
 - (v) applications to endorse a penal notice;
 - (vi) applications to discharge or vary an injunction obtained ex parte; and
 - (vii) applications to make absolute an order nisi,
- and in respect of "excepted applications" no fee is payable.

PART 2 - ENFORCEMENT PROCEEDINGS

- | | |
|--|---|
| 4. Application for oral examination | £20.00 |
| 5. Writ of execution or delivery | £60.00 |
| 6. Sale under a writ of execution — | |
| (a) removing or taking steps to remove goods to a place of deposit, advertising a sale and all steps preparatory to a sale | The reasonable cost of those steps including the cost of court officers' time |
| (b) for the sale of goods, including all necessary catalogues, commission and other matters | 15p for every £1 realised |
| 7. Application for a garnishee order | £25.00 |
| 8. Application for a charging order | £25.00 |
| 9. Application for a judgment summons | £25.00 |
| 10. Application for an attachment of earnings order- | |
| (a) to enforce a judgment debt | £25.00 |
| (b) to enforce a periodical payments order | £20.00 |

PART 3 - MISCELLANEOUS

11. Service by the court of any summons or other document-	
(a) if served by post	£5.00
(b) if served personally —	
(i) East Falkland (plus mileage, plus £10.00 per hour of court officer time, plus any other travelling and incidental expenses occurred)	£20.00
(ii) West Falkland and other islands	fee and reasonable expenses to be agreed
12. On any application not otherwise provided for	£20.00
13. On filing notice of appeal from a decision or order of the Magistrate's Court, the Summary Court or the Coroner's Court or any tribunal from which an appeal lies to the Supreme Court	£50.00
14. Copy documents per A4 page (pro rata for any page larger than A4)	50p
15. Office copy documents per A4 page (pro rata for any page larger than A4)	£1.00
16. On taxation of costs	5p per £1 of profit costs and disbursements allowed
17. On deposing an affidavit or affirmation before an officer of the court	£7.50 plus £1.00 for each exhibit

SCHEDULE 3

New table in Schedule 2 to Civil Cases (Fees) Rules

(section 5(b))

TABLE

Fee Number

Amount of Fee

1. For the recovery of a sum of money or delivery of goods where the sum of money or the value of the goods —	
(a) does not exceed £300	£20.00

(b) exceeds £300 but is less than £500	£50.00
(c) exceeds £500 but is less than £1,000	£70.00
(d) £1,000 or more	£70.00 plus £10.00 for each £1,000.00 or part of
2. On the filing of a counterclaim, on the amount or value (if any) by which the counterclaim exceeds the amount claimed by the plaintiff	As fee 1
3. For any other relief	£75.00

SCHEDULE 4

New Schedule A to Companies and Private Partnership Ordinance

(section 7)

SCHEDULE A

(section 4)

<u>Description</u>	<u>Fee</u>
1. Registration of incorporation of a company	£380.00
2. Registration of change of name of a company	£77.50
3. Certificate of registration of a company (other than on incorporation)	£77.50
4. Registration of mortgage, debenture or other charge	£65.00
5. Cancellation of registration of mortgage, debenture or other charge	£33.00
6. Company file search	£26.00
7. Certified copy of any document held on a company file (plus additional charge of 27 pence per A4 page or 54 pence per A3 page certified in addition to the first page)	£25.00
8. Filing an annual return; except in relation to a company which the Registrar is satisfied is not trading	£77.50
9. Filing an annual return for a company which the Registrar is satisfied is not trading	£13.50
10. Penalty for the late filing of an annual return	£220.00
11. Notification of change of director, change of registered office, or change of secretary	£13.50

12. Penalty for the late notification of a change of director, change of registered office, or change of secretary (more than 14 days)	£55.00
13. Notification of increase in nominal capital	£13.50
14. Notification of change of company accounting reference date	£13.50
15. Filing of company accounts	£55.00
16. Penalty for late filing of company accounts (in addition to filing fee)	
(a) Private company —	
3 months or less	£100.00
3 months or more but less than 6 months	£250.00
6 months or more but less than 12 months	£500.00
12 months or more	£1,000.00
(b) Public Company —	
3 months or less	£500.00
3 months or more but less than 6 months	£1,000.00
6 months or more but less than 12 months	£2,000.00
12 months or more	£5,000.00
17. Return of allotment of shares	£13.50
18. Notification of change of location of register of debenture holders	£13.50
19. Notification of particulars of a contract relating to shares allotted as fully or partly paid up otherwise than in cash	£13.50
20. Return by a company purchasing its own shares	£13.50
21. Declaration in relation to the redemption or purchase of shares out of capital	£13.50
22. Notification of change of location of director's service contract	£13.50
23. Notification of change of location of register of directors' interests in shares etc	£13.50
24. Notification of passing of resolution removing an auditor	£13.50
25. Application for striking off a private company	£13.50
26. Photocopy of document where photocopying undertaken as part of registration	27p per A4 page 54p per A3 page
27. Registration of new memorandum or articles of association	£13.50

SCHEDULE 5

New table in Schedule to Courts (Family Proceedings) Rules

(section 8)

TABLE

Fee number

Amount of Fee

PART 1

COMMENCEMENT OF PROCEEDINGS

- | | |
|---|---------|
| 1. Issue of originating process (including an application for an injunction or restraining order where that is sought other than as an ancillary to other relief) | £100.00 |
| 2. Application for injunction ancillary to any cause | £50.00 |
| 3. All other applications ancillary to any cause, including applications for substituted or deemed service, orders for financial relief, custody of or access to children | £25.00 |
| 4. Applications for directions or pre-trial review, application to amend any pleading, abridge or extend time, endorse a penal notice or set down any cause for hearing or to make absolute any decree or order nisi, and on filing any affidavit | nil |

PART 2

ENFORCEMENT PROCEEDINGS

- | | |
|--|--|
| 1. Application for oral examination | £20.00 |
| 2. Writ of execution or delivery | £60.00 |
| 3. Sale pursuant to a writ of execution — | |
| (a) for removing or taking steps to remove goods to a place of deposit, advertising a sale and all other steps preparatory to a sale | The reasonable expense of those steps |
| (b) for the sale of goods including all necessary catalogues, commission and other matters | 15p for each £1 (or part of) of the value of the writ to a maximum of £50.00 |
| 4. Writ of possession of land | £50.00 |
| 5. Application for garnishee order | £25.00 |

6. Application for a charging order	£25.00
7. Application for judgment summons	£25.00
8. Application for attachment of earnings order	£20.00

PART 3
MISCELLANEOUS

1. Any application not otherwise provided for	£20.00
2. On filing notice of appeal	£50.00
3. Copy documents per page	50p
4. Office copy documents per page	£1.00
5. On taxation of costs	5p per £1.00 of profit costs and disbursement allowed

SCHEDULE 6
New Schedule to Fisheries Products (Hygiene)(Fees) Regulations (section 15)
SCHEDULE

<u>Description</u>	<u>Fee</u>
1. Application for approval of factory vessel or fishery establishment (approval under regulation 3)	£595.30
2. Application for variation of approval (variation under regulation 5)	£100.00
3. Annual inspection by authorised officer (section 1, chapter V of the Schedule)	£240.30
4. Inspection on transhipment of product (section 1, chapter V of the Schedule)	£159.20
5. Additional charges for inspection under paragraphs 3 or 4 where factory vessel is not in Stanley Harbour —	
(a) vessel in Port William	£51.50

(b) vessel in Berkeley Sound	£154.50
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 7
New Schedule 1 to Land Charges Fees Rules

(section 17)

SCHEDULE 1

(rule 3)

<u>Description</u>	<u>Fee</u>
1. Registration, renewal, rectification or cancellation of entry in register (per name), including issue of certificate	£11.50
2. Entry of priority notice (per name)	£4.00
3. Inspection of entry (per entry)	£4.00
4. Office copy of entry, including plan (per copy)	£4.00
5. Search of index, including certificate of result (per name)	£13.50

SCHEDULE 8
New Schedule 2 to Land Ordinance

(section 19)

SCHEDULE 2

<u>Description</u>	<u>Fee</u>
Part I	
	(section 9(3))
1. Registration of order of the Court under section 9	£13.50
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	£130.00
(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	£26.00

(c) power of attorney —	
(i) the first title for which it is to be registered	£52.50
(ii) every subsequent title	£21.00
(d) revocation of a power of attorney —	
(i) the first title for which it is to be registered	£13.50
(ii) every subsequent title	£7.50
(e) change of name deed —	
(i) the first title for which it is to be registered	£78.00
(ii) every subsequent title	£39.50
(f) severance of joint tenancy in equity	£32.00
(g) discharge of mortgage (for every title affected)	£13.50
(h) assent (for every title affected)	£13.50
3. Application for vesting deed under section 11A	£130.00
4. Certified copy deed, instrument or document (plus additional charge of 27 pence per A4 page or 54 pence per A3 page certified in addition to the first page)	£13.50
5. Certification of registration of deed, instrument or document	£13.50
6. Photocopy of any deed, instrument or document, where undertaken as part of registration	27p per A4 page 54p per A3 page

Part II

	(section 45)
1. Title search; hourly rate (proportion of hourly rate to be paid for every part hour)	£51.50
2. Production of register or index for inspection (for each one)	£13.50
3. Comparing deed with registered deed	£13.50
4. Photocopy of any deed, instrument or document, where undertaken as part of registration	27p per A4 page 54p per A3 page

SCHEDULE 9
New schedules to Post Office Order

(section 23)

SCHEDULE 1

Airmail Rates to all Countries

Letter	first 20g	75 p
	each additional 10g	25 p
Small packet and printed paper	first 70g	£1.20
	each additional 10g	14p
Postcard		65p
Aerogramme		65p
Illustrated Aerogramme		75p

SCHEDULE 2

Surface Mail Rates

Letter	first 20g	50 p
	up to 100g	95p
	each additional 50g	35 p
Small packet and printed paper	first 100g	85p
	each additional 50g	25p
Postcard		40p
Parcel to United Kingdom	first 1kg	£12.00
	each additional 1kg	£5.00
	maximum weight 30kg	£157.00

SCHEDULE 3

Inland Rates

Letter	first 20g	30p
	up to 100g	47p
	each additional 100g	15p
Small packet and printed paper	first 70g	25p
	each additional 50g	7p
Post cards		20p

Airmail parcel

Falkland Islands Government Air Service
freight rates and conditions will apply
with a minimum charge of £1

(Literature for the blind does not attract postage).

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Fishery Products (Amendment) Ordinance 2012

(No: 9 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of the Fishery Products Ordinance
4. Section 2 amended – Interpretation
5. Section 3 repealed
6. Section 49 substituted
7. New Schedule added

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

FISHERY PRODUCTS (AMENDMENT) ORDINANCE 2012

(No: 9 of 2012)

(assented to: 31 May 2012)
(commencement: on publication)
(published: 6 June 2012)

AN ORDINANCE

To amend the Fishery Products Ordinance (No 21 of 2006).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Fishery Products (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of the Fishery Products Ordinance

This Ordinance amends the Fishery Products Ordinance.

4. Section 2 amended – Interpretation

(1) This section amends section 2.

(2) The definition of “the Director” is omitted and the following definition substituted —

““the Director” means the Director of Natural Resources;”.

(3) The definition of “relevant Community legislation” is omitted.

(4) The following definition is inserted after the definition of “regulations” —

““relevant EU legislation” has the meaning given in the Schedule;”

(5) The definition of “UK legislation” is omitted and the following definition substituted —

““UK legislation” means legislation of the United Kingdom and includes —

(a) legislation that has effect only in part of the United Kingdom;

(b) legislation made by a devolved institution of the United Kingdom;

(c) European Union legislation that either —

(i) is directly applicable in the United Kingdom; or

(ii) has direct effect in the United Kingdom.”

5. Section 3 repealed

Section 3 is repealed.

6. Section 49 substituted

Section 49 is repealed and the following section substituted —

“49. Powers for the Governor to repeal Fishery Products (Hygiene) Ordinance and to make transitional provision

(1) The Governor may by order repeal the Fishery Products (Hygiene) Ordinance (No 7 of 1998).

(2) The Governor may make more than one order under subsection (1) repealing different provisions on different dates.

(3) The Governor may make regulations making transitional provisions consequent on the repeal of the Fishery Products (Hygiene) Ordinance and the bringing into force of this Ordinance.”

7. New Schedule added

The following schedule is added —

“SCHEDULE DEFINITION OF “RELEVANT EU LEGISLATION” (AND POWER FOR THE GOVERNOR TO AMEND THAT DEFINITION)

1. Definition of “relevant EU legislation”

In this Ordinance, “relevant EU legislation” —

(a) means the following legislation (to the extent that it relates to fishery products) —

(i) Regulation (EC) 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety;

(ii) Directive 2004/41/EC of the European Parliament and of the Council of 21 April 2004 repealing certain Directives concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption and amending Council Directives 89/662/EEC and 92/118/EEC and Council Decision 95/408/EC;

(iii) Regulation (EC) 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs;

(iv) Regulation (EC) 853/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific hygiene rules for food of animal origin;

(v) Regulation (EC) 854/2004 of the European Parliament and of the Council of 29 April 2004 laying down specific rules for the organisation of official controls on products of animal origin intended for human consumption;

(vi) Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules;

(vii) Commission Regulation (EC) No 2073/2005 of 15 November 2005 on microbiological criteria for foodstuffs;

(viii) Commission Regulation (EC) No 2074/2005 of 5 December 2005 laying down implementing measures for certain products under Regulation (EC) No 853/2004 of the European Parliament and of the Council and for the organisation of official controls under Regulation (EC) No 854/2004 of the European Parliament and of the Council and Regulation (EC) No 882/2004 of the European Parliament and of the Council, derogating from Regulation (EC) No 852/2004 of the European Parliament and of the Council and amending Regulations (EC) No 853/2004 and (EC) No 854/2004; and

(ix) Commission Regulation (EC) No 1881/2006 of 19 December 2006 setting maximum levels for certain contaminants in foodstuffs;

(b) also means —

(i) in relation to Part 2 —

(aa) Council Directive 98/83/EC of 3 November 1998 on the quality of water intended for human consumption;

(bb) Directive 2006/113/EC of the European Parliament and of the Council of 12 December 2006 on the quality required of shellfish waters;

(ii) in relation to Part 3, Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals;

(c) includes European Union legislation that —

(i) amends or replaces legislation covered by this definition;

(ii) gives effect to legislation covered by this definition; or

(iii) relates in some other way to the subject matter of legislation covered by this definition.

2. Power for the Governor to amend definition of “relevant EU legislation”

The Governor may by order amend paragraph 1 to update the definition of “relevant EU legislation”.

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Committees (Public Access) Ordinance 2012

(No: 10 of 2012)

ARRANGEMENT OF PROVISIONS

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ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

COMMITTEES (PUBLIC ACCESS) ORDINANCE 2012

(No: 10 of 2012)

(assented to: 31 May 2012)
(commencement: see section 2)
(published: 6 June 2012)

AN ORDINANCE

To give members of the public rights of access to the meetings and documents of certain committees; and for connected purposes.

ENACTED by the Legislature of the Falkland Islands —

PART 1
INTRODUCTION

1. Title

This Ordinance is the Committees (Public Access) Ordinance 2012.

2. Commencement

This Ordinance comes into force on a day appointed by the Governor in a notice published in the *Gazette*.

PART 2
INTERPRETATION

3. Interpretation

In this Ordinance —

“background papers” has the meaning given to that expression in section 20(3);

“copy” includes, in relation to a document, a copy made from a copy;

“exempt information” means information covered by an exemption in Schedule 3;

“FIDC” means the Falkland Islands Development Corporation, established by section 3(1) of the Falkland Islands Development Corporation Ordinance (Title 28.1);

“FIG” means the public administration of the Falkland Islands Government;

“information” includes —

- (a) expressions of opinion;
- (b) recommendations; and
- (c) decisions;

“MLA” means an elected member of the Legislative Assembly;

“open committee” means a committee to which the rights of access to meetings and documents apply under section 4;

“public body” means —

- (a) the FIDC;
- (b) a body specified as a public body for the purposes of this Ordinance in the legislation or other instrument establishing it; or
- (c) a body designated as a public body by an order made under section 9(1).

PART 3

COMMITTEES TO WHICH RIGHTS OF ACCESS APPLY (OPEN COMMITTEES)

4. Committees to which rights of access apply (open committees)

A committee is an open committee and the rights of access to meetings and documents apply to it if either —

- (a) it is a committee that is automatically an open committee under section 5; or
- (b) it has been designated as an open committee under section 8.

5. Committees that are automatically open committees

A committee is automatically an open committee if —

- (a) both of the conditions in section 6 are satisfied in relation to it;

(b) it is not listed (or referred to) in Schedule 1; and

(c) it has not been excluded from being an open committee under section 7.

6. Committees that are automatically open committees: conditions

(1) The first condition referred to in section 5(a) is that at least one of the following applies to the committee —

(a) it is the board or managing committee (however described) of a public body;

(b) it is established by (or under) a written law of the Falkland Islands and it exercises functions under one or more of the following —

(i) that written law;

(ii) another written law of the Falkland Islands; or

(iii) an imperial enactment as it applies in the Falkland Islands;

(c) it is established by (or under the authority of) the Governor or the Legislative Assembly;

(d) it is established by a committee which is itself an open committee.

(2) The second condition is that one or more MLAs are members of the committee (in their capacity as MLAs).

7. Exclusion of committees from being open committees

A committee that would otherwise be an open committee is excluded from being an open committee if either —

(a) the Governor has published a notice in the *Gazette* designating it as a committee to which the rights of access to meetings and documents do not apply;

(b) it is established by (or under the authority of) the Legislative Assembly and the Legislative Assembly has passed a resolution designating it as a committee to which the rights of access to meetings and documents do not apply.

8. Designation of other committees as open committees

(1) The Governor may by order designate one or more committees as open committees.

(2) An order made under subsection (1) may contain incidental and consequential provisions.

9. Designation of other bodies as public bodies

(1) The Governor may by order designate one or more bodies as public bodies for the purposes of this Ordinance.

(2) An order made under subsection (1) may contain incidental and consequential provisions.

- (3) The Governor may not make an order under subsection (1) without having first consulted each body designated as a public body in the order.

PART 4

ACCESS TO MEETINGS OF OPEN COMMITTEES

10. Right to attend meetings of open committees

Members of the public have the right to attend meetings of open committees, except to the extent that the public is excluded from them under section 11.

11. Exclusion of public from meetings of open committees

(1) An open committee may exclude some or all of the members of the public present at a meeting if it is necessary to do that to maintain (or restore) order at the meeting.

(2) An open committee must resolve to exclude the public from a meeting during an item of business if it is likely (in view of the nature of the business to be transacted or the nature of the proceedings) that, if members of the public were present during that item, exempt information would be disclosed.

(3) A resolution under subsection (2) must —

- (a) identify the item of business to which it applies; and
- (b) describe (using the appropriate paragraph heading from Schedule 3) which category of exempt information would be likely to be disclosed if the public were not excluded.

12. Advance publicity for meetings that public may attend

(1) There must be adequate publicity in advance for meetings of the committee that members of the public will be able to attend.

(2) The publicity given to comply with subsection (1) in relation to a meeting must include information about —

- (a) the date and time of the meeting;
- (b) the place where it will be held; and
- (c) the arrangements for inspection of documents made under section 15.

(3) The Governor may make regulations about requirements for adequate publicity for meetings.

13. Limitations of right to attend meetings

(1) The right of members of the public to attend meetings of open committees does not include the right to speak at those meetings.

(2) Subsection (1) does not —

- (a) prevent committees from allowing members of the public to speak at their meetings; or

- (b) restrict other rights that members of the public have to address committees.
- (3) An open committee need not (but may) permit any of the following things to be done at its meetings —
 - (a) the taking of photographs or of video or audio recordings;
 - (b) the transmission of its proceedings; or
 - (c) the making of reports of its proceedings as they take place, whether —
 - (i) orally; or
 - (ii) via a messaging system.

PART 5

ACCESS TO OPEN COMMITTEE DOCUMENTS

14. Public version of agenda

- (1) For every meeting of an open committee, a public version of the agenda for the meeting must be produced for inspection under section 15.
- (2) The public version of the agenda must include —
 - (a) particulars of the items of business to be considered while the public are likely to be able to attend the meeting; and
 - (b) in relation to items of business to be considered while the public is likely to be excluded from the meeting under section 11(2) —
 - (i) a statement that the public are likely to be excluded from the meeting on the basis that exempt information would be disclosed;
 - (ii) a description (using appropriate paragraph headings from Schedule 3) of the exempt information; and
 - (iii) a general indication about the subject matter of each item of business.
- (3) A version of the agenda that contains additional information regarding items of business to be considered while the public is likely to be excluded from the meeting may be provided to members of the committee.
- (4) Every copy of an agenda that contains additional information provided under subsection (3) must be marked “NOT FOR PUBLICATION”.

15. Right for public to inspect documents before meeting

- (1) Members of the public have the right to inspect the following documents in advance of each meeting of an open committee —

(a) a copy of the public version of the agenda for the meeting produced under section 14; and

(b) copies of the reports to be circulated to members of the committee for consideration in advance of the meeting (but not reports that will be discussed by the committee while the public is likely to be excluded from the meeting under section 11(2)).

(2) Subsection (1) does not require copies of the public version of the agenda for a meeting or of the reports to be considered in advance of a meeting to be made available for inspection by members of the public before copies of that agenda and those reports are available to the members of the committee.

(3) Copies of reports that will be discussed by the committee while the public is likely to be excluded from the meeting under section 11(2) must be marked "NOT FOR PUBLICATION".

16. Copies of documents to be available to public at meeting

For each meeting of an open committee, arrangements must be made for the following documents to be made available at the meeting for members of the public who have requested them no later than the working day before the meeting —

(a) the public version of the agenda for the meeting; and

(b) the reports that members of the public have the right to inspect under section 15(1)(b).

17. Restriction on consideration of items of business in certain circumstances

(1) An item of business may not be considered at a meeting of an open committee unless either —

(a) each of the following conditions is satisfied —

(i) there has been adequate publicity for the meeting taking place, at least three clear working days in advance;

(ii) members of the public have been able to inspect documents under section 15 for at least three clear working days before the meeting; and

(iii) either —

(aa) the item of business was included in the public version of the agenda for the meeting; or

(bb) the person chairing the meeting is satisfied that the item can properly be considered as a matter arising from minutes of a previous meeting of the committee that are being considered at the meeting and that have been available for inspection under section 19 for at least three clear working days before the meeting; or

(b) the person chairing the meeting is satisfied that there are special circumstances requiring the item to be considered at the meeting as a matter of urgency (in spite of the conditions in paragraph (a) not having been met, either fully or at all).

(2) If the person chairing a meeting of an open committee allows a matter to be considered at a meeting under subsection (1)(b), that person must ensure that the following are recorded in the minutes of the meeting —

- (a) the decision to allow the matter to be considered as a matter of urgency; and
- (b) the special circumstances justifying that decision.

18. Public version of minutes

(1) For every meeting of an open committee, a public version of the minutes of the meeting must be produced for inspection under section 19.

(2) The public version of the minutes must include —

- (a) a record of the proceedings that took place while the public were able to attend the meeting (or were excluded from it under section 11(1)); and
- (b) in relation to proceedings that took place while the public was excluded from the meeting under section 11(2) —
 - (i) a statement that the public were excluded from the meeting on the basis that exempt information would have been disclosed;
 - (ii) a description (using appropriate paragraph headings from Schedule 3) of the exempt information; and
 - (iii) a written summary of the proceedings that provides a record of them that is as fair and coherent as possible without disclosing exempt information.

(3) A version of the minutes that contains additional information regarding proceedings that took place while the public were excluded from the meeting may be provided to members of the committee.

(4) The minutes for a meeting (or a draft of them which is subject to approval by the committee at its next meeting) must be produced as soon as possible after the meeting.

(5) Every copy of a set of minutes that contains additional information provided under subsection (3) must be marked “NOT FOR PUBLICATION”.

19. Right for public to inspect documents after meeting

(1) Members of the public have the right to inspect the following documents for at least six years after the meeting to which they relate —

- (a) copies of the public version of the agenda for every meeting of an open committee meeting;
- (b) copies of every report that the public had the right to inspect under section 15(1)(b); and
- (c) copies of the public version of the minutes of every meeting of an open committee.

(2) The documents must be made available for inspection —

- (a) as soon as possible after the meeting; and
- (b) no later than 15 working days after the meeting.

20. Right to request access to inspect background papers

(1) Members of the public may request access to inspect the background papers for a report while they have the right to inspect that report under section 15(1)(b) or section 19(1)(b).

(2) Requests made under subsection (1) must be complied with as soon as possible after they are made, but only to the extent that —

- (a) the background papers are still available;
- (b) it is reasonably practicable to comply with the request; and
- (c) exempt information would not be disclosed.

(3) For the purposes of this section, the background papers for a report are the documents relating to the subject matter of the report that —

- (a) disclose any facts or matters which the report (or an important part of the report) is based;
- (b) have been relied upon in preparing the report and are referred to in it; and
- (c) are not published works.

21. Note-taking and requests for copies or extracts

(1) To the extent that a document is available to be inspected by a person under a provision in this Part, that person may —

- (a) take notes from the document while inspecting it; and
- (b) request the person with custody of the document to provide a copy of the document, an extract from it or an electronic version of it.

(2) The person with custody of the document may make a reasonable charge for complying with each request made under subsection (1)(b) to cover the cost of —

- (a) producing the copy document or extract; and
- (b) posting, delivering or transmitting it to the person who made the request.

(3) Subsection (1) does not either require or authorise anything to be done if it would infringe copyright (or other intellectual property rights) belonging to a person other than a public body.

22. Rights under this Part additional to other rights

The rights that a person has under this Part to inspect documents (and to take notes from them and to be provided with copies of them) are in addition to whatever other rights that the person might have to do those things and do not affect those other rights.

23. Additional rights for MLAs to inspect, etc documents

Schedule 2 deals with additional rights that an MLA has to inspect documents relating to committees of which that MLA is not a member (and to take notes from them and to be provided with copies of them).

PART 6 EXEMPT INFORMATION

24. Exempt information (and power to amend Schedule 3)

(1) Schedule 3 defines the categories of exempt information.

(2) The Governor may by order amend Schedule 3 to —

- (a) add new categories of exempt information;
- (b) remove categories of exempt information; or
- (c) vary existing categories of exempt information.

(3) Nothing in this Ordinance —

- (a) requires exempt information to be disclosed;
- (b) authorises its disclosure; or
- (c) prevents it from being disclosed if there is other authority for that to be done.

PART 7 SUPPLEMENTARY PROVISIONS

25. Rights of media representatives

Representatives of the media may exercise the rights granted to members of the public under this Ordinance for the purposes of reporting the business of an open committee.

26. Defamation and privilege

(1) Subsection (3) applies to defamatory matter contained in a document which is available for inspection under Part 5.

(2) Subsection (3) also applies to defamatory statements made during the proceedings of open committees that took place while the public were able to attend the meeting (or were excluded from it under section 11(1)).

(3) The publication or reporting of defamatory matter or statements to which this subsection applies is privileged, unless malice is proved in relation to the publication or reporting.

PART 8 OFFENCES AND CIVIL PENALTIES

27. Offences

- (1) A person commits an offence if, without reasonable excuse, that person wilfully obstructs another person from exercising a right conferred by this Ordinance.
- (2) A person convicted of an offence against subsection (1) is liable to a fine of up to level 1 on the standard scale.

28. Civil penalties

- (1) If an open committee is satisfied that a person has (without authority or reasonable excuse) published exempt information relating to the committee's business (or divulged that information in some other way), the committee may refer the matter to the Attorney General.
- (2) If the Attorney General is satisfied that it is an appropriate case in which to do so, the Attorney General may authorise the committee to impose a civil penalty on the person.
- (3) If authorised under subsection (2), the committee may resolve to impose a civil penalty of up to an amount equivalent to a fine of level 1 on the standard scale.
- (4) A civil penalty imposed by the committee —
- (a) must be paid within 14 days of the date on which the person on whom it is imposed is notified about it; and
 - (b) if not paid, may be recovered from that person as a statutory debt.

PART 9 CONSEQUENTIAL AMENDMENT

29. Section 21 of Public Accounts Committee Ordinance amended – Exclusion of public

In section 21(1) of the Public Accounts Committee Ordinance (No 11 of 2009), replace paragraph (b) with —

“(b) evidence that relates to information that is exempt information for the purposes of the Committees (Public Access) Ordinance (No 10 of 2012); or”

PART 10 REPEAL

30. Committees (Access to Information) Ordinance repealed

The Committees (Access to Information) Ordinance (No 4 of 2000) is repealed.

SCHEDULE 1
COMMITTEES TO WHICH THE RIGHTS OF ACCESS TO MEETINGS AND
DOCUMENTS DO NOT APPLY

The rights of access to meetings and documents do not apply to the following committees (and none of them are open committees) —

- (a) Executive Council;
- (b) committees of Executive Council;
- (c) Legislative Assembly;
- (d) the committee known as the General Purposes Committee;
- (e) the Select Committee on the Estimates, established by section 65 of the Standing Rules and Orders of the Legislative Assembly;
- (f) the Advisory Committee on the Prerogative of Mercy, established by section 70(1) of the Constitution;
- (g) the Public Accounts Committee, established by section 81(1) of the Constitution; and
- (h) committees charged with functions under emergency legislation made under either —
 - (i) the Emergency Powers Order in Council 1939; or
 - (ii) the Civil Contingencies (Emergency Powers) Ordinance (No 2 of 2006).

SCHEDULE 2
ADDITIONAL RIGHTS FOR MLAS TO INSPECT, ETC DOCUMENTS

1. Relevant documents

In this Schedule, “relevant document” means, in relation to an MLA, each of the following documents —

- (a) a version of the agenda for a meeting of an open committee of which the MLA is not a member that contains additional information provided under section 14(3);
- (b) prior to a meeting of an open committee of which the MLA is not a member, a copy of a report that will be considered by the committee while the public is likely to be excluded from the meeting under section 11(2);
- (c) after a meeting of an open committee of which the MLA is not a member, a copy of a report that was considered by the committee while the public was excluded from the meeting under section 11(2);

- (d) a version of the minutes of a meeting of an open committee of which the MLA is not a member that contains additional information provided under section 18(3);
- (e) a background paper in relation to which a request made under section 20(2) by a member of the public would not be complied with because exempt information would be disclosed;
- (f) prior to a meeting of an open committee of which the MLA is not a member, a background paper for a report that will be considered by the committee while the public is likely to be excluded from the meeting under section 11(2);
- (g) after a meeting of an open committee of which the MLA is not a member, a copy of a report that was considered by the committee while the public is likely to be excluded from the meeting under section 11(2).

2. Right for MLAs to request access to relevant documents

- (1) An MLA has the right to request access to a relevant document.
- (2) Access to a document includes inspecting it, taking notes from it and the provision of copies or extracts from it.
- (3) A request made under sub-paragraph (1) must be complied with, but only to the extent that —
 - (a) the document is still available;
 - (b) in the case of a background paper, it is reasonably practicable to comply with a request to provide access to it;
 - (c) it is reasonably necessary (in all the circumstances) for the MLA to have access to the document; and
 - (d) providing access to the document would not breach an obligation of confidence.

3. Review of requests not complied with

- (1) If a request made under paragraph 2(1) is not complied with, the MLA may ask the Attorney General to review the matter.
- (2) When asked, the Attorney General must —
 - (a) carry out a review; and
 - (b) determine whether the request is to be complied with.

**SCHEDULE 3
EXEMPT INFORMATION**

**PART 1
GENERAL CATEGORIES OF EXEMPT INFORMATION**

1. Confidential information

(1) Information is exempt information if —

(a) it has been provided to an open committee by (or on behalf of) —

- (i) the Governor;
- (ii) the Commander British Forces; or
- (iii) the United Kingdom Government; and

(b) the terms (however expressed) upon which the information was provided forbid the disclosure of the information to the public.

(2) Information is also exempt information if it cannot be disclosed to the public because either —

- (a) disclosure is prohibited by (or under) an enactment; or
- (b) disclosure is prohibited by order of a court or tribunal of competent jurisdiction.

2. National security, defence and other security matters

The following information is exempt information —

(a) information in relation to which exemption is required to protect national security;

(b) information in relation to which disclosure would (or would be likely to) prejudice either —

- (i) the defence of the Falkland Islands; or
- (ii) the capability, effectiveness or security of the armed forces (including the Falkland Islands Defence Force);

(c) information in relation to which disclosure would (or would be likely to) prejudice security in some other way, including (without limitation) in relation to —

- (i) the internal security of the Falkland Islands;
- (ii) aviation or maritime security;
- (iii) the security of buildings, infrastructure or resources.

3. International relations and relations with the United Kingdom and other Overseas Territories

Information is exempt information if disclosure of it would (or would be likely to) prejudice —

- (a) international relations;
- (b) relations between the Falkland Islands and the United Kingdom; or
- (c) relations between the Falkland Islands and one or more other Overseas Territories of the United Kingdom.

4. Economic interests

Information is exempt information if disclosure of it would (or would be likely to) prejudice the economic interests of the Falkland Islands.

5. Enforcement activities, etc

Information is exempt information if disclosure of it would (or would be likely to) prejudice one or more of the following —

- (a) the prevention or detection of crime;
- (b) the apprehension or prosecution of offenders;
- (c) the administration of justice;
- (d) the maintenance of security and good order in prisons and similar institutions;
- (e) the operation of immigration controls;
- (f) the assessment or collection of tax; and
- (g) other action to enforce legislation or other legal requirements.

PART 2 SPECIFIC CATEGORIES OF EXEMPT INFORMATION

6. Interpretation

In this Part, “employee” means a person who is either —

- (a) engaged under a contract of service or apprenticeship; or
- (b) the holder of an office.

7. Information about individuals

(1) The following information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

- (a) information about —

(i) an individual employee (or former employee) of FIG, a public body (or of a body in respect of which FIG or a public body has the right to appoint employees);

(ii) an individual applicant for employment with FIG, a public body (or with a body in respect of which FIG or a public body has the right to appoint employees);

(iii) an individual who is a potential or prospective employee of FIG, a public body (or with a body in respect of which FIG or a public body has the right to appoint employees);

(b) information about —

(i) an individual occupier (or former occupier) of accommodation provided by (or at the expense of) FIG or a public body;

(ii) an individual applicant for accommodation to be provided by (or at the expense of) FIG or a public body;

(iii) an individual who is a potential or prospective occupier of accommodation to be provided by (or at the expense of) FIG or a public body;

(c) information about —

(i) an individual who is (or has been) receiving a service from FIG or a public body; or

(ii) an individual applicant for a service provided by FIG or a public body;

(iii) an individual who might potentially receive a service from FIG or a public body;
and

(d) information about —

(i) an individual applicant for financial assistance provided by FIG or a public body;

(ii) an individual who is (or has been) receiving financial assistance from FIG or a public body; or

(iii) an individual who might potentially receive financial assistance from a public body.

(2) Information about an individual is not exempt information under sub-paragraph (1) unless it relates to that individual in one of the capacities listed in that sub-paragraph.

8. Information about children

(1) Information about the adoption, care, fostering, supervision or education of an individual child is exempt information.

(2) In sub-paragraph (1), “child” has the same meaning as it does in the Children Ordinance (No 28 of 1994).

9. Information about others' financial and business affairs

(1) Information about the financial or business affairs of a particular person (other than a public body) is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies).

(2) Information is not exempt information under sub-paragraph (1) if it is required to be registered under one or more of the following —

(a) the Companies Acts 1948 and 1985 (as they apply in the Falkland Islands);

(b) the Banking Ordinance (Title 10.1);

(c) the Co-operative Societies Ordinance (Title 21.1); and

(d) either —

(i) the Offshore Minerals Ordinance 1994 (No 16 of 1994); or

(ii) a condition of a licence granted under that Ordinance.

(3) In sub-paragraph (1), “financial or business affairs” includes contemplated activities (as well as past and current ones).

10. Information about relevant contracts and negotiations

(1) The following information is exempt information (but not to the extent that the qualifications in sub-paragraphs (2) and (3) apply) —

(a) information about the amount of expenditure that FIG or a public body proposes to incur under a relevant contract;

(b) information about relevant negotiations (or the proposed conduct of relevant negotiations); and

(c) information about financial provision included (or proposed to be included) in the estimates of revenue and expenditure or the budget of a public body in relation to —

(i) relevant contracts (either individually or collectively); or

(ii) the costs of legal proceedings (whether those proceedings are current, pending or proposed).

(2) Information is only exempt information under sub-paragraph (1)(a) to the extent that disclosure of the information would be likely to give an advantage (either against FIG or the public body or against anyone else) to a person entering into (or seeking to enter into) the relevant contract.

(3) Information is only exempt information sub-paragraph (1)(b) to the extent that disclosure of the information would prejudice the public body in the relevant negotiations (or in other relevant negotiations).

(4) In this paragraph —

“relevant contract” means a contract for one or more of the following purposes —

- (a) to acquire property (or a right in or interest over property);
- (b) to dispose of property;
- (c) to grant a right in or interest over property;
- (d) to supply goods or services; or
- (e) to obtain goods or services.

“relevant negotiations” means negotiations about the terms (including the price to be paid or received) of a proposed contract that, if concluded, would be a relevant contract.

11. Information about labour relations

(1) The following information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

- (a) information about consultations or negotiations connected with FIG’s labour relations (or those of a public body);
- (b) information about contemplated consultations or negotiations connected with FIG’s labour relations (or those of a public body).

(2) Information is only exempt information under sub-paragraph (1) to the extent that disclosure of the information would prejudice FIG or the public body in the consultations or negotiations (or in other consultations or negotiations about its labour relations).

(3) In this paragraph, “labour relations” means, in relation to FIG or a public body, matters related to the conditions of service of some or all its employees, including (without limitation) —

- (a) remuneration;
- (b) hours of work;
- (c) holidays;
- (d) sick leave;
- (e) pensions;
- (f) notice periods;
- (g) redundancy or proposed redundancy;
- (h) strikes or other industrial action; and

- (i) grievance procedures.

12. Information about legal advice

The following information is exempt information —

- (a) information about legal advice received (whether orally or in writing and whether or relating to proceedings) and action to be taken (or not taken) on the basis of legal advice received; or
- (b) information about a request for legal advice coming within sub-paragraph (a).

13. Information about contemplated action

(1) Information is exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) if it relates to a decision that the Governor, FIG, a public body or a committee is proposing to take to either —

- (a) impose requirements on a person by giving that person notice under an Ordinance (or other legislation) or under another instrument; or
- (b) make an order or direction under an Ordinance or other legislation.

(2) Information is only exempt information under sub-paragraph (1) to the extent that disclosure might give the person affected by the notice, order or direction the opportunity to defeat either —

- (a) the purpose of the notice, order or direction; or
- (b) one or more of its purposes.

14. Information about the identity of a protected informant

The following information is exempt information —

- (a) the identity of a person giving (or who has given) information which tends to show that one or more of the following has been (or is about to be) committed —
 - (i) a criminal offence;
 - (ii) a breach of statutory duty;
 - (iii) a breach of planning control (within the meaning given to that phrase by section 80(1) of the Planning Ordinance (Title 55.3)); or
 - (iv) a nuisance; and
- (b) information that could be used to identify such a person.

15. Draft papers for Executive Council and information about them

(1) The following are exempt information (but not to the extent that the qualification in sub-paragraph (2) applies) —

(a) drafts of papers for that being considered by an open committee with a view to them being approved for submission to the Executive Council;

(b) information about draft papers for submission to the Executive Council.

(2) The person chairing an open committee and the person who would be responsible for submitting the paper to Executive Council may agree that, in relation to a specific draft paper (or part of one), that it is not exempt and that information about it is not exempt.

16. Internal audit reports

(1) Reports (and draft reports) produced for the purpose of carrying out internal auditing of the activities of FIG or a public body are exempt information.

(2) Information is also exempt information if it relates to the preparation of a report (or draft report) that is exempt information under sub-paragraph (1).

17. Budgetary information

Information is exempt information if it relates to the preparation or consideration of the budget of FIG or a public body.

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Data Protection (Repeal) Ordinance 2012

(No: 11 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Data Protection Ordinance repealed

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

DATA PROTECTION (REPEAL) ORDINANCE 2012

(No: 11 of 2012)

(assented to: 31 May 2012)
(commencement: on publication)
(published: 6 June 2012)

AN ORDINANCE

To repeal the Data Protection Ordinance (Title 19.9).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Data Protection (Repeal) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Data Protection Ordinance repealed

The Data Protection Ordinance is repealed.

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Access to Personal Files (Repeal) Ordinance 2012

(No: 12 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Access to Personal Files Ordinance repealed

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

ACCESS TO PERSONAL FILES (REPEAL) ORDINANCE 2012

(No: 12 of 2012)

(assented to: 31 May 2012)
(commencement: on publication)
(published: 6 June 2012)

AN ORDINANCE

To repeal the Access to Personal Files Ordinance (Title 19.8).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Access to Personal Files (Repeal) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Access to Personal Files Ordinance repealed

The Access to Personal Files Ordinance is repealed.

Passed by the Legislature of the Falkland Islands on 25 May 2012.

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.

SUBSIDIARY LEGISLATION

CURRENCY

Coins Order 2012

S. R. & O. No: 5 of 2012

Made: 31 May 2012

Published: 6 June 2012

Coming into force: on publication

I make this order under section 22 of the Currency Ordinance (Title 25.1) on the advice of Executive Council.

1. Title

This Order is the Coins Order 2012.

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) Sterling silver one-half Crowns authorised by this Order are deemed to be of 12 pence denomination;

(c) Gold one twenty-fifth Crown coins authorised by this Order are deemed to be of 20 pence denomination;

(d) Gold one thirty-second Crown coins authorised by this Order are deemed to be of 15 pence denomination; and

(e) 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 31 May 2012

N. R. Haywood C.V.O.,
Governor.

SCHEDULE

Specifications of coins of the Falkland Islands: Commemorating the 100th Race Meeting of the Stanley Sports Association

Type	Cupro-Nickel	Silver Proof	Silver Proof	Gold Proof	Gold Proof	Gold Proof	Gold Proof
<i>Denomination</i>	1 Crown	1 Crown	½ Crown	1/25 th Crown	1/32 nd Crown	1/64 th Crown	1/64 th Crown
<i>Weight</i>	28.28	28.28	12.00	1.24	1.00	0.05	0.05
<i>Diameter (Millimetres)</i>	38.60	38.60	38.60	13.92	13.92	11.00	11.00
<i>Fineness</i>	Cu 75% Ni 25%	925 Sterling Silver	999 Sterling Silver	999.9 Gold	999.9 Gold	999.9 Gold	585. Gold
<i>Quality</i>	Brilliant Uncirculated	Proof	Proof	Proof	Proof	Proof	Proof
<i>Shape</i>	Round	Round	Round	Round	Round	Round	Round
<i>Edge</i>	Milled	Milled	Milled	Milled	Milled	Milled	Milled
<i>Edition Limit For Each Reverse Design</i>	Unlimited	10,000	10,000	10,000	10,000	10,000	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 2012".						
<i>Reverse design</i>	An image of the Stanley Sports Association Logo surrounded by the wording "STANLEY SPORTS ASSOCIATION 100 TH RACE MEETING" with the value at the bottom.						

SUBSIDIARY LEGISLATION

CURRENCY

Coins (No 2) Order 2012

S. R. & O. No: 6 of 2012

Made: 25 May 2012

Published: 6 June 2012

Coming into force: on publication

I make this order under section 22 of the Currency Ordinance (Title 25.1) on the advice of Executive Council.

1. Title

This Order is the Coins (No 2) Order 2012.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. New coins

(1) The minting and issue of the coin 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 coin 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 coin; and

(c) the design of the obverse and reverse of the coin.

4. Deemed denomination of Crown coins and their value as legal tender

For the purposes of the Ordinance —

(a) the coin authorised by this Order is deemed to have a denomination of £5; and

(b) it is legal tender in the Falkland Islands for that amount.

Made 25 May 2012

N. R. Haywood C.V.O.,
Governor.

SCHEDULE

Specifications of coin of the Falkland Islands: Commemorating the Diamond Jubilee of Her Majesty Queen Elizabeth II

Type	Silver Proof
<i>Denomination</i>	£5.00
<i>Weight (grams)</i>	28.28
<i>Diameter (millimetres)</i>	38.61
<i>Fineness</i>	925 Sterling silver
<i>Quality</i>	Proof
<i>Shape</i>	Round
<i>Edge</i>	Milled
<i>Edition limit for each reverse design</i>	40,000
<i>Mint</i>	The Royal Mint.
<i>Remedy</i>	Variations to be allowed of the tolerance permitted by the Royal Mint.
<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 2012".
<i>Reverse design</i>	Design depicting Windsor Castle with the inscription "I regard it as a home in a way no other place can be".

SUBSIDIARY LEGISLATION

FISHERIES

Fishery Products (Hygiene) Regulations 2012

S. R. & O. No: 7 of 2012

Made: 31 May 2012

Published: 6 June 2012

Coming into force: see regulation 2

I make the following regulations under sections 2, 36, 37 and 47 of the Fishery Products Ordinance 2006.

PART 1 INTRODUCTION

1. Title

These regulations are the Fishery Products (Hygiene) Regulations 2012.

2. Commencement

(1) These regulations come into force on a date appointed by the Governor by notice published in the *Gazette*.

(2) The Governor may publish more than one notice under paragraph (1) appointing different dates for different regulations to come into force.

3. Interpretation

(1) In these regulations –

“batch” means, in relation to fishery products, a quantity of fishery products obtained under practically identical circumstances;

“chilling” means, in relation to fishery products, the process of cooling them to a temperature approaching that of melting ice;

“clean” means, in relation to seawater or fresh water, that it does not contain micro-organisms, harmful substances or toxic marine plankton in quantities capable of directly or indirectly affecting the health quality of fishery products;

“clean water” means clean seawater or clean fresh water;

“consignment” means, in relation to fishery products, a quantity of them bound for one or more customers in the country of destination and conveyed at one time by one means of transport only;

“Falkland Islands factory vessel” means —

- (a) a factory vessel which is registered in the Falkland Islands; or
- (b) a factory vessel which is not registered in the Falkland Islands but which the Governor certifies as one that has a close economic connection with the Falkland Islands;

“Falkland Islands fishing vessel” means —

- (a) a fishing vessel which is registered in the Falkland Islands; or
- (b) a fishing vessel which is not registered in the Falkland Islands but which the Governor certifies as one that has a close economic connection with the Falkland Islands;

“fishery products” do not include —

- (a) live filter-feeding lamellibranch molluscs (bivalve molluscs), live echinoderms, live tunicates or live marine gastropods;
- (b) mammals, reptiles or frogs; or
- (c) parts of them;

“fresh fishery products” means unprocessed fishery products that have not undergone any treatment to ensure preservation other than chilling;

“frozen products” means fishery products that have undergone a freezing process;

“operation” means filleting, slicing, skinning, shucking, mincing or processing;

“the Ordinance” means the Fishery Products Ordinance 2006;

“packaging” means —

- (a) in relation to wrapped fishery products, placing one or more of them in a second container;
- (b) the second container itself;

“placing on the market” has the meaning given to that expression in regulation 4;

“potable water” means fresh water that meets the requirements of Council Directive 98/53/EC of 3 November 1998 on the quality of water intended for human consumption;

“preservation” means, in relation to fishery products, a process by which they are packaged in hermetically sealed containers and subjected to heat treatment to the extent that micro-organisms that might proliferate are destroyed or inactivated, irrespective of the temperature at which they are to be stored;

“processing” means, in relation to a fishery product, an action that substantially alters the initial product, including heating, smoking, curing, maturing, drying, marinating, extraction, extrusion or a combination of one or more of those processes;

“seawater” includes —

- (a) natural, artificial and purified seawater;
- (b) brine and briny water; and
- (c) brackish water;

“unprocessed fishery products” means fishery products that have not been processed, whether or not they have also —

- (a) been packaged under vacuum or in a modified atmosphere;
- (b) undergone one or more operations affecting their anatomical wholeness, such as gutting, heading, slicing, filleting or chopping;

“wrapping” means —

- (a) in relation to fishery products, placing them in a wrapper or container in direct contact with them; and
- (b) the wrapper or container itself.

4. Placing on the market

(1) A fishery product is placed on the market if —

- (a) it is held for the purpose of sale or another form of transfer (other than an excluded sale or transfer), whether free of charge or not;
- (b) it is offered for sale or another form of transfer (other than an excluded sale or transfer), whether free of charge or not.

(2) “Placing on the market” also means, in relation to fishery products, the sale, distribution or other transfer itself of the fishery products (other than an excluded sale, distribution or transfer).

(3) The following are excluded sales, distribution and transfers for the purposes of paragraph (1) —

- (a) retail sales (including retail sales to catering businesses and sales by catering businesses);
- (b) direct transfers on local markets of small quantities of fishery products from fishermen to retailers or consumers in the circumstances specified in regulation 20; and
- (c) distribution for either of those purposes.

5. Exclusion of certain aquatic and amphibious animals from definition of “fishery products”

The following are prescribed for the purposes of these regulations as aquatic and amphibious animals that are excluded from the definition of “fishery products” in section 2 of the Ordinance —

- (a) live filter-feeding lamellibranch molluscs (bivalve molluscs), live echinoderms, live tunicates and live marine gastropods;
- (b) mammals, reptiles and frogs.

PART 2

FACTORY VESSELS AND FISHERY PRODUCT ESTABLISHMENTS

6. Requirement for designation of Falkland Islands factory vessels and fishery products establishments

No-one may operate a Falkland Island factory vessel or a fishery products establishment unless it has been designated by the Governor by order made under section 35(1) of the Ordinance.

Factory vessels and fishery products establishments

7. Approval of factory vessels and fishery products establishments

(1) An application under section 35(2) of the Ordinance for the approval by the food authority of a factory vessel or a fishery products establishment must —

- (a) be made to the food authority in writing; and
- (b) be accompanied by such supplementary information, documents, plans and diagrams as are necessary to enable the food authority to determine the application.

(2) The food authority must not approve a factory vessel unless it is satisfied that vessel meets the conditions set out in Parts 1 and 2 of Schedule 1 (to the extent that they apply to the vessel).

(3) The food authority must not approve a fishery products establishment unless it is satisfied that the establishment meets the conditions set out in Parts 3 and 4 of Schedule 1 (to the extent that they apply to the establishment).

(4) The food authority may approve a factory vessel or a fishery products establishment subject to limitations on one or more of the following —

- (a) its particular activities;
- (b) its method of operation;
- (c) its intensity of use.

(5) The food authority must give written notification to a person who makes an application under paragraph (1) stating the result of the application and, in the case of a refusal, also stating the reason for the refusal.

(6) When the food authority approves an application under paragraph (1) it must —

- (a) designate the vessel or establishment with a unique approval number; and
- (b) notify the Governor of the approval and the approval number allocated.

8. Variation of limitation on approval of factory vessel or establishment

(1) The operator of a designated vessel or an establishment may apply to the food authority for a variation of the limitation on the approval of the vessel or establishment.

(2) The food authority may vary the limitation following such an application.

(3) The food authority may also vary such a limitation of its own motion —

- (a) with the consent of the operator of the vessel or establishment; or
- (b) to comply with a legal requirement including, in particular, a requirement of relevant EU legislation.

(4) If the food authority varies a limitation under paragraph (1) or (2), it must —

- (a) inform the operator of the vessel or establishment about the variation; and
- (b) state when the variation will take effect.

9. Revocation of approvals for factory vessels or establishments

(1) The food authority may revoke its approval of a factory vessel or a fishery products establishment if, after inspecting the vessel or establishment or inquiring into the method of its operation, the food authority is satisfied that —

- (a) there has been a serious and manifest breach of —
 - (i) one or more limitations subject to which the approval was granted; or
 - (ii) an applicable provision of Parts 1 to 4 of Schedule 1;

(b) the operator of the establishment or vessel is either unable or not prepared to ensure that the breach is remedied; and

(c) the food authority is satisfied that the breach poses a risk to public health.

(2) If the food authority revokes the approval of a vessel or establishment under paragraph (1), the food authority must —

(a) inform the operator of the vessel or establishment about the revocation; and

(b) state when the revocation will take effect.

10. Obligations of the operator of a factory vessel or a fishery products establishment

(1) The operator of a fishery products establishment or a Falkland Islands factory vessel that is designated under section 35(1) of the Ordinance must ensure that the requirements of the approval of the establishment or vessel by the food authority are complied with.

(2) The operator of a factory vessel where fishery products intended for placing on the market for human consumption are handled on board must ensure that the applicable provisions of Parts 1 and 2 of Schedule 1 are complied with.

(3) The operator of a fishery products establishment where fishery products intended for placing on the market for human consumption are handled must ensure that the applicable provisions of Parts 3 and 4 of Schedule 1 are complied with.

(4) The operator of a factory vessel or a fishery products establishment must carry out checks of the vessel or the establishment based on the following principles —

(a) the identification of critical points to ensure the safe and hygienic production in the vessel or the establishment on the basis of the manufacturing processes used (a critical point is a point, step or procedure at which control can be applied and a food safety hazard can be prevented, eliminated or reduced to acceptable levels);

(b) the establishment and implementation of methods to monitor and check such critical points;

(c) the taking of samples for analysis in a laboratory recognised by the Governor to check —

(i) cleaning and disinfection methods, and

(ii) compliance with the standards imposed by this Part of these regulations;

(5) The operator must ensure that those involved in checks under paragraph (4) receive the training necessary to allow them to participate effectively in the implementation of the checks.

(6) If a check made under paragraph (4) reveals a serious health risk or suggests one might exist, the operator must inform the food authority, as soon as reasonably practicable,

(7) The operator must also ensure that—

(a) records are kept in an indelible form of the checks carried out to comply with paragraph (4) that —

(i) satisfy any applicable requirements of the relevant EU legislation (having regard to relevant recommendations made in or under relevant EU legislation);

(ii) include results of the checks carried out over a period going back at least 2 years.

(b) the records are made available to the food authority on request.

11. Notice of arrival by masters of certain factory vessels

The master of a factory vessel (other than a Falkland Islands factory vessel) that intends to land fishery products on the Falkland Islands for placing on the market, must give the food authority notice of the vessel's intended arrival at least 24 hours in advance.

PART 3 FISHING VESSELS

12. Registration of fishing vessels on which shrimps or molluscs are cooked

(1) This regulation applies to a fishing vessel on which shrimps or molluscs are processed by cooking for a food business.

(2) The operator of the vessel must comply with the requirements of this regulation unless the cooking is to be supplemented by subsequent cooking.

(3) The operator must, before engaging in processing by cooking for the first time, give the food authority written notification of the operator's intention to do so.

(4) At the same time, the operator must supply the authority with the following information –

(a) the name of the vessel;

(b) the usual place of landing of the processed products; and

(c) the name and address of the owner of the vessel.

(5) The operator must inform the food authority as soon as practical if any of the information supplied in accordance with paragraph (4) (or subsequently in accordance with this paragraph) changes.

(6) The food authority must maintain a register of all the information supplied pursuant to paragraphs (4) and (5).

(7) The operator must ensure that the cooking on the vessel of shrimps or molluscs is done in accordance with the requirements of —

(a) paragraph 9 of Division 2 of Part 1 of Schedule 1; and

(b) paragraph 15 of Division 4 of Part 4 of Schedule 1.

13. Hygiene conditions for fishing vessels

(1) Paragraph (2) applies to a fishing vessel on board which fishery products that are intended for placing on the market for human consumption are handled.

(2) The operator of a vessel to which this paragraph applies must ensure that the applicable provisions of Part 1 of Schedule 2 are complied with on the vessel.

(3) Paragraph (5) applies to a fishing vessel —

(a) if it is designed and equipped to preserve fishery products on board under satisfactory conditions for more than 24 hours; and

(b) fishery products that are intended for placing on the market for human consumption are handled on board.

(4) Paragraph (5) does not apply to a fishing vessel that is equipped for keeping fish and shellfish alive without other means of conservation on board.

(5) The operator of a vessel to which this paragraph applies must —

(a) ensure that the applicable provisions of Part 2 of Schedule 2 are complied with on the vessel; and

(b) take all the measures necessary to prevent a person who may contaminate fishery products from working on and handling fishery products, until the person can do so without risk.

PART 4

PRODUCTION AND PLACING ON THE MARKET OF FISHERY PRODUCTS

14. Gutting of fishery products

(1) This regulation applies where gutting of a fishery product that is intended for placing on the market for human consumption is possible from a technical and commercial standpoint.

(2) The operator of a factory vessel or a fishery products establishment who has control over the timing of the gutting of the product must ensure that it is carried out as soon as possible after the product has been caught or landed.

15. Packaging of fishery products

(1) This regulation applies to a factory vessel or a fishery products establishment where fishery products that are intended for placing on the market for human consumption are packaged.

(2) The operator of the vessel or establishment must ensure that the packaging of the products is carried out in accordance with the applicable requirements of those set out in Part 6 of Schedule 1.

16. Storage and transportation of fishery products

(1) This regulation applies to a fishery products establishment where fishery products that are intended for placing on the market for human consumption are stored or transported.

(2) The operator of the establishment must ensure that the products –

(a) are stored at cold stores where only the handling of wrapped products takes place;

(b) are transported in accordance with the applicable requirements of those set out in Part 8 of Schedule 1.

17. Placing fishery products on the market

A person must not place fishery products on the market for human consumption unless —

(a) if the products have been handled on board a Falkland Islands fishing vessel, the following requirements have been complied with (to the extent that they apply) —

(i) Part 1 of Schedule 1, and

(ii) Schedule 2,

(b) if the products were landed in the Falkland Islands, the applicable requirements of Part 2 of Schedule 1 have been complied with during and after landing;

(c) where gutting of the products is (or was) possible from a technical and commercial viewpoint, gutting was carried out as quickly as possible after the products were caught or landed;

(d) if the products are at an establishment on land in the Falkland Islands, they have been handled (and, where appropriate, packaged, prepared, processed, frozen, defrosted, stored hygienically and inspected) in accordance with the applicable requirements of Parts 3 and 4 of Schedule 1;

(e) if the products have been subject to health control and monitoring of production conditions under Part 5 of Schedule 1, that the requirements of Part 5 of Schedule 1 have been complied with (to the extent that they apply), unless the food authority authorised the transfer of the products from the place where they were landed to a designated fishery products establishment to be checked there (in which case a check on the conditions of landing is not required);

(f) the products have been appropriately packaged in accordance with Part 6 of Schedule 1;

(g) the products comprise or form part of a consignment that bears an identification mark that is in accordance with Part 7 of Schedule 1; and

(h) except at cold stores where only the handling of packaged products takes place, the products have been stored and transported in accordance with Part 8 of Schedule 1.

18. Fishery products to be placed on the market alive

(1) This regulation applies to a person who has responsibility for the survival conditions of fishery products for human consumption that are to be placed on the market alive.

(2) A person to whom this regulation applies must ensure that the products are kept under the most suitable survival conditions.

19. Prohibition on placing certain fishery products on the market

(1) This regulation applies to —

(a) poisonous fish of any of the following families: Tetraodontidae, Molidae, Diodontidae, and Canthigasteridae; and

(b) fishery products containing biotoxins such as ciguatera toxins or muscle-paralysing toxins.

(2) A person must not —

(a) sell fish or fisheries products to which this regulation applies;

(b) supply them in the course of a food business; or

(c) place them on the market for human consumption.

20. Exemption for direct transfers of fishery products on local markets

(1) Regulations 14 to 18 do not apply to a direct transfer of a small quantity of fishery products from a fisherman to a retailer or final consumer in the Falklands Islands.

(2) In paragraph (1), a “small quantity” means an amount that comprises part of the fisherman’s annual allowance (which is a total amount of not more than 10 tonnes of fishery products in a calendar year).

PART 5 OFFENCES

21. Offences and penalties

(1) It is an offence for a person to contravene a provision of these regulations.

(2) A person found guilty of an offence against paragraph (1) is liable on summary conviction to a fine not exceeding level 6 on the standard scale.

22. Presumption that placing on the market is for human consumption

(1) If fishery products commonly used for human consumption (whether in the Falkland Islands or elsewhere) are placed on the market, it may be presumed for the purposes of these regulations, until the contrary is proved, that they were placed on the market for human consumption.

SCHEDULE 1 PRODUCTION AND PLACING ON THE MARKET CONDITIONS FOR FISHERY PRODUCTS

Part 1

Conditions applicable to factory vessels

Division 1

Conditions concerning design and equipment

1. The minimum requirements for factory vessels are as follows –

(a) a reception area set aside for taking fishery products on board that is —

(i) designed and arranged into pounds or pens that are large enough to allow each successive catch to be separated; the reception area and its movable parts must be easy to clean; and

(ii) designed in such a way as to protect the products from the sun or the elements and from any source of dirt or contamination;

(b) a system for conveying fishery products from the reception area to the work area that conforms with rules of hygiene;

(c) work areas that are —

(i) large enough for the preparation and processing of fishery products in proper conditions of hygiene; and

(ii) designed and arranged in such a way as to prevent any contamination of the products;

(d) storage areas for the finished products that are large enough and designed so that they are easy to clean;

(e) if a waste processing unit operates on board, a separate hold designated for the storage of these by-products;

(f) a place for storing packaging materials that is separate from the product preparation and processing areas;

(g) special equipment for pumping waste or fishery products that are unfit for human consumption either —

(i) directly into the sea; or

(ii) where circumstances so require, into a watertight tank reserved for that purpose;

(h) if waste is stored and processed on board with a view to cleaning, separate areas allocated for that purpose;

(i) equipment providing a supply of potable water or pressurised clean seawater;

(j) if pressurised clean seawater is used, the seawater intake must be situated in a position where it is not possible for the water being taken in to be affected by discharges into the sea of waste water, waste and engine coolant outlets;

(k) a suitable number of —

(i) changing rooms;

(ii) wash basins equipped with —

(aa) appliances for washing and drying the hands that comply with hygiene requirements; and

(bb) taps that are not hand-operable; and

(iii) toilets that do not opening directly onto areas where fishery products are prepared, processed or stored.

2. Areas used for the preparation and processing or freezing/quick-freezing of fishery products must have —

(a) a non-slip floor that is also easy to clean and disinfect and equipped for easy drainage of water;

- (b) limber holes in structures and fixtures that are large enough not to be obstructed by fish waste and to allow water to drain freely;
 - (c) walls and ceilings that are easy to clean, particularly where there are pipes, chains or electricity conduits;
 - (d) the hydraulic circuits must be arranged or protected in such a way as to ensure that it is not possible for any leakage of oil to contaminate fishery products;
 - (e) adequate ventilation and, where necessary, proper vapour extraction;
 - (f) adequate lighting;
 - (g) appliances for cleaning and disinfecting tools, equipment and fittings; and
 - (h) appliances for cleaning and disinfecting the hands with —
 - (i) taps that are not hand-operable; and
 - (ii) single use towels.
3. Equipment and tools (such as cutting benches, containers, conveyors, gutting or filleting machines, etc) must be —
- (a) resistant to seawater corrosion;
 - (b) easy to clean and disinfect; and
 - (c) well-maintained.

4. Factory vessels that freeze fishery products must have —

- (a) a refrigeration plant sufficiently powerful to lower the temperature rapidly so as to achieve a core temperature that complies with the specifications of these regulations;
- (b) refrigeration plants sufficiently powerful to keep fishery products in the storage holds at a temperature that complies with the specifications of these regulations;
- (c) storage holds equipped with a temperature recording system placed so that it can easily be consulted.

Division 2

Conditions of hygiene relating to on-board handling and storage of fishery products

1. A qualified person on board the factory vessel must be responsible for applying good fishery products manufacturing practices.

2. That person must —
 - (a) have the authority to ensure that the provisions of these regulations are applied;
 - (b) and must make available to inspectors —
 - (i) the programme for inspecting and checking critical points as applied on board;
 - (ii) a register containing that person's comments; and
 - (iii) the temperature recordings that may be required.
3. The general conditions of hygiene applicable to areas and equipment are those laid down in paragraphs 1 to 9 of Division 2 of Part 3.
4. The general conditions of hygiene applicable to staff are those laid down in paragraphs 10 to 15 of Division 2 of Part 3.
5. Heading, gutting, filleting and slicing must be carried out under the conditions of hygiene laid down in paragraphs 3 to 6 of Division 1 of Part 4.
6. On-board processing of fishery products must be carried out under the conditions of hygiene laid down in paragraphs 3 to 6 of Division 2 of Part 4 and Divisions 3 and 4 of Part 4.
7. Fishery products must be wrapped and packaged under the conditions of hygiene laid down in Part 6.
8. On-board storage of fishery products must be carried out under the conditions of hygiene laid down in paragraphs 1 to 5 of Part 8.
9. Any on-board processing (in particular any cooking) of shrimps or molluscs must be undertaken in accordance with such of the provisions of the relevant EU legislation as are appropriate, in the particular circumstances of the case –
 - (a) to treatments to inhibit the development of pathogenic micro-organisms in bivalve molluscs and marine gastropods;
 - (b) to the microbiological criteria applicable to the production of cooked crustaceans and molluscan shellfish.

Part 2

Requirements during and after landing

1. Unloading and landing equipment must be —
 - (a) constructed of material that is easy to clean and disinfect; and

- (b) kept in a good state of repair and cleanliness.
- 2. During unloading and landing, contamination of fishery products must be avoided.
- 3. It must be ensured that —
 - (a) unloading and landing operations proceed rapidly;
 - (b) fishery products are placed without unnecessary delay in a protected environment at the temperature required on the basis of the nature of the product and, where necessary, in ice in transport, storage or market facilities, or in an establishment;
 - (c) equipment and handling practices that cause unnecessary damage to the edible parts of the fishery products are not authorised.
- 4. Parts of auction or wholesale markets where fishery products are displayed for sale must —
 - (a) be covered and have walls that are easy to clean;
 - (b) have waterproof flooring that is easy to wash and disinfect and laid in such a way as to facilitate the drainage of water
 - (c) have a hygienic waste water disposal system;
 - (d) be equipped with sanitary facilities with an appropriate number of —
 - (i) wash basins supplied with —
 - (aa) materials for cleaning the hands; and
 - (bb) single use hand towels; and
 - (ii) flush lavatories
 - (e) be well lit to facilitate the inspection of fishery products provided for in Part 5;
 - (f) not be used for other purposes when they are used for display or storage of fishery products;
 - (g) be cleaned regularly (and at least after each sale);
 - (h) have signs displayed in a prominent position prohibiting smoking, spitting, eating and drinking;
 - (i) be closable and be kept closed when the food authority considers it necessary;

- (j) have facilities to provide adequate water supplies satisfying the conditions laid down in paragraphs 7 and 8 of Division 1 of Part 3; and
 - (k) have special watertight receptacles made of corrosion-resistant materials for fishery products that are unfit for human consumption.
5. To the extent (on the basis of the quantities displayed for sale there) that the food authority does not have its own premises at an auction or wholesale market at which fishery products are displayed for sale (or in its immediate vicinity), the market must provide —
- (a) an adequately equipped lockable room for the purposes of the food authority; and
 - (b) the equipment necessary for carrying out inspections.
6. The following must not be admitted to parts of an auction or wholesale market at which fishery products are displayed for sale —
- (a) vehicles emitting exhaust fumes that may impair the quality of the fishery products; and
 - (b) undesirable animals.
7. Following each sale of fishery products at an auction or wholesale market, the crates used must be —
- (a) cleaned and rinsed inside and outside with potable water or clean seawater; and
 - (b) where required, disinfected.
8. After landing (or, where appropriate, after first sale), fishery products must either —
- (a) be transported to their place of destination without delay and under the conditions laid down in Part 8; or
 - (b) stored before being displayed for sale (or after being sold and pending transport to their place of destination) —
 - (i) in premises that have sufficiently large cold rooms that satisfy the conditions laid down in paragraph 5 of Division 1 of Part 3; and
 - (ii) at a temperature approaching that of melting ice.

Part 3
General conditions for establishments on land

Division 1
General conditions relating to premises and equipment

1. Every establishment must have at least the facilities required in this Division.
2. Working areas must be —
 - (a) sufficient in size for work to be carried out under adequate hygienic conditions; and
 - (b) designed and laid out in a way that —
 - (i) precludes contamination of fishery products; and
 - (ii) keeps quite separate the clean and contaminated parts of the building.
3. Areas where products are handled, prepared and processed must have —
 - (a) waterproof flooring that is —
 - (i) easy to clean and disinfect; and
 - (ii) either —
 - (aa) laid down in such a way as to facilitate the drainage of the water; or
 - (bb) provided with equipment to remove water;
 - (b) walls that —
 - (i) have smooth surfaces; and
 - (ii) are easy to clean, durable and impermeable;
 - (c) ceilings or roof linings that are easy to clean;
 - (d) doors in durable materials that are easy to clean;
 - (e) adequate ventilation and, where necessary, good steam and water-vapour extraction facilities;
 - (f) adequate natural or artificial lighting;
 - (g) an adequate number of facilities for cleaning and disinfecting hands; and

- (h) facilities for cleaning plant, equipment and utensils;
4. In work rooms and lavatories, taps must not be hand-operable and these facilities must be provided with single use hand towels;
5. Cold rooms where fishery products are stored must have —
- (a) waterproof flooring that is —
 - (i) easy to clean and disinfect; and
 - (ii) either —
 - (aa) laid down in such a way as to facilitate the drainage of the water; or
 - (bb) provided with equipment to remove water;
 - (b) walls that —
 - (i) have smooth surfaces; and
 - (ii) are easy to clean, durable and impermeable;
 - (c) ceilings or roof linings that are easy to clean;
 - (d) doors in durable materials that are easy to clean;
 - (e) adequate natural or artificial lighting; and
 - (f) where necessary, a sufficiently powerful refrigeration plant to keep the products at temperatures prescribed in these regulations.
6. There must be —
- (a) appropriate facilities for protection against pests (such as insects, rodents, birds, etc);
 - (b) instruments and working equipment (such as cutting tables, containers, conveyor belts and knives) that are —
 - (i) made of corrosion-resistant materials; and
 - (ii) easy to clean and disinfect;
 - (c) special containers for fishery products not intended for human consumption that are watertight and corrosion-resistant; and

- (d) premises for the storage of such containers if they are not emptied at least at the end of each working day;
7. There must be facilities to provide adequate supplies (under pressure and in sufficient quantity) of potable water or clean seawater.
8. If there is a supply of non-potable water —
- (a) the pipes installed for the purpose must preclude the use of that water for purposes other than —
 - (i) the production of steam;
 - (ii) fire-fighting; or
 - (iii) the cooling of refrigeration equipment;
 - (b) the pipes used for non-potable water pipes must be clearly distinguishable from those used for potable water or clean seawater.
 - (c) there must be no risk of contamination of fishery products.
9. There must be a hygienic waste water disposal system;
10. There must be an adequate number of changing-rooms that have —
- (a) smooth, water-proof, washable walls and floor;
 - (b) wash basins with —
 - (i) taps that are not hand-operable;
 - (ii) materials for cleaning the hands; and
 - (iii) disposable towels; and
 - (c) flush lavatories that do not open directly onto the work rooms;
11. If the volume of products treated requires the permanent or regular presence of the food authority, an adequately equipped lockable room must be provided for the exclusive use of the food authority.
12. Unless means of transport used for fishery products are to be cleaned and disinfected at facilities elsewhere that are officially authorised by the food authority, there must be facilities for cleaning and disinfecting means of transport.

13. Establishments keeping live animals such as crustaceans and fish must have appropriate fittings that —

- (a) ensuring the best survival conditions for the animals;
- (b) that are provided with water of a quality such that no harmful organisms or substances are transferred to the animals.

Division 2

General conditions of hygiene

General conditions of hygiene applicable to premises and equipment

1. Floors, walls and partitions, ceilings and roof linings, equipment and instruments used for working on fishery products must be kept in a satisfactory state of cleanliness and repair, so that they do not constitute a source of contamination for the products.
2. Rodents, insects and other vermin must be systematically exterminated in the premises or on the equipment.
3. Rodenticides, insecticides, disinfectants and any other potentially toxic substances must be stored in premises or cupboards that can be locked and their use must not present any risk of contamination of the products.
4. Paragraphs 5 and 6 apply to working areas, instruments and working equipment used for work on fishery products.
5. The food authority may authorise the use of working areas, instruments and working equipment for work on other foodstuffs, either at the same time as they are used for work on fishery products or at other times.
6. Otherwise, working areas, instruments and working equipment to which this paragraph applies must be used only for work on fishery products.
7. Potable water or clean seawater must be used for all purposes other than steam production, fire-fighting and the cooling of refrigeration equipment.
8. Water that is not potable water or clean seawater may only be used for steam production, fire-fighting and the cooling of refrigeration equipment if —
 - (a) the pipes installed for the purpose preclude the use of such water for other purposes; and
 - (b) there is no risk of contamination to fishery products.
9. Detergents, disinfectants and similar substances must be —

- (a) acceptable to the food authority; and
- (b) used in such a way that they do not have adverse effects on —
 - (i) machinery or equipment; or
 - (ii) fishery products.

General conditions of hygiene applicable to staff

10. The highest possible standard of cleanliness must be required of staff.
11. Staff must wear
 - (a) suitable clean working clothes; and
 - (b) suitable clean headgear that completely encloses the hair (and this requirement applies particularly to persons handling exposed fishery products).
12. Staff assigned to the handling and preparation of fishery products must be required to —
 - (a) wash their hands at least each time work is resumed; and
 - (b) cover wounds to the hands with a waterproof dressing.
13. Smoking, spitting, eating and drinking must be prohibited in premises where fishery products are worked on or stored.
14. If a person is liable to contaminate fishery products by working on them and handling them, the employer must take all the requisite measures to prevent that person from working on or handling fishery products until there is evidence that the person can do so without risk.
15. Whenever a person is recruited to work on fishery products or handle them, that person must be required to prove (by a medical certificate) that there is no impediment to that employment.

Part 4

Special conditions for handling fishery products on shore

Division 1

Conditions for fresh products

1. Whenever chilled, unpackaged fishery products are not dispatched, prepared or processed immediately after reaching the establishment —
 - (a) the fishery products must be stored or displayed under ice in the establishment's cold room;

- (b) re-icing must be carried out as often as is necessary;
 - (c) the ice used (with or without salt) must be —
 - (i) made from potable water or clean seawater; and
 - (ii) stored before use under hygienic conditions in receptacles that are —
 - (aa) provided for the purpose; and
 - (bb) kept clean and in a good state of repair.
2. Pre-packed fresh fishery products must be chilled using either —
- (a) ice; or
 - (b) mechanical refrigeration plant creating similar temperature conditions.
3. If operations such as heading and gutting have not been carried out on board —
- (a) those operations must be carried out hygienically; and
 - (b) immediately afterwards, the products must be washed thoroughly with potable water or clean seawater.
4. Operations such as filleting and slicing must be carried out —
- (a) in such a way as to avoid the contamination or spoilage of fillets and slices; and
 - (b) in a place other than that used for heading and gutting operations.
5. Fillets and slices must not remain on work tables any longer than is necessary for their preparation and must be protected from contamination by appropriate packaging.
6. Fillets and slices to be sold fresh must be chilled as quickly as possible after preparation.
7. Guts and parts that may constitute a danger to public health must be —
- (a) separated from products intended for human consumption; and
 - (b) removed from the vicinity of those products.
8. Containers used for the dispatch or storage of fresh fishery products must—
- (a) be designed in such a way as to ensure the products are both —

- (i) protected from contamination; and
 - (ii) preserved under sufficiently hygienic conditions; and
 - (b) provide adequate drainage of melt water.
9. Waste must not be allowed to accumulate in working areas.
10. Unless special facilities are provided for the continuous disposal of waste, waste must be—
- (a) placed in containers that are —
 - (i) covered;
 - (ii) leak-proof; and
 - (iii) easy to clean and disinfect.
 - (b) must be removed to the containers or premises referred to in paragraph 6 of Division 1 of Part 3 either —
 - (i) continuously; or
 - (ii) as soon as the containers are full and at least at the end of each working day.
11. Containers, receptacles and premises set aside for waste must always be thoroughly cleaned and, if appropriate, disinfected after use.
12. Waste being stored must not constitute a source of either —
- (a) contamination for the establishment; or
 - (b) pollution of its surroundings.

Division 2
Conditions for frozen products

1. Plants must have —
- (a) freezing equipment that is sufficiently powerful to achieve a rapid reduction in the temperature so that the temperature laid down in these regulations can be obtained in the product; and
 - (b) freezing equipment that is sufficiently powerful to keep products in storage rooms at a temperature not exceeding those laid down in these regulations, whatever the ambient temperature may be.

2. For technical reasons related to the method of freezing and to the handling of such products, higher temperatures than those laid down in these regulations are acceptable for whole fish frozen in brine and intended for canning, but these temperatures may not exceed -9°C.
3. Fresh products to be frozen or quick-frozen must comply with the requirements of Division 1.
4. Storage rooms must have a temperature recording device in a place where it can easily be read.
5. The temperature sensor of the recorder must be located in the area furthest away from the cold source (ie where the temperature in the storage room is the highest).
6. Temperature charts must be available for inspection by the food authority at least during the period in which the products are stored.

Division 3
Conditions for thawing products

Establishments that carry out thawing operations must comply with the following requirements —

(a) during thawing —

- (i) fishery products must be thawed under hygienic conditions;
- (ii) contamination of fishery products being thawed must be avoided;
- (iii) there must be adequate drainage for any melt water produced; and
- (iv) the temperature of the products must not increase excessively; and

(b) after thawing —

- (i) fishery products must be handled in accordance with the requirements of these regulations;
- (ii) if the products are to be prepared or processed, these operations must be carried out without delay; and
- (iii) if they are to be put directly onto the market, particulars as to the thawed state of the fish must be clearly marked on the packaging, in accordance with any relevant food labelling requirements.

Division 4
Conditions for processed products

1. Fresh, frozen and thawed products used for processing must comply with the requirements set out in Division 1, 2 or 3.
2. Paragraph 3 applies whenever either —
 - (a) processing treatment is carried out on fishery products to inhibit the development of pathogenic micro-organisms; or
 - (b) it is a significant factor in the preservation of the products.
3. If this paragraph applies, the treatment carried out on the products must be a scientific process that produces safe food.
4. The operator of an establishment where fishery products are processed must keep a register of the processing carried out.
5. The operator must ensure that details appropriate to the type of process employed, (such as heating time and temperature, salt content, pH, water content, etc) are monitored and controlled.
6. Records of these details must be —
 - (a) kept at least for the expected storage life of the products; and
 - (b) made available to the food authority on request.
7. Paragraph 8 applies to products that are preserved for a limited period by a treatment such as salting, smoking, drying or marinading.
8. The appropriate conditions for storage must be clearly marked on the packaging of products to which this paragraph applies, in accordance with relevant food labelling requirements.

Canning

9. In the case of fishery products that have been subjected to sterilisation in hermetically sealed containers —
 - (a) the water used for the preparation of cans must be potable water;
 - (b) the process used for the heat treatment must be appropriate, having regard to such major criteria as the heating time, temperature, filling, size of containers, etc., a record of which must be kept;

- (c) the heat treatment must be capable of destroying or inactivating pathogenic organisms and the spores of pathogenic micro-organisms;
- (d) the heating equipment must be fitted with devices for verifying whether the containers have in fact undergone appropriate heat treatment;
- (e) potable water must be used to cool containers after heat treatment, without prejudice to the presence of any chemical additives used in accordance with good technological practice to prevent corrosion of the equipment and containers;
- (f) further checks must be carried out at random by the manufacturer to ensure that the processed products have undergone appropriate heat treatment, as follows —
 - (i) incubation tests: incubation must be carried out at 37°C for seven days or at 35°C for ten days, or at any other equivalent combination;
 - (ii) microbiological examination of contents and containers in the establishment's laboratory or in a laboratory recognised by the food authority;
- (g) samples must be taken of production each day at predetermined intervals, to ensure the efficacy of sealing or of any other method of hermetic closure (and, for that purpose, appropriate equipment must be available for the examination of cross-sections of the can-seams);
- (h) checks are carried out in order to ensure that containers are not damaged;
- (i) all containers that have undergone heat treatment under practically identical conditions must be given a batch identification mark.

Smoking

10. Smoking must be carried out in either —

- (a) separate premises;
- (b) or a special place equipped, if necessary, with a ventilation system to prevent the smoke and heat from the combustion from affecting other premises or places where fishery products are prepared, processed or stored.

11. Materials used to produce smoke for the smoking of fish must be —

- (a) stored away from the place of smoking; and
- (b) must be used in such a way that they do not contaminate the products.

12. Smoke for the smoking of fish must not be produced by burning wood that has been painted, varnished, glued or has undergone any chemical preservation treatment.

13. After smoking, products must be cooled rapidly to the temperature required for their preservation before being packaged.

Salting

14. As regards salting –

(a) salting operations must take place in different premises and sufficiently removed from the premises where the other operations are carried out;

(b) salt used in the treatment of fishery products —

(i) must be clean and stored in such a way as to preclude contamination; and

(ii) must not be re-used;

(c) any container used for salting or brining must be constructed in such a way as to preclude contamination during the salting or brining process; and

(d) containers or areas used for salting or brining must be cleaned before use.

Cooked crustacean and molluscan shellfish

15. Crustaceans and molluscan shellfish must be cooked as follows –

(a) any cooking must be followed by rapid cooling; water used for this purpose must be potable water or clean seawater;

(b) if no other method of preservation is used, cooling must continue until the temperature approaching that of melting ice is reached;

(c) shelling or shucking must be carried out under hygienic conditions avoiding the contamination of the product;

(d) where shelling or shucking is done by hand, workers must pay particular attention to the washing of their hands and all working surfaces must be cleaned thoroughly;

(e) if machines are used for shelling or shucking, they must be cleaned at frequent intervals and disinfected after each working day;

(f) after shelling or shucking, cooked products must be —

- (i) either —
 - (aa) frozen immediately; or
 - (bb) kept chilled at a temperature that will preclude the growth of pathogens; and
- (ii) stored in appropriate premises;
- (g) every manufacturer must carry out microbiological checks at regular intervals, complying with the standards and other obligations set out in the relevant EU legislation on the microbiological criteria applicable to the production of cooked crustaceans and molluscan shellfish.

Mechanically recovered fish flesh

16. The mechanical recovery of fish flesh must be carried out under the following conditions –
- (a) mechanical recovery of gutted fish must take place without undue delay after filleting, using raw materials free of guts;
 - (b) where whole fish are used, they must be gutted and washed beforehand;
 - (c) the machinery must be cleaned —
 - (i) at frequent intervals; and
 - (ii) at least every two hours;
 - (d) after recovery, mechanically recovered flesh must be either —
 - (i) frozen as quickly as possible; or
 - (ii) incorporated in a product intended for freezing or stabilising treatment.

Division 5
Conditions concerning parasites

1. During production and before they are released for human consumption, fish and fish products must be subject to a visual inspection for the purpose of detecting and removing any parasites that are visible.
2. The inspection must be carried out in accordance with the rules set out in the relevant EU legislation laying down the detailed rules relating to the visual inspection for the purpose of detecting parasites in fishery products.
3. The following must not be placed on the market for human consumption —

- (a) fish that are obviously infested with parasites; and
 - (b) parts of fish that are removed because they are obviously infested with parasites.
4. Paragraph 5 applies to the following fishery products derived from finfish or cephalopod molluscs that are to be placed on the market for human consumption —
- (a) fishery products intended to be consumed raw; or
 - (b) fishery products that have been marinated, salted or treated in some other way, if the treatment is insufficient to kill viable parasites;
5. Fishery products to which this paragraph applies must undergo a freezing treatment in order to kill viable parasites that may be a risk to the health of the consumer.
6. For parasites other than trematodes, the freezing treatment must consist of lowering the temperature in all parts of the product to at least:
- (a) -20 °C for not less than 24 hours; or
 - (b) -35 °C for not less than 15 hours.
7. The freezing treatment set out in paragraph 6 need not be carried out on fishery products to which paragraph 5 applies if either —
- (a) the products have undergone (or are intended to undergo before consumption) a heat treatment that kills viable parasites (and, for parasites other than trematodes, the product must be heated to a core temperature of 60°C or more for at least one minute); or
 - (b) they have been preserved as frozen fishery products for a period that is sufficiently long to kill viable parasites;
8. Freezing treatment not being carried out on fisheries products to which paragraph 5 applies if —
- (a) in the case of the products from wild catches —
 - (i) there are epidemiological data available indicating that the fishing grounds of origin do not present a health hazard with regard to the presence of parasites; and
 - (ii) the food authority authorises freezing treatment not being carried out; or
 - (b) in the case of products derived from fish farming —
 - (i) the products have been cultured from embryos and fed exclusively on a diet that cannot contain viable parasites that present a health hazard; and

(ii) either —

(aa) they have been exclusively reared in an environment that is free from viable parasites; or

(bb) the food business operator verifies through procedures, approved by the food authority, that the products do not represent a health hazard with regard to the presence of viable parasites.

9. When fishery products to which paragraph 5 applies are placed on the market (except when they are being supplied to the final consumer), either —

(a) the products must be accompanied by a document issued by the food business operator that performed the freezing treatment, stating the type of freezing treatment that the products have undergone; or

(b) the food business operator must ensure (on the basis of information accompanying the fishery products) that conditions set out in paragraph 8 have been met in relation to the products.

Part 5

Health control and monitoring of production conditions

Division 1

General monitoring

1. The food authority must establish arrangements in order to establish whether the requirements laid down in these regulations are complied with.

2. Arrangements made under paragraph 1 must include, in particular —

(a) checks on the fishing vessels, on the understanding that such checks may be carried out during stays in port;

(b) checks on the conditions of landing and first sale;

(c) inspections at regular intervals of establishments and factory vessels (wherever registered) to check in particular—

(i) whether the conditions for approval (where applicable) are still fulfilled;

(ii) whether the fishery products are handled correctly;

(iii) the cleanliness of the premises, facilities and instruments and staff hygiene;

(iv) whether any necessary identification marks are put on correctly;

(d) inspections of the wholesale and auction markets;

(e) checks on storage and transport conditions.

Division 2
Special checks

Organoleptic checks

1. Each batch of fishery products must be submitted for an inspection by the food authority at the time of landing or before first sale to check whether they are fit for human consumption.
2. The inspection to be carried out under paragraph 1 comprises an organoleptic check carried out by sampling.
3. The organoleptic examinations must be repeated after the first sale of fishery products —
 - (a) if it is found that the requirements of these regulations have not been complied with; or
 - (b) when considered necessary.
4. After first sale, fishery products must at least comply with the minimum freshness requirements of the relevant EU legislation.
5. If the organoleptic examination reveals that the fishery products are not fit for human consumption, measures must be taken —
 - (a) to withdraw them from the market; and
 - (b) denature them in such a way that they cannot be re-used for human consumption.
6. If the organoleptic examination reveals any doubt as to the freshness of the fishery products, use may be made of chemical checks or microbiological analysis.

Parasite checks

7. Before they are released for human consumption, fish and fish products must be subject to a visual inspection on behalf of the food authority, by way of sample, for the purpose of detecting any parasites that are visible.
8. Fish (or parts of fish) that are obviously infested with parasites must not be placed on the market for human consumption.

Chemical checks

9. When chemical checks are to be carried out by the food authority, samples must be taken and subjected to laboratory analysis in accordance with the applicable requirements of the relevant EU legislation.

Contaminants present in the aquatic environment

10. Fishery products must not contain in their edible parts contaminants present in the aquatic environment (such as heavy metals and organochlorinated substances) at such a level that the calculated dietary intake exceeds the acceptable daily or weekly intake for humans.

Microbiological analyses

11. The microbiological standards applicable to the production of cooked crustaceans and molluscan shellfish are those set out in the relevant EU legislation on the microbiological criteria applicable to the production of cooked crustaceans and molluscan shellfish.

Part 6 Packaging

1. Packaging must be carried out under satisfactory conditions of hygiene, to preclude contamination of the fishery products.

2. Packaging materials and products liable to enter into contact with fishery products must comply with all the rules of hygiene.

3. In particular, packaging materials and products liable to enter into contact with fishery products —

- (a) must not be such as to impair their organoleptic characteristics;
- (b) must not be capable of transmitting to them substances harmful to human health; and
- (c) must be strong enough to protect them adequately.

4. Containers may be re-used for packaging if —

- (a) they are —
 - (i) made of impervious, smooth and corrosion-resistant material; and
 - (ii) easy to clean and disinfect
- (b) they have been cleaned and disinfected before re-use.

5. Unless paragraph 4 applies, packaging materials may not be re-used.
6. Packaging materials used for fresh fishery products that are held under ice must provide adequate drainage for melt water.
7. Unused packaging materials must be —
 - (a) stored in places away from the production area; and
 - (b) protected from dust and contamination.

Part 7 **Identification marks**

1. Without prejudice to any relevant food labelling requirements, it must be possible to trace for inspection purposes the establishment of dispatch of consignments of fishery products, by means of —
 - (a) labelling;
 - (b) accompanying documents.
2. For that purpose, the following information must appear on the packaging (or, in the case of a non-packaged product, in the accompanying documents) —
 - (a) “Falkland Islands” written out in full;
 - (b) identification of the establishment or factory vessel by its official approval number,
 - (c) the abbreviation “FK”.
3. All the letters and figures must be —
 - (a) fully legible; and
 - (b) grouped together on the packaging in a place where they are visible from the outside without the need to open the packaging.

Part 8 **Storage and transport**

1. Fishery products must be kept during storage and transport at the temperatures laid down in these regulations.
2. The following fishery products must be kept at a temperature approaching that of melting ice —

- (a) fresh or thawed fishery products; and
 - (b) cooked and chilled crustacean and molluscan shellfish products; and
3. Paragraph 4 applies to frozen fishery products, apart from fish that have initially been frozen whole in brine and are intended for the manufacture of canned foods.
4. Fishery products to which this paragraph applies must be kept during transport at an even temperature of -18°C or less throughout all parts of the product (allowing for the possibility of brief upward fluctuations of not more than 3°C).
5. The requirements of paragraph 4 need not be met if —
- (a) frozen fishery products are being transported from a cold storage plant to an approved establishment;
 - (b) the products will be thawed on arrival for the purposes of either preparation or processing;
 - (c) either —
 - (i) the distance to be covered does not exceed 50 km; or
 - (ii) if the distance to be covered is greater, the anticipated duration of the journey is less than one hour.
6. If ice is used to chill the fishery products, adequate drainage must be provided in order to ensure that water from melted ice does not stay in contact with the products.
7. Vehicles used for the transport of fishery products must be constructed and equipped in such a way that the temperatures laid down in these regulations can be maintained throughout the period of transport.
8. The inside surfaces of the means of transport used for fishery products must be —
- (a) smooth and easy to clean and disinfect.
 - (b) finished in such a way that they do not adversely affect the fishery products;
9. Fishery products may not be transported in a vehicle or container that is —
- (a) not clean; or
 - (b) should have been disinfected (but was not).

10. Fishery products must not be stored or transported with other products that may contaminate them or affect their hygiene, unless they are packaged in such a way as to provide satisfactory protection.

11. Means of transport used for fishery products must not be used for transporting other products likely to impair or contaminate fishery products, unless the fishery products can be safeguarded against contamination by the transport being thoroughly cleaned and disinfected immediately prior to each occasion it is used for fishery products.

12. The transport conditions of fishery products to be placed on the market alive must not adversely affect the fishery products.

SCHEDULE 2

HYGIENE CONDITIONS FOR FISHING VESSELS

Part 1

General hygiene conditions applicable to fishery products on board fishing vessels

1. Paragraphs 2 and 3 apply to the sections of vessels or the containers reserved for the storage of fishery products.
2. The sections and containers to which this paragraph applies —
 - (a) must not contain objects or products liable to transmit harmful properties or abnormal characteristics to the foodstuffs; and
 - (b) must be so designed as to —
 - (i) allow them to be cleaned easily; and
 - (ii) ensure that melt water cannot remain in contact with the fishery products.
3. When the sections and containers to which this paragraph applies are being used —
 - (a) they must be completely clean; and
 - (b) in particular, they must not be capable of being contaminated by either —
 - (i) the fuel used for the propulsion of the vessel; or
 - (ii) by bilge water.
4. As soon as fishery products are taken on board, they must be protected from —
 - (a) contamination; and

- (b) the effects of the sun or other source of heat.
5. When fishery products are washed, the water used must be either potable water or clean seawater, so as not to impair the quality or wholesomeness of the products.
6. Fishery products must be handled and stored in such a way as to prevent bruising.
7. Spiked instruments may be used to move large fish or fish that might injure the handler, but only if the flesh of the fish is not damaged.
8. Except in the case of fishing vessels where cooling is not possible from a practicable point of view, fishery products (other than those kept alive) must undergo cold treatment as soon as possible after loading.
9. In the case of fishing vessels where cooling is not possible from a practicable point of view, the fishery products must not be kept on board for more than 8 hours.
10. Ice used for the chilling of products must —
- (a) be made from potable water or clean seawater; and
 - (b) be stored before use under conditions that prevent its contamination.
11. After fishery products have been unloaded, the containers, equipment and sections of vessels that have been directly in contact with those products must be cleaned with potable water or clean seawater.
12. Whenever fish is headed or gutted (or headed and gutted) on board —
- (a) the operations must be carried out hygienically;
 - (b) the products must be washed immediately and thoroughly with potable water or clean seawater;
 - (c) the viscera and parts that may pose a threat to public health must be removed and set apart from products intended for human consumption; and
 - (d) livers and roes intended for human consumption must be refrigerated or frozen.
13. Paragraph 14 applies to —
- (a) equipment used for gutting, heading and the removal of fins; and
 - (b) containers and equipment in contact with fishery products.
14. Containers and equipment to which this paragraph applies —

(a) must be made of or coated with a material that is —

(i) waterproof;

(ii) resistant to decay; and

(iii) smooth and easy to clean and disinfect; and

(b) must be completely clean when they are used.

15. Staff assigned to the handling of fishery products must be required to maintain a high standard of cleanliness for themselves and their clothes.

Part 2

Additional hygiene conditions

1. Fishing vessels must be equipped with holds, tanks or containers for the storage of refrigerated or frozen fishery products at the temperature laid down by these regulations.

2. The holds, tanks or containers must be separated from the machinery space and the quarters reserved for the crew by partitions that are sufficiently impervious to prevent any contamination of stored fishery products.

3. The inside surface of the holds, tanks or containers must —

(a) be waterproof;

(b) be easy to wash and disinfect; and

(c) consist of either —

(i) a smooth material; or

(ii) smooth paint that —

(aa) is maintained in good condition; and

(bb) is not capable of transmitting substances harmful to human health to the fishery products.

4. The holds, tanks or containers must be designed to ensure that melt water cannot remain in contact with fishery products.

5. Containers used for the storage of fishery products must —

(a) ensure the preservation of those products under satisfactory conditions of hygiene;

- (b) in particular, allow the drainage of melt water; and
 - (c) be completely clean when they are used.
6. The working decks, the equipment and the holds, tanks and containers must be cleaned with potable water or clean seawater each time they are used.
7. Whenever necessary —
- (a) the working decks, the equipment and the holds, tanks and containers must be disinfected;
 - (b) insects must be removed from them; and
 - (c) rat extermination must be carried out.
8. Cleaning products, disinfectants, insecticides and all potentially toxic substances must be stored in locked premises or cupboards.
9. The use of cleaning products, disinfectants, insecticides and potentially toxic substances must not present any risk of contamination of fishery products.
10. If fishery products are frozen on board, this operation must be carried out in accordance with the conditions laid down in paragraphs 1, 2, 4, 5 and 6 of Division 2 of Part 4 of Schedule 1.
11. If freezing in brine is carried out, the brine must not be a source of contamination for the fish.
12. Paragraph 13 applies to vessels equipped for chilling of fishery products in cooled seawater, either chilled by ice (CSW) or refrigerated by mechanical means (RSW).
13. Vessels to which this paragraph applies must comply with the following requirements —
- (a) tanks must —
 - (i) be equipped with adequate seawater filling and drainage installations;
 - (ii) incorporate devices for achieving uniform temperature throughout them; and
 - (iii) have a means of recording temperature connected to a temperature sensor positioned in the section of the tank where temperatures are highest;
 - (b) the operation of the tank or container system must secure a chilling rate that ensures the mix of fish and seawater reaches —
 - (i) 3°C no later than 6 hours after loading;

- (ii) 0°C at the most after 16 hours;
- (c) after each unloading, the tanks, circulation systems and containers must be —
 - (i) completely emptied; and
 - (ii) thoroughly cleaned using potable water or clean seawater;
- (d) tanks should only be filled with clean seawater;
- (e) temperature recordings (on which the date and the number of the tank are clearly indicated) must be —
 - (i) kept; and
 - (ii) made available for the food authority on request.

Made 31 May 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not part of the Regulations)

These Regulations are made under sections 2, 36, 37 and 47 of the Fishery Products Ordinance 2006 (No 21 of 2006):

- Section 2 provides that the definition of “fishery products” can be varied by prescribing aquatic or amphibious animals that are excluded from the definition.
- Section 36 enables regulations to be made in relation to vessels, establishments and installations (to which section 35 applies).
- Section 37 contains general regulation making powers.
- Section 47 enables regulations to be made in relation to sampling and analysis, supplementing sections 45 and 46.

These regulations implement Part 4 (Hygiene) of the Fisheries Product Ordinance and are a necessary step in bringing Part 4 into force.

The purpose of the Regulations is to implement EU requirements in relation to the hygiene of fishery products to facilitate the export of fishery products from the Falkland Islands and their waters to the European Union.

Part 1 of the Regulations is entitled Introduction and consists of regulations 1 to 5.

Regulation 2 deals with when the Regulations will come into force. To allow time for designation orders under the Fishery Products Ordinance to be made (replacing those made under existing legislation), the Regulations will not come into force immediately but only on a later date (or series of dates) fixed by the Governor.

Regulation 3 is a “dictionary clause”, defining the meaning of some of the words and phrases used in the Regulations. Some other words and phrases used in the Regulations are not defined in regulation 3 because they are defined in section 2 of the Ordinance and have the same meaning in the Regulations.

Regulation 4 defines the concept of “placing on the market” as it relates to fishery products and provides for certain transactions (retail transactions and direct transfers from fishermen on local markets) to be excluded.

Regulation 5 excludes certain types of shellfish and mammals, reptiles and frogs from the definition of “fishery products”.

Part 2 of the Regulations is entitled Factory Vessels and Fishery Establishments and consists of regulations 6 to 11.

Regulation 6, when it is brought into force, will prohibit the operation of a Falkland Islands factory vessel (ie one registered in the Falkland Islands or one certified as having a close economic connection with the Falkland Islands) or a fishery products establishment, unless it is designated by an order under section 35 of the Ordinance.

Under section 36(2) of the Ordinance, a designation order can only be made if the food authority (ie the Senior Veterinary Officer or another public officer appointed to be a food authority) approves.

Regulation 7 deals with approvals:

- *Regulation 7(1)* specifies how applications for approval of factory vessels and fishery products establishments are to be made.
- *Regulation 7(2)* provides that a factory vessel can only be approved if the food authority is satisfied that it meets the conditions in Parts 1 and 2 of Schedule 1 that apply to it.

- Similarly, *regulation 7(3)* provides that a fisheries products establishment can only be approved if the food authority is satisfied that it meets the provisions of Parts 3 and 4 of Schedule 1 that apply to it.
- *Regulation 7(4)* allows for limitations to be imposed on approvals.

Regulation 8 deals with the variation of approvals:

- Under *regulations 8(1) and 8(2)*, it will be possible for this variation to be made following a request by a vessel or establishment operator.
- However, under *regulation 8(3)*, there will be certain circumstances in which the food authority can make a variation on its own initiative.

Regulation 9 will allow for approvals to be revoked in certain circumstances.

Regulation 10, when it comes into effect, will impose important obligations upon approval holders:

- Under *regulation 10(1)*, requirements imposed on approvals will have to be complied with.
- Under *regulation 10(2)*, factory vessel operators will have to comply with the requirements of Parts 1 and 2 of Schedule 1 that apply to their vessels.
- Similarly, under *regulation 10(3)*, fishery products operators will have to comply with the requirements of Parts 3 and 4 of Schedule 1 that apply to their establishments.
- *Regulation 10(4)* will impose obligations on the operators of both factory vessels and fisheries products establishments to operate HACCP systems.
- *Regulation 10(5)* will impose training requirements.
- *Regulation 10(6)* will impose a duty to notify the food authority about serious health risks (including potential ones).
- *Regulation 10(7)* will impose a requirement to keep records for at least 2 years and make them available to the food authority on request.

Under *regulation 11*, factory vessels that are not Falkland Islands factory vessels (ie they are not registered in the Falkland Islands or certified as having a close economic connection with the Falkland Islands) will have to give at least 24 hours notice to the food authority before landing fishery products for “placing on the market”.

Part 3 is entitled Fishing Vessels and consists of regulations 12 and 13.

Regulation 12 provides for the registration of fishing vessels on which shrimps or molluscs are cooked for the purposes of a food business and requires the cooking of shrimps or molluscs on such a vessel to be in accordance with specific requirements in Schedule 1.

Regulation 13 deals with the hygiene requirements that apply to all fishing vessels on board which fishery products intended to be placed on the market for human consumption are handled:

- *Regulation 13(2)* imposes the hygiene requirements specified in Part 1 of Schedule 2 on operators of fishing vessels on which fishery products intended for placing on the market for human consumption are handled.
- *Regulation 13(5)* imposes the additional requirements specified in Part 2 of Schedule 2 on operators of fishing vessels that are designed and equipped to preserve fishery products intended for placing on the market for human consumption on board in satisfactory conditions for more than 24 hours, other than fishing vessels equipped for keeping fish and shellfish alive without other means of conservation on board.
- *Regulation 13(5)* also imposes requirements on the operators of those fishing vessels to take measures to prevent persons liable to contaminate fishery products from working on them or handling them until there is evidence that they can do so without risk.

Part 4 of the Regulations is entitled Production and Placing on the Market of Fishery Products and consists of regulations 14 to 20.

Regulation 14 relates to the gutting of fishery products intended for placing on the market for human consumption and will require gutting to be carried out as soon as possible after the product has been caught or landed, if that is possible from a technical and commercial standpoint.

Regulation 15 will require the operator of a factory vessel or fishery products establishment where fishery products intended for placing on the market for human consumption are packaged to ensure that the packaging of such products is carried out in accordance with the applicable requirements of those set out in Part 6 of Schedule 1.

Regulation 16 will impose a requirement on the operators of fishery products establishments to ensure that if fishery products intended to be placed on the market for human consumption are stored, that it is done at cold stores where only the storage of wrapped products takes place. *Regulation 16* will also impose a requirement on those operators to ensure that the products are transported in accordance with any applicable requirements of those set out in Part 8 of Schedule 1.

Regulation 17 will prohibit fishery products from being placed on the market for human consumption of any product for human consumption unless the applicable conditions of those set out in that regulation are complied with.

Regulation 18 will require a person who has control over the survival conditions of fishery products that are to be placed on the market alive to ensure that they are kept at all times under the most suitable survival conditions.

Regulation 19 will prohibit the sale or supply in the course of a food business of certain poisonous fish and fishery products containing biotoxins such as ciguatera toxin or muscle-paralyzing toxins.

Regulation 20 provides that regulations 14 to 18 will not apply to direct transfers of small quantities of fishery products from fishermen to retailers or final consumers in the Falkland

Islands. ("Small quantity" is defined by *regulation 20(2)* as an amount that comprises part of the fisherman's annual allowance of not more than ten tonnes of fishery product in a calendar year.)

Part 5 is entitled Offences and consists of regulations 21 and 22.

Under regulation 21(1), it will be an offence to contravene a provision in the regulations and, under regulation 21(2), the maximum penalty will be a level 6 fine (currently, £10,000).

Under regulation 22, whenever fishery products commonly used for human consumption (whether in the Falkland Islands or elsewhere) is placed on the market, there will be a presumption (until the contrary is proved) that they were placed on the market for human consumption.

Schedules 1 and 2 contain detailed requirements, based on provisions of relevant EU legislation.

SUBSIDIARY LEGISLATION

PUBLIC FUNDS

Capital Equalisation Fund Order 2012

S.R. & O. No: 8 of 2012

(assented to: 31 May 2012)

(commencement: on publication)

(published: 6 June 2012)

I make this order under section 11(2) of the Public Funds Ordinance (Title 19.7) —

(a) on the advice of Executive Council; and

(b) with the approval of the Secretary of State.

1. Title

This Order is the Capital Equalisation Fund Order 2012.

2. Commencement

This Order comes into force on publication.

3. Appropriation

(1) The Financial Secretary may make payments out of the Capital Equalisation Fund not exceeding, in total, ten million, one hundred and seventy four thousand, two hundred pounds (£10,174,200) 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 2011/12 £	Financial Year 2012/13 £	Total £
951 General	(112,570)	15,000	(97,570)
953 Plant & Vehicles	-	907,000	907,000
954 Roads	458,580	1,838,680	2,297,260
955 Housing	-	960,000	960,000
956 Government Land & Buildings	1,321,180	2,872,200	4,193,380
957 Municipal Services	(2,004,350)	2,368,000	363,650
958 Air Transportation	(210)	49,730	49,520
960 Departmental Assets	115,730	1,385,230	1,500,960
	<u>(221,640)</u>	<u>10,395,840</u>	<u>10,174,200</u>

Made 31 May 2012

N. R. Haywood C.V.O.,
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 Financial Secretary to make additional payments out of the Capital Equalisation Fund totalling £10,174,200.

SUBSIDIARY LEGISLATION

FISHERIES

Fishery Products (Hygiene) Ordinance 1998 (Repeal) Order 2012

S. R. & O. No: 9 of 2012

Made: 31 May 2012
Published: 6 June 2012
Coming into force: upon publication

I make this order under section 49 of the Fishery Products Ordinance 2006 (Title 39.8) without consultation with Executive Council (because in my judgement the matter is too unimportant) —

1. Title

This order is the Fishery Products (Hygiene) Ordinance 1998 (Repeal) Order 2012.

2. Commencement

This order comes into force upon publication in the *Gazette*.

3. Repeal of Fishery Products (Hygiene) Ordinance 1998

The Fishery Products (Hygiene) Ordinance 1998 (Title 39.5) is repealed.

Made 31 May 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE

(not part of the order)

Section 49 of the Fishery Products Ordinance (Title 39.8) makes provision for repeal of the Fishery Products (Hygiene) Ordinance (Title 39.5). The Fishery Products Ordinance is now in force and makes the Fishery Products (Hygiene) Ordinance redundant, hence the need to repeal.

Published by the Attorney General's Chambers, Stanley, Falkland Islands
Price: Fourteen pound.

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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

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2 July 2012

No. 7

The following is published in this Supplement –

Fishery Products Designation (Amendment) Order 2012 (SR&O No 10 of 2012).

SUBSIDIARY LEGISLATION

FISHERIES

Fishery Products Designation (Amendment) Order 2012

S. R. & O. No. 10 of 2012

Made: 15 June 2012

Published: 2 July 2012

Coming into force: in accordance with article 2

I make this order under section 35 of the Fishery Products Ordinance (No 21 of 2006) without consultation with Executive Council (because in my judgement the matter is too unimportant).

1. Title

This order is the Fisheries Products Designation (Amendment) Order 2012.

2. Commencement

This order is deemed to have come into force on 5 June 2012.

3. Amendment of designation of vessel

(1) The Fishery Products (Hygiene)(Designated Vessels)(No 2) Order (SR&O No 57 of 1998) designated fishing vessel "JOHN CHEEK" as a factory vessel under the Fishery Products (Hygiene) Ordinance (No 7 of 1998).

(2) The fishing vessel remains designated as a factory vessel under the Fishery Products Ordinance.

(3) The designation of the fishing vessel is amended to reflect a change of registration of the vessel on the Stanley register of ships under the new name "KESTREL".

(4) The unique approval number of the vessel remains as 1012.

Made 15 June 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not forming part of the this order)

The fishing vessel "JOHN CHEEK" was designated as a factory vessel under the Fishery Products (Hygiene)(Designated Vessels)(No 2) Order 1998 (SR&O No 57 of 1998). Designation requires the vessel's compliance with regulations which set out the standards of hygiene required for importation of fishery product into the European Union.

This order concerns registration of the vessel under a new name (the vessel remains registered as a British ship on the Stanley register of ships).

The effect of the order is that the unique approval number remains the same for the vessel, but the vessel's designation as a factory vessel continues under the new name of "KESTREL".

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The following is published in this Supplement –

Finance (Amendment) Ordinance 2012 (No 13 of 2012).

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Finance (Amendment) Ordinance 2012

(No: 13 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of section 2 of Finance Ordinance
4. Amendment of Retirement Pensions (Prescribed Rates) Regulations
5. Amendment of Retirement Pensions (General Provisions) Regulations

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

FINANCE (AMENDMENT) ORDINANCE 2012

(No: 13 of 2012)

(assented to: 27 July 2012)
(commencement: in accordance with section 2)
(published: 31 July 2012)

AN ORDINANCE

To amend the Finance Ordinance (No 8 of 2012) and to make consequential amendments to the Retirement Pensions (General Provisions) Regulations (SR&O No 38 of 1996).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Finance (Amendment) Ordinance 2012.

2. Commencement

This Ordinance is deemed to have commenced on 1 July 2012.

3. Amendment of Finance Ordinance

Section 27(a) of the Finance Ordinance is omitted.

4. Amendment of Retirement Pensions (Prescribed Rates) Regulations

Regulation 3 of the Retirement Pensions (Prescribed Rates) Regulations (SR&O No 39 of 1996) is amended—

(a) by omitting “£123.00” and substituting “£128.00”; and

(b) by omitting “£69.00” and substituting “£72.00”.

5. Amendment of Retirement Pensions (General Provisions) Regulations

Regulation 7 of the Retirement Pensions (General Provisions) Regulations is amended —

(a) by omitting “pension year” in each place where it appears and substituting in each case “current year”; and

(b) by adding the following sub-regulation —

“7. (5) For the purposes of this section, “current year” means the period of 12 months beginning on 1 July.”

Passed by the Legislature of the Falkland Islands on 26 July 2012.

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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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

7 September 2012

No. 9

The following are published in this Supplement –

Highways (Weight Limits on Bridges) Order 2012 (SR&O No 11 of 2012);

Coins (No 3) Order 2012 (SR&O No 12 of 2012);

Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2012 (SR&O No 13 of 2012);

Children (Admissibility of Hearsay Evidence) Order 2012 (SR&O No 14 of 2012);

Immigration (Permanent Residence Permits) Regulations 2009 (Correction) Order 2012 (SR&O No 15 of 2012); and

Criminal Justice (Amendment) Bill 2012.

SUBSIDIARY LEGISLATION

HIGHWAYS

Highways (Weight Limits on Bridges) Order 2012

S. R. & O. No. 11 of 2012

Made: 28 August 2012

Published: 7 September 2012

Coming into force: on publication

I make the following order under section 6(3) of the Highways (Weight Limits) Ordinance (No 8 of 2004) on the advice of the Executive Council.

1. Title

This order is the Highways (Weight Limits on Bridges) Order 2012.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Interpretation

In this order —

(a) “Boxer Bridge” means the structure known as Boxer Bridge that crosses the mouth of the Canache; and

(b) “Chartres Bridge” means the structure known as Chartres Bridge that crosses the Chartres River near Little Chartres House on the road from Port Howard to Port Stephens.

4. 26 tonne weight limit on Boxer Bridge

The use of a motor vehicle, trailer or vehicle combination on the length of road across Boxer Bridge is prohibited if its laden weight exceeds 26 tonnes.

5. 32 tonne weight limit on Chartres Bridge

The use of a motor vehicle, trailer or vehicle combination on the length of road across Chartres Bridge is prohibited if its laden weight exceeds 32 tonnes.

6. Offences

(1) It is an offence to breach the prohibition in article 4 or article 5.

(2) An offence against subsection (1) is deemed to have been committed by both —

(a) the driver of the motor vehicle, trailer or vehicle combination; and

(b) the driver's employer.

(3) A person who is convicted of an offence against subsection (1) is liable to a fine not exceeding level 4 on the standard scale.

Made 28 August 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not forming part of the regulations)

Section 6(3) of the Highways (Weight Limits) Ordinance (No. 8 of 2004) allows the Governor to make an order specifying a weight limit for a publicly maintainable highway (or a length of one) and prohibiting the use of a motor vehicle, trailer or vehicle combination with a laden weight that exceeds that weight limit.

This order specifies weight limits for the lengths of publicly maintainable highway across two bridges:

- (a) the weight limit across Boxer Bridge is 26 tonnes; and
- (b) the weight limit across Chartres Bridge is 32 tonnes.

The order also provides (as section 6(3) allows) that a breach of the prohibition is an offence by the driver and also by the driver's employer with a maximum fine of level 4 (currently, £1,500).

SUBSIDIARY LEGISLATION

CURRENCY

Coins (No 3) Order 2012

S. R. & O. No: 12 of 2012

Made: 5 September 2012

Published: 7 September 2012

Coming into force: on publication

I make this order under section 22 of the Currency Ordinance (Title 25.1) and on the advice of Executive Council.

1. Title

This Order is the Coins (No 3) Order 2012.

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) the cupro-nickel Crown coins and sterling silver Crown coins authorised by this Order are deemed to be of 25 pence denomination;

(b) gold one sovereign coins authorised by this Order are deemed to be of £1.00 denomination;

(c) gold one half sovereign coins authorised by this Order are deemed to be of 50 pence denomination; and

(d) gold one fifth sovereign coins authorised by this Order are deemed to be of 20 pence denomination,

those coins are legal tender in the Falkland Islands in the amount of their deemed denomination.

Made 5 September 2012

N. R. Haywood C.V.O.,
Governor.

SCHEDULE

Specifications of coins of the Falkland Islands: Life of Queen Elizabeth II – re-issue 2013 dated

Type	Cupro-nickel	Silver Proof	Gold Proof	Gold Proof	Gold Proof
<i>Denomination</i>	1 Crown	1 Crown	1 Sovereign	½ Sovereign	⅕ th Sovereign
<i>Weight (grams)</i>	28.28	28.28	6.22	1.24	0.5
<i>Diameter (millimetres)</i>	38.60	38.60	30.00	13.92	11.00
<i>Fineness</i>	Cu 75% Ni 25%	925 Sterling silver	.375 Gold (9ct)	.375 Gold (9ct)	.375 Gold (9ct)
<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	5,000	7,500	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>	Double effigy of Her Majesty. This shows the first and most recent effigies of Her Majesty.
<i>Reverse designs</i>	<p>1) A portrait of Princess Elizabeth in her robes as the Sovereign of the Order of the Garter. The wording 'LIFE OF QUEEN ELIZABETH II' appears in the surround and the denomination ("ONE CROWN") to the left and right of the portrait.</p> <p>2) A portrait of Princess Elizabeth in the uniform of a Colonel of the Grenadier Guards. The wording 'LIFE OF QUEEN ELIZABETH II' appears in the surround and the denomination ("ONE CROWN") to the left and right of the portrait.</p>

SUBSIDIARY LEGISLATION

ROAD TRAFFIC

Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2012

S. R. & O. No: 13 of 2012

Made: 5 September 2012

Published: 7 September 2012

Coming into force: on publication

I make this order under section 59 of the Road Traffic Ordinance (Title 63.1) on the advice of Executive Council —

1. Title

This order is the Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2012.

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. Revocation

The Road Traffic (Approval of Devices for Breath Testing and Analysis) Order 2009 (SR&O No 22 of 2009) is revoked.

Made 5 September 2012

N. R. Haywood C.V.O.,
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.
4. The device known as the Lion 500, 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 a 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.

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.

By means of this order, the Governor approves preliminary breath testing devices and types of breath analysis devices for use in connection with sections 23 and 24.

This order replaces the order made previously for the purpose of adding a new device approved for preliminary breath tests; the Lion 500.

SUBSIDIARY LEGISLATION

FAMILY LAW

Children (Admissibility of Hearsay Evidence) Order 2012

S. R. & O. No: 14 of 2012

Made: 5 September 2012

Published: 7 September 2012

Coming into force: on publication

I make this order under section 40 of the Children Ordinance (Title 38(1).2) having consulted the Chief Justice, and on the advice of Executive Council —

1. Title

This Order is the Children (Admissibility of Hearsay Evidence) Order 2012.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Admissibility of hearsay evidence

Evidence given in connection with the upbringing, maintenance, or welfare of a child shall be admissible in the following proceedings notwithstanding any rule of law relating to hearsay —

- (a) civil proceedings before the Supreme Court or the Magistrate's Court; and
- (b) family proceedings.

Made 5 September 2012

N. R. Haywood C.V.O.,
Governor.

EXPLANATORY NOTE
(not forming part of the above order)

Section 40 of the Children Ordinance provides that the Governor, after consultation with the Chief Justice, may by order make provision for the admission, in certain circumstances, of evidence which would otherwise be inadmissible under any rule of law relating to hearsay.

This order makes provision for the admission of such evidence in connection with the upbringing, maintenance or welfare of a child in —

- (a) civil proceedings before the Supreme Court or the Magistrate's Court; and
- (b) family proceedings.

SUBSIDIARY LEGISLATION

NATIONALITY AND IMMIGRATION

Immigration (Permanent Residence Permits) Regulations 2009 (Correction) Order 2012

S. R. & O. No: 15 of 2012

Made: 7 September 2012

Published: 7 September 2012

Coming into force: see article 2

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 Immigration (Permanent Residence Permits) Regulations 2009 (Correction) Order 2012.

2. Commencement

This order is deemed to have come into force on 1 October 2009.

3. Correction of Immigration (Permanent Residence Permits) Regulations 2009

(1) This article amends the Immigration (Permanent Residence Permits) Regulations 2009 (No 18 of 2009).

(2) Section 5(7)(a)(iii) is amended by replacing “(iii)” where it appears at the end of the subsection with “(ii)”.

Made 7 September 2012

R. C. Cheek,
Acting Attorney General.

EXPLANATORY NOTE *(not forming part of the above order)*

This order corrects a typographical error.

Criminal Justice (Amendment) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Amendment of section 162 of the Criminal Justice Ordinance – Bail after arrest

CRIMINAL JUSTICE (AMENDMENT) BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To amend the Criminal Justice Ordinance (Title 24.1) to remove a possible doubt in relation to the time limits on police detention.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Criminal Justice (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of section 162 of the Criminal Justice Ordinance – Bail after arrest

(1) Section 162(7) of the Criminal Justice Ordinance is amended by adding “and the time during which the person was on bail is not to be included”.

(2) The amendment made by subsection (1) is to be treated as if it has always had effect.

OBJECTS AND REASONS

This Bill is intended to deal with a possible doubt that has arisen in relation to the calculation of the time limits on police detention under Part 10 of the Criminal Justice Ordinance (Title 24.1).

The provisions of Part 10 are similar to provisions in Police and Criminal Evidence Act 1986 that apply in England and Wales and which were considered in the “Hookway” case: *R (Chief Constable of Greater Manchester Police) v Salford Magistrates’ Court and Paul Hookway*. The High Court (of England and Wales) ruled in that case that the time limits on police detention continued to run while suspects had been released on police bail. That contradicted previous assumptions about how time limits should be calculated and conflicted with established practice here as well as in England and Wales.

Although the High Court’s ruling in the Hookway case would not be binding on a court in the Falkland Islands, the provisions of the Criminal Justice Ordinance are sufficiently similar that it could well be persuasive.

To remove the possible doubt, this Bill would make an amendment that corresponds to those made in England and Wales by the Police (Detention and Bail) Act 2011.

It would amend section 162(7) of the Criminal Justice Ordinance to make it clear that time spent on police bail does not count in the calculation of time limits on police detention (and never has done).

Although the wording of that amendment is very slightly different to the amendment made to section 47(6) of the Police and Criminal Evidence Act (reflecting differences of style that have been adopted in the Falkland Islands), it is intended to have the same meaning.

The Police (Detention and Bail) Act also amended section 34(7) of the Police and Criminal Evidence Act. However, there is no provision in the Criminal Justice Ordinance that corresponds to section 34(7), so that amendment does not need to be reflected in the Bill.



FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

30 September 2012

No. 10

The following are published in this Supplement –

Fishery Products (Hygiene) Designation Order 2012 (SR&O No 16 of 2012).

SUBSIDIARY LEGISLATION

FISHERIES

Fishery Products (Hygiene) Designation Order 2012

S. R. & O. No. 16 of 2012

Made: 14 September 2012

Published: 30 September 2012

Coming into force: see article 2

I make this order under section 35 of the Fishery Products Ordinance (No 21 of 2006) on the advice of Executive Council.

1. Title

This order is the Fisheries Products (Hygiene) Designation Order 2012.

2. Commencement

This order is deemed to have come into force on 25 April 2012.

3. Designation of approved factory fishing vessel

(1) The factory fishing vessel "TRONIO" has been approved by the food authority and designated with unique approval number 1037, in accordance with regulation 7 of the Fishery Products (Hygiene) Regulations (SR&O No 7 of 2012).

(2) The fishing vessel is now designated under section 35 of the Ordinance, and the Ordinance and Regulations apply to it.

Made 14 September 2012

R. P. Nye,
Acting Governor.

EXPLANATORY NOTE
(not forming part of this order)

This order designates factory fishing vessel "TRONIO" as an approved vessel which the Fishery Products Ordinance (No 21 of 2006) and the Fishery Products (Hygiene) Regulations (SR&O No 7 of 2012) apply to.

The effect of designation is that the vessel has been inspected and approved as meeting the requirements of the European Union for the production and placing on the market of fishery products.

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FALKLAND ISLANDS GAZETTE

Supplement

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10 October 2012

No. 11

The following is published in this Supplement –

Referendum (Falkland Islands Political Status) Bill 2012.

Referendum (Falkland Islands Political Status) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Interpretation
4. Referendum
5. Referendum question
6. Referendum timing
7. Power to postpone referendum in exceptional circumstances
8. Entitlement to vote
9. Information for voters before referendum: official information leaflet
10. Chief Referendum Officer
11. Referendum officers
12. Other referendum staff
13. Referendum arrangements
14. Referendum rules
15. Application of Electoral Ordinance
16. Limited power for Governor to issue directions
17. Subsidiary legislation

Referendum (Falkland Islands Political Status) Bill 2012

(No: of 2012)

(assented to: 2012)
(commencement: on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To provide for the exercise by Falkland Islanders of their right to self-determination by means of a referendum about the political status of the Falkland Islands; and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Referendum (Falkland Islands Political Status) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Interpretation

(1) Expressions used in the Electoral Ordinance (Title 30.1) (or subsidiary legislation made under it) have the same meaning in this Ordinance.

(2) Unless the context requires otherwise, expressions used in the Electoral Ordinance (or subsidiary legislation made under it) also have the same meaning in —

(a) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(b) arrangements made under section 13;

(c) rules made under section 14; and

(d) subsidiary legislation made under section 17.

4. Referendum

A referendum about the political status of the Falkland Islands is to be held.

5. Referendum question

(1) The Governor must by order specify the question (or questions) to be asked in the referendum.

(2) The Governor must take reasonable steps to ensure that questions asked are objective, unambiguous and easy to understand.

6. Referendum timing

(1) The Governor must by order specify when the referendum is to be held (which must be no earlier than 1 January 2013 and no later than 30 June 2013).

(2) The Governor may specify that the referendum is to be held over more than one day.

7. Power to postpone referendum in exceptional circumstances

(1) The remainder of this section only applies if the Governor is satisfied that exceptional circumstances make it necessary to postpone the referendum.

(2) If exceptional circumstances do make it necessary to postpone the referendum, the Governor may by order postpone the referendum.

(3) If the circumstances require, the referendum may be postponed until after 30 June 2013.

(4) An order made under subsection (2) —

(a) must specify when the postponed referendum is to be held; and

(b) may include other provisions that are consequential upon the postponement of the referendum.

8. Entitlement to vote

Everyone registered as an elector under the Electoral Ordinance when the referendum is held is entitled to vote in the referendum.

9. Information for voters before referendum: official information leaflet

(1) The Governor must by order provide for the content and format of an official information leaflet to be circulated before the referendum.

(2) The Governor must take reasonable steps to ensure that the official information leaflet is objective, fair and balanced.

10. Chief Referendum Officer

(1) The Chief Referendum Officer has overall responsibility for the conduct of the referendum.

(2) The Chief Referendum Officer has, for the purposes of the referendum, the functions, powers and duties of —

(a) the returning officers for each constituency; and

(b) the Chief Counting Officer for the referendum.

(3) The Chief Executive is the Chief Referendum Officer for the referendum (whether or not the Chief Executive is also the returning officer for either or both constituencies).

(4) The Chief Executive may appoint another person to act as Chief Referendum Officer at times when the Chief Executive is unable to act as Chief Referendum Officer.

11. Referendum officers

(1) The Chief Referendum Officer may appoint one or more referendum officers to assist with the conduct of the referendum.

(2) The Chief Referendum Officer may delegate functions (but not overall responsibility) to a referendum officer.

(3) The Chief Referendum Officer may issue directions to referendum officers or give instructions to them.

(4) Referendum officers must take reasonable steps to comply with directions and instructions.

(5) The Chief Referendum Officer may —

(a) pay officers appointed under subsection (1); and

(b) treat payments made under paragraph (a) as costs of the referendum.

12. Other referendum staff

(1) The Chief Referendum Officer or a referendum officer may appoint other referendum staff to assist with the conduct of the referendum (and, in particular, to assist in the counting of the votes in the referendum).

(2) The Chief Referendum Officer or a referendum officer may issue directions to referendum staff and give instructions to them.

(3) Referendum staff must take reasonable steps to comply with directions and instructions.

(4) The Chief Referendum Officer or a referendum officer may —

(a) pay staff appointed under subsection (1); and

(b) treat payments made under paragraph (a) as costs of the referendum.

13. Referendum arrangements

(1) The Chief Referendum Officer must make arrangements for the conduct of the referendum.

(2) Those arrangements must include provision for the following matters —

(a) the circulation to voters of the official information leaflet provided for in an order made under section 9(1);

(b) the provision of information to voters about the arrangements for voting;

(c) the provision of information to voters at polling places and during visits by mobile polling teams; and

(d) independent observation of the referendum.

(3) The arrangements must be designed to ensure (as far as reasonably possible) that the referendum is conducted freely and fairly.

14. Referendum rules

(1) The Chief Referendum Officer may make rules for the following matters —

(a) the conduct of campaigning for the referendum;

(b) conduct of those in or around polling places or visits by mobile polling teams; and

(c) conduct of those present at the counting of votes.

(2) Rules made under subsection (1) must be designed to ensure (as far as reasonably possible) that the referendum is conducted freely and fairly.

(3) Rules made under subsection (1) must also still comply with the requirements of Chapter 1 of the Constitution (and, in particular, sections 1(c)(ii), 13, 14 and 16 of the Constitution).

15. Application of Electoral Ordinance

(1) Subsection (2) does not apply to the extent that —

(a) more specific provision is made in —

(i) this Ordinance;

(ii) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(iii) arrangements made under section 13;

(iv) rules made under section 14; or

(v) subsidiary legislation made under section 17.

(b) the Electoral Ordinance (or subsidiary legislation made under it) is inconsistent with —

(i) this Ordinance;

(ii) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(iii) arrangements made under section 13;

(iv) rules made under section 14; or

(v) subsidiary legislation made under section 17.

(2) To the extent that this subsection does apply, the referendum must be conducted in accordance with the Electoral Ordinance (and subsidiary legislation made under it).

16. Limited power for Governor to issue directions

(1) The Governor may issue directions to the Chief Referendum Officer regarding one or more of the following —

(a) the conduct of the referendum generally;

(b) arrangements made under section 13;

(c) rules made under section 14.

(2) The Governor may only issue a direction under subsection (1) if satisfied that the direction is necessary in the interests of good governance.

(3) The Chief Referendum Officer must take reasonable steps to comply with directions.

17. Subsidiary legislation

(1) The Governor may by order or regulations make further or more specific provision for the conduct of the referendum.

(2) The Governor may also make orders or regulations that are necessary or convenient for other purposes of this Ordinance.

OBJECTS AND REASONS

The purpose of this Bill is to provide a framework for a referendum on the political status of the Falkland Islands that – it was announced on 12 June 2012 – is to be held in the first half of 2013.

Clause 3 is intended to achieve consistency with existing electoral legislation (which will continue to apply to the referendum, unless more specific provision is made) by providing for expressions used in the Electoral Ordinance (Title 30.1) and in subsidiary legislation made under that Ordinance to have the same meaning in the Bill and (unless the expression is clearly meant to have a different meaning) also in orders, arrangements, rules and other subsidiary legislation made later.

Clause 4 would lay down that there is to be a referendum about the political status of the Falkland Islands.

The precise wording of what is to be asked in the referendum has not yet been determined but *clause 5* would allow for that to be dealt with later. The Governor would have to make an order specifying the question (or questions) to be asked in the referendum. A duty would be imposed on the Governor in order to make sure: that the question is not loaded; that there will be a clear outcome from the referendum; and that voters are able to understand what they are being asked.

Although it was announced that the referendum would take place in the first half of 2013, the precise timing of the referendum has not yet been set. Again, *clause 6* would allow for that to be done later: it would require the Governor to make an order specifying when (during the period from 1 January 2013 to 30 June 2013) the referendum will be held. It would also allow for the referendum to be held over more than one day.

However, *Clause 7* is intended to allow for the possibility that exceptional circumstances might mean that the referendum needs to be postponed. If (but only if) exceptional circumstances do arise, the Governor would be able to make an order postponing the referendum (and, if need be, the referendum could even be postponed beyond the first half of 2013). If an order does have to be made, it would have to specify when the postponed referendum would be held instead and it could also contain provisions dealing with the consequences of the postponement.

Under *clause 8*, entitlement to vote in the referendum would be the same as for other elections and would be based on whether or not a person is registered to vote when the referendum is held.

It is proposed that an official information leaflet will be circulated to voters before the referendum. *Clause 9* would impose an obligation on the Governor to make an order about that leaflet and would also place the Governor under a duty to make sure that the leaflet is even-handed. (The arrangements for circulating the leaflet to voters are dealt with in *clause 13(2)(a)*.)

Under *clause 10*, overall responsibility for running the referendum would be given to a Chief Referendum Officer, combining the roles for the referendum of the returning officers for Camp and Stanley and the Chief Counting Officer. The position of Chief Referendum Officer would be taken by the Chief Executive. However, the Chief Executive would be able to appoint someone to take on the role on an acting basis.

Clause 11 would allow the Chief Referendum Officer to appoint (and pay) referendum officers and delegate functions to them. However, the Chief Referendum Officer would retain overall responsibility and would be able to issue directions and instructions to referendum officers, which they would be obliged to follow.

Clause 12 would provide for the appointment (and payment) of other referendum staff by the Chief Referendum Officer or by referendum officers. Again, directions and instructions could be given to referendum staff (by referendum officers as well as by the Chief Referendum Officer) and they would be obliged to follow them.

Clause 13 would oblige the Chief Referendum Officer to make arrangements for how the referendum is to be run and it lists a number of things that must be covered by those arrangements (including independent observation of the referendum). The Chief Referendum Officer would be under a duty to try and ensure that the referendum is free and fair.

Clause 14 would allow the Chief Referendum Officer to make rules for various aspects of the referendum process. Again, the Chief Referendum Officer would be under a duty to try and ensure that the referendum is free and fair. There is also a reminder that rules must comply with the human rights provisions in the Constitution with particular emphasis on the provisions about: freedom of expression (including freedom of the press); freedom of assembly and association; and protection from discrimination.

Clause 15 would provide for existing election legislation to apply for the purposes of the referendum unless more specific provision is made.

Under *clause 16*, the Governor would have the power to issue directions to the Chief Referendum Officer, but could only do that if it is necessary to ensure good governance. If a direction is made, the Chief Referendum Officer would have to follow it.

Clause 17 would allow the Governor to make subsidiary legislation.

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2 November 2012

No. 12

The following are published in this Supplement –

**Supplementary Appropriation (2012-2013) Ordinance 2012 (No 14 of 2012);
Criminal Justice (Amendment) Ordinance 2012 (No 15 of 2012); and
Referendum (Falkland Islands Political Status) Ordinance 2012 (No 16 of 2012).**

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Supplementary Appropriation (2012-2013) Ordinance 2012

(No: 14 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedule

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

SUPPLEMENTARY APPROPRIATION (2012-2013) ORDINANCE 2012

(No: 14 of 2012)

(assented to: 31 October 2012)

(commencement: on publication)

(published: 2 November 2012)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £2,945,240.00 for the financial year ending 30 June 2013.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2012-2013) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Financial Secretary may withdraw an additional sum of £2,945,240.00 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2013 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 2012-2013, the Financial Secretary will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE

Number	Head of Service	Amount £
	Operating Budget	
0110	Central Services	82,500.00
0200	Health, Social Services & Education	101,470.00
0350	Public Works	169,880.00
0410	Natural Resources	96,970.00
0451	Attorney Generals Chambers	12,000.00
0550	Emergency Services	22,140.00
0600	Executive Management	164,490.00
0700	The Treasury	1,606,300.00
0620	Mineral Resources	100,000.00
0990	Fund Transfers & Transfer Payments	589,490.00
	Total Operating Budget	2,945,240.00
	Total	2,945,240.00

Passed by the Legislature of the Falkland Islands on 25 October 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Criminal Justice (Amendment) Ordinance 2012

(No: 15 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Amendment of section 162 of the Criminal Justice Ordinance – Bail after arrest

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

CRIMINAL JUSTICE (AMENDMENT) ORDINANCE 2012

(No: 15 of 2012)

(assented to: 31 October 2012)
(commencement on publication)
(published: 2 November 2012)

AN ORDINANCE

To amend the Criminal Justice Ordinance (Title 24.1) to remove a possible doubt in relation to the time limits on police detention.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Criminal Justice (Amendment) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Amendment of section 162 of the Criminal Justice Ordinance – Bail after arrest

(1) Section 162(7) of the Criminal Justice Ordinance is amended by adding “and the time during which the person was on bail is not to be included”.

(2) The amendment made by subsection (1) is to be treated as if it has always had effect.

Passed by the Legislature of the Falkland Islands on 25 October 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Referendum (Falkland Islands Political Status) Ordinance 2012

(No: 16 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Interpretation
4. Referendum
5. Referendum question
6. Referendum timing
7. Power to postpone referendum in exceptional circumstances
8. Entitlement to vote
9. Information for voters before referendum: official information leaflet
10. Chief Referendum Officer
11. Referendum officers
12. Other referendum staff
13. Referendum arrangements
14. Referendum rules
15. Application of Electoral Ordinance
16. Limited power for Governor to issue directions
17. Subsidiary legislation

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

REFERENDUM (FALKLAND ISLANDS POLITICAL STATUS) ORDINANCE 2012

(No: 16 of 2012)

(assented to: 31 October 2012)
(commencement: on publication)
(published: 2 November 2012)

AN ORDINANCE

To provide for the exercise by Falkland Islanders of their right to self-determination by means of a referendum about the political status of the Falkland Islands; and for connected purposes.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Referendum (Falkland Islands Political Status) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Interpretation

(1) Expressions used in the Electoral Ordinance (Title 30.1) (or subsidiary legislation made under it) have the same meaning in this Ordinance.

(2) Unless the context requires otherwise, expressions used in the Electoral Ordinance (or subsidiary legislation made under it) also have the same meaning in —

(a) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(b) arrangements made under section 13;

(c) rules made under section 14; and

(d) subsidiary legislation made under section 17.

4. Referendum

A referendum about the political status of the Falkland Islands is to be held.

5. Referendum question

(1) The Governor must by order specify the question (or questions) to be asked in the referendum.

(2) The Governor must take reasonable steps to ensure that questions asked are objective, unambiguous and easy to understand.

6. Referendum timing

(1) The Governor must by order specify when the referendum is to be held (which must be no earlier than 1 January 2013 and no later than 30 June 2013).

(2) The Governor may specify that the referendum is to be held over more than one day.

7. Power to postpone referendum in exceptional circumstances

(1) The remainder of this section only applies if the Governor is satisfied that exceptional circumstances make it necessary to postpone the referendum.

(2) If exceptional circumstances do make it necessary to postpone the referendum, the Governor may by order postpone the referendum.

(3) If the circumstances require, the referendum may be postponed until after 30 June 2013.

(4) An order made under subsection (2) —

(a) must specify when the postponed referendum is to be held; and

(b) may include other provisions that are consequential upon the postponement of the referendum.

8. Entitlement to vote

Everyone registered as an elector under the Electoral Ordinance when the referendum is held is entitled to vote in the referendum.

9. Information for voters before referendum: official information leaflet

(1) The Governor must by order provide for the content and format of an official information leaflet to be circulated before the referendum.

(2) The Governor must take reasonable steps to ensure that the official information leaflet is objective, fair and balanced.

10. Chief Referendum Officer

- (1) The Chief Referendum Officer has overall responsibility for the conduct of the referendum.
- (2) The Chief Referendum Officer has, for the purposes of the referendum, the functions, powers and duties of —
 - (a) the returning officers for each constituency; and
 - (b) the Chief Counting Officer for the referendum.
- (3) The Chief Executive is the Chief Referendum Officer for the referendum (whether or not the Chief Executive is also the returning officer for either or both constituencies).
- (4) The Chief Executive may appoint another person to act as Chief Referendum Officer at times when the Chief Executive is unable to act as Chief Referendum Officer.

11. Referendum officers

- (1) The Chief Referendum Officer may appoint one or more referendum officers to assist with the conduct of the referendum.
- (2) The Chief Referendum Officer may delegate functions (but not overall responsibility) to a referendum officer.
- (3) The Chief Referendum Officer may issue directions to referendum officers or give instructions to them.
- (4) Referendum officers must take reasonable steps to comply with directions and instructions.
- (5) The Chief Referendum Officer may —
 - (a) pay officers appointed under subsection (1); and
 - (b) treat payments made under paragraph (a) as costs of the referendum.

12. Other referendum staff

- (1) The Chief Referendum Officer or a referendum officer may appoint other referendum staff to assist with the conduct of the referendum (and, in particular, to assist in the counting of the votes in the referendum).
- (2) The Chief Referendum Officer or a referendum officer may issue directions to referendum staff and give instructions to them.
- (3) Referendum staff must take reasonable steps to comply with directions and instructions.
- (4) The Chief Referendum Officer or a referendum officer may —
 - (a) pay staff appointed under subsection (1); and

(b) treat payments made under paragraph (a) as costs of the referendum.

13. Referendum arrangements

(1) The Chief Referendum Officer must make arrangements for the conduct of the referendum.

(2) Those arrangements must include provision for the following matters —

(a) the circulation to voters of the official information leaflet provided for in an order made under section 9(1);

(b) the provision of information to voters about the arrangements for voting;

(c) the provision of information to voters at polling places and during visits by mobile polling teams; and

(d) independent observation of the referendum.

(3) The arrangements must be designed to ensure (as far as reasonably possible) that the referendum is conducted freely and fairly.

14. Referendum rules

(1) The Chief Referendum Officer may make rules for the following matters —

(a) the conduct of campaigning for the referendum;

(b) conduct of those in or around polling places or visits by mobile polling teams; and

(c) conduct of those present at the counting of votes.

(2) Rules made under subsection (1) must be designed to ensure (as far as reasonably possible) that the referendum is conducted freely and fairly.

(3) Rules made under subsection (1) must also still comply with the requirements of Chapter I of the Constitution (and, in particular, sections 1(c)(ii), 13, 14 and 16 of the Constitution).

15. Application of Electoral Ordinance

(1) Subsection (2) does not apply to the extent that —

(a) more specific provision is made in —

(i) this Ordinance;

(ii) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(iii) arrangements made under section 13;

(iv) rules made under section 14; or

(v) subsidiary legislation made under section 17.

(b) the Electoral Ordinance (or subsidiary legislation made under it) is inconsistent with —

(i) this Ordinance;

(ii) orders made under sections 5(1), 6(1), 7(2) and 9(1);

(iii) arrangements made under section 13;

(iv) rules made under section 14; or

(v) subsidiary legislation made under section 17.

(2) To the extent that this subsection does apply, the referendum must be conducted in accordance with the Electoral Ordinance (and subsidiary legislation made under it).

16. Limited power for Governor to issue directions

(1) The Governor may issue directions to the Chief Referendum Officer regarding one or more of the following —

(a) the conduct of the referendum generally;

(b) arrangements made under section 13;

(c) rules made under section 14.

(2) The Governor may only issue a direction under subsection (1) if satisfied that the direction is necessary in the interests of good governance.

(3) The Chief Referendum Officer must take reasonable steps to comply with directions.

17. Subsidiary legislation

(1) The Governor may by order or regulations make further or more specific provision for the conduct of the referendum.

(2) The Governor may also make orders or regulations that are necessary or convenient for other purposes of this Ordinance.

Passed by the Legislature of the Falkland Islands on 25 October 2012.

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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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

3 December 2012

No. 13

The following are published in this Supplement –

Coins (No 4) Order 2012 (SR&O No 17 of 2012);

Taxes and Duties (Defence Contractors' Employees Exemption) Order 2012 (SR&O No 18 of 2012);

Taxes (Amendment) Bill 2012; and

Aerodromes Bill 2012.

SUBSIDIARY LEGISLATION

CURRENCY

Coins (No 4) Order 2012

S. R. & O. No: 17 of 2012

Made: 26 November 2012

Published: 3 December 2012

Coming into force: on publication

I make this order under section 22 of the Currency Ordinance (Title 25.1) and on the advice of Executive Council.

1. Title

This Order is the Coins (No 4) Order 2012.

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 the cupro-nickel Crown coins and sterling silver Crown coins authorised by this Order are deemed to be of 25 pence denomination and those coins are legal tender in the Falkland Islands in the amount of their deemed denomination.

Made 26 November 2012

N. R. Haywood C.V.O.,
Governor.

SCHEDULE
Lifetime of Service – Diamond Jubilee of the Coronation

Type	Cupro-nickel	Silver Proof
<i>Denomination</i>	1 Crown	1 Crown
<i>Weight (grams)</i>	28.28	28.28
<i>Diameter (millimetres)</i>	38.60	38.60
<i>Fineness</i>	Cu 75% Ni 25%	925 Sterling silver
<i>Quality</i>	Brilliant Uncirculated	Proof
<i>Shape</i>	Round	Round
<i>Edge</i>	Milled	Milled
<i>Edition limit for each reverse design</i>	Unlimited	19,500
<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>	I.R.B. Effigy of Her Majesty Queen Elizabeth II	
<i>Reverse design</i>	The design features a young image of Her Majesty surrounded by a garland of acorns and diamonds. The wording "1953 THE CORONATION OF QUEEN ELIZABETH II 2013" appears in the surround with the denomination at the base	

SUBSIDIARY LEGISLATION

TAXATION

Taxes and Duties (Defence Contractors' Employees Exemption) Order 2012

S. R. & O. No. 18 of 2012

Made: 1 December 2012

Published: 3 December 2012

Coming into force: on publication

I make this order under section 9A of the Taxes and Duties (Special Exemptions) Ordinance (Title 69.2) —

- (a) on the advice of the Standing Finance Committee, as required by section 9A(1) of the Ordinance; and
- (b) on the advice of Executive Council.

1. Title

This order is the Taxes and Duties (Defence Contractors' Employees Exemption) Order 2012.

2. Commencement

This order comes into force on publication in the *Gazette*.

3. Interpretation

In this order —

“designated employer” means an employer listed in the Schedule;

“qualifying employee” means a person who —

- (a) satisfies the requirements of section 9A of the Ordinance; and
- (b) is employed by a designated employer;

“relevant employment” means —

- (a) employment only for the purpose of providing services in the Falkland Islands to either —
 - (i) Her Majesty's regular armed forces; or
 - (ii) 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 31 December 2013; or

(b) retirement pension contributions in respect of employment after that date.

6. Revocation

The Taxes and Duties (Defence Contractors’ Employees Exemption)(No 4) Order 2011 (No 25 of 2011) is revoked.

SCHEDULE DESIGNATED EMPLOYERS

(article 3)

Agrimarine Limited

Argyll Coastal Services Limited

Babcock Aerospace Limited

Babcock Communications Limited

BAE Systems (Military Air) Overseas Limited

British International Helicopter Services Limited

COLAS Limited

David Lomas Limited

Gifford Global Limited

Interserve Defence Limited
Mott MacDonald 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
Van Wijngaarden Marine Services b.v.
Westland Helicopters Limited

Made 1 December 2012

R. P. Nye,
Acting Governor.

EXPLANATORY NOTE
(not 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.

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 until the end of 2013, provided that they are engaged in relevant employment (as defined) and the other requirements set out in section 9A of the Ordinance are met.

The effects of this order (which replaces a previous order) are:

- (a) to reflect a change in the company name of an existing designated employer (BAE Systems (Military Air) Overseas Limited, which was formerly BAE Systems (Germany) Limited); and
- (b) to extend the life of the exemption (which was due to expire on 31 December 2012) for another year.

Under section 9A, orders have to be made on the advice of the Standing Finance Committee. However, Executive Council specifically approved the extension of the life of the exemption and, so, to that extent, the order is made on the advice of Executive Council in addition to that of the Standing Finance Committee.

Taxes (Amendment)(No 2) Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. The “less than 30-days residence” exemptions
4. Residence periods: days of arrival and departure
5. Accounting periods
6. Late payment
7. Benefits in kind

TAXES (AMENDMENT)(No 2) BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement: in accordance with section 2)
(published: 2012)

A BILL

for

AN ORDINANCE

To amend the Taxes Ordinance (Title 69.1), the Medical Services Tax Ordinance (No 13 of 2010) and Taxes (Benefits in Kind) Rules (SR&O No 27 of 2003).

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Taxes (Amendment)(No 2) Ordinance 2012.

2. Commencement

The provisions of this Ordinance come into force as specified in each provision.

3. Exemptions: visitors

(1) For section 57(1)(r) of the Taxes Ordinance (exemptions) substitute—

“(r) in the case of an individual who during a 12 month period is not present in the Falkland Islands for 30 days or more—

- (i) income from employment in respect of any part of that period,
- (ii) directors' emoluments in respect of any part of that period, and
- (iii) any prescribed annual value, or other benefit, chargeable to income tax in respect of the individual's employment for any part of that period;".

(2) For section 21(1)(k) of the Medical Services Tax Ordinance 2010 (exemptions) substitute —

“(k) in the case of an individual who during a 12 month period is not present in the Falkland Islands for 30 days or more —

- (i) income from employment in respect of any part of that period,
- (ii) directors' emoluments in respect of any part of that period, and

(iii) benefits in kind, or other benefits, chargeable to Medical Services Tax in respect of the individual's employment for any part of that period;".

(3) Omit section 21(1)(m) of the Medical Services Tax Ordinance 2010.

(4) The amendments made by this section have effect in relation to periods of 12 months ending on or after 1 January 2013 (but only in relation to income, emoluments or benefits accruing on or after that date).

4. Residence periods: days of arrival and departure

(1) At the end of section 200 of the Taxes Ordinance (residence of individuals) add —

"(3) For the purpose of this section and any other provision of or under this Ordinance which refers to a period of a person's presence in the Falkland Islands, days of arrival in the Falkland Islands or departure from the Falkland Islands shall be treated as days of presence in the Falkland Islands."

(2) At the end of section 21 of the Medical Services Tax Ordinance 2010 (exemptions) add —

"(3) For the purpose of subsection (1)(k) days of arrival in the Falkland Islands or departure from the Falkland Islands shall be treated as days of presence in the Falkland Islands."

(3) The amendments made by this section (which codify existing practice) shall be treated as always having had effect.

5. Accounting periods

(1) In section 26(3) of the Taxes Ordinance (end of accounting periods for corporation tax purposes) after "shall end for the purposes of corporation tax" insert ", unless the Commissioner otherwise approves,".

(2) The amendment made by subsection (1) shall have effect in respect of accounting periods beginning on or after 1 January 2013.

6. Late payment

(1) Section 33 of the Taxes Ordinance (late payment) is amended as follows.

(2) In subsection (2)(b) omit the words "but not more than six months".

(3) For subsection (2)(c) and (d) substitute —

"(c) if the accounts are delivered more than six months after the due time, to a penalty (in addition to any other penalty) equal to —

(i) 10 per cent of the unpaid tax, if the accounts are delivered within 12 months of the due date, or

(ii) 20 per cent of the unpaid tax, if the accounts are delivered more than 12 months after the due date;

and “the unpaid tax” means the amount of tax, payable by the company for the accounting period for which the accounts were required, which remains unpaid six months after the due time;”

(4) The amendments made by this section have effect in relation to accounts delivered on or after 1 January 2013.

7. Benefits in kind

(1) The Taxes (Benefits in Kind) Rules (SR&O No 27 of 2003) are amended as follows.

(2) In rule 4 (annual values of prescribed benefits) —

(a) at the end of paragraph (8)(b) insert “(subject to paragraph (8B))”,

(b) in paragraph (8A) after “paragraph (8)” insert “or (8B)”, and

(c) after paragraph (8A) insert —

“(8B) Where a benefit consists of exclusive use of a dwelling house, the annual value of the provision of heating or electricity (or both) is £500 per room (for which purpose paragraph (7)(a) and (b) above apply).”

(3) In rule 5 (exemptions) after paragraph (5) insert —

“(5A) Where an employer wholly or partly meets or reimburses the costs of travel in respect of more than one return journey in a calendar year and paragraph (5) requires paragraph (2) to be applied only in relation to one return journey (for one or more individuals), the journey to which paragraph (2) applies is that in respect of which the employer incurs the highest cost.”

(4) The amendments made by this section have effect —

(a) in the case of the amendments made by paragraph (2), in relation to benefits accruing on or after 1 January 2013, and

(b) in the case of the amendments made by paragraph (3), in relation to 2013 and later calendar years.

OBJECTS AND REASONS

This Bill would amend the Taxes Ordinance (Title 69.1), the Medical Services Tax Ordinance (No 13 of 2010) and the Taxes (Benefits in Kind) Rules (SR&O No 27 of 2003).

Clause 2 provides that the Ordinance will come into force in accordance with the separate commencement provisions set out in each clause.

Clause 3 would replace section 57(1)(r) of the of the Taxes Ordinance with a new provision which is intended to narrow the existing exemption from payment of tax contained in that section. The exemption, which currently applies in relation to persons who were present in the

Falkland Islands for less than 30 days in a 12 month period, would no longer apply to all income, but only to employment income.

The effect of this is that an exemption from tax available under the existing section 57(1)(r), for example in relation to income deriving from an individual owning and renting a property in the Falkland Islands, or income from a Falkland Islands pension, in connection with being present in the Falkland Islands for less than 30 days in a 12 month period, would no longer apply.

The clause would make a similar amendment to section 21(1)(k) of the Medical Services Tax Ordinance.

The new provisions would come into force on 1 January 2013 (but only in relation to income accruing on or after that date).

Clause 4 would clarify that, under the Taxes Ordinance, for the purpose of determining residence of individuals and any other provision which refers to presence in the Falkland Islands, days of arrival and departure will be treated as days of presence in the Falkland Islands. A similar amendment would be made to the Medical Services Tax Ordinance.

The provisions would be treated as if they had always had effect.

Clause 5 would amend section 26(3) of the Taxes Ordinance to give the Commissioner for Taxation discretion, in relation to corporation tax, to approve different ends to company accounting periods than currently provided for.

The clause would have effect in relation to accounting periods beginning on or after 1 January 2013.

Clause 6 would amend section 33 of the Taxes Ordinance which deals with the late filing of accounts and late payment of tax.

The existing provisions provide for the imposition of fixed penalties if accounts are delivered up to six months late. The new provision would also allow a fixed penalty to be imposed if the accounts are delivered more than six months late.

The existing provisions provide for tax geared penalties to be imposed if the accounts are delivered more than six months late and any tax due remains unpaid, but only if the lateness of the accounts and unpaid tax coincided within limited timeframes, which leave a gap allowing the penalty to be avoided. The new provisions would allow tax geared penalties to be imposed in relation to any unpaid tax if the accounts are delivered more than six months late and any tax payable in relation to the relevant accounting period also remains unpaid after six months after the tax return is due. This enables a penalty to be charged when the accounts are submitted at any time after this, so long as the tax was unpaid six months after the tax return was due.

The new provisions would have effect in relation to accounts which are delivered on or after 1 January 2013.

Clause 7 would amend the Taxes (Benefits in Kind) Rules so as to:

(a) make new provision for calculation of the taxable benefit in relation to heating and electricity in respect of exclusive use of a house, at an annual value of £500 per room, subject to a maximum of £3,500 (in contrast to the existing daily rate of £3.00 per day, subject to a maximum of £1,000); and

(b) provide that where more than one return journey is made by an employee in a calendar year, the costs to an employer of those flights which are exempt from tax as prescribed benefits in kind is the journey in respect of which the employer incurs the highest cost.

The amendments which would be made as described in paragraph (a) would come into force in relation to benefits accruing on or after 1 January 2013.

The amendments which would be made as described in paragraph (b) would have effect in relation to 2013 and later calendar years.

Aerodromes Bill 2012

(No: of 2012)

ARRANGEMENT OF PROVISIONS

Clause

1. Title
2. Commencement
3. Interpretation (with limited power to amend definitions)
4. Power to make regulations about aerodromes, etc

AERODROMES BILL 2012

(No: of 2012)

(assented to: 2012)
(commencement on publication)
(published: 2012)

A BILL

for

AN ORDINANCE

To provide for the regulation of aerodromes; and for connected purposes.

BE IT ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Aerodromes Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Interpretation (with limited power to amend definitions)

(1) In this Ordinance —

“aerodrome” —

(a) means an area of land or water designed, equipped, set apart or commonly used for affording facilities for the landing and departure of aircraft; and

(b) includes an area or space (whether on the ground, on the roof of a building or somewhere else) which is designed, equipped or set apart for affording facilities for the landing and departure of aircraft capable of descending or climbing vertically; but

(c) does not include an area the use of which for affording facilities for the landing and departure of aircraft has been abandoned and has not been resumed; and

“aircraft” means a machine that can derive support in the atmosphere from the reactions of the air otherwise than by the reactions of the air against the surface of the earth.

(2) The Governor may by order amend a definition to reflect changes in the corresponding meaning of that term in United Kingdom legislation relating to aerodromes or other aircraft operations.

4. Power to make regulations about aerodromes, etc

(1) The Governor may make regulations about —

- (a) the operation and use of aerodromes;
 - (b) other aircraft operations.
- (2) Regulations may include provisions under which measures may be taken to —
- (a) ensure that there is compliance with them (and requirements imposed by them or under them); and
 - (b) enforce them (and requirements imposed by them or under them), including by imposing civil penalties for breach.

OBJECTS AND REASONS

This Bill would allow for the regulation of aerodromes and other aircraft operations.

If passed, the Ordinance operates in the context of UK legislation that applies in the Falkland Islands (which, in turn, operates in the context of the Convention on International Civil Aviation). As matters stand, the UK legislation that applies in the Falkland Islands is the Air Navigation (Overseas Territories) Order (2007 SI 2007 No 3468, as amended by SI 2008/3125 and SI 2011/327) – however, there are proposals to update that legislation in the near future.

Clause 3 defines “aircraft” and “aerodrome” and the definitions are based on the corresponding meanings of those terms in the Air Navigation (Overseas Territories) Order. *Clause 3(2)* allows for definitions to be updated if the corresponding meanings in UK legislation change.

Although the definition of “aircraft” refers to a machine, it is ultimately derived from the Convention on International Civil Aviation and it is taken to be wide enough to include things such as gliders, kites, balloons, etc, as well as aeroplanes, helicopters, etc. However, the exception is designed to exclude hovercraft.

Clause 4 would allow the Governor to make regulations about aerodromes and other aircraft operations. *Clause 4(2)* gives specific powers to include provisions about compliance and enforcement in the regulations – these specific powers are additional to those provided for in the Interpretation and General Clauses Ordinance (Title 67.1).

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FALKLAND ISLANDS GAZETTE

Supplement

PUBLISHED BY AUTHORITY

Vol. 23

31 December 2012

No. 14

The following are published in this Supplement –

Referendum on Political Status (Question) Order 2012 (SR&O No 19 of 2012);

Referendum on Political Status (Timing) Order 2012 (SR&O No 20 of 2012);

Referendum on Political Status (Official Information Leaflet) Order 2012 (SR&O No 21 of 2012);

Supplementary Appropriation (2012-2013)(No 2) Ordinance 2012 (No 17 of 2012);

Taxes (Amendment)(No 2) Ordinance 2012 (No 18 of 2012); and

Aerodromes Ordinance 2012 (No 19 of 2012).

SUBSIDIARY LEGISLATION

ELECTORAL

Referendum on Political Status (Question) Order 2012

S. R. & O. No: 19 of 2012

Made: 20 December 2012

Published: 31 December 2012

Coming into force: upon publication

I make the following order under section 5(1) of the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012) on the advice of Executive Council.

To comply with section 5(2), I have taken steps that I consider reasonable to ensure that the question to be asked is objective, unambiguous and easy to understand.

1. Title

This Order is the Referendum on Political Status (Question) Order 2012.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. Question to be asked in referendum

The question to be asked in the referendum about the political status of the Falkland Islands (which includes a preamble) is —

“The current political status of the Falkland Islands is that they are an Overseas Territory of the United Kingdom. The Islands are internally self-governing, with the United Kingdom being responsible for matters including defence and foreign affairs. Under the Falkland Islands Constitution the people of the Falkland Islands have the right to self-determination, which they can exercise at any time. Given that Argentina is calling for negotiations over the sovereignty of the Falkland Islands, this referendum is being undertaken to consult the people regarding their views on the political status of the Falkland Islands. Should the majority of votes cast be against the current status, the Falkland Islands Government will undertake necessary consultation and preparatory work in order to conduct a further referendum on alternative options.

Do you wish the Falkland Islands to retain their current political status as an Overseas Territory of the United Kingdom?”

Made 20 December 2012

N. R. Haywood C.V.O.,
Governor

EXPLANATORY NOTE
(not part of the order)

Under the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012), a referendum about the political status of the Falkland Islands will be held in the first half of 2013.

This order specifies the question to be asked in the referendum (which includes a preamble intended to put the question into context).

SUBSIDIARY LEGISLATION

ELECTORAL

Referendum on Political Status (Timing) Order 2012

S. R. & O. No: 20 of 2012

Made: 20 December 2012

Published: 31 December 2012

Coming into force: upon publication

I make the following order under section 6 of the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012) on the advice of Executive Council.

1. Title

This Order is the Referendum on Political Status (Timing) Order 2012.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. Timing of referendum

The referendum about the political status of the Falkland Islands will be held on 10 and 11 March 2013.

Made 20 December 2012

N. R. Haywood C.V.O.,
Governor

EXPLANATORY NOTE

(not part of the order)

Under the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012), a referendum about the political status of the Falkland Islands will be held in the first half of 2013.

This order specifies the timing of the referendum, which will be held over 2 days on 10 and 11 March 2013.

SUBSIDIARY LEGISLATION

ELECTORAL

Referendum on Political Status (Official Information Leaflet) Order 2012

S. R. & O. No: 21 of 2012

Made: 20 December 2012

Published: 31 December 2012

Coming into force: upon publication

I make the following order under section 9(1) of the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012) on the advice of Executive Council.

To comply with section 9(2), I have taken steps that I consider reasonable to ensure that the official information leaflet is objective, fair and balanced.

1. Title

This Order is the Referendum on Political Status (Official Information Leaflet) Order 2012.

2. Commencement

This Order comes into force upon publication in the Gazette.

3. Question to be asked in referendum

The content and format of the official information leaflet to be circulated before the referendum about the political status of the Falkland Islands is set out in the Schedule.



**The
Falkland
Islands
Government**

Referendum

On the political future of the Falkland Islands

About this booklet

On the 10th and 11th March 2013, there will be a referendum on the political future of the Falkland Islands. This booklet explains the referendum, and what your vote would mean.

What is a referendum?

A referendum is a general vote by the electorate on a single political question. This particular referendum is a consultative referendum and is being held to seek your opinion on the political status of the Falkland Islands.

Why are we having this referendum?

The United Kingdom has sovereignty of the Falkland Islands. Argentina meanwhile claims that the Islands are theirs, and have requested that the UK Government enter into negotiations over this sovereignty. The UK Government support the Falkland Islanders' right of self-determination, allowing the people of the Falkland Islands to decide their future. The Argentine Government states that it does not believe that the

SCHEDULE

Islanders have this right and, as evidenced in their Constitution, claim full sovereignty of the Islands. The purpose of this referendum is to give Falkland Islanders the opportunity to clearly state, through an open and observed democratic process, what they wish the political status of the Falkland Islands to be.

What is the question?

A referendum asks you to vote yes or no to a proposal. For this referendum, you will receive a ballot paper with this question:

The current political status of the Falkland Islands is that they are an Overseas Territory of the United Kingdom. The Islands are internally self-governing, with the United Kingdom being responsible for matters including defence and foreign affairs. Under the Falkland Islands Constitution the people of the Falkland Islands have the right to self-determination, which they can exercise at any time. Given that Argentina is calling for negotiations over the sovereignty of the Falkland Islands, this referendum is being undertaken to consult the people regarding their views on the political status of the Falkland Islands. Should the majority of votes cast be against the current status, the Falkland Islands Government will undertake necessary consultation and preparatory work in order to conduct a further referendum on alternative options.

Do you wish the Falkland Islands to retain their current political status as an Overseas Territory of the United Kingdom?

YES or NO

What is the current political status of the Falkland Islands?

The Falkland Islands are one of 14 Overseas Territories (OTs) of the UK. Each of these OTs has its own constitution, its own government and its own local laws. They are therefore all different and there is no blueprint for the administration of the OTs. But there are some common themes, which of course apply to the Falkland Islands. These themes are described in detail in the June 2012 White Paper [The Overseas Territories: Security Success and Sustainability] (<http://bit.ly/LiPmM9>). In short, the relationship between the UK and its OTs is based on the principles of self-determination and autonomy, whilst recognising mutual responsibility and a pledge of UK support when needed. The relationship between the Falkland Islands and the UK is essentially described in the Falkland Islands Constitution Order 2008 (<http://bit.ly/V5LqDt>). This spells out the degree of autonomy of the Falkland Islands Government whilst also describing the responsibilities of the UK towards the Islands.

The UK Government maintains a long-standing position on independence for the OTs, recognising that any decision to sever the constitutional link between the UK and an OT should be on the basis of the wishes of the people of the OT. Where independence is an option and it is the clear and constitutionally expressed wish of the people to pursue independence, the UK Government will meet its obligation to help the OT achieve this aim.

What is the Argentine position on the Falkland Islands?

The Argentine Constitution (<http://bit.ly/zvdOvm>), as amended in 1994, is clear that the Argentine Government claims full sovereignty over the Falkland Islands:

“The Argentine Nation ratifies its legitimate and non-prescribing sovereignty over the Malvinas, Georgias del Sur and Sandwich del Sur Islands and over the corresponding maritime and insular zones, as they are an integral part of the National territory. The recovery of said territories and the full exercise of sovereignty, respectful of the way of life of their inhabitants and according to the principles of international law, are a permanent and unrelinquished goal of the Argentine people.”

What does a yes vote mean?

If more people vote ‘yes’ than ‘no’ then the Falkland Islands Government will confirm to the UK government that the Falkland Islands wish to remain a UK Overseas Territory, retaining the current status and preserving the right to self-determination, which would allow the Falkland Islands to review its status at any time. This could include full independence in the future.

What does a no vote mean?

If more people vote ‘no’ than ‘yes’ then Falkland Islands Government will undertake further consultation and preparatory work leading to a further referendum on alternative options. These alternatives would be representative of public opinion, as identified through open and free consultation.

Made 20 December 2012

N. R. Haywood C.V.O.,
Governor

EXPLANATORY NOTE
(not part of the order)

Under the Referendum (Falkland Islands Political Status) Ordinance (No 16 of 2012), a referendum about the political status of the Falkland Islands will be held in the first half of 2013.

This order specifies the content and format of the official information leaflet to be circulated before the referendum.

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Supplementary Appropriation (2012-2013)(No 2) Ordinance 2012

(No: 17 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Withdrawal of additional sum
4. Replenishment of Contingencies Fund

Schedule

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

SUPPLEMENTARY APPROPRIATION (2012-2013)(No 2) ORDINANCE 2012

(No: 17 of 2012)

(assented to: 20 December 2012)
(commencement: on publication)
(published: 31 December 2012)

AN ORDINANCE

To authorise the withdrawal from the Consolidated Fund of the additional sum of £620,840.00 for the financial year ending 30 June 2013.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Supplementary Appropriation (2012-2013)(No 2) Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the Gazette.

3. Withdrawal of additional sum

(1) The Financial Secretary may withdraw an additional sum of £620,840.00 from the Consolidated Fund.

(2) Any additional sum withdrawn under subsection (1) may be applied in the financial year ending 30 June 2013 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 numbers 2 and 3 of 2012-2013, the Financial Secretary will replenish the fund from the additional sum withdrawn under section 3.

SCHEDULE

Number	Head of Service	Amount £
	Operating Budget	
0110	Central Services	36,100.00
0200	Health, Social Services & Education	24,740.00
0350	Public Works	55,000.00
0550	Emergency Services	7,000.00
0700	The Treasury	83,000.00
0990	Fund Transfers & Transfer Payments	415,000.00
	Total Operating Budget	620,840.00
	Total Schedule	620,840.00

Passed by the Legislature of the Falkland Islands on 20 December 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Taxes (Amendment)(No 2) Ordinance 2012

(No: 18 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. The “less than 30-days residence” exemptions
4. Residence periods: days of arrival and departure
5. Accounting periods
6. Late payment
7. Benefits in kind

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

TAXES (AMENDMENT)(No 2) ORDINANCE 2012

(No: 18 of 2012)

(assented to: 20 December 2012)
(commencement: in accordance with section 2)
(published: 31 December 2012)

AN ORDINANCE

To amend the Taxes Ordinance (Title 69.1), the Medical Services Tax Ordinance (No 13 of 2010) and Taxes (Benefits in Kind) Rules (S.R. & O. No. 27 of 2003).

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Taxes (Amendment)(No 2) Ordinance 2012.

2. Commencement

The provisions of this Ordinance come into force as specified in each provision.

3. Exemptions: visitors

(1) For section 57(1)(r) of the Taxes Ordinance (exemptions) substitute —

“(r) in the case of an individual who during a 12 month period is not present in the Falkland Islands for 30 days or more—

(i) income from employment in respect of any part of that period,

(ii) directors’ emoluments in respect of any part of that period, and

(iii) any prescribed annual value, or other benefit, chargeable to income tax in respect of the individual's employment for any part of that period;".

(2) For section 21(1)(k) of the Medical Services Tax Ordinance 2010 (exemptions) substitute —

"(k) in the case of an individual who during a 12 month period is not present in the Falkland Islands for 30 days or more —

(i) income from employment in respect of any part of that period,

(ii) directors' emoluments in respect of any part of that period, and

(iii) benefits in kind, or other benefits, chargeable to Medical Services Tax in respect of the individual's employment for any part of that period;".

(3) Omit section 21(1)(m) of the Medical Services Tax Ordinance 2010.

(4) The amendments made by this section have effect in relation to periods of 12 months ending on or after 1 January 2013 (but only in relation to income, emoluments or benefits accruing on or after that date).

4. Residence periods: days of arrival and departure

(1) At the end of section 200 of the Taxes Ordinance (residence of individuals) add —

"(3) For the purpose of this section and any other provision of or under this Ordinance which refers to a period of a person's presence in the Falkland Islands, days of arrival in the Falkland Islands or departure from the Falkland Islands shall be treated as days of presence in the Falkland Islands."

(2) At the end of section 21 of the Medical Services Tax Ordinance 2010 (exemptions) add —

"(3) For the purpose of subsection (1)(k) days of arrival in the Falkland Islands or departure from the Falkland Islands shall be treated as days of presence in the Falkland Islands."

(3) The amendments made by this section (which codify existing practice) shall be treated as always having had effect.

5. Accounting periods

(1) In section 26(3) of the Taxes Ordinance (end of accounting periods for corporation tax purposes) after "shall end for the purposes of corporation tax" insert ", unless the Commissioner otherwise approves,".

(2) The amendment made by subsection (1) shall have effect in respect of accounting periods beginning on or after 1 January 2013.

6. Late payment

(1) Section 33 of the Taxes Ordinance (late payment) is amended as follows.

(2) In subsection (2)(b) omit the words “but not more than six months”.

(3) For subsection (2)(c) and (d) substitute —

“(c) if the accounts are delivered more than six months after the due time, to a penalty (in addition to any other penalty) equal to —

(i) 10 per cent of the unpaid tax, if the accounts are delivered within 12 months of the due date, or

(ii) 20 per cent of the unpaid tax, if the accounts are delivered more than 12 months after the due date;

and “the unpaid tax” means the amount of tax, payable by the company for the accounting period for which the accounts were required, which remains unpaid six months after the due time;”

(4) The amendments made by this section have effect in relation to accounts delivered on or after 1 January 2013.

7. Benefits in kind

(1) The Taxes (Benefits in Kind) Rules (SR&O No 27 of 2003) are amended as follows.

(2) In rule 4 (annual values of prescribed benefits) —

(a) at the end of paragraph (8)(b) insert “(subject to paragraph (8B))”,

(b) in paragraph (8A) after “paragraph (8)” insert “or (8B)”, and

(c) after paragraph (8A) insert —

“(8B) Where a benefit consists of exclusive use of a dwelling house, the annual value of the provision of heating or electricity (or both) is £500 per room (for which purpose paragraph (7)(a) and (b) above apply).”

(3) In rule 5 (exemptions) after paragraph (5) insert —

“(5A) Where an employer wholly or partly meets or reimburses the costs of travel in respect of more than one return journey in a calendar year and paragraph (5) requires paragraph (2) to be applied only in relation to one return journey (for one or more individuals), the journey to which paragraph (2) applies is that in respect of which the employer incurs the highest cost.”

(4) The amendments made by this section have effect —

(a) in the case of the amendments made by paragraph (2), in relation to benefits accruing on or after 1 January 2013, and

(b) in the case of the amendments made by paragraph (3), in relation to 2013 and later calendar years.

Passed by the Legislature of the Falkland Islands on 20 December 2012.

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

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

Aerodromes Ordinance 2012

(No: 19 of 2012)

ARRANGEMENT OF PROVISIONS

Section

1. Title
2. Commencement
3. Interpretation (with limited power to amend definitions)
4. Power to make regulations about aerodromes, etc

ELIZABETH II



FALKLAND ISLANDS

NIGEL ROBERT HAYWOOD C.V.O.,
Governor.

AERODROMES ORDINANCE 2012

(No: 19 of 2012)

(assented to: 20 December 2012)
(commencement: on publication)
(published: 31 December 2012)

AN ORDINANCE

To provide for the regulation of aerodromes; and for connected purposes.

ENACTED by the Legislature of the Falkland Islands —

1. Title

This Ordinance is the Aerodromes Ordinance 2012.

2. Commencement

This Ordinance comes into force on publication in the *Gazette*.

3. Interpretation (with limited power to amend definitions)

(1) In this Ordinance —

“aerodrome” —

(a) means an area of land or water designed, equipped, set apart or commonly used for affording facilities for the landing and departure of aircraft; and

(b) includes an area or space (whether on the ground, on the roof of a building or somewhere else) which is designed, equipped or set apart for affording facilities for the landing and departure of aircraft capable of descending or climbing vertically; but

(c) does not include an area the use of which for affording facilities for the landing and departure of aircraft has been abandoned and has not been resumed; and

“aircraft” means a machine that can derive support in the atmosphere from the reactions of the air otherwise than by the reactions of the air against the surface of the earth.

(2) The Governor may by order amend a definition to reflect changes in the corresponding meaning of that term in United Kingdom legislation relating to aerodromes or other aircraft operations.

4. Power to make regulations about aerodromes, etc

(1) The Governor may make regulations about —

(a) the operation and use of aerodromes;

(b) other aircraft operations.

(2) Regulations may include provisions under which measures may be taken to —

(a) ensure that there is compliance with them (and requirements imposed by them or under them); and

(b) enforce them (and requirements imposed by them or under them), including by imposing civil penalties for breach.

Passed by the Legislature of the Falkland Islands on 20 December 2012.

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, Stanley, Falkland Islands
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